

ESTTA Tracking number: **ESTTA1128443**

Filing date: **04/21/2021**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

| | |
|---------------------------------------|--|
| Name | Walmart Apollo, LLC |
| Granted to Date of previous extension | 04/21/2021 |
| Address | 702 SW 8TH STREET, MS 0215 BENTONVILLE, AR 72716 UNITED STATES |

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| Correspondence information | ERICA N. GOVEN KUTAK ROCK LLP 1650 FARNAM STREET OMAHA, NE 68102 UNITED STATES Primary Email: erica.goven@kutakrock.com Secondary Email(s): kalli.davis@kutakrock.com, trademarks.goven@kutakrock.com, dsdocketuswmt@dinsmore.com, wal-marttm@kutakrock.com, trademarks.stephenson@kutakrock.com No phone number provided. |
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Applicant Information

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|------------------------|---|------------------------|------------|
| Application No. | 88746444 | Publication date | 12/22/2020 |
| Opposition Filing Date | 04/21/2021 | Opposition Period Ends | 04/21/2021 |
| Applicant | Yeezy LLC 6 CENTERPOINTE DR. #700 LA PALMA, CA 90623 UNITED STATES | | |

Goods/Services Affected by Opposition

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| Class 006. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Metal modular homes |
| Class 009. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Musical sound recordings; audio-visual recordings, namely, compact discs, phonograph records, CD-ROMs, DVDs and downloadable MP3 files all featuring music and sound tracks; downloadable musical soundrecordings; downloadable video recordings featuring music; downloadable electronic publications in the nature of books,booklets, magazines, journals, manuals,brochures, leaflets, pamphlets and newsletters, all in the field of music, entertainment, television, film, the arts, fashion, lifestyles, culture, social issues and politics; electronic publications, namely, books, booklets, magazines, journals, manuals, brochures, leaflets, pamphlets and newsletters, all in the field of music, entertainment, television, film, the arts, fashion, lifestyles, culture, social issues and politics, recorded on CD-ROMs; magnets; decorative |

magnets; refrigerator magnets; novelty magnets; mouse pads; compact disc cases and covers in the nature of sleeves; face plates for cell phones; jackets for computer discs; fitted cases for storage and transportation, namely, cases for compact discs, DVDs, CD-ROMs, computers, cameras, camcorders and portable phones; computercarrying cases; wrist rests and supports for computer mouse users; wrist rests for computers and computer accessories; computer keyboard wrist pads; downloadable music, ring tones, graphics, and electronic games via the Internet and wireless devices; downloadable wireless game software; downloadable wireless entertainment via the internet and wireless devices, namely, ring tones, images featuring graphics and photographs, and computer wallpaper; downloadable screen saver software, via the internet and wireless devices; computer game discs, programs and software; video game discs, recorded video game software, recorded video game programs; downloadable interactive multimedia computer game program; downloadable interactive video game programs; interactive audio game discs containing action games and role playing games; interactive video games of virtual reality comprised of computer hardware and downloadable software; downloadable virtual reality game software; multi-media software recorded on CD-ROM featuring music, games and entertainment in the nature of motion pictures, music videos, films and television series, programs and shows featuring cartoon and animation, adventure, comedy, drama, music, games, sports, live-action in the nature of football, baseball, basketball and tennis games and cinematography and videography that does not use animation and that combines both animated characters and humans, artists, entertainers, the arts, namely, dramatic acts and dance, pop culture, pre-recorded live concert footage of audio, visual and dramatic performances; downloadable computer software for use in the design, development and execution of wireless game and entertainment programs and applications; electric and electronic apparatus and appliances, for analog, digital or optical receiving, processing, reproduction, control, amplification or distribution of light, sound or image signals, namely, radios, radio receivers, players and recorders for CDs and MP3 files, compact disc players, DVD players, loud speaker systems, power transformers for amplification, loudspeakers, headphones, earphones and remote controls therefor; radio receivers; radios for automobiles; amplifiers; loudspeakers; loudspeakers with built-in amplifiers; digital audio players for music; audio equipment containing amplifiers, namely, stereo tuners and loudspeakers containing amplifiers; digital audio and video recorders and players; audiovisual equipment for vehicles, namely, stereos, speakers, DVD players, digital audio and video players; remote controls for radios, radio receivers, players and recorders for CDs and MP3 files, compact disc players, DVD players, loud speaker systems; cables for electrical or optical signal transmission; electronic control units comprised of electrical controllers for regulation of sound signals; downloadable software for the remote control of lamps and other lighting devices, digital audio and video recorders and players; telecommunication equipment, namely, telecommunication cables, telecommunication exchangers, telecommunication switches; telecommunications and data networking hardware, namely, devices for transporting and aggregating voice, data, and video communications across multiple network infrastructures and communications protocols, telecommunications transmitters; electric and electronic apparatus and appliances for data processing and for input, output and storage of data, namely, central processing units for processing information, data, sound or images; downloadable computer software for use in database management and for managing the download and storage of audio and video files; disc storage containers; software for electric and electronic apparatus and appliances, namely, downloadable software to control and improve audio equipment sound quality; downloadable software for the uploading and downloading of digital files such as music files from a database to personal computer, MP3 players and mobile telephones; and downloadable software for use in linking audio and video equipment with parts of the audio and video equipment; microphones

Class 019. First Use: 0 First Use In Commerce: 0

All goods and services in the class are opposed, namely: Non-metal modular homes

Class 025. First Use: 0 First Use In Commerce: 0

All goods and services in the class are opposed, namely: Clothing, namely, shirts, T-shirts, under shirts, night shirts, rugby shirts, polo shirts, cardigans, jerseys, uniforms, scrub tops and pants not for medical purposes, smocks, dress shirts, pants, trousers, slacks, jeans, culottes, cargo pants, stretch pants, denim jeans, pants made of denim, overalls, coveralls, jumpers, jump suits, shorts, boxer shorts, Bermuda shorts, track shorts, running shorts, tops, stretch tops, tube tops, crop tops, tank tops, tankinis, halter tops, sweatshirts, hooded sweatshirts, hoodies, crew neck sweatshirts, sweat shorts, sweat pants, wraps, warm-up suits, jogging suits, track suits, play suits, blouses, skirts, dresses, sweaters, vests, fleece vests, pullovers, snow suits, parkas, capes, anoraks, ponchos, cloaks, shrugs, jackets, reversible jackets, wind-resistant jackets, shell jackets, shirt jackets, sports jackets, golf and ski jackets, jean jackets, denim jackets, bomber jackets, coats, heavy coats, over

coats, denim coats, trench coats, blazers, suits, jumpsuits, turtlenecks, ski bibs, swimwear, beachwear, tennis wear, surf wear, ski wear, layettes, infantwear, infants sleepers, booties, baby bibs not of paper, caps being headwear, swim caps, berets, beanies, hats, visors being headwear, headbands, wrist bands, sweat bands, headwear, ear muffs, aprons, scarves, bandanas, belts, suspenders, neckwear, ties, neckerchiefs, pocket squares, ascots, underwear, thermal underwear, long underwear, briefs, swim and bathing trunks, bras, thong underwear, G-strings, singlets, socks, loungewear, robes, underclothes, pajamas, sleepwear, night gowns, nighties, lingerie, leg warmers, hosiery, pantyhose, body stockings, knee highs, leggings, tights, gloves, mittens, rain slickers, rainwear, footwear, sneakers, tennis shoes, boots, galoshes, sandals, flip-flops, and slippers

Class 035. First Use: 0 First Use In Commerce: 0

All goods and services in the class are opposed, namely: Retail store services, wholesale store services, mail order services, on-line ordering services, on-line retail store services, and retail store services available through computer communications and interactive television, all of the aforesaid featuring recorded audiovisual products, music related items, audio-visual products, computer goods, software and games, and clothing; management of performing artists; talent agencies; providing a web site which features advertisements for the goods and services of others on a global computer network; providing space at a web site for the advertisement of the goods and services of others; providing a web site at which users can offer goods for sale and buy goods offered by others, namely, providing a website featuring an online marketplace for exchanging goods and services with other users; promoting the goods and services of others by providing hypertext links to the web sites of others; promoting the goods and services of others by providing a web site at which users can link to music, entertainment, television, film, fashion, beauty, lifestyles, home furnishings, games, and the arts; providing on-line web directory services featuring hyperlinks to the web sites of others; providing consumer information about the goods and services of others via the global computer network; promoting the goods and services of others by means of operating an on-line shopping mall with links to the retail web sites of others; promoting the goods and services of others through on-line ordering services and web-based catalogues featuring those goods and services; providing an on-line showroom for the goods of others in the fields of music, entertainment, television, film, fashion, beauty, lifestyles, home furnishings, games, and the arts; promoting the goods and services of others by preparing and placing advertisements in an electronic magazine accessed through a global computer network; promoting and conducting trade shows in the fields of music, entertainment, television, film, fashion, beauty, lifestyles, home furnishings, games, and the arts; conducting an on-line trade show exhibition in the fields of music, entertainment, television, film, fashion, beauty, lifestyles, home furnishings, games, and the arts; promoting the concerts of others; promoting the goods and services of others by arranging for sponsors to affiliate their goods and services with music, cultural and entertainment events; organizing exhibitions for commercial or advertising purposes, namely, exhibitions providing consumer information pertaining to video, audio, computer and telecommunications equipment, systems and services related thereto; on-line retail store services featuring downloadable electronic books

Class 037. First Use: 0 First Use In Commerce: 0

All goods and services in the class are opposed, namely: Construction of modular homes

Class 038. First Use: 0 First Use In Commerce: 0

All goods and services in the class are opposed, namely: Streaming of music, audio, images, video and other multimedia content over the internet, wireless networks and other computer networks and electronic communications networks; electronic transmission of streamed and downloadable music, audio, video and other multimedia content for others; broadcasting and electronic transmission of streamed and downloadable digital music, audio, video and multimedia content for others; webcasting services; providing online chat rooms, online electronic bulletin boards and online community forums for the transmission of information and messages between users, in the field of entertainment, music, concerts, news and cultural events; providing access to websites and databases on the internet that present artists, music albums, songs and entertainment services in the nature of music, current events and entertainment news and that allow customers to program audio, text, video and other multimedia content, including music, concerts, news, cultural events, and entertainment-related programs on a website and in mobile applications; broadcasting of cable television, television and radio programs; text and numeric wireless digital messaging services; providing e-mail transmission services; providing instant messaging services; computer services, namely, providing on-line facilities for real-time interaction with other computer users concerning topics of general interest; video streaming services via the internet, featuring independent films and movies; telecommunications services, namely, the transfer of data by telecommunication

Class 041. First Use: 0 First Use In Commerce: 0

All goods and services in the class are opposed, namely: Record production; music production; audio recording and production; videotape production; motion picture song production; production of video discs for others; recording studios; entertainment services, namely, producing musical audio and video programs; distribution of musical and audio and video programs in the field of radio and television programs featuring cartoon and animation, adventure, comedy, drama, music, games, sports, live-action in the nature of football, baseball, basketball and tennis games and cinematography and videography that does not use animation and that combines both animated characters and humans, artists, entertainers, the arts, namely, dramatic acts and dance, pop culture, pre-recorded live concert footage of audio, visual and dramatic performances; music composition and transcription for others; song writing services; music publishing services; entertainment in the nature of live performances by a musical artist, musical group or musical band; entertainment in the nature of live visual and audio performances by a musical artist, musical group and musical band; entertainment, namely, live music concerts; entertainment, namely, personal appearances by a musician, musical group, musical band, entertainer, actor or celebrity; entertainment services, namely, providing a web site featuring non-downloadable musical performances, musical videos, related film clips, and photographs; entertainment services, namely, providing non-downloadable prerecorded music, information in the field of music, commentary and articles about music, all online via a global computer network; providing a web site that features information on music, entertainment, television, film, games, and the arts; production of television and radio programs; radio entertainment production; motion picture film production; entertainment in the nature of on-going television, cable television and radio programs featuring music, beauty, fashion, modeling, comedy, dramatic acts, and spoken word; entertainment services, namely, providing television and cable television programs featuring music, entertainment, fashion, beauty, comedy, drama, dramedy, and spoken word; providing a variety show distributed over television, cable television, radio, satellite, audio and video media; entertainment, namely, a continuing variety and musical show broadcast over television, satellite and the internet; entertainment in the nature of theater productions; entertainment in the nature of traveling live show performances featuring music, drama, and spoken word; entertainment services, namely, providing an on-line computer game; providing a computer game that may be accessed network-wide by network users; amusement parks and centers; amusement arcades; children's entertainment and amusement centers, namely, interactive play areas; entertainment in the nature of an amusement park ride; entertainment services in the nature of an amusement park attraction, namely, a themed area; entertainment services in the nature of an amusement park show; education services, namely, conducting classes and seminars in the field of video, audio, computer and telecommunications equipment and systems; educational services through local or global computer networks, namely, providing online classes in the field of video, audio, computer and telecommunications equipment and systems; providing online training through local or global computer networks in the fields of video, audio, computer and telecommunications equipment and systems; entertainment services, namely, providing a web site featuring non-downloadable videos, film clips, photographs and multimedia materials featuring musical performances; entertainment services, namely, providing of non-downloadable prerecorded music and information in the field of music, and commentary and articles about music, all on-line via global and local computer network; Book publishing; Online electronic publishing of books and periodicals

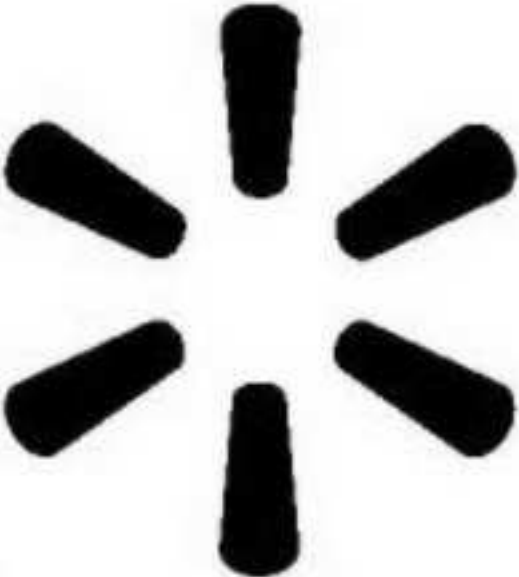
Class 043. First Use: 0 First Use In Commerce: 0


All goods and services in the class are opposed, namely: Hotel services


Grounds for Opposition


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| Priority and likelihood of confusion | Trademark Act Section 2(d) |
| No bona fide intent to use mark in commerce for identified goods or services | Trademark Act Section 1(b), 44(e) or 66(a) |
| Dilution by blurring | Trademark Act Sections 2 and 43(c) |
| False suggestion of a connection with persons, living or dead, institutions, beliefs, or national symbols, or brings them into contempt, or disrepute | Trademark Act Section 2(a) |

Marks Cited by Opposer as Basis for Opposition


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|-----------------------|---|-----------------------|------------|
| U.S. Registration No. | 3373555 | Application Date | 10/26/2006 |
| Registration Date | 01/22/2008 | Foreign Priority Date | NONE |
| Word Mark | NONE | | |
| Design Mark |  | | |
| Description of Mark | The mark consists of a design of six rays symmetrically centered around a circle to resemble a spark. | | |
| Goods/Services | Class 035. First use: First Use: 2007/09/12 First Use In Commerce: 2007/09/12 Online retail department store and retail department store services; retail grocery store services | | |
| U.S. Application No. | 88956310 | Application Date | 06/09/2020 |
| Registration Date | NONE | Foreign Priority Date | NONE |
| Word Mark | NONE | | |

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| Design Mark |  | | |
| Description of Mark | The mark consists of a design of six yellow rays symmetrically positioned in a circle to resemble a spark. | | |
| Goods/Services | <p>Class 035. First use: First Use: 0 First Use In Commerce: 0 Retail and on-line retail grocery storeservices featuring home delivery service; credit card registration services</p> <p>Class 036. First use: First Use: 0 First Use In Commerce: 0 Credit card services, namely, processing of credit card payments; credit card payment processing services; credit card transaction processing services; issuance of credit cards</p> <p>Class 039. First use: First Use: 0 First Use In Commerce: 0 Delivery and transport of goods</p> | | |
| U.S. Application No. | 88573429 | Application Date | 08/09/2019 |
| Registration Date | NONE | Foreign Priority Date | NONE |
| Word Mark | NONE | | |

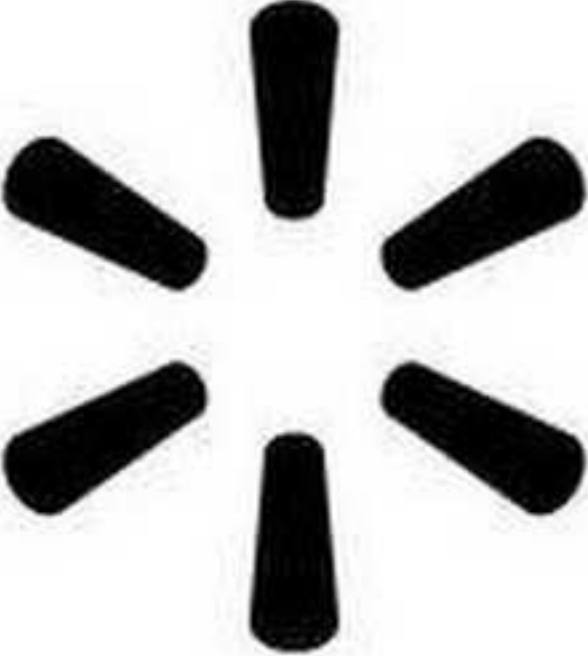
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| Design Mark |  | | |
| Description of Mark | The mark consists of a design of six yellow rays symmetrically positioned in a circle to resemble a spark. | | |
| Goods/Services | <p>Class 007. First use: First Use: 0 First Use In Commerce: 0 Vending machines; Vending machine kiosk; Kiosks comprised of vending machines; Vending machines for relatively expensive consumer goods conducive to being stolen</p> <p>Class 035. First use: First Use: 0 First Use In Commerce: 0 Retail store services featuring a wide variety of consumer goods; Retail store services featuring a wide variety of consumer goods, which incorporates slips of paper that can be redeemed for items by machines in front of store</p> | | |
| U.S. Application No. | 88494101 | Application Date | 06/28/2019 |
| Registration Date | NONE | Foreign Priority Date | NONE |
| Word Mark | NONE | | |

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| Design Mark |  |
| Description of Mark | The mark consists of a design of six rays symmetrically positioned in a circle to resemble a spark. |
| Goods/Services | <p>Class 035. First use: First Use: 2007/09/12 First Use In Commerce: 2007/09/12 Retail store services featuring health products and retail pharmacy services</p> <p>Class 036. First use: First Use: 2020/10/00 First Use In Commerce: 2020/10/00 Insurance consulting in the field of life and health insurance</p> <p>Class 041. First use: First Use: 2020/08/00 First Use In Commerce: 2020/08/00 Educational services, namely, conducting nutrition classes; educational services, namely, conducting diabetic coaching and classes; educational services, namely, conducting cooking classes</p> <p>Class 042. First use: First Use: 2019/09/00 First Use In Commerce: 2019/09/00 Medical laboratory services</p> <p>Class 044. First use: First Use: 2019/09/00 First Use In Commerce: 2019/09/00 Health care services, namely, wellness programs; health care services, namely, disease management programs; health care services, namely, personal medical care services, mental health services, primary care medical services, over the counter medical service, dental hygienist services, urgent dental care center services; dental services, namely, performing restorative and cosmetic procedures; ophthalmology services; optometry services; pharmacy services, namely, preparation of prescriptions in pharmacies; advisory services relating to nutrition; providing healthy lifestyle and nutrition services, namely, personal assessments, personalized routines, maintenance schedules, and counseling; counseling services in the fields of health, nutrition and lifestyle wellness; X-ray technician services; X-ray examinations for medical purposes; speech therapy services; speech pathology therapy services; speech and language therapy services; medical services, namely, audiology and hearing therapy; auditory rehabilitation services for building speech understanding ability; healthcare services, namely, walk-in medical clinic services, non-emergency medical treatment services, wellness programs; providing healthcare information to others; urgent medical care services; behavioral health services; dermatology services; mammography testing services</p> |

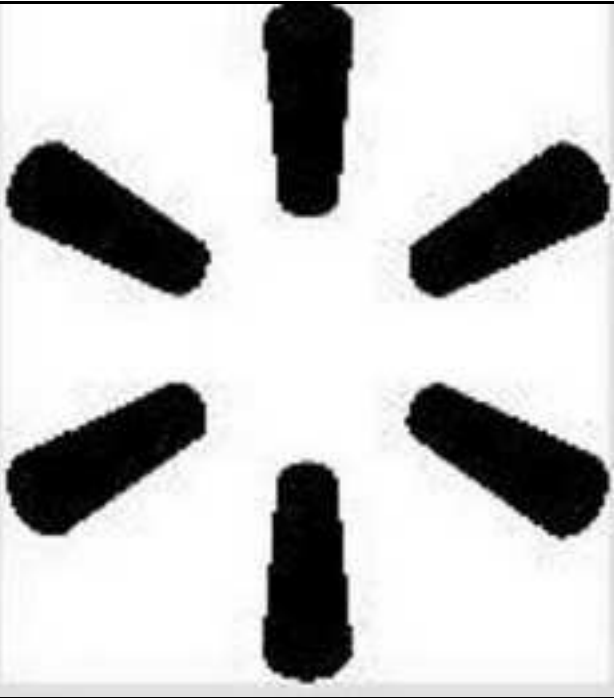
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| U.S. Application | 88494096 | Application Date | 06/28/2019 |
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|---------------------|---|-----------------------|------|
| No. | | | |
| Registration Date | NONE | Foreign Priority Date | NONE |
| Word Mark | NONE | | |
| Design Mark |  | | |
| Description of Mark | The mark consists of a design of six yellow rays symmetrically positioned in a circle to resemble a spark. | | |
| Goods/Services | <p>Class 035. First use: First Use: 2007/09/12 First Use In Commerce: 2007/09/12 Retail store services featuring health products and retail pharmacy services</p> <p>Class 036. First use: First Use: 2020/10/00 First Use In Commerce: 2020/10/00 Insurance consulting in the field of life and health insurance</p> <p>Class 041. First use: First Use: 2020/08/00 First Use In Commerce: 2020/08/00 Educational services, namely, conducting nutrition classes; educational services, namely, conducting diabetic coaching and classes; educational services, namely, conducting cooking classes</p> <p>Class 042. First use: First Use: 2019/09/00 First Use In Commerce: 2019/09/00 Medical laboratory services</p> <p>Class 044. First use: First Use: 2019/09/00 First Use In Commerce: 2019/09/00 Health care services, namely, wellness programs; health care services, namely, disease management programs; health care services, namely, personal medical care services, mental health services, primary care medical services, over the counter medical service, dental hygienist services, urgent dental care center services; dental services, namely, performing restorative and cosmetic procedures; ophthalmology services; optometry services; pharmacy services, namely, preparation of prescriptions in pharmacies; advisory services relating to nutrition; providing healthy lifestyle and nutrition services, namely, personal assessments, personalized routines, maintenance schedules, and counseling; counseling services in the fields of health, nutrition and lifestyle wellness; X-ray technician services; X-ray examinations for medical purposes; speech therapy services; speech pathology therapy services; speech and language therapy services; medical services, namely, audiology and hearing therapy; auditory rehabilitation services for building speech understanding ability; healthcare services, namely, walk-in medical clinic services, non-emergency medical treatment services, wellness programs; providing healthcare information to others; urgent medical care</p> | | |

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| | services; behavioral health services; dermatology services;mammography testing services |
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| U.S. Registration No. | 6240842 | Application Date | 09/10/2019 |
| Registration Date | 01/05/2021 | Foreign Priority Date | NONE |
| Word Mark | NONE | | |
| Design Mark |  | | |
| Description of Mark | The mark consists of a design of six rays symmetrically positioned in a circle to resemble a spark. | | |
| Goods/Services | Class 035. First use: First Use: 2008/08/00 First Use In Commerce: 2008/08/00 Retail and on-line grocery store services featuring home delivery service Class 039. First use: First Use: 2008/08/00 First Use In Commerce: 2008/08/00 Transport and delivery of goods | | |

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|-----------------------|------------|-----------------------|------------|
| U.S. Registration No. | 5561148 | Application Date | 02/23/2018 |
| Registration Date | 09/11/2018 | Foreign Priority Date | NONE |
| Word Mark | NONE | | |

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| Design Mark |  |
| Description of Mark | The mark consists of a design of six rays symmetrically centered around a circle to resemble a spark. |
| Goods/Services | Class 018. First use: First Use: 2017/10/01 First Use In Commerce: 2017/10/01 Backpacks, book bags, purses, briefcasetype portfolios, briefcases |

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| U.S. Registration No. | 4214308 | Application Date | 07/23/2009 |
| Registration Date | 09/25/2012 | Foreign Priority Date | NONE |

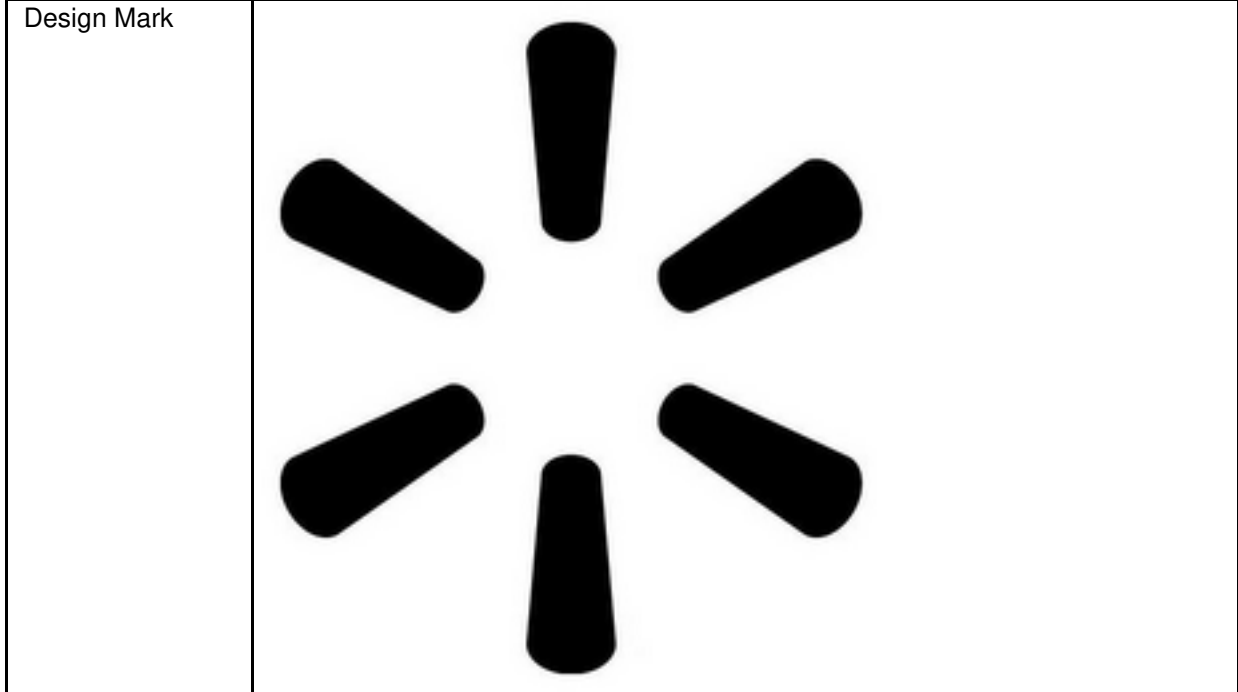
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| Word Mark | NONE |
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| Design Mark |  |
| Description of | The mark consists of a design of six rays symmetrically centered around a |

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| Mark | circle. |
| Goods/Services | Class 028. First use: First Use: 2010/05/30 First Use In Commerce: 2010/05/30 Golf balls; Stress relief balls for hand exercise; Stuffed toys |

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| U.S. Registration No. | 4214307 | Application Date | 07/23/2009 |
| Registration Date | 09/25/2012 | Foreign Priority Date | NONE |

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| Word Mark | NONE |
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| Description of Mark | The mark consists of a design of six rays symmetrically centered around a circle. |
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| Goods/Services | Class 016. First use: First Use: 2010/02/23 First Use In Commerce: 2010/02/23 Adhesive note paper; Bookmarkers; Decals; Desk sets; Note pads; Notebooks; Pens; Writing pads |
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| U.S. Registration No. | 4023245 | Application Date | 07/23/2009 |
| Registration Date | 09/06/2011 | Foreign Priority Date | NONE |

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| Word Mark | NONE |
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| Design Mark |  |
| Description of Mark | The mark consists of a design of six rays symmetrically centered around a circle. |
| Goods/Services | Class 025. First use: First Use: 2007/10/00 First Use In Commerce: 2007/10/00 shirts; hats; pants; one-piece garments for infants and toddlers; hooded sweat-shirts; jackets; pullovers; headgear, namely, caps |

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| U.S. Registration No. | 3865523 | Application Date | 07/23/2009 |
| Registration Date | 10/19/2010 | Foreign Priority Date | NONE |

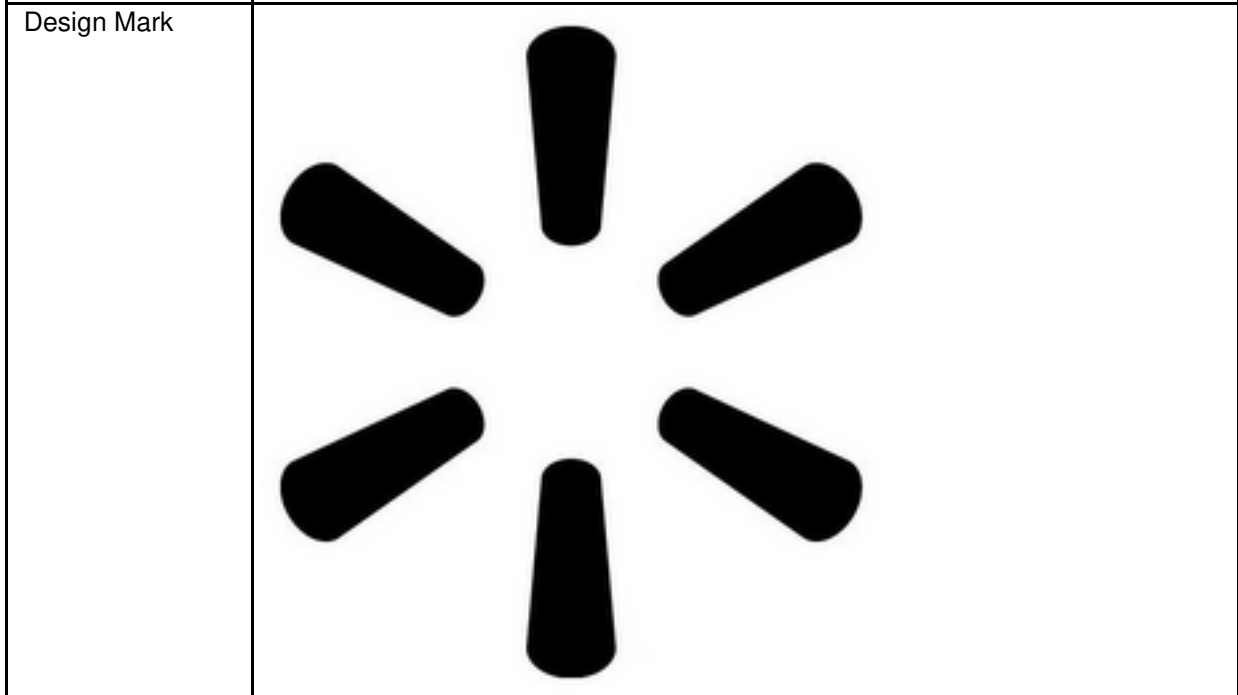
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| Word Mark | NONE |
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| Design Mark |  |
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| Description of Mark | The mark consists of a design of six rays symmetrically centered around a circle. |
| Goods/Services | Class 014. First use: First Use: 2009/06/30 First Use In Commerce: 2009/06/30 Clocks; Jewelry; Watches |

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| U.S. Registration No. | 4042549 | Application Date | 07/23/2009 |
| Registration Date | 10/18/2011 | Foreign Priority Date | NONE |

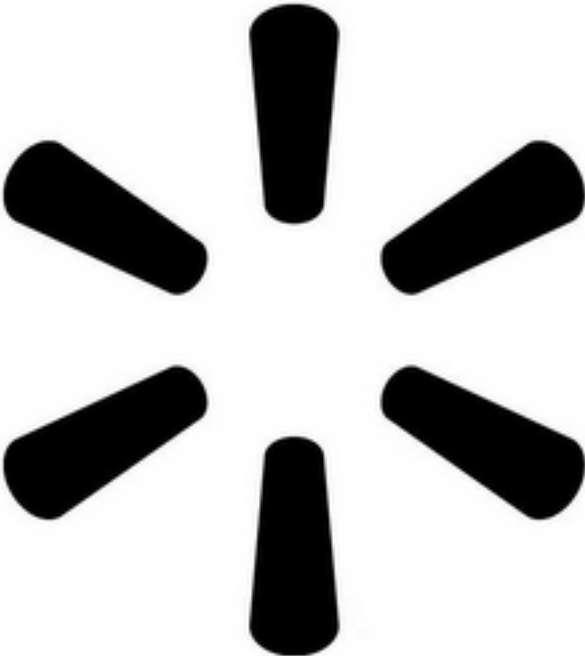
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| Word Mark | NONE |
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| Description of Mark | The mark consists of a design of six rays symmetrically centered around a circle. |
| Goods/Services | Class 018. First use: First Use: 2011/05/30 First Use In Commerce: 2011/05/30 Backpacks; Umbrellas |


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| U.S. Registration No. | 4042550 | Application Date | 07/23/2009 |
| Registration Date | 10/18/2011 | Foreign Priority Date | NONE |

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| Word Mark | NONE |
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| Design Mark |  |
| Description of Mark | The mark consists of a design of six rays symmetrically centered around a circle. |
| Goods/Services | Class 021. First use: First Use: 2011/05/30 First Use In Commerce: 2011/05/30 Bottles, sold empty; Dishware; Mugs |

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|-----------------------|------------|-----------------------|------------|
| U.S. Registration No. | 3940220 | Application Date | 06/07/2010 |
| Registration Date | 04/05/2011 | Foreign Priority Date | NONE |


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| Word Mark | NONE |
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| Design Mark |  |
| Description of | The mark consists of a design of six yellow rays symmetrically centered around |

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| Mark | a circle to resemble a spark. |
| Goods/Services | Class 035. First use: First Use: 2007/09/12 First Use In Commerce: 2007/09/12 On-line retail store services featuring a wide variety of consumer goods of others; Retail department store services |

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|-----------------------|------------|-----------------------|------------|
| U.S. Registration No. | 4214306 | Application Date | 07/23/2009 |
| Registration Date | 09/25/2012 | Foreign Priority Date | NONE |

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| Word Mark | NONE |
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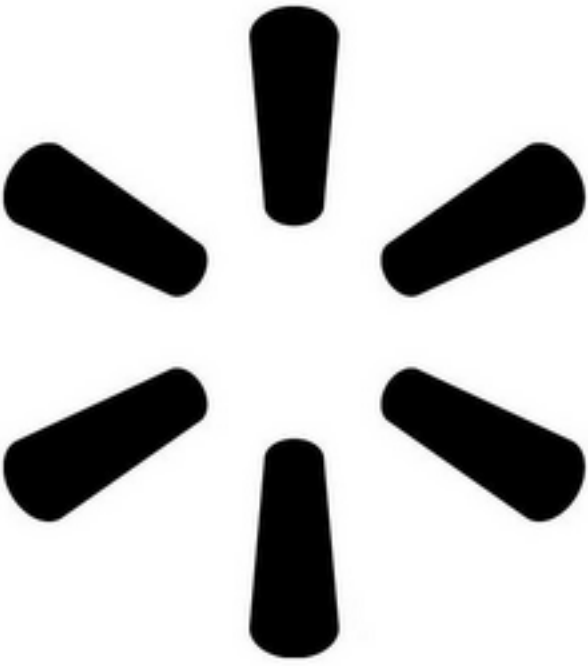
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| Design Mark |  |
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|---------------------|---|
| Description of Mark | The mark consists of a design of six rays symmetrically centered around a circle. |
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| Goods/Services | Class 009. First use: First Use: 2010/05/00 First Use In Commerce: 2010/05/00 [Calculators; Computer mouse;] Computer storage devices, namely, flash drives; Mousepads; Pedometers |
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| U.S. Registration No. | 4045886 | Application Date | 07/23/2009 |
| Registration Date | 10/25/2011 | Foreign Priority Date | NONE |

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| Word Mark | NONE |
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| Design Mark |  |
| Description of Mark | The mark consists of a design of six rays symmetrically centered around a circle. |
| Goods/Services | Class 006. First use: First Use: 2009/06/30 First Use In Commerce: 2009/06/30 Metal key chains |

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| U.S. Application No. | 90038986 | Application Date | 07/07/2020 |
| Registration Date | NONE | Foreign Priority Date | NONE |
| Word Mark | WALMART NEIGHBORHOOD MARKET | | |
| Design Mark |  | | |
| Description of Mark | The mark consists of the word "WALMART" in blue stylized font stacked vertically above the words "NEIGHBORHOOD MARKET" in blue stylized font, all to the left of a design of six yellow rays symmetrically centered around a circle to resemble a spark. | | |
| Goods/Services | Class 035. First use: First Use: 0 First Use In Commerce: 0 Retail bakery shops; Retail delicatessen services; Retail department store services; Retail grocery stores; Retail pharmacy services; Retail store services featuring a wide variety of consumer goods of others | | |

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| U.S. Registration No. | 4568622 | Application Date | 08/16/2011 |
| Registration Date | 07/15/2014 | Foreign Priority Date | NONE |
| Word Mark | WALMART NEIGHBORHOOD MARKET | | |

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| Design Mark |  <p>The logo features the word "Walmart" in a bold, sans-serif font. Below it, the words "Neighborhood Market" are written in a white, sans-serif font inside a black rounded rectangle. To the right of the text is a stylized six-pointed starburst icon.</p> |
| Description of Mark | <p>The mark consists of "WALMART" is located directly above "NEIGHBORHOOD MARKET" in encompassed in an oval all to the left of a design of six rays symmetrically centered around a circle to resemble a spark.</p> |
| Goods/Services | <p>Class 035. First use: First Use: 2011/12/01 First Use In Commerce: 2011/12/01 Retail bakery shops; Retail delicatessen services; Retail department store services; Retail grocery stores; Retail pharmacy services; Retail store services featuring a wide variety of consumer goods of others</p> |

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| U.S. Registration No. | 4785928 | Application Date | 01/30/2015 |
| Registration Date | 08/04/2015 | Foreign Priority Date | NONE |


Word Mark: FIGHT HUNGER SPARK CHANGE

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| Design Mark |  <p>The logo is a vertical rectangle with a dark grey background. It features a white four-pronged fork positioned diagonally across the upper right portion of a white plate. The words "FIGHT HUNGER SPARK CHANGE" are written in white, bold, sans-serif capital letters across the lower portion of the plate. A small, white, six-pointed starburst icon is located in the upper right corner of the rectangle.</p> |
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| Description of Mark | <p>The mark consists of a six-pointed stylized depiction of a star in the upper right corner of a vertical rectangle containing a partial image of a four-prong fork laying across the upper right partial image of a plate containing the word "FIGHT" stacked above the word "HUNGER" stacked above the words "SPARK CHANGE".</p> |
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| Goods/Services | <p>Class 035. First use: First Use: 2014/09/30 First Use In Commerce: 2014/09/30 Promotional services, namely, promoting the charities of others Class 036. First use: First Use: 2014/09/30 First Use In Commerce: 2014/09/30 Charitable fundraising by means of directing a portion of a customer's fees to a</p> |
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| | charity of the customer's choice; Charitable fundraising services, by means of providing individuals with the information and opportunity to make monetary donations to their favorite charity |
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| U.S. Registration No. | 5794586 | Application Date | 12/19/2018 |
| Registration Date | 07/02/2019 | Foreign Priority Date | NONE |
| Word Mark | FRESHNESS GUARANTEED | | |
| Design Mark |  | | |
| Description of Mark | The mark consists of the word "FRESHNESS" in a stylized font stacked vertically on the word "GUARANTEED" in a stylized font, all to the left of a design of six rays symmetrically centered around a circle to resemble a spark. | | |
| Goods/Services | <p>Class 029. First use: First Use: 2018/12/01 First Use In Commerce: 2018/12/01 Guacamole; Coleslaw; Baked beans; Chicken salad; Potato salad; Fresh packaged fruit chunks of watermelon; Seasoned meat, poultry, and seafood; Chicken; Seafood, namely, salmon, cod, tilapia, trout, rockfish, shrimp, roughly, not live; Corn dogs; Sandwiches, namely, fried chicken sandwiches, fish sandwiches</p> <p>Class 030. First use: First Use: 2018/12/01 First Use In Commerce: 2018/12/01 Macaroni salad; Pasta salad; Bread; Rolls; Corn bread; Doughnuts; Doughnut holes; Breadsticks; Stuffing mixes containing bread; Bakery goods and dessert items, namely, cakes, cookies, pastries, pies, cheesecakes, cinnamon rolls, candies, chocolate covered pretzels, and frozen confections for retail and wholesale distribution and consumption on or off the premises</p> | | |

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| U.S. Registration No. | 5712441 | Application Date | 03/26/2018 |
| Registration Date | 04/02/2019 | Foreign Priority Date | NONE |
| Word Mark | FIGHT HUNGER SPARK CHANGE | | |

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| Design Mark |  | | |
| Description of Mark | <p>The mark consists of a design of six rays symmetrically centered around a circle to resemble a spark in the upper rightcorner of a vertical rectangle containing a partial image of a four-prong fork laying across the upper right partial image of a plate containing the word "FIGHT" stacked above the word "HUNGER" stacked above the words "SPARK CHANGE".</p> | | |
| Goods/Services | <p>Class 035. First use: First Use: 2016/03/31 First Use In Commerce: 2016/03/31 Retail store services, online retail store services and grocery store services featuring food; promoting public awareness of issues relating to hunger and nutrition; charitable services, namely, coordination of the procurement and distribution of food donations from manufacturers, wholesalers, retailers, and government agencies to organizations providing food to needy people</p> | | |
| U.S. Registration No. | 5673365 | Application Date | 04/27/2018 |
| Registration Date | 02/12/2019 | Foreign Priority Date | NONE |
| Word Mark | PICKUP | | |
| Design Mark |  | | |
| Description of Mark | <p>The mark consists of a design of six rays symmetrically centered around a circle to resemble a spark to the left of the word "PICKUP" in stylized font.</p> | | |
| Goods/Services | <p>Class 035. First use: First Use: 2015/02/03 First Use In Commerce: 2015/02/03 Retail store services featuring a wide variety of consumer goods; Retail grocery</p> | | |

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| | stores; Retail store services featuring a wide variety of consumer goods of others; Retail store services featuring electronics, appliances, indoor and outdoor furniture, home décor, health, beauty and personal care products, household essentials, apparel, home improvement products, grilling products, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; online retail store services featuring a wide variety of consumer goods; Online retail grocery stores; Online retail store services featuring a wide variety of consumer goods of others; Online retail store services featuring electronics, appliances, indoor and outdoor furniture, grilling products, home improvement products, home décor, health, beauty and personal care products, household essentials, apparel, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; Retail and on-line grocery store services featuring pickup, in-store pickup and home delivery service; Retail store services featuring convenience store items and gasoline; Retail convenience store services |
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| U.S. Registration No. | 4707458 | Application Date | 07/22/2014 |
| Registration Date | 03/24/2015 | Foreign Priority Date | NONE |
| Word Mark | SAVINGS CATCHER | | |
| Design Mark |  | | |
| Description of Mark | The mark consists of the word "SAVING" stacked on top of the word "CATCHER" with an image of a pig whose body contains a six-pointed stylized depiction of a star and the pig's tail is curled around the "S" in the word "SAVINGS". | | |
| Goods/Services | Class 009. First use: First Use: 2014/07/08 First Use In Commerce: 2014/07/08 Computer application software for desktop computers and mobile devices, namely, software for enabling users to compare prices on products from multiple retailers, and receive promotions | | |

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| U.S. Application No. | 90317613 | Application Date | 11/13/2020 |
| Registration Date | NONE | Foreign Priority Date | NONE |
| Word Mark | SPOTLIGHT | | |
| Design Mark |  | | |
| Description of Mark | The mark consists of a design of six rays symmetrically centered around a circle to resemble a spark to the left of the word "SPOTLIGHT" in stylized font. | | |
| Goods/Services | Class 035. First use: First Use: 0 First Use In Commerce: 0 | | |

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| | Retail and on-line retail grocery storeservices; Retail and on-line retail grocery store services featuring a wide variety of consumer goods of others; Product demonstration |
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| U.S. Application No. | 88372809 | Application Date | 04/05/2019 |
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| Registration Date | NONE | Foreign Priority Date | NONE |
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| Word Mark | VIDEO |
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| Design Mark |  |
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| Description of Mark | The mark consists of the word "VIDEO" in dark blue stacked below a design of six rays symmetrically centered around a circle in dark yellow, orange and light orange. |
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| Goods/Services | <p>Class 009. First use: First Use: 0 First Use In Commerce: 0 Downloadable computer software featuring an entertainment database for providing, purchasing, renting, and accessing downloadable and non-downloadable movies, TV shows, videos, music, ebooks, audiobooks, games, audiovisual, multimedia content; downloadable computer software for streaming, broadcasting, transmitting, distributing, reproducing, organizing, and sharing movies, TV shows, music, ebooks, audiobooks, audio, video, games, audiovisual, and multimedia content via global computer networks</p> <p>Class 038. First use: First Use: 0 First Use In Commerce: 0 Streaming of video games on the Internet; streaming of audio and visual tethered downloads; streaming of music on the Internet</p> <p>Class 041. First use: First Use: 0 First Use In Commerce: 0 Entertainment services, namely, providing temporary use of non-downloadable electronic games</p> <p>Class 042. First use: First Use: 0 First Use In Commerce: 0 Providing non-downloadable software for temporary use over global computer network for accessing, downloading, purchasing or streaming videos, movies, TV shows, games, ebooks, audiobooks, audio, music, audiovisual, and multimedia content</p> |
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| U.S. Registration | 3612344 | Application Date | 10/03/2008 |
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| No. | | | |
| Registration Date | 04/28/2009 | Foreign Priority Date | NONE |
| Word Mark | WALMART | | |
| Design Mark |  | | |
| Description of Mark | The mark consists of the word "WALMART" in blue next to an orange design of six rays symmetrically centered around a circle to resemble a spark. | | |
| Goods/Services | Class 035. First use: First Use: 2008/08/19 First Use In Commerce: 2008/08/19 On-line retail store services featuring a wide variety of consumer goods; Retail automobile parts and accessories stores; Retail bakery shops; Retail delicatessen services; Retail grocery stores; Retail pharmacy services; Retail store services featuring a wide variety of consumer goods of others; Retail optical stores; retail automotive supplies and parts stores | | |

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| U.S. Registration No. | 3612345 | Application Date | 10/03/2008 |
| Registration Date | 04/28/2009 | Foreign Priority Date | NONE |
| Word Mark | WALMART | | |
| Design Mark |  | | |
| Description of Mark | The mark consists of the word "WALMART" next to a design of six rays symmetrically centered around a circle to resemble a spark. | | |
| Goods/Services | Class 035. First use: First Use: 2008/08/19 First Use In Commerce: 2008/08/19 On-line retail store services featuring a wide variety of consumer goods; Retail automobile parts and accessories stores; Retail bakery shops; Retail delicatessen services; Retail grocery stores; Retail pharmacy services; Retail store services featuring a wide variety of consumer goods of others; Retail optical stores; retail automotive supplies and parts stores | | |

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| U.S. Application No. | 90342441 | Application Date | 11/25/2020 |
| Registration Date | NONE | Foreign Priority Date | NONE |
| Word Mark | WALMART COOKSHOP | | |

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| Design Mark |  | | |
| Description of Mark | <p>The mark consists of a design of a pan with the word "COOK" stacked vertically on the word "SHOP" in stylized font in the center of the pan. Above the design of the pan, the handle of the pan separates the word "WALMART" in stylized font from a design of six rays symmetrically centered around a circle to resemble a spark.</p> | | |
| Goods/Services | <p>Class 041. First use: First Use: 2020/11/19 First Use In Commerce: 2020/11/19 Entertainment services, namely, providing webcasts in the field of cooking; Entertainment services in the nature of development, creation, production, distribution, and post-production of multimedia entertainment content during which food is prepared and served; Entertainment services, namely, providing ongoing webisodes cooking via a global computer network; Entertainment services, namely, an ongoing series featuring cooking provided through webcasts</p> | | |
| U.S. Registration No. | 4841044 | Application Date | 03/17/2015 |
| Registration Date | 10/27/2015 | Foreign Priority Date | NONE |
| Word Mark | WALMART INVESTING IN AMERICAN JOBS | | |

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| Design Mark |  | | |
| Description of Mark | <p>The mark consists of The word "WALMART" in front of a design of six rays symmetrically centered around a circle to resemble a spark above the words "INVESTING IN AMERICAN JOBS" above three additional designs of six rays symmetrically centered around a circle to resemble sparks all located within a thirteen sided shield.</p> | | |
| Goods/Services | <p>Class 035. First use: 2015/01/01 First Use In Commerce: 2015/01/01 promoting public awareness for goods made or assembled by American workers; Retail store services featuring a wide variety of consumer goods; Retail grocery stores; Retail store services featuring a wide variety of consumer goods of others; Retail store services featuring electronics, appliances, indoor and outdoor furniture, home décor, health, beauty and personal care products, household essentials, apparel, home improvement products, grilling products, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; online retail store services featuring a wide variety of consumer goods; Online retail grocery stores; Online retail store services featuring a wide variety of consumer goods of others; Online retail store services featuring electronics, appliances, indoor and outdoor furniture, grilling products, home improvement products, home décor, health, beauty and personal care products, household essentials, apparel, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; Retail and on-line grocery store services featuring pickup, in-store pickup and home delivery service; Retail store services featuring convenience store items and gasoline; Convenience store services</p> | | |
| U.S. Registration No. | 5240409 | Application Date | 11/18/2016 |
| Registration Date | 07/11/2017 | Foreign Priority Date | NONE |
| Word Mark | WALMART PAY | | |

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| Design Mark |  |
| Description of Mark | The mark consists of the words "WALMARTPAY: with a design of six rays symmetrically centered around a circle to resemble a spark contained in brackets in between the words "WALMART" and "PAY". |
| Goods/Services | Class 036. First use: First Use: 2015/12/10 First Use In Commerce: 2015/12/10 Financial transaction services, namely, providing secure commercial transactions and payment options using a mobile device at a point of sale |

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| U.S. Application No. | 90018718 | Application Date | 06/24/2020 |
| Registration Date | NONE | Foreign Priority Date | NONE |


Word Mark: WALMART PAY IT LATER



Description of Mark: The mark consists of the word "Walmart" followed by a design of six rays symmetrically centered around a circle to resemble a spark, which are positioned above the words "Pay It", which is positioned above the word "Later".

Goods/Services: Class 009. First use: First Use: 0 First Use In Commerce: 0
Downloadable computer software for transaction authorization and credit authorization; Downloadable computer software for mobile computers and smart phones, namely, financial services software used to process mobile payments
Class 035. First use: First Use: 0 First Use In Commerce: 0
Online retail store services and retail store services featuring layaway services
Class 036. First use: First Use: 0 First Use In Commerce: 0
Computerized financial transaction authorization, namely, providing secure commercial transactions and payment options; Computerized financial transaction authorization, namely, providing secure commercial transactions and payment

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| | options using a mobile device at a point of sale; Providing an internet website portal in the field of financial transaction and payment processing services; Merchant services, namely, payment transaction processing services |
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| U.S. Application No. | 90018739 | Application Date | 06/24/2020 |
| Registration Date | NONE | Foreign Priority Date | NONE |
| Word Mark | WALMART PAY IT LATER | | |
| Design Mark |  | | |
| Description of Mark | The mark consists of the word "Walmart" followed by a design of six rays symmetrically centered around a circle to resemble a spark, which are positioned above the words "Pay It Later". | | |
| Goods/Services | <p>Class 009. First use: First Use: 0 First Use In Commerce: 0 Downloadable computer software for transaction authorization and credit authorization; Downloadable computer software for mobile computers and smart phones, namely, financial services software used to process mobile payments</p> <p>Class 035. First use: First Use: 0 First Use In Commerce: 0 Online retail store services and retail store services featuring layaway services</p> <p>Class 036. First use: First Use: 0 First Use In Commerce: 0 Computerized financial transaction authorization, namely, providing secure commercial transactions and payment options; Computerized financial transaction authorization, namely, providing secure commercial transactions and payment options using a mobile device at a point of sale; Providing an internet website portal in the field of financial transaction and payment processing services; Merchant services, namely, payment transaction processing services retail installment payment plans; Financial services, namely, debt settlement; debt settlement services; bill payment services; providing financial information</p> | | |

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| U.S. Registration No. | 3681104 | Application Date | 07/02/2008 |
| Registration Date | 09/08/2009 | Foreign Priority Date | NONE |
| Word Mark | WALMART SAVE MONEY. LIVE BETTER. | | |
| Design Mark |  | | |

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| Description of Mark | The mark consists of the wording, "WALMART" and "SAVE MONEY. LIVE BETTER.", followed by a design of six rays symmetrically centered around a circle to resemble a spark. |
| Goods/Services | Class 035. First use: First Use: 2008/06/24 First Use In Commerce: 2008/06/24 Retail bakery shops; Retail delicatessen services; Retail grocery stores; Retail pharmacy services; Retail stores featuring a wide variety of consumer goods |

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| U.S. Registration No. | 4914300 | Application Date | 01/30/2014 |
| Registration Date | 03/08/2016 | Foreign Priority Date | NONE |

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| Word Mark | WALMART TO GO |
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| Description of Mark | The mark consists of the words "WALMARTTO GO" with a design of six rays symmetrically centered around a circle to resemble a spark placed between the words "Walmart" and "To". |
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| Goods/Services | Class 035. First use: First Use: 2014/01/30 First Use In Commerce: 2014/01/30 Retail store services featuring a wide variety of consumer goods; Retail grocery stores; Retail store services featuring a wide variety of consumer goods of others; Retail store services featuring electronics, appliances, indoor and outdoor furniture, home décor, health, beauty and personal care products, household essentials, apparel, home improvement products, grilling products, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; online retail store services featuring a wide variety of consumer goods; Online retail grocery stores; Online retail store services featuring a wide variety of consumer goods of others; Online retail store services featuring electronics, appliances, indoor and outdoor furniture, grilling products, home improvement products, home décor, health, beauty and personal care products, household essentials, apparel, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; Retail and on-line grocery store services featuring pickup, in-store pickup and home delivery service; Retail store services featuring convenience store items and gasoline; Convenience store services |
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| U.S. Registration No. | 4749033 | Application Date | 02/13/2014 |
| Registration Date | 06/02/2015 | Foreign Priority Date | NONE |

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| Word Mark | WALMART TO GO |
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| Description of Mark | The mark consists of the words "WALMARTTO GO" with a design of six rays symmetrically centered around a circle to resemble a spark placed to the right of "WALMART" with "TO GO" below "WALMART" and a line below "GO". |
| Goods/Services | Class 035. First use: First Use: 2014/03/31 First Use In Commerce: 2014/03/31 Retail store services featuring a wide variety of consumer goods of others; retail grocery stores; retail store services featuring electronics, appliances, indoor and outdoor furniture, home décor, health, beauty and personal care products, household essentials, apparel, home improvement products, grilling products, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; online retail store services featuring a wide variety of consumer goods of others; online retail grocery stores; online retail store services featuring electronics, appliances, indoor and outdoor furniture, grilling products, home improvement products, home décor, health, beauty and personal care products, household essentials, apparel, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; retail and on-line grocery store services featuring pickup, in-store pickup and home delivery service; retail store services featuring convenience store items and gasoline; convenience store services |


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| U.S. Registration No. | 4801269 | Application Date | 01/30/2014 |
| Registration Date | 08/25/2015 | Foreign Priority Date | NONE |
| Word Mark | WALMART TO GO | | |
| Design Mark |  | | |
| Description of Mark | The mark consists of the words "WALMART" in the color blue and the words "TO GO" in the color green with a design of six rays in the color yellow symmetrically centered around a circle to resemble a spark placed between the words "Walmart" and "To". | | |
| Goods/Services | Class 035. First use: First Use: 2014/01/30 First Use In Commerce: 2014/01/30 Retail and on-line grocery store services featuring home delivery service | | |


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| U.S. Application No. | 90018769 | Application Date | 06/24/2020 |
| Registration Date | NONE | Foreign Priority Date | NONE |
| Word Mark | WALMART WONDER LAB | | |
| Design Mark |  | | |
| Description of Mark | The mark consists of the word "WALMART" in blue letters next to a yellow design of six rays symmetrically centered around a circle above the word "WONDER" in blue letters next to the word "LAB" with the "L" in yellow outlined in blue having eight blue dots on the face of the letter and the letter "A" is in yellow and white outlined in blue and the letter "B" is in white and yellow outlined in blue. | | |
| Goods/Services | Class 035. First use: First Use: 0 First Use In Commerce: 0 | | |

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| | <p>Retail store and on-line retail store services featuring toys, with an emphasis on providing an interactive toy experience featuring demonstrations and playtime with new and innovative toys</p> <p>Class 041. First use: First Use: 0 First Use In Commerce: 0</p> <p>Providing a website featuring non-downloadable game software; Entertainment services, namely, providing temporary use of non-downloadable video, computer games and interactive multimedia games; Children's entertainment and amusement centers, namely, interactive play areas; Providing temporary use of non-downloadable computer game software which can be accessed through web sites or by mobile phones; Providing a website featuring informational, non-downloadable photographic, audio, and video presentations in the field of testing toy products</p> <p>Class 042. First use: First Use: 0 First Use In Commerce: 0</p> <p>Providing a website featuring temporary use of non-downloadable software allowing web site users to upload, post and display online videos for sharing with others for entertainment purposes; Providing a web site that gives computer users the ability to upload and share user-generated videos</p> |
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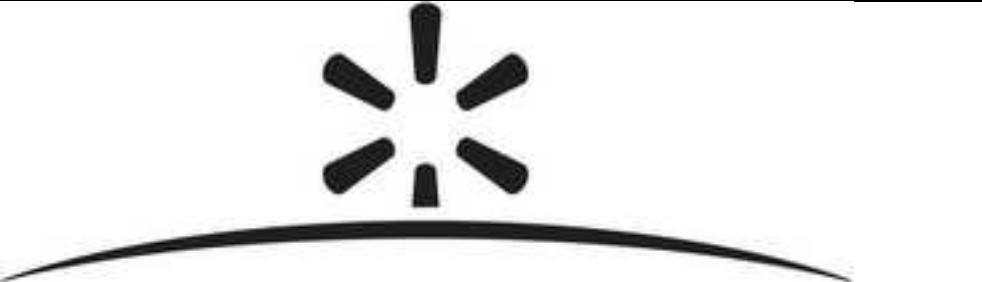
| | | | |
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| U.S. Registration No. | 4602202 | Application Date | 12/23/2012 |
| Registration Date | 09/09/2014 | Foreign Priority Date | NONE |
| Word Mark | WITH YOU EVERY LITTLE STEP | | |
| Design Mark |  | | |
| Description of Mark | <p>The mark consists of the words "WITH YOU EVERY" in white letters inside of a blue box with a scalloped border inside of a lighter blue box, the word "LITTLE" in white letters inside of a pink circle inside of a lighter pink circle, and the word "STEP" in white letters inside of an orange box with a scalloped border inside of a lighter orange box, with orange dots forming three arches which connect the first and second and second and third boxes, and then connecting to six orange lines forming the stylized depiction of a spark.</p> | | |
| Goods/Services | <p>Class 035. First use: First Use: 2013/02/01 First Use In Commerce: 2013/02/01</p> <p>On-line retail store services featuring a wide variety of consumer goods of others; Retail store services featuring a wide variety of consumer goods of others</p> | | |


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| U.S. Registration No. | 4863278 | Application Date | 05/18/2015 |
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| Registration Date | 12/01/2015 | Foreign Priority Date | NONE |
| Word Mark | NONE | | |
| Design Mark |  | | |
| Description of Mark | The mark consists of the design of a stylized stethoscope in which the eartube is shaped in the form of a heart design, the tubing overlaps the eartube and holds a diaphragm which contains a design of six rays symmetrically centered around a circle to resemble a spark placed within the center of the diaphragm. | | |
| Goods/Services | Class 044. First use: First Use: 2014/04/30 First Use In Commerce: 2014/04/30 Medical clinics | | |

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| U.S. Registration No. | 5205530 | Application Date | 09/01/2015 |
| Registration Date | 05/16/2017 | Foreign Priority Date | NONE |
| Word Mark | NONE | | |
| Design Mark |  | | |
| Description of Mark | The mark consists of a design of six rays symmetrically centered around a circle to resemble a spark centered directly above a curved arch. | | |
| Goods/Services | Class 035. First use: First Use: 2015/10/08 First Use In Commerce: 2015/10/08 Promoting the charitable services of others, namely, providing individuals within-formation about various charities for the purpose of making donations to charities | | |


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| U.S. Registration No. | 5456662 | Application Date | 03/23/2017 |
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| Registration Date | 05/01/2018 | Foreign Priority Date | NONE |
| Word Mark | NONE | | |
| Design Mark |  | | |
| Description of Mark | The mark consists of a design of six rays symmetrically centered around a circle to resemble a spark centered directly above a curved arch. | | |
| Goods/Services | <p>Class 035. First use: First Use: 2015/10/08 First Use In Commerce: 2015/10/08 Charitable services, namely, promoting public awareness of women-owned businesses, minority-owned business and small businesses; Charitable services, namely, promoting public awareness of environmental sustainability issues; Charitable services, namely, promoting public awareness of hunger, programs to address hunger and the need for nutritional education; Charitable services, namely, promoting public awareness of support for local community organizations; Charitable services, namely, promoting public awareness of advancing women's economic opportunities; Charitable services, namely, promoting public awareness of increasing economic mobility for workers in retail-related sectors; Charitable services, namely, promoting public awareness of helping veterans live successful civilian lives; Charitable services, namely, promoting public awareness of supporting small businesses; Charitable services, namely, promoting public awareness of supporting women-owned businesses; Charitable services, namely, promoting public awareness of supporting diverse, inclusive businesses; Charitable services, namely, promoting public awareness of advancing domestic manufacturing of consumer products; Charitable services, namely, promoting public awareness of disaster preparedness issues; Charitable services, namely, promoting public awareness of disaster preparedness and relief activities; Charitable services, namely, promoting awareness of volunteering and giving to local community organizations</p> <p>Class 036. First use: First Use: 2015/10/08 First Use In Commerce: 2015/10/08 Charitable foundation services, namely, providing financial assistance for programs and services of others; Charitable foundation services, namely, providing grants to nonprofit organizations; Charitable foundation services, namely, providing grants for advancing women's economic opportunities; Charitable foundation services, namely, providing grants for increasing economic mobility for workers in retail-related sectors; Charitable foundation services, namely, providing grants for helping veterans live successful civilian lives; Charitable foundation services, namely, providing grants for supporting small businesses; Charitable foundation services, namely, providing grants for advancing domestic manufacturing of consumer products; Charitable foundation services, namely, providing project grants for environmental and community projects; Charitable foundation services, namely, providing grants for nutritional education programs and programs to address hunger; Charitable foundation services, namely, providing educational scholarships; Charitable foundation services, namely, providing grants for improving disaster response and resiliency; Charitable services, namely, charitable fundraising projects in the field of disaster response</p> <p>Class 043. First use: First Use: 2015/10/08 First Use In Commerce: 2015/10/08 Charitable services, namely, providing food to needy persons</p> | | |
| U.S. Registration | 4988303 | Application Date | 11/05/2015 |

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| No. | | | |
| Registration Date | 06/28/2016 | Foreign Priority Date | NONE |
| Word Mark | HEALTHCARE BEGINS HERE | | |
| Design Mark |  <p>The logo features a semi-circular arch of 14 black circles of varying sizes above the word "Healthcare" in a sans-serif font. Below "Healthcare" is the phrase "BEGINS HERE" in a bold, all-caps sans-serif font. To the right of "BEGINS HERE" is a stylized spark icon consisting of six black rays radiating from a central point.</p> | | |
| Description of Mark | The mark consists of 14 spheres of gradually increasing and decreasing sizes forming an arch over the word "HEALTHCARE" which is placed above the words "BEGINS HERE" next to a design of six rays symmetrically centered around a circle to resemble a spark. | | |
| Goods/Services | Class 035. First use: First Use: 2013/09/15 First Use In Commerce: 2013/09/15 Providing health insurance exchanges in the nature of a marketplace that offer-purchasers of health insurance a variety of plans from different insurance providers | | |

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| U.S. Application No. | 90038988 | Application Date | 07/07/2020 |
| Registration Date | NONE | Foreign Priority Date | NONE |
| Word Mark | WALMART BILL PAY | | |
| Design Mark |  <p>The logo consists of the word "Walmart" in a bold, sans-serif font, followed by a stylized spark icon (six rays radiating from a central point), and then the words "Bill Pay" in a similar sans-serif font.</p> | | |
| Description of Mark | The mark consists of the words "WALMARTBILL PAY" in stylized font. Between "WALMART" and "BILL PAY" is a design of six rays symmetrically centered around a circle to resemble a spark. | | |
| Goods/Services | Class 036. First use: First Use: 0 First Use In Commerce: 0 Bill payment services; Bill payment services provided through a website; Bill payment services provided via a mobile application; Electronic payment services involving electronic processing and subsequent transmission of bill payment data; Providing electronic processing of electronic funds transfer, ACH, credit card, debit card, electronic check and electronic payments | | |

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| U.S. Registration No. | 5595784 | Application Date | 04/12/2018 |
| Registration Date | 10/30/2018 | Foreign Priority Date | NONE |
| Word Mark | WALMART COM | | |

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| Design Mark |  |
| Description of Mark | <p>The mark consists of the words "WALMART" and "COM" separated with a design of five rays symmetrically centered around a circle to resemble a spark with the bottom would-be sixth ray of the spark replaced by an upward pointing hand shape with the position of the pointing index finger as the bottom would-be sixth ray and the thumb positioned at a left 45 degree angle from the index finger.</p> |
| Goods/Services | <p>Class 035. First use: First Use: 2017/05/00 First Use In Commerce: 2017/05/00 Retail store services featuring a wide variety of consumer goods; Retail grocery stores; Retail pharmacy services; Retail store services featuring a wide variety of consumer goods of others; Retail store services featuring electronics, appliances, indoor and outdoor furniture, home décor, health, beauty and personal care products, household essentials, apparel, home improvement products, grilling products, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; online retail store services featuring a wide variety of consumer goods; Online retail grocery stores; Online retail pharmacy services; Online retail store services featuring a wide variety of consumer goods of others; Online retail store services featuring electronics, appliances, indoor and outdoor furniture, grilling products, home improvement products, home décor, health, beauty and personal care products, household essentials, apparel, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies</p> |

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| U.S. Registration No. | 4463707 | Application Date | 09/06/2012 |
| Registration Date | 01/07/2014 | Foreign Priority Date | NONE |

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| Word Mark | WALMART RAPID RELOAD |
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| Description of Mark | The mark consists of the words "WalmartRapid Reload" and a design of six rays positioned to create a fanciful representation of a spark all inside of two curved arrows forming a circle. |
| Goods/Services | Class 036. First use: First Use: 2012/10/00 First Use In Commerce: 2012/10/00 prepaid stored value card reload services |

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| U.S. Registration No. | 4896102 | Application Date | 01/30/2014 |
| Registration Date | 02/02/2016 | Foreign Priority Date | NONE |

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| Word Mark | WALMART TO GO |
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| Description of Mark | The mark consists of the words "WALMART" in the color blue and the words "TO GO" in the color green with a design of six rays in the color yellow symmetrically centered around a circle to resemble a spark placed between the words "Walmart" and "To". |
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| Goods/Services | Class 035. First use: First Use: 2014/01/30 First Use In Commerce: 2014/01/30 Retail grocery stores; Retail store services featuring a wide variety of consumer goods of others; Retail store services featuring electronics, appliances, indoor and outdoor furniture, home décor, health, beauty and personal care products, household essentials, apparel, home improvement products, grilling products, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; Online retail grocery stores; Online retail store services featuring a wide variety of consumer goods of others; Online retail store services featuring electronics, appliances, indoor and outdoor furniture, grilling products, home improvement products, home décor, health, beauty and personal care products, household essentials, apparel, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; Retail and on-line grocery store services featuring pickup and in-store pickup; Retail store services featuring convenience store items and gasoline; Convenience store services |
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| U.S. Application No. | 88372799 | Application Date | 04/05/2019 |
| Registration Date | NONE | Foreign Priority Date | NONE |

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| Word Mark | WALMART VIDEO |
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| Description of Mark | The mark consists of of the words "WALMART VIDEO", in a white, stylized font, stacked on a dark blue background. A design of six dark yellow, orange, and light orange rays symmetrically centered around a circle is after the word "WALMART". |
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| Goods/Services | <p>Class 009. First use: First Use: 0 First Use In Commerce: 0 Downloadable computer software featuring an entertainment database for providing, purchasing, renting, and accessing downloadable and non-downloadable movies, TV shows, videos, music, ebooks, audiobooks, games, audiovisual, multimedia content; downloadable computer software for streaming, broadcasting, transmitting, distributing, reproducing, organizing, and sharing movies, TV shows, music, ebooks, audiobooks, audio, video, games, audiovisual, and multimedia content via global computer networks</p> <p>Class 038. First use: First Use: 0 First Use In Commerce: 0 Streaming of video games on the Internet; streaming of audio and visual tethered downloads; streaming of music on the Internet</p> <p>Class 041. First use: First Use: 0 First Use In Commerce: 0 Entertainment services, namely, providing temporary use of non-downloadable electronic games</p> <p>Class 042. First use: First Use: 0 First Use In Commerce: 0 Providing non-downloadable software for temporary use over global computer network for accessing, downloading, purchasing or streaming videos, movies, TV shows, games, ebooks, audiobooks, audio, music, audiovisual, and multimedia content</p> |
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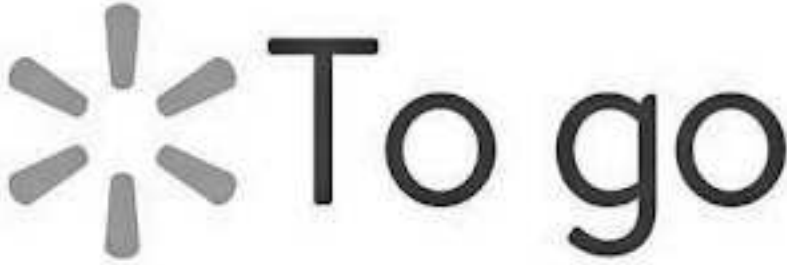
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| U.S. Registration No. | 4740978 | Application Date | 08/11/2014 |
| Registration Date | 05/19/2015 | Foreign Priority Date | NONE |

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| Word Mark | WHERE AMERICA'S LIST GETS DONE |
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| Description of Mark | The mark consists of a six-pointed stylized depiction of a star in the upper left corner of a square that contains an oversized checkmark that extends beyond the square and outside of the square. The words "WHERE AMERICA'S LIST GETS DONE," all on a rounded rectangle banner background. |
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| Goods/Services | <p>Class 035. First use: First Use: 2014/03/31 First Use In Commerce: 2014/03/31 Retail store services featuring a wide variety of consumer goods; Retail grocery stores; Retail store services featuring a wide variety of consumer goods of others; Retail store services featuring electronics, appliances, indoor and outdoor furniture, home décor, health, beauty and personal care products, household essentials, apparel, home improvement products, grilling products, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; online retail store services featuring a wide variety of consumer goods; Online retail grocery stores; Online retail store services featuring a wide variety of consumer goods of others; Online retail store services featuring electronics, appliances, indoor and outdoor furniture, grilling products, home improvement products, home décor, health, beauty and personal care products, household essentials, apparel, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies</p> |
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|----------------------|--|-----------------------|------------|
| U.S. Application No. | 88841598 | Application Date | 03/20/2020 |
| Registration Date | NONE | Foreign Priority Date | NONE |
| Word Mark | TO GO | | |
| Design Mark |  | | |
| Description of Mark | The mark consists of a design of six rays symmetrically centered around a circle to resemble a spark to the left of the words "TO GO" in stylized font. | | |
| Goods/Services | <p>Class 035. First use: First Use: 0 First Use In Commerce: 0</p> <p>Retail store services featuring a wide variety of consumer goods of others; Retail grocery stores; Retail store services featuring a wide variety of consumer goods of others; Retail store services featuring electronics, appliances, indoor and outdoor furniture, home décor, health, beauty and personal care products, household essentials, apparel, home improvement products, grilling products, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; online retail store services featuring a wide variety of consumer goods of others; Online retail grocery stores; Online retail store services featuring a wide variety of consumer goods of others; Online retail store services featuring electronics, appliances, indoor and outdoor furniture, grilling products, home improvement products, home décor, health, beauty and personal care products, household essentials, apparel, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; Retail and on-line grocery store services featuring pickup, in-store pickup and home delivery service; Retail store services featuring convenience store items and gasoline; Convenience store services, namely, retail store services featuring convenience store items</p> | | |

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| Attachments | <p>77029689#TMSN.png(bytes) 88956310#TMSN.png(bytes) 88573429#TMSN.png(bytes) 88494101#TMSN.png(bytes) 88494096#TMSN.png(bytes) 88611379#TMSN.png(bytes) 87808555#TMSN.png(bytes) 77788538#TMSN.png(bytes) 77788502#TMSN.png(bytes) 77788529#TMSN.png(bytes) 77788491#TMSN.png(bytes) 77788512#TMSN.png(bytes) 77788524#TMSN.png(bytes) 85055972#TMSN.png(bytes) 77788464#TMSN.png(bytes) 77788448#TMSN.png(bytes) 90038986#TMSN.png(bytes) 85399346#TMSN.png(bytes) 86519957#TMSN.png(bytes)</p> |
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| | 88234770#TMSN.png(bytes) 87849188#TMSN.png(bytes) 87894577#TMSN.png(bytes) 86343962#TMSN.png(bytes) 90317613#TMSN.png(bytes) 88372809#TMSN.png(bytes) 77585269#TMSN.png(bytes) 77585270#TMSN.png(bytes) 90342441#TMSN.png(bytes) 86566858#TMSN.png(bytes) 87241409#TMSN.png(bytes) 90018718#TMSN.png(bytes) 90018739#TMSN.png(bytes) 77513839#TMSN.png(bytes) 86180138#TMSN.png(bytes) 86192679#TMSN.png(bytes) 86976728#TMSN.png(bytes) 90018769#TMSN.png(bytes) 85809961#TMSN.png(bytes) 86632860#TMSN.png(bytes) 86743869#TMSN.png(bytes) 87383182#TMSN.png(bytes) 86810258#TMSN.png(bytes) 90038988#TMSN.png(bytes) 87874557#TMSN.png(bytes) 85722663#TMSN.png(bytes) 86180148#TMSN.png(bytes) 88372799#TMSN.png(bytes) 86363346#TMSN.png(bytes) 88841598#TMSN.png(bytes) Notice of Opposition - Yeezy Spark Design 4819-2355-1973 v.8.pdf(1630981 bytes) |
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| Signature | /Erica N. Goven/ |
| Name | ERICA N. GOVEN |
| Date | 04/21/2021 |

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

IN THE MATTER OF APPLICATION SERIAL NO. 88/746444
PUBLISHED IN THE OFFICIAL GAZETTE ON DECEMBER 22, 2020

| | | |
|---------------------|---|----------------------|
| WALMART APOLLO, LLC |) | |
| |) | OPPOSITION NO. _____ |
| Opposer, |) | |
| |) | |
| vs. |) | |
| |) | NOTICE OF OPPOSITION |
| YEEZY LLC |) | |
| |) | |
| Applicant. |) | |

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS:

Walmart Apollo, LLC (“Opposer”) a limited liability company organized and existing under the laws of the State of Delaware, with offices located at 702 SW 8th Street, Bentonville, Arkansas 72716, believes it will be damaged by registration of the mark shown in Serial No. 88/746444 and hereby opposes the same under the provisions of Section 13 of the Trademark Act of 1946, 15 U.S.C. § 1063.






A request for an extension of time to oppose was filed on December 22, 2020 and was granted, extending the time to file this Notice of Opposition to April 21, 2021.







As grounds for opposition, Opposer alleges:

1. Opposer is the owner of all right, title and interest in and to a family of marks containing the below pictured Spark Design set forth below and further on Exhibit A attached hereto (the “Opposer’s Mark”) for a wide variety of goods and services.



2. Opposer is the world's largest retailer with more than 5,000 stores in the United States, the United States' largest grocery retailer, and the largest private employer in the United States.
3. Since at least as early as 2007, Opposer and/or its affiliates have been using Opposer's Mark, and through many years of use, Opposer's Mark has become well known and famous as a distinctive indicator of the origin of Opposer's goods and services and a symbol of Opposer's goodwill.
4. The United States Patent and Trademark Office ("USPTO") has recognized the validity of Opposer's Mark by issuing numerous registrations to Opposer, including but not limited to:

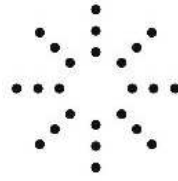
- Registration No. 3373555, , issued January 22, 2008, in Class 35.
- Registration No. 6240842, , issued January 5, 2021, in Classes 35 and 39.
- Registration No. 5561148, , issued September 11, 2018, in Class 18.
- Registration No. 4214308, , issued September 25, 2012, in Class 28.
- Registration No. 4214307, , issued September 25, 2012, in Class 16.

- Registration No. 4023245,  , issued September 6, 2011, in Class 25.
- Registration No. 3865523,  , issued October 19, 2010 in Class 14.
- Registration No. 4042549,  , issued October 18, 2011, in Class 18.
- Registration No. 3940220,  , issued April 5, 2011, in Class 35.
- Registration No. 4045886,  , issued October 25, 2011, in Class 6.
- Registration No. 4214306,  , issued September 25, 2012, in Class 9.

5. A number of Opposer's Marks, including, but not limited to, registration numbers 4214308, 4214307, 4023245, 3865523, 4042549, 4042550, 3940220, 4045886, and 4214306 are incontestable and provide prima facie and conclusive evidence of Opposer's ownership and exclusive rights to use Opposer's Mark in commerce.
6. Since Opposer's Mark has been first used, it has become synonymous with Opposer and its goods and services. Opposer's Mark is pervasive within American society and can be found prominently featured on the exterior and interior signage of Opposer's more than 5,000 retail outlets, through the ecommerce platform www.walmart.com, which has the second largest e-commerce market share in the United States, and throughout Opposer's nationwide television commercials, including commercials aired during the Super Bowl.
7. Opposer's Mark is widely used in connection with music and entertainment – Opposer's

Mark is used on an entertainment venue located in Arkansas that has national touring acts, Opposer sells exclusive albums with Opposer’s Mark affixed to albums, Opposer has been the sponsor of music and entertainment award shows, including the Country Music Awards and the Oscars, and Opposer’s Mark is used in connection with the VUDU streaming service, which facilitates Opposer’s digital movie and television store on www.walmart.com, online games and activities for children and families in Opposer’s Camp by Walmart online platform, and summer drive-in movies at Opposer’s stores. Representative examples showing Opposer’s Mark used in connection with music and entertainment are set forth in Exhibit B attached hereto.

8. In addition, Opposer uses Opposer’s Mark in connection with charitable services under the Walmart Foundation. See <https://walmart.org>.
9. Due to the extensive time, expense, advertising and promotion by Opposer of Opposer’s Mark, the consuming public has come to recognize Opposer’s Mark as associated with Opposer, and Opposer has gained substantial goodwill in Opposer’s Mark.



10. Applicant is seeking to register the logo design (“Applicant’s Mark”) as set forth in Application Serial No. 88746444, filed January 3, 2020 (“Applicant’s Trademark Application”), and published in the Official Gazette on December 22, 2020, for use on:

IC 006: Metal modular homes

IC 009: Musical sound recordings; audio-visual recordings, namely, compact discs, phonograph records, CD-ROMs, DVDs and downloadable MP3 files all featuring music

and sound tracks; downloadable musical sound recordings; downloadable video recordings featuring music; downloadable electronic publications in the nature of books, booklets, magazines, journals, manuals, brochures, leaflets, pamphlets and newsletters, all in the field of music, entertainment, television, film, the arts, fashion, lifestyles, culture, social issues and politics; electronic publications, namely, books, booklets, magazines, journals, manuals, brochures, leaflets, pamphlets and newsletters, all in the field of music, entertainment, television, film, the arts, fashion, lifestyles, culture, social issues and politics, recorded on CD-ROMs; magnets; decorative magnets; refrigerator magnets; novelty magnets; mouse pads; compact disc cases and covers in the nature of sleeves; face plates for cell phones; jackets for computer discs; fitted cases for storage and transportation, namely, cases for compact discs, DVDs, CD-ROMs, computers, cameras, camcorders and portable phones; computer carrying cases; wrist rests and supports for computer mouse users; wrist rests for computers and computer accessories; computer keyboard wrist pads; downloadable music, ring tones, graphics, and electronic games via the Internet and wireless devices; downloadable wireless game software; downloadable wireless entertainment via the internet and wireless devices, namely, ring tones, images featuring graphics and photographs, and computer wallpaper; downloadable screen saver software, via the internet and wireless devices; computer game discs, programs and software; video game discs, recorded video game software, recorded video game programs; downloadable interactive multimedia computer game program; downloadable interactive video game programs; interactive audio game discs containing action games and role playing games; interactive video games of virtual reality comprised of computer hardware and downloadable software; downloadable virtual reality game software; multi-media software recorded on CD-ROM featuring music, games and entertainment in the nature of motion pictures, music videos, films and television series, programs and shows featuring cartoon and animation, adventure, comedy, drama, music, games, sports, live-action in the nature of football, baseball, basketball and tennis games and cinematography and videography that does not use animation and that combines both animated characters and humans, artists, entertainers, the arts, namely, dramatic acts and dance, pop culture, pre-recorded live concert footage of audio, visual and dramatic performances; downloadable computer software for use in the design, development and execution of wireless game and entertainment programs and applications; electric and electronic apparatus and appliances, for analog, digital or optical receiving, processing, reproduction, control, amplification or distribution of light, sound or image signals, namely, radios, radio receivers, players and recorders for CDs and MP3 files, compact disc players, DVD players, loud speaker systems, power transformers for amplification, loudspeakers, headphones, earphones and remote controls therefor; radio receivers; radios for automobiles; amplifiers; loudspeakers; loudspeakers with built-in amplifiers; digital audio players for music; audio equipment containing amplifiers, namely, stereo tuners and loudspeakers containing amplifiers; digital audio and video recorders and players; audiovisual equipment for vehicles, namely, stereos, speakers, DVD players, digital audio and video players; remote controls for radios, radio receivers, players and recorders for CDs and MP3 files, compact disc players, DVD players, loud speaker systems; cables for electrical or optical signal transmission; electronic control units comprised of electrical controllers for regulation of sound signals; downloadable software for the remote control of lamps and other lighting devices, digital audio and video recorders and players; telecommunication equipment, namely,

telecommunication cables, telecommunication exchangers, telecommunication switches; telecommunications and data networking hardware, namely, devices for transporting and aggregating voice, data, and video communications across multiple network infrastructures and communications protocols, telecommunications transmitters; electric and electronic apparatus and appliances for data processing and for input, output and storage of data, namely, central processing units for processing information, data, sound or images; downloadable computer software for use in database management and for managing the download and storage of audio and video files; disc storage containers; software for electric and electronic apparatus and appliances, namely, downloadable software to control and improve audio equipment sound quality; downloadable software for the uploading and downloading of digital files such as music files from a database to personal computer, MP3 players and mobile telephones; and downloadable software for use in linking audio and video equipment with parts of the audio and video equipment; microphones

IC 019: Non-metal modular homes

IC 025: Clothing, namely, shirts, T-shirts, under shirts, night shirts, rugby shirts, polo shirts, cardigans, jerseys, uniforms, scrub tops and pants not for medical purposes, smocks, dress shirts, pants, trousers, slacks, jeans, culottes, cargo pants, stretch pants, denim jeans, pants made of denim, overalls, coveralls, jumpers, jump suits, shorts, boxer shorts, Bermuda shorts, track shorts, running shorts, tops, stretch tops, tube tops, crop tops, tank tops, tankinis, halter tops, sweatshirts, hooded sweatshirts, hoodies, crew neck sweatshirts, sweat shorts, sweat pants, wraps, warm-up suits, jogging suits, track suits, play suits, blouses, skirts, dresses, sweaters, vests, fleece vests, pullovers, snow suits, parkas, capes, anoraks, ponchos, cloaks, shrugs, jackets, reversible jackets, wind-resistant jackets, shell jackets, shirt jackets, sports jackets, golf and ski jackets, jean jackets, denim jackets, bomber jackets, coats, heavy coats, over coats, denim coats, trench coats, blazers, suits, jumpsuits, turtlenecks, ski bibs, swimwear, beachwear, tennis wear, surf wear, ski wear, layettes, infantwear, infants sleepers, booties, baby bibs not of paper, caps being headwear, swim caps, berets, beanies, hats, visors being headwear, headbands, wrist bands, sweat bands, headwear, ear muffs, aprons, scarves, bandanas, belts, suspenders, neckwear, ties, neckerchiefs, pocket squares, ascots, underwear, thermal underwear, long underwear, briefs, swim and bathing trunks, bras, thong underwear, G-strings, singlets, socks, loungewear, robes, underclothes, pajamas, sleepwear, night gowns, nighties, lingerie, leg warmers, hosiery, pantyhose, body stockings, knee highs, leggings, tights, gloves, mittens, rain slickers, rainwear, footwear, sneakers, tennis shoes, boots, galoshes, sandals, flip-flops, and slippers

IC 035: Retail store services, wholesale store services, mail order services, on-line ordering services, on-line retail store services, and retail store services available through computer communications and interactive television, all of the aforesaid featuring recorded audiovisual products, music related items, audio-visual products, computer goods, software and games, and clothing; management of performing artists; talent agencies; providing a web site which features advertisements for the goods and services of others on a global computer network; providing space at a web site for the advertisement of the goods and services of others; providing a web site at which users can offer goods for sale and buy

goods offered by others, namely, providing a website featuring an online marketplace for exchanging goods and services with other users; promoting the goods and services of others by providing hypertext links to the web sites of others; promoting the goods and services of others by providing a web site at which users can link to music, entertainment, television, film, fashion, beauty, lifestyles, home furnishings, games, and the arts; providing on-line web directory services featuring hyperlinks to the web sites of others; providing consumer information about the goods and services of others via the global computer network; promoting the goods and services of others by means of operating an on-line shopping mall with links to the retail web sites of others; promoting the goods and services of others through on-line ordering services and web-based catalogues featuring those goods and services; providing an on-line showroom for the goods of others in the fields of music, entertainment, television, film, fashion, beauty, lifestyles, home furnishings, games, and the arts; promoting the goods and services of others by preparing and placing advertisements in an electronic magazine accessed through a global computer network; promoting and conducting trade shows in the fields of music, entertainment, television, film, fashion, beauty, lifestyles, home furnishings, games, and the arts; conducting an on-line trade show exhibition in the fields of music, entertainment, television, film, fashion, beauty, lifestyles, home furnishings, games, and the arts; promoting the concerts of others; promoting the goods and services of others by arranging for sponsors to affiliate their goods and services with music, cultural and entertainment events; organizing exhibitions for commercial or advertising purposes, namely, exhibitions providing consumer information pertaining to video, audio, computer and telecommunications equipment, systems and services related thereto; on-line retail store services featuring downloadable electronic books

IC 037: Construction of modular homes

IC 038: Streaming of music, audio, images, video and other multimedia content over the internet, wireless networks and other computer networks and electronic communications networks; electronic transmission of streamed and downloadable music, audio, video and other multimedia content for others; broadcasting and electronic transmission of streamed and downloadable digital music, audio, video and multimedia content for others; webcasting services; providing online chat rooms, online electronic bulletin boards and online community forums for the transmission of information and messages between users, in the field of entertainment, music, concerts, news and cultural events; providing access to websites and databases on the internet that present artists, music albums, songs and entertainment services in the nature of music, current events and entertainment news and that allow customers to program audio, text, video and other multimedia content, including music, concerts, news, cultural events, and entertainment-related programs on a website and in mobile applications; broadcasting of cable television, television and radio programs; text and numeric wireless digital messaging services; providing e-mail transmission services; providing instant messaging services; computer services, namely, providing on-line facilities for real-time interaction with other computer users concerning topics of general interest; video streaming services via the internet, featuring independent films and movies; telecommunications services, namely, the transfer of data by telecommunication

IC 041: Record production; music production; audio recording and production; videotape production; motion picture song production; production of video discs for others; recording studios; entertainment services, namely, producing musical audio and video programs; distribution of musical and audio and video programs in the field of radio and television programs featuring cartoon and animation, adventure, comedy, drama, music, games, sports, live-action in the nature of football, baseball, basketball and tennis games and cinematography and videography that does not use animation and that combines both animated characters and humans, artists, entertainers, the arts, namely, dramatic acts and dance, pop culture, pre-recorded live concert footage of audio, visual and dramatic performances; music composition and transcription for others; song writing services; music publishing services; entertainment in the nature of live performances by a musical artist, musical group or musical band; entertainment in the nature of live visual and audio performances by a musical artist, musical group and musical band; entertainment, namely, live music concerts; entertainment, namely, personal appearances by a musician, musical group, musical band, entertainer, actor or celebrity; entertainment services, namely, providing a web site featuring non-downloadable musical performances, musical videos, related film clips, and photographs; entertainment services, namely, providing non-downloadable prerecorded music, information in the field of music, commentary and articles about music, all online via a global computer network; providing a web site that features information on music, entertainment, television, film, games, and the arts; production of television and radio programs; radio entertainment production; motion picture film production; entertainment in the nature of on-going television, cable television and radio programs featuring music, beauty, fashion, modeling, comedy, dramatic acts, and spoken word; entertainment services, namely, providing television and cable television programs featuring music, entertainment, fashion, beauty, comedy, drama, dramedy, and spoken word; providing a variety show distributed over television, cable television, radio, satellite, audio and video media; entertainment, namely, a continuing variety and musical show broadcast over television, satellite and the internet; entertainment in the nature of theater productions; entertainment in the nature of traveling live show performances featuring music, drama, and spoken word; entertainment services, namely, providing an on-line computer game; providing a computer game that may be accessed network-wide by network users; amusement parks and centers; amusement arcades; children's entertainment and amusement centers, namely, interactive play areas; entertainment in the nature of an amusement park ride; entertainment services in the nature of an amusement park attraction, namely, a themed area; entertainment services in the nature of an amusement park show; education services, namely, conducting classes and seminars in the field of video, audio, computer and telecommunications equipment and systems; educational services through local or global computer networks, namely, providing online classes in the field of video, audio, computer and telecommunications equipment and systems; providing online training through local or global computer networks in the fields of video, audio, computer and telecommunications equipment and systems; entertainment services, namely, providing a web site featuring non-downloadable videos, film clips, photographs and multimedia materials featuring musical performances; entertainment services, namely, providing of non-downloadable prerecorded music and information in the field of music, and commentary and articles about music, all on-line via global and

local computer network; Book publishing; Online electronic publishing of books and periodicals

IC 043: Hotel services

11. Opposer has used Opposer's Mark in commerce on musical sound recordings which are highly related and directly overlapping with the Class 9 goods identified in Applicant's Trademark Application. Opposer promoted and sold such goods in commerce, bearing Opposer's Mark, prior to the filing date of Applicant's Trademark Application.
12. Opposer has used Opposer's Mark in commerce on various articles of clothing which are highly related and directly overlapping with the Class 25 goods identified in Applicant's Trademark Application. Opposer promoted and sold such goods in commerce, bearing Opposer's Mark, prior to the filing date of Applicant's Trademark Application.
13. Opposer has used Opposer's Mark in commerce in connection with Opposer's retail store services and online retail store services which are highly related and directly overlapping with the Class 35 services identified in Applicant's Trademark Application. Opposer promoted and rendered such services in commerce, under Opposer's Mark, prior to the filing date of Applicant's Trademark Application.
14. Opposer has used Opposer's Mark in commerce and in affiliation with the VUDU streaming service which is highly related and directly overlapping with the Class 38 services identified in Applicant's Trademark Application. Opposer promoted and rendered such services in commerce, in affiliation with Opposer's Mark, prior to the filing date of Applicant's Trademark Application.
15. Opposer has used Opposer's Mark to provide entertainment venue services, to promote

live music events, to provide drive-in movies in the parking lots of its retail stores, and in connection with online games and activities for children and families, all of which are highly related and/or directly overlapping with the Class 41 services identified in Applicant's Trademark Application. Opposer promoted and rendered such services in commerce, under Opposer's Mark, prior to the filing date of Applicant's Trademark Application.

16. There is no issue of priority. Opposer's date of first use is at least as early as 2007 which precedes Applicant's filing date of January 3, 2020. Further, a number of registrations of Opposer's Mark are incontestable.

17. Upon information and belief, Applicant has not used Applicant's Mark, and Applicant's planned use of Applicant's Mark is without Opposer's consent.

**COUNT I
LIKELIHOOD OF CONFUSION**

18. Opposer hereby incorporates by reference the allegations contained in Paragraphs 1 to 17 above.

19. The use and registration of Applicant's Mark is likely to cause confusion, mistake and deception as to the source or origin of Applicant's goods and services and potentially create a false affiliation with Opposer's Mark which will injure and damage Opposer and the goodwill contained within Opposer's Mark.

20. The goods and services identified in Applicant's Trademark Application are related to or directly overlapping with goods and services covered by Opposer's Mark.

21. If Applicant is permitted to use and register Applicant's Mark for the goods and services specified in Applicant's Trademark Application, such use and registration is likely to cause confusion and lead to consumer deception as to the source, origin and/or sponsorship of the goods and services promoted and sold under Applicant's Mark and the goods and services promoted and sold under Opposer's Mark, causing damage and injury to Opposer.
22. The likelihood of confusion between Applicant's Mark and Opposer's Mark is aggravated by the fact Opposer often partners with celebrities to create special lines of products and services and Opposer utilizes notable pop culture references to promote the goods and services of Opposer. For example, Opposer has sold products and done marketing campaigns in association with Jennifer Garner, the cast of *Queer Eye*, Drew Barrymore, Kendall and Kylie Jenner, Ellen DeGeneres, and Sofia Vergara to name a few. Additionally, Opposer has previously had television advertisement campaigns featuring notable movie figures.
23. Upon information and belief, Applicant is associated with Mr. Kanye West, a recording artist, record producer, fashion designer, and former candidate for President of the United States.
24. If Applicant is granted the registration herein opposed, Applicant would thereby obtain at least a prima facie exclusive right to use Applicant's Mark, causing damage and injury to Opposer.
25. Accordingly, registration by Applicant of Applicant's Mark for the goods and services specified in Applicant's Trademark Application would damage Opposer. Therefore, the Board should refuse registration under Section 2(d) of the Lanham Act, 15 U.S.C.

§ 1052(d).

**COUNT II
DECEPTION / FALSE DESIGNATION OF ORIGIN**

26. Opposer hereby incorporates by reference the allegations contained in Paragraphs 1 to 25 above.
27. Because consumers have come to recognize and associate the goods and services of Opposer by Opposer's Mark, the use of Applicant's Mark by Applicant is likely to cause deception in violation of Section 2(a) of the Trademark Act, in that Applicant's Mark misdescribes the nature or origin of the goods and services offered under Applicant's Mark and will materially alter a consumer's decision to acquire Applicant's goods and services due to a mistaken thought of connection to Opposer and Opposer's Mark.
28. Opposer is not connected with the goods or services to be sold by Applicant under Applicant's Mark.
29. Opposer's Mark is a distinctive mark which has become famous, as defined under Section 43(c)(2) of the Lanham Act, through extensive use and promotion by Opposer, and Opposer's Mark became famous prior to the filing date of Applicant's Trademark Application.
30. The fame and reputation of Opposer's Mark is such that if Applicant's Mark is used with Applicant's applied for goods and services, an affiliation with Opposer will be assumed by the consuming public.
31. Applicant's Mark so resembles Opposer's Mark that Applicant's use of Applicant's Mark

would falsely suggest a connection with Opposer in violation of Section 2(a) of the Lanham Act, 15 U.S.C. § 1052(a), and therefore, the Board should refuse registration under Section 2(a) of the Lanham Act, 15 U.S.C. § 1052(a).

**COUNT III
DILUTION**

32. Opposer hereby incorporates by reference the allegations contained in Paragraphs 1 to 31 above.
33. Opposer's Mark has been widely used, advertised and become well known and famous in the United States and a symbol of Opposer's goodwill.
34. Applicant's Mark is likely to cause, and will cause, dilution of the distinctive value of Opposer's Mark in violation of Section 43(c) of the Lanham Act, 15 U.S.C. § 1125(c).
35. Opposer's Mark is a distinctive and famous trademark which became famous prior to the filing date of Applicant's Trademark Application.
36. If Applicant were granted the registration which is opposed herein, Applicant would obtain at least a prima facie exclusive right to use Applicant's Mark in connection with the applied for goods and services. Such registration would be a source of injury and damage Opposer's prior and established rights in Opposer's Mark.
37. Therefore, the Board should refuse registration under Section 43(c) of the Lanham Act, 15 U.S.C. § 1125(c).

**COUNT IV
LACK OF BONA FIDE INTENT TO USE**

38. Opposer hereby incorporates by reference the allegations contained in Paragraphs 1 to 37 above.

39. Applicant filed Applicant's Trademark Application under Section 1(b) of the Lanham Act, representing to the USPTO that Applicant had, at the time of filing, a bona fide intent to use Applicant's Mark in commerce on all goods and services listed in Applicant's Trademark Application.

40. The goods and services contained in Applicant's Trademark Application are exceedingly numerous.

41. On information and belief, Applicant does not have a bona fide intent to use Applicant's Mark in connection with the goods and services contained within Applicant's Trademark Application.

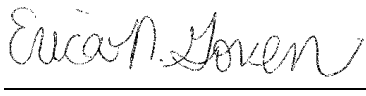
42. On information and belief, Applicant has not taken steps to demonstrate Applicant has the bona fide intent to use Applicant's Mark in commerce on the goods and services contained in Applicant's Trademark Application.

CONCLUSION

Opposer respectfully requests the registration of Applicant's Mark be refused and this opposition be sustained.

Dated: April 21, 2021




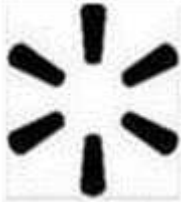
Respectfully Submitted,


By: 


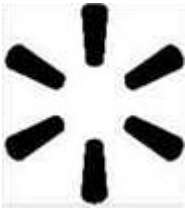

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Exhibit A






Selection of Opposer's Marks Filed and/or Registered Prior to Applicant's Trademark Application





| Citation | Status/Key Dates | Full Goods/Services | Owner |
|---|---|--|---|
| Design Only  RN: 3373555 SN: 77029689 | Renewed, January 22, 2018 Int'l Class: 35 First Use: September 12, 2007 Filed: October 26, 2006 Registered: January 22, 2008 Last Renewal: January 22, 2018 | Int'l Class: 35 (Int'l Class: 35) online retail department store and retail department store services; retail grocery store services | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| Design Only  SN: 88956310 | Allowed - Intent to Use Notice of Allowance Issued, March 9, 2021 Filed: June 9, 2020 | Int'l Class: 35, 36, 39 (Int'l Class: 35) Retail and on-line retail grocery store services featuring home delivery service; credit card registration services (Int'l Class: 36) Credit card services, namely, processing of credit card payments; credit card payment processing services; credit card transaction processing services; issuance of credit cards (Int'l Class: 39) Delivery and transport of goods | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| Design Only  SN: 88573429 | Allowed - Intent to Use 3rd Extension of Time Granted, March 19, 2021 Filed: August 9, 2019 | Int'l Class: 07, 35 (Int'l Class: 07) Vending machines; Vending machine kiosk; Kiosks comprised of vending machines; Vending machines for relatively expensive consumer goods conducive to being stolen (Int'l Class: 35) Retail store services featuring a wide variety of consumer goods; Retail store services featuring a wide variety of consumer goods, which incorporates slips of paper that can be redeemed for items by machines in front of store | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| Design Only  SN: 88494101 | Allowed - Intent to Use Statement of Use - Non-Final Refusal Mailed, March 20, 2021 Int'l Class: 35 First Use: September 12, 2007 Int'l Class: 36 First Use: October, 2020 Int'l Class: 41 First Use: August, 2020 Int'l Class: 42,44 First Use: September, | Int'l Class: 35, 36, 41, 42, 44 (Int'l Class: 35) Retail store services featuring health products and retail pharmacy services (Int'l Class: 36) Insurance consulting in the field of life and health insurance (Int'l Class: 41) Educational services, namely, conducting nutrition classes; educational services, namely, conducting diabetic coaching and classes; educational services, namely, conducting cooking classes (Int'l Class: 42) | Walmart Apollo, LLC (Delaware Limited Liability Company) |






| Citation | Status/Key Dates | Full Goods/Services | Owner |
|--|--|---|--|
| | 2019 Filed: June 28, 2019 | Medical laboratory services (Int'l Class: 44) Health care services, namely, wellness programs; health care services, namely, disease management programs; health care services, namely, personal medical care services, mental health services, primary care medical services, over the counter medical service, dental hygienist services, urgent dental care center services; dental services, namely, performing restorative and cosmetic procedures; ophthalmology services; optometry services; pharmacy services, namely, preparation of prescriptions in pharmacies; advisory services relating to nutrition; providing healthy lifestyle and nutrition services, namely, personal assessments, personalized routines, maintenance schedules, and counseling; counseling services in the fields of health, nutrition and lifestyle wellness; X-ray technician services; X-ray examinations for medical purposes; speech therapy services; speech pathology therapy services; speech and language therapy services; medical services, namely, audiology and hearing therapy; auditory rehabilitation services for building speech understanding ability; healthcare services, namely, walk-in medical clinic services, non-emergency medical treatment services, wellness programs; providing healthcare information to others; urgent medical care services; behavioral health services; dermatology services; mammography testing services | |
| <p data-bbox="203 1159 321 1184">Design Only</p>  <p data-bbox="203 1438 341 1463">SN: 88494096</p> | Allowed - Intent to Use Statement of Use - Non-Final Refusal Mailed, March 20, 2021 Int'l Class: 35 First Use: September 12, 2007 Int'l Class: 36 First Use: October, 2020 Int'l Class: 41 First Use: August, 2020 Int'l Class: 42,44 First Use: September, 2019 Filed: June 28, 2019 | Int'l Class: 35, 36, 41, 42, 44 (Int'l Class: 35) Retail store services featuring health products and retail pharmacy services (Int'l Class: 36) Insurance consulting in the field of life and health insurance (Int'l Class: 41) Educational services, namely, conducting nutrition classes; educational services, namely, conducting diabetic coaching and classes; educational services, namely, conducting cooking classes (Int'l Class: 42) Medical laboratory services (Int'l Class: 44) Health care services, namely, wellness programs; health care services, namely, disease management programs; health care services, namely, personal medical care services, mental health services, primary care medical services, over the counter medical service, dental hygienist services, urgent dental care center services; dental services, namely, performing restorative and cosmetic procedures; ophthalmology services; optometry services; pharmacy services, namely, preparation of prescriptions in pharmacies; advisory services relating to nutrition; providing | Walmart Apollo, LLC (Delaware Limited Liability Company) |


| Citation | Status/Key Dates | Full Goods/Services | Owner |
|--|--|--|---|
| | | <p>healthy lifestyle and nutrition services, namely, personal assessments, personalized routines, maintenance schedules, and counseling; counseling services in the fields of health, nutrition and lifestyle wellness; X-ray technician services; X-ray examinations for medical purposes; speech therapy services; speech pathology therapy services; speech and language therapy services; medical services, namely, audiology and hearing therapy; auditory rehabilitation services for building speech understanding ability; healthcare services, namely, walk-in medical clinic services, non-emergency medical treatment services, wellness programs; providing healthcare information to others; urgent medical care services; behavioral health services; dermatology services; mammography testing services</p> | |
| <p>Design Only</p>  <p>RN: 6240842 SN: 88611379</p> | <p>Registered, January 5, 2021 Int'l Class: 35,39 First Use: August, 2008 Filed: September 10, 2019 Registered: January 5, 2021</p> | <p>Int'l Class: 35, 39 (Int'l Class: 35) Retail and on-line grocery store services featuring home delivery service (Int'l Class: 39) Transport and delivery of goods</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |
| <p>Design Only</p>  <p>RN: 5561148 SN: 87808555</p> | <p>Registered, September 11, 2018 Int'l Class: 18 First Use: October 1, 2017 Filed: February 23, 2018 Registered: September 11, 2018</p> | <p>Int'l Class: 18 (Int'l Class: 18) backpacks, book bags, purses, briefcase type portfolios, briefcases</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |
| <p>Design Only</p>  <p>RN: 4214308 SN: 77788538</p> | <p>Registered 8 & 15, May 25, 2018 Int'l Class: 28 First Use: May 30, 2010 Filed: July 23, 2009 Registered: September 25, 2012</p> | <p>Int'l Class: 28 (Int'l Class: 28) golf balls; stress relief balls for hand exercise; stuffed toys</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |


| Citation | Status/Key Dates | Full Goods/Services | Owner |
|---|--|--|---|
| Design Only  RN: 4214307 SN: 77788502 | Registered 8 & 15, May 25, 2018 Int'l Class: 16 First Use: February 23, 2010 Filed: July 23, 2009 Registered: September 25, 2012 | Int'l Class: 16 (Int'l Class: 16) adhesive note paper; bookmarkers; decals; desk sets; note pads; notebooks; pens; writing pads | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| Design Only  RN: 4023245 SN: 77788529 | Registered 8 & 15, September 9, 2017 Int'l Class: 25 First Use: October, 2007 Filed: July 23, 2009 Registered: September 6, 2011 | Int'l Class: 25 (Int'l Class: 25) shirts; hats; pants; one-piece garments for infants and toddlers; hooded sweatshirts; jackets; pullovers; headgear, namely, caps | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| Design Only  RN: 3865523 SN: 77788491 | Registered 8 & 15, January 3, 2017 Int'l Class: 14 First Use: June 30, 2009 Filed: July 23, 2009 Registered: October 19, 2010 | Int'l Class: 14 (Int'l Class: 14) clocks; jewelry; watches | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| Design Only  RN: 4042549 SN: 77788512 | Registered 8 & 15, September 20, 2017 Int'l Class: 18 First Use: May 30, 2011 Filed: July 23, 2009 Registered: October 18, 2011 | Int'l Class: 18 (Int'l Class: 18) backpacks; umbrellas | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| Design Only | Registered 8 & 15, September 20, 2017 Int'l Class: 21 First Use: May 30, 2011 Filed: July 23, 2009 Registered: October 18, | Int'l Class: 21 (Int'l Class: 21) bottles, sold empty; dishware; mugs | Walmart Apollo, LLC (Delaware Limited Liability Company) |

| Citation | Status/Key Dates | Full Goods/Services | Owner |
|---|--|--|---|
|  <p>RN: 4042550 SN: 77788524</p> | 2011 | | |
| <p>Design Only</p>  <p>RN: 3940220 SN: 85055972</p> | Registered 8 & 15, June 23, 2016 Int'l Class: 35 First Use: September 12, 2007 Filed: June 7, 2010 Registered: April 5, 2011 | Int'l Class: 35 (Int'l Class: 35) on-line retail store services featuring a wide variety of consumer goods of others; retail department store services | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| <p>Design Only</p>  <p>RN: 4045886 SN: 77788448</p> | Registered 8 & 15, September 20, 2017 Int'l Class: 06 First Use: June 30, 2009 Filed: July 23, 2009 Registered: October 25, 2011 | Int'l Class: 06 (Int'l Class: 06) metal key chains | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| <p>Design Only</p>  <p>RN: 4214306 SN: 77788464</p> | Registered 8 & 15, November 14, 2018 Int'l Class: 09 First Use: May, 2010 Filed: July 23, 2009 Registered: September 25, 2012 | Int'l Class: 09 (Int'l Class: 09) [Calculators; Computer mouse;] Computer storage devices, namely, flash drives; Mousepads; Pedometers | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| <p>WALMART NEIGHBORHOOD MARKET and Design</p>  <p>SN: 90038986</p> | Published, March 2, 2021 Filed: July 7, 2020 | Int'l Class: 35 (Int'l Class: 35) Retail bakery shops; Retail delicatessen services; Retail department store services; Retail grocery stores; Retail pharmacy services; Retail store services featuring a wide variety of consumer goods of others | Walmart Apollo, LLC (Delaware Limited Liability Company) |

| Citation | Status/Key Dates | Full Goods/Services | Owner |
|--|---|---|---|
| Disclaimer: "NEIGHBORHOOD MARKET" | | | |
| WALMART NEIGHBORHOOD MARKET and Design  RN: 4568622 SN: 85399346 Disclaimer: "NEIGHBORHOOD MARKET" | Registered 8 & 15, May 8, 2020 Int'l Class: 35 First Use: December 1, 2011 Filed: August 16, 2011 Registered: July 15, 2014 | Int'l Class: 35 (Int'l Class: 35) retail bakery shops; retail delicatessen services; retail department store services; retail grocery stores; retail pharmacy services; retail store services featuring a wide variety of consumer goods of others | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| F and Design  SN: 88358410 | Allowed - Intent to Use 2nd Extension of Time Granted, November 25, 2020 Int'l Class: 09 First Use: August, 2018 Filed: March 27, 2019 | Int'l Class: 09 (Int'l Class: 09) Downloadable mobile applications for transmission of messages among users in the field of retail sourcing | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| FIGHT HUNGER SPARK CHANGE and Design  RN: 4785928 SN: 86519957 | Registered, August 4, 2015 Int'l Class: 35,36 First Use: September 30, 2014 Filed: January 30, 2015 Registered: August 4, 2015 | Int'l Class: 35, 36 (Int'l Class: 35) promotional services, namely, promoting the charities of others (Int'l Class: 36) charitable fundraising by means of directing a portion of a customer's fees to a charity of the customer's choice; charitable fundraising services, by means of providing individuals with the information and opportunity to make monetary donations to their favorite charity | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| FIGHT HUNGER SPARK CHANGE and Design  RN: 5712441 SN: 87849188 | Registered, April 2, 2019 Int'l Class: 35 First Use: March 31, 2016 Filed: March 26, 2018 Registered: April 2, 2019 | Int'l Class: 35 (Int'l Class: 35) Retail store services, online retail store services and grocery store services featuring food; promoting public awareness of issues relating to hunger and nutrition; charitable services, namely, coordination of the procurement and distribution of food donations from manufacturers, wholesalers, retailers, and government agencies to organizations providing food to needy people | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| FRESHNESS GUARANTEED and Design | Registered, July 2, 2019 Int'l Class: 29,30 First Use: December 1, | Int'l Class: 29, 30 (Int'l Class: 29) Guacamole; Coleslaw; Baked beans; | Walmart Apollo, LLC (Delaware Limited Liability Company) |

| Citation | Status/Key Dates | Full Goods/Services | Owner |
|---|--|---|---|
|  <p>RN: 5794586 SN: 88234770 Disclaimer: "FRESHNESS GUARANTEED"</p> | <p>2018 Filed: December 19, 2018 Registered: July 2, 2019</p> | <p>Chicken salad; Potato salad; Fresh packaged fruit chunks of watermelon; Seasoned meat, poultry, and seafood; Chicken; Seafood, namely, salmon, cod, tilapia, trout, rockfish, shrimp, roughy, not live; Corn dogs; Sandwiches, namely, fried chicken sandwiches, fish sandwiches (Int'l Class: 30) Macaroni salad; Pasta salad; Bread; Rolls; Corn bread; Doughnuts; Doughnut holes; Breadsticks; Stuffing mixes containing bread; Bakery goods and dessert items, namely, cakes, cookies, pastries, pies, cheesecakes, cinnamon rolls, candies, chocolate covered pretzels, and frozen confections for retail and wholesale distribution and consumption on or off the premises</p> | |
| <p>FRESHNESS GUARANTEED and Design</p>  <p>SN: 90062051 Disclaimer: "FRESHNESS GUARANTEED"</p> | <p>Published, April 13, 2021 Filed: July 20, 2020</p> | <p>Int'l Class: 29, 30 (Int'l Class: 29) Dried cranberries; Dried dates; Banana chips; Raisins; Snack mix consisting primarily of processed fruits, processed nuts and/or raisins; Processed sunflower seeds; Processed pumpkin seeds; Trail mix consisting primarily of processed nuts, and also including seeds and dried fruit; Processed nuts, namely, almonds, walnuts, cashews, brazil nuts, pecans (Int'l Class: 30) Chocolate covered nuts</p> | <p>Walmart Apollo, LLC (Maryland Limited Liability Company)</p> |
| <p>HEALTHCARE BEGINS HERE and Design</p>  <p>RN: 4988303 SN: 86810258</p> | <p>Registered, June 28, 2016 Int'l Class: 35 First Use: September 15, 2013 Filed: November 5, 2015 Registered: June 28, 2016</p> | <p>Int'l Class: 35 (Int'l Class: 35) providing health insurance exchanges in the nature of a marketplace that offers purchasers of health insurance a variety of plans from different insurance providers</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |
| <p>MOM APPROVED and Design</p>  <p>RN: 4983150 SN: 86807898</p> | <p>Registered, June 21, 2016 Int'l Class: 43 First Use: October, 2015 Filed: November 3, 2015 Registered: June 21, 2016</p> | <p>Int'l Class: 43 (Int'l Class: 43) providing a website featuring information in the field of recipes and cooking</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |
| <p>PICKUP and Design</p>  <p>RN: 5673365 SN: 87894577</p> | <p>Registered, February 12, 2019 Int'l Class: 35 First Use: February 3, 2015 Filed: April 27, 2018 Registered: February 12, 2019</p> | <p>Int'l Class: 35 (Int'l Class: 35) Retail store services featuring a wide variety of consumer goods; Retail grocery stores; Retail store services featuring a wide variety of consumer goods of others; Retail store services featuring electronics, appliances, indoor and outdoor furniture, home décor, health, beauty and personal care products,</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |


| Citation | Status/Key Dates | Full Goods/Services | Owner |
|--|---|---|--|
| Disclaimer: "PICKUP" | | household essentials, apparel, home improvement products, grilling products, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; online retail store services featuring a wide variety of consumer goods; Online retail grocery stores; Online retail store services featuring a wide variety of consumer goods of others; Online retail store services featuring electronics, appliances, indoor and outdoor furniture, grilling products, home improvement products, home décor, health, beauty and personal care products, household essentials, apparel, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; Retail and on-line grocery store services featuring pickup, in-store pickup and home delivery service; Retail store services featuring convenience store items and gasoline; Retail convenience store services | |
| PICKUP and Design  RN: 6011727 SN: 88418933 Disclaimer: "PICKUP" | Registered, March 17, 2020 Int'l Class: 35 First Use: February, 2018 Filed: May 7, 2019 Registered: March 17, 2020 | Int'l Class: 35 (Int'l Class: 35) Retail store services featuring a wide variety of consumer goods; Retail grocery stores; Retail store services featuring a wide variety of consumer goods of others; Retail store services featuring electronics, appliances, indoor and outdoor furniture, home décor, health, beauty and personal care products, household essentials, apparel, home improvement products, grilling products, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; online retail store services featuring a wide variety of consumer goods; Online retail grocery stores; Online retail store services featuring a wide variety of consumer goods of others; Online retail store services featuring electronics, appliances, indoor and outdoor furniture, home décor, health, beauty and personal care products, household essentials, apparel, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; Retail and on-line grocery store services featuring pickup, in-store pickup and home delivery service; Retail store services featuring convenience store items and gasoline; Retail Convenience store services | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| PROTECT NOW and Design | Registered, August 20, 2019 Int'l Class: 35,36,37,42 First Use: August 1, 2018 Filed: April 23, 2018 Registered: August 20, | Int'l Class: 35, 36, 37, 42 (Int'l Class: 35) Retail department store services; On-line retail department store services (Int'l Class: 36) Providing extended warranties on Hair Appliances, Electric Shavers, Oral Care | Walmart Apollo, LLC (Delaware Limited Liability Company) |




| Citation | Status/Key Dates | Full Goods/Services | Owner |
|---|------------------|---|-------|
|  <p data-bbox="201 457 431 531">RN: 5840587 SN: 87888344 Disclaimer: "PROTECT"</p> | 2019 | <p data-bbox="776 233 1192 1885">Appliances, Calculators, Label Makers, Safes, Shredders, Coin Counters, Thermal Laminators, Thermal Cutters, DVD Software, Pre-Recorded Video, Video Game Hardware, Video Game Accessories, Computer Software, Video Game Software, Music CDs, Music DVDs, Cameras, Camcorders, Digital Photo Frames, Photo Accessories, Photo Printers, Photo Media, Battery Operated Toys, Mechanical Toys, Radio Controlled Vehicles, Toy Vehicles, Pools, Swingsets, Battery Operated Action Figures, Electronic Games, Musical Instruments, Bikes, Bike Accessories, Ride Ons, Battery Operated Educational Toys, Battery Operated Dolls, Battery Operated Plush, Telescopes, Electronic Litter Box, Automatic Litter Box, Electric Bedding, Pet Heaters, Pet Fountains, Aquatic Heaters, Aquatic Pumps, Aquatic Cleaners, Aquatic Filters, Aquatic Accessories, Grooming Appliances, Airbeds, Airbed Pumps, Exercise Equipment, Electronic Games, Electronic Coolers, Flashlights, Lanterns, Marine Electronics, Marine GPS, Trolling Motors, Boat Motors, Camp Stoves, Heaters, Binoculars, Sports Optics, Game Cameras, Tires, Batteries, Auto Vacuums, Polishers, Waxers, Compressors, Power Washers, Generators, Battery Chargers, GPS, Radar Detectors, Stereos, Radios, Speakers, Amplifiers, DVD Players, Lighting Kits, Electronic Accessories, CB Radios, Major Appliances, Bath Scales, Hand Tools, Power Tools, Air Purification, Dehumidifiers, Humidifiers, Air Conditioners, Heaters, Fireplaces, Fans, Ceiling Fans, Water Coolers, Water Purification, Fire Extinguishers, Smoke Alarms, Weather Stations, Shop Vac, Vacuums, Garbage Disposals, Thermostats, Garage Door Openers, Paint Sprayers, Paint Mixers, Heated Cooking Appliances, Electronic Cooking Appliances, Kitchen Appliances, Cutlery, Sharpeners, Dehydrators, Wine Coolers, Refrigerators, Mowers, Trimmers, Blowers, Grills, Fountains, Fountain Pumps, Patio Furniture, Fireplaces, Tractors, Log Splitters, Chain Saws, Snow Blowers, Snow Blades, Go Carts, Lighting, Pre-Lit Trees, Pre-Lit Decor, Outdoor Animated Decor, Indoor Animated Decor, Craft Cutters, Craft Presses, Sewing Machines, Embroidery Machines, Electronics Diffusers, Electronic Fragrance, Shoes, Boots, Shoe Polishers, Fine Jewelry, Watches, Class Rings, Train Sets, Diagnostic Aids, Temperature Monitors, Blood Pressure Monitors, Massagers, Spas, Vaporizers, Humidifiers, Durable Medical Equipment, Hearing Aids, Eyeglasses, Sunglasses, Eyewear Accessories, Audio/Visual Electronics and Accessories, Televisions, Computers, Home Theater Systems, DVD Player, Satellite TV Hardware, Stereos, Portable Audio Hardware, Portable Video Hardware, GPS, Printers, Calculators, Readers, Tablets, Portable TV, Portable DVD</p> | |




| Citation | Status/Key Dates | Full Goods/Services | Owner |
|----------|------------------|---|-------|
| | | <p>Players, PC Software, PC Connectivity, PC Routers, Vacuums, Steam Cleaners, Floor Care Appliances, Vacuum Sealers, Irons, Steamers, Prepaid Cell Phones, Prepaid Cell Phone Accessories, Postpaid Cell Phones, Postpaid Cell Phone and Accessories, Family Radios, 2-Way Radios, Weather Radios, Land Line Phones, VOIP Accessories, and Phone Accessories (Int'l Class: 37)</p> <p>Providing maintenance and repair services for Hair Appliances, Electric Shavers, Oral Care Appliances, Calculators, Label Makers, Safes, Shredders, Coin Counters, Thermal Laminators, Thermal Cutters, Pre-Recorded Video, Video Game Hardware, Video Game Accessories, Music CDs, Music DVDs, Cameras, Camcorders, Digital Photo Frames, Photo Accessories, Photo Printers, Photo Media, Battery Operated Toys, Mechanical Toys, Radio Controlled Vehicles, Toy Vehicles, Pools, Swingsets, Battery Operated Action Figures, Electronic Games, Musical Instruments, Bikes, Bike Accessories, Ride Ons, Battery Operated Educational Toys, Battery Operated Dolls, Battery Operated Plush, Telescopes, Electronic Litter Box, Automatic Litter Box, Electric Bedding, Pet Heaters, Pet Fountains, Aquatic Heaters, Aquatic Pumps, Aquatic Cleaners, Aquatic Filters, Aquatic Accessories, Grooming Appliances, Airbeds, Airbed Pumps, Exercise Equipment, Electronic Games, Electronic Coolers, Flashlights, Lanterns, Marine Electronics, Marine GPS, Trolling Motors, Boat Motors, Camp Stoves, Heaters, Binoculars, Sports Optics, Game Cameras, Tires, Batteries, Auto Vacuums, Polishers, Waxers, Compressors, Power Washers, Generators, Battery Chargers, GPS, Radar Detectors, Stereos, Radios, Speakers, Amplifiers, DVD Players, Lighting Kits, Electronic Accessories, CB Radios, Major Appliances, Bath Scales, Hand Tools, Power Tools, Air Purification, Dehumidifiers, Humidifiers, Air Conditioners, Heaters, Fireplaces, Fans, Ceiling Fans, Water Coolers, Water Purification, Fire Extinguishers, Smoke Alarms, Weather Stations, Shop Vac, Vacuums, Garbage Disposals, Thermostats, Garage Door Openers, Paint Sprayers, Paint Mixers, Heated Cooking Appliances, Electronic Cooking Appliances, Kitchen Appliances, Cutlery, Sharpeners, Dehydrators, Wine Coolers, Refrigerators, Mowers, Trimmers, Blowers, Grills, Fountains, Fountain Pumps, Patio Furniture, Fireplaces, Tractors, Log Splitters, Chain Saws, Snow Blowers, Snow Blades, Go Carts, Lighting, Pre-Lit Trees, Pre-Lit Decor, Outdoor Animated Decor, Indoor Animated Decor, Craft Cutters, Craft Presses, Sewing Machines, Embroidery Machines, Electronics Diffusers, Electronic Fragrance, Shoes, Boots, Shoe Polishers, Fine Jewelry, Watches, Class Rings, Train Sets, Diagnostic Aids, Temperature</p> | |






| Citation | Status/Key Dates | Full Goods/Services | Owner |
|--|--|---|---|
| | | <p>Monitors, Blood Pressure Monitors, Massagers, Spas, Vaporizers, Humidifiers, Durable Medical Equipment, Hearing Aids, Eyeglasses, Sunglasses, Eyewear Accessories, Audio/Visual Electronics and Accessories, Televisions, Computers, Home Theater Systems, DVD Player, Satellite TV Hardware, Stereos, Portable Audio Hardware, Portable Video Hardware, GPS, Printers, Calculators, Readers, Tablets, Portable TV, Portable DVD Players, PC Connectivity, PC Routers, Vacuums, Steam Cleaners, Floor Care Appliances, Vacuum Sealers, Irons, Steamers, Prepaid Cell Phones, Prepaid Cell Phone Accessories, Postpaid Cell Phones, Postpaid Cell Phone Accessories, Family Radios, 2-Way Radios, Weather Radios, Land Line Phones, VOIP Accessories, and Phone Accessories (Int'l Class: 42) Providing maintenance and repair services for DVD software, computer software, video game software, PC software</p> | |
| <p>PROTECT NOW and Design</p>  <p>RN: 5846742 SN: 88011386 Disclaimer: "PROTECT"</p> | <p>Registered, August 27, 2019 Int'l Class: 36,37 First Use: August 1, 2018 Filed: June 22, 2018 Registered: August 27, 2019</p> | <p>Int'l Class: 36, 37 (Int'l Class: 36) Providing extended warranties on Hair Appliances, Electric Shavers, Oral Care Appliances, Calculators, Label Makers, Safes, Shredders, Coin Counters, Thermal Laminators, Thermal Cutters, DVD Software, Pre-Recorded Video, Video Game Hardware, Video Game Accessories, Computer Software, Video Game Software, Music CDs, Music DVDs, Cameras, Camcorders, Digital Photo Frames, Photo Accessories, Photo Printers, Photo Media, Battery Operated Toys, Mechanical Toys, Radio Controlled Vehicles, Toy Vehicles, Pools, Swingsets, Battery Operated Action Figures, Electronic Games, Musical Instruments, Bikes, Bike Accessories, Ride Ons, Battery Operated Educational Toys, Battery Operated Dolls, Battery Operated Plush, Telescopes, Electronic Litter Box, Automatic Litter Box, Electric Bedding, Pet Heaters, Pet Fountains, Aquatic Heaters, Aquatic Pumps, Aquatic Cleaners, Aquatic Filters, Aquatic Accessories, Grooming Appliances, Airbeds, Airbed Pumps, Exercise Equipment, Electronic Games, Electronic Coolers, Flashlights, Lanterns, Marine Electronics, Marine GPS, Trolling Motors, Boat Motors, Camp Stoves, Heaters, Binoculars, Sports Optics, Game Cameras, Tires, Batteries, Auto Vacuums, Polishers, Waxers, Compressors, Power Washers, Generators, Battery Chargers, GPS, Radar Detectors, Stereos, Radios, Speakers, Amplifiers, DVD Players, Lighting Kits, Electronic Accessories, CB Radios, Major Appliances, Bath Scales, Hand Tools, Power Tools, Air Purification, Dehumidifiers, Humidifiers, Air Conditioners, Heaters, Fireplaces, Fans, Ceiling Fans, Water Coolers, Water Purification, Fire</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |

| Citation | Status/Key Dates | Full Goods/Services | Owner |
|----------|------------------|--|-------|
| | | <p>Extinguishers, Smoke Alarms, Weather Stations, Shop Vac, Vacuums, Garbage Disposals, Thermostats, Garage Door Openers, Paint Sprayers, Paint Mixers, Heated Cooking Appliances, Electronic Cooking Appliances, Kitchen Appliances, Cutlery, Sharpeners, Dehydrators, Wine Coolers, Refrigerators, Mowers, Trimmers, Blowers, Grills, Fountains, Fountain Pumps, Patio Furniture, Fireplaces, Tractors, Log Splitters, Chain Saws, Snow Blowers, Snow Blades, Go Carts, Lighting, Pre-Lit Trees, Pre-Lit Decor, Outdoor Animated Decor, Indoor Animated Decor, Craft Cutters, Craft Presses, Sewing Machines, Embroidery Machines, Electronics Diffusers, Electronic Fragrance, Shoes, Boots, Shoe Polishers, Fine Jewelry, Watches, Class Rings, Train Sets, Diagnostic Aids, Temperature Monitors, Blood Pressure Monitors, Massagers, Spas, Vaporizers, Humidifiers, Durable Medical Equipment, Hearing Aids, Eyeglasses, Sunglasses, Eyewear Accessories, Audio/Visual Electronics and Accessories, Televisions, Computers, Home Theater Systems, DVD Player, Satellite TV Hardware, Stereos, Portable Audio Hardware, Portable Video Hardware, GPS, Printers, Calculators, Readers, Tablets, Portable TV, Portable DVD Players, PC Software, PC Connectivity, PC Routers, Vacuums, Steam Cleaners, Floor Care Appliances, Vacuum Sealers, Irons, Steamers, Prepaid Cell Phones, Prepaid Cell Phone Accessories, Postpaid Cell Phones, Postpaid Cell Phone and Accessories, Family Radios, 2-Way Radios, Weather Radios, Land Line Phones, VOIP Accessories, and Phone Accessories (Int'l Class: 37)</p> <p>Providing maintenance and repair services for Hair Appliances, Electric Shavers, Oral Care Appliances, Calculators, Label Makers, Safes, Shredders, Coin Counters, Thermal Laminators, Thermal Cutters, DVD Software, Pre-Recorded Video, Video Game Hardware, Video Game Accessories, Computer Software, Video Game Software, Music CDs, Music DVDs, Cameras, Camcorders, Digital Photo Frames, Photo Accessories, Photo Printers, Photo Media, Battery Operated Toys, Mechanical Toys, Radio Controlled Vehicles, Toy Vehicles, Pools, Swingsets, Battery Operated Action Figures, Electronic Games, Musical Instruments, Bikes, Bike Accessories, Ride Ons, Battery Operated Educational Toys, Battery Operated Dolls, Battery Operated Plush, Telescopes, Electronic Litter Box, Automatic Litter Box, Electric Bedding, Pet Heaters, Pet Fountains, Aquatic Heaters, Aquatic Pumps, Aquatic Cleaners, Aquatic Filters, Aquatic Accessories, Grooming Appliances, Airbeds, Airbed Pumps, Exercise Equipment, Electronic Games, Electronic Coolers, Flashlights, Lanterns, Marine Electronics, Marine GPS, Trolling Motors, Boat Motors, Camp Stoves,</p> | |




| Citation | Status/Key Dates | Full Goods/Services | Owner |
|---|---|--|---|
| | | <p>Heaters, Binoculars, Sports Optics, Game Cameras, Tires, Batteries, Auto Vacuums, Polishers, Waxers, Compressors, Power Washers, Generators, Battery Chargers, GPS, Radar Detectors, Stereos, Radios, Speakers, Amplifiers, DVD Players, Lighting Kits, Electronic Accessories, CB Radios, Major Appliances, Bath Scales, Hand Tools, Power Tools, Air Purification, Dehumidifiers, Humidifiers, Air Conditioners, Heaters, Fireplaces, Fans, Ceiling Fans, Water Coolers, Water Purification, Fire Extinguishers, Smoke Alarms, Weather Stations, Shop Vac, Vacuums, Garbage Disposals, Thermostats, Garage Door Openers, Paint Sprayers, Paint Mixers, Heated Cooking Appliances, Electronic Cooking Appliances, Kitchen Appliances, Cutlery, Sharpeners, Dehydrators, Wine Coolers, Refrigerators, Mowers, Trimmers, Blowers, Grills, Fountains, Fountain Pumps, Patio Furniture, Fireplaces, Tractors, Log Splitters, Chain Saws, Snow Blowers, Snow Blades, Go Carts, Lighting, Pre-Lit Trees, Pre-Lit Decor, Outdoor Animated Decor, Indoor Animated Decor, Craft Cutters, Craft Presses, Sewing Machines, Embroidery Machines, Electronics Diffusers, Electronic Fragrance, Shoes, Boots, Shoe Polishers, Fine Jewelry, Watches, Class Rings, Train Sets, Diagnostic Aids, Temperature Monitors, Blood Pressure Monitors, Massagers, Spas, Vaporizers, Humidifiers, Durable Medical Equipment, Hearing Aids, Eyeglasses, Sunglasses, Eyewear Accessories, Audio/Visual Electronics and Accessories, Televisions, Computers, Home Theater Systems, DVD Player, Satellite TV Hardware, Stereos, Portable Audio Hardware, Portable Video Hardware, GPS, Printers, Calculators, Readers, Tablets, Portable TV, Portable DVD Players, PC Software, PC Connectivity, PC Routers, Vacuums, Steam Cleaners, Floor Care Appliances, Vacuum Sealers, Irons, Steamers, Prepaid Cell Phones, Prepaid Cell Phone Accessories, Postpaid Cell Phones, Postpaid Cell Phone and Accessories, Family Radios, 2-Way Radios, Weather Radios, Land Line Phones, VOIP Accessories, and Phone Accessories</p> | |
| <p>SAVINGS CATCHER and Design</p>  <p>RN: 4707458 SN: 86343962 Disclaimer: "SAVINGS"</p> | <p>Registered, March 24, 2015 Int'l Class: 09 First Use: July 8, 2014 Filed: July 22, 2014 Registered: March 24, 2015</p> | <p>Int'l Class: 09 (Int'l Class: 09) computer application software for desktop computers and mobile devices, namely, software for enabling users to compare prices on products from multiple retailers, and receive promotions</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |
| <p>SPOTLIGHT and Design</p> | <p>Pending - Initialized, November 17, 2020 Filed: November 13,</p> | <p>Int'l Class: 35 (Int'l Class: 35) Retail and on-line retail grocery store</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |




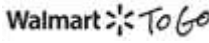
| Citation | Status/Key Dates | Full Goods/Services | Owner |
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|  SN: 90317613 | 2020 | services; Retail and on-line retail grocery store services featuring a wide variety of consumer goods of others; Product demonstration | |
| THIS IS THAT PLACE and Design  RN: 6217117 SN: 87950231 | Registered, December 8, 2020 Int'l Class: 42 First Use: May 28, 2018 Filed: June 6, 2018 Registered: December 8, 2020 | Int'l Class: 42 (Int'l Class: 42) Computer services, namely, creating an employee-only on-line community for registered users to participate in discussions, get feedback from their peers, and form virtual communities in the field of retail store services, charitable fundraising, and career development | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| TO GO and Design  SN: 88841598 | Allowed - Intent to Use Notice of Allowance Issued, January 19, 2021 Filed: March 20, 2020 | Int'l Class: 35 (Int'l Class: 35) Retail store services featuring a wide variety of consumer goods of others; Retail grocery stores; Retail store services featuring a wide variety of consumer goods of others; Retail store services featuring electronics, appliances, indoor and outdoor furniture, home décor, health, beauty and personal care products, household essentials, apparel, home improvement products, grilling products, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; online retail store services featuring a wide variety of consumer goods of others; Online retail grocery stores; Online retail store services featuring a wide variety of consumer goods of others; Online retail store services featuring electronics, appliances, indoor and outdoor furniture, grilling products, home improvement products, home décor, health, beauty and personal care products, household essentials, apparel, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; Retail and on-line grocery store services featuring pickup, in-store pickup and home delivery service; Retail store services featuring convenience store items and gasoline; Convenience store services, namely, retail store services featuring convenience store items | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| TOP RATED BY KIDS! and Design | Registered, March 12, 2019 Int'l Class: 35 First Use: July 7, 2017 Filed: February 13, 2018 Registered: March 12, 2019 | Int'l Class: 35 (Int'l Class: 35) retail store services featuring a wide variety of consumer goods; retail store services featuring a wide variety of consumer goods of others; retail store services featuring electronics and toy merchandise; online retail store services featuring a wide variety of consumer goods; online retail store | Walmart Apollo, LLC (Delaware Limited Liability Company) |



| Citation | Status/Key Dates | Full Goods/Services | Owner |
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|  <p>RN: 5694853 SN: 87795458</p> | | <p>services featuring a wide variety of consumer goods of others; online retail store services featuring electronics and toy merchandise</p> | |
| <p>TOP RATED BY KIDS! and Design</p>  <p>RN: 5522881 SN: 87627789</p> | <p>Registered, July 24, 2018 Int'l Class: 35 First Use: July 7, 2017 Filed: September 29, 2017 Registered: July 24, 2018</p> | <p>Int'l Class: 35 (Int'l Class: 35) retail store services featuring a wide variety of consumer goods; retail store services featuring a wide variety of consumer goods of others; retail store services featuring electronics and toy merchandise; online retail store services featuring a wide variety of consumer goods; online retail store services featuring a wide variety of consumer goods of others; online retail store services featuring electronics and toy merchandise</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |
| <p>VIDEO and Design</p>  <p>SN: 88372809 Disclaimer: "VIDEO"</p> | <p>Allowed - Intent to Use 2nd Extension of Time Granted, January 25, 2021 Filed: April 5, 2019</p> | <p>Int'l Class: 09, 38, 41, 42 (Int'l Class: 09) Downloadable computer software featuring an entertainment database for providing, purchasing, renting, and accessing downloadable and non-downloadable movies, TV shows, videos, music, ebooks, audiobooks, games, audiovisual, multimedia content; downloadable computer software for streaming, broadcasting, transmitting, distributing, reproducing, organizing, and sharing movies, TV shows, music, ebooks, audiobooks, audio, video, games, audiovisual, and multimedia content via global computer networks (Int'l Class: 38) Streaming of video games on the Internet; streaming of audio and visual tethered downloads; streaming of music on the Internet (Int'l Class: 41) Entertainment services, namely, providing temporary use of non-downloadable electronic games (Int'l Class: 42) Providing non-downloadable software for temporary use over global computer network for accessing, downloading, purchasing or streaming videos, movies, TV shows, games, ebooks, audiobooks, audio, music, audiovisual, and multimedia content</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |
| <p>CAMP IV and Design</p> | <p>Registered, October 15, 2019 Int'l Class: 35 First Use: September, 2018 Filed: April 2, 2019 Registered: October 15, 2019</p> | <p>Int'l Class: 35 (Int'l Class: 35) Employee incentive award program to promote quality customer service; providing incentive award programs for employees through the distribution of awards for the purpose of promoting and rewarding on-the-job excellence</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |



| Citation | Status/Key Dates | Full Goods/Services | Owner |
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|  <p>RN: 5884241 SN: 88367841</p> | | | |
| <p>WALMART and Design</p>  <p>RN: 3612344 SN: 77585269</p> | <p>Renewed, April 28, 2019 Int'l Class: 35 First Use: August 19, 2008 Filed: October 3, 2008 Registered: April 28, 2009 Last Renewal: April 28, 2019</p> | <p>Int'l Class: 35 (Int'l Class: 35) on-line retail store services featuring a wide variety of consumer goods; retail automobile parts and accessories stores; retail bakery shops; retail delicatessen services; retail grocery stores; retail pharmacy services; retail store services featuring a wide variety of consumer goods of others; retail optical stores; retail automotive supplies and parts stores</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |
| <p>WALMART and Design</p>  <p>RN: 3612345 SN: 77585270</p> | <p>Renewed, April 28, 2019 Int'l Class: 35 First Use: August 19, 2008 Filed: October 3, 2008 Registered: April 28, 2009 Last Renewal: April 28, 2019</p> | <p>Int'l Class: 35 (Int'l Class: 35) on-line retail store services featuring a wide variety of consumer goods; retail automobile parts and accessories stores; retail bakery shops; retail delicatessen services; retail grocery stores; retail pharmacy services; retail store services featuring a wide variety of consumer goods of others; retail optical stores; retail automotive supplies and parts stores</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |
| <p>WALMART BILL PAY and Design</p>  <p>SN: 90038988 Disclaimer: "BILL PAY"</p> | <p>Allowed - Intent to Use 1st Extension of Time Granted, March 19, 2021 Filed: July 7, 2020</p> | <p>Int'l Class: 36 (Int'l Class: 36) Bill payment services; Bill payment services provided through a website; Bill payment services provided via a mobile application; Electronic payment services involving electronic processing and subsequent transmission of bill payment data; Providing electronic processing of electronic funds transfer, ACH, credit card, debit card, electronic check and electronic payments</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |
| <p>WALMART COM and Design</p>  <p>RN: 5595784 SN: 87874557</p> | <p>Registered, October 30, 2018 Int'l Class: 35 First Use: May, 2017 Filed: April 12, 2018 Registered: October 30, 2018</p> | <p>Int'l Class: 35 (Int'l Class: 35) retail store services featuring a wide variety of consumer goods; retail grocery stores; retail pharmacy services; retail store services featuring a wide variety of consumer goods of others; retail store services featuring electronics, appliances, indoor and outdoor furniture, home décor, health, beauty and personal care products, household essentials, apparel, home improvement products, grilling products, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft</p> | <p>Walmart Apollo, LLC (Arkansas Limited Liability Company)</p> |


| Citation | Status/Key Dates | Full Goods/Services | Owner |
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| | | supplies; online retail store services featuring a wide variety of consumer goods; online retail grocery stores; online retail pharmacy services; online retail store services featuring a wide variety of consumer goods of others; online retail store services featuring electronics, appliances, indoor and outdoor furniture, grilling products, home improvement products, home décor, health, beauty and personal care products, household essentials, apparel, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies | |
| WALMART COOKSHOP and Design  SN: 90342441 | Pending - Initialized, November 28, 2020 Int'l Class: 41 First Use: November 19, 2020 Filed: November 25, 2020 | Int'l Class: 41 (Int'l Class: 41) Entertainment services, namely, providing webcasts in the field of cooking; Entertainment services in the nature of development, creation, production, distribution, and post-production of multimedia entertainment content during which food is prepared and served; Entertainment services, namely, providing ongoing webisodes cooking via a global computer network; Entertainment services, namely, an ongoing series featuring cooking provided through webcasts | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| WALMART ENERGY and Design  SN: 88545804 Disclaimer: "ENERGY" | Allowed - Intent to Use 1st Extension of Time Granted, December 16, 2020 Filed: July 29, 2019 | Int'l Class: 35 (Int'l Class: 35) Promoting public awareness of energy and environmental issues and sustainability; online and retail store services featuring a wide variety of environmentally-friendly consumer goods of others; Promoting environmental service providers focused on energy efficiency, water efficiency, waste reduction, and overall sustainable development; promoting environmental services of others focused on energy efficiency, water efficiency, waste reduction, and overall sustainable development; promoting public awareness of the need for corporate and social responsibility for environmental sustainability | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| WALMART INSURANCE SERVICES and Design  SN: 90018762 Disclaimer: "INSURANCE SERVICES" | Allowed - Intent to Use Statement of Use - Non-Final Refusal Mailed, February 24, 2021 Int'l Class: 36 First Use: October, 2020 Filed: June 24, 2020 | Int'l Class: 36 (Int'l Class: 36) Insurance administration, consultation and underwriting in the field of health insurance | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| WALMART INVESTING IN AMERICAN JOBS and Design | Registered, October 27, 2015 Int'l Class: 35 First Use: January 1, | Int'l Class: 35 (Int'l Class: 35) promoting public awareness for goods made or assembled by american workers; | Walmart Apollo, LLC (Delaware Limited Liability Company) |




| Citation | Status/Key Dates | Full Goods/Services | Owner |
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|  <p>RN: 4841044 SN: 86566858</p> | <p>2015 Filed: March 17, 2015 Registered: October 27, 2015</p> | <p>retail store services featuring a wide variety of consumer goods; retail grocery stores; retail store services featuring a wide variety of consumer goods of others; retail store services featuring electronics, appliances, indoor and outdoor furniture, home décor, health, beauty and personal care products, household essentials, apparel, home improvement products, grilling products, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; online retail store services featuring a wide variety of consumer goods; online retail grocery stores; online retail store services featuring a wide variety of consumer goods of others; online retail store services featuring electronics, appliances, indoor and outdoor furniture, grilling products, home improvement products, home décor, health, beauty and personal care products, household essentials, apparel, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; retail and on-line grocery store services featuring pickup, in-store pickup and home delivery service; retail store services featuring convenience store items and gasoline; convenience store services</p> | |
| <p>WALMART PAY and Design</p>  <p>RN: 5240409 SN: 87241409 Disclaimer: "PAY"</p> | <p>Registered, July 11, 2017 Int'l Class: 36 First Use: December 10, 2015 Filed: November 18, 2016 Registered: July 11, 2017</p> | <p>Int'l Class: 36 (Int'l Class: 36) financial transaction services, namely, providing secure commercial transactions and payment options using a mobile device at a point of sale</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |
| <p>WALMART PAY IT LATER and Design</p>  <p>SN: 90018718 Disclaimer: "PAY IT LATER"</p> | <p>Allowed - Intent to Use Notice of Allowance Issued, March 30, 2021 Filed: June 24, 2020</p> | <p>Int'l Class: 09, 35, 36 (Int'l Class: 09) Downloadable computer software for transaction authorization and credit authorization; Downloadable computer software for mobile computers and smart phones, namely, financial services software used to process mobile payments (Int'l Class: 35) Online retail store services and retail store services featuring layaway services (Int'l Class: 36) Computerized financial transaction authorization, namely, providing secure commercial transactions and payment options; Computerized financial transaction authorization, namely, providing secure commercial transactions and payment options using a mobile device at a point of sale; Providing an internet website portal in the field of financial transaction and payment processing services; Merchant services, namely, payment transaction processing services</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |





| Citation | Status/Key Dates | Full Goods/Services | Owner |
|---|--|---|---|
| <p>WALMART PAY IT LATER and Design</p>  <p>SN: 90018739 Disclaimer: "PAY IT LATER"</p> | <p>Allowed - Intent to Use Notice of Allowance Issued, March 30, 2021 Filed: June 24, 2020</p> | <p>Int'l Class: 09, 35, 36 (Int'l Class: 09) Downloadable computer software for transaction authorization and credit authorization; Downloadable computer software for mobile computers and smart phones, namely, financial services software used to process mobile payments (Int'l Class: 35) Online retail store services and retail store services featuring layaway services (Int'l Class: 36) Computerized financial transaction authorization, namely, providing secure commercial transactions and payment options; Computerized financial transaction authorization, namely, providing secure commercial transactions and payment options using a mobile device at a point of sale; Providing an internet website portal in the field of financial transaction and payment processing services; Merchant services, namely, payment transaction processing services retail installment payment plans; Financial services, namely, debt settlement; debt settlement services; bill payment services; providing financial information</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |
| <p>WALMART RAPID RELOAD and Design</p>  <p>RN: 4463707 SN: 85722663 Disclaimer: "RELOAD"</p> | <p>Registered 8 & 15, February 29, 2020 Int'l Class: 36 First Use: October, 2012 Filed: September 6, 2012 Registered: January 7, 2014</p> | <p>Int'l Class: 36 (Int'l Class: 36) prepaid stored value card reload services</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |
| <p>WALMART SAVE MONEY. LIVE BETTER. and Design</p>  <p>RN: 3681104 SN: 77513839</p> | <p>Renewed, September 8, 2019 Int'l Class: 35 First Use: June 24, 2008 Filed: July 2, 2008 Registered: September 8, 2009 Last Renewal: September 8, 2019</p> | <p>Int'l Class: 35 (Int'l Class: 35) retail bakery shops; retail delicatessen services; retail grocery stores; retail pharmacy services; retail stores featuring a wide variety of consumer goods</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |
| <p>WALMART TO GO and Design</p>  | <p>Registered, March 8, 2016 Int'l Class: 35 First Use: January 30, 2014 Filed: January 30, 2014</p> | <p>Int'l Class: 35 (Int'l Class: 35) retail store services featuring a wide variety of consumer goods; retail grocery stores; retail store services featuring a wide variety of consumer goods of others; retail store</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |

| Citation | Status/Key Dates | Full Goods/Services | Owner |
|--|---|---|---|
| RN: 4914300 SN: 86180138 | Registered: March 8, 2016 | services featuring electronics, appliances, indoor and outdoor furniture, home décor, health, beauty and personal care products, household essentials, apparel, home improvement products, grilling products, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; online retail store services featuring a wide variety of consumer goods; online retail grocery stores; online retail store services featuring a wide variety of consumer goods of others; online retail store services featuring electronics, appliances, indoor and outdoor furniture, grilling products, home improvement products, home décor, health, beauty and personal care products, household essentials, apparel, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; retail and on-line grocery store services featuring pickup, in-store pickup and home delivery service; retail store services featuring convenience store items and gasoline; convenience store services | |
| WALMART TO GO and Design  RN: 4896102 SN: 86180148 | Registered, February 2, 2016 Int'l Class: 35 First Use: January 30, 2014 Filed: January 30, 2014 Registered: February 2, 2016 | Int'l Class: 35 (Int'l Class: 35) retail grocery stores; retail store services featuring a wide variety of consumer goods of others; retail store services featuring electronics, appliances, indoor and outdoor furniture, home décor, health, beauty and personal care products, household essentials, apparel, home improvement products, grilling products, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; online retail grocery stores; online retail store services featuring a wide variety of consumer goods of others; online retail store services featuring electronics, appliances, indoor and outdoor furniture, grilling products, home improvement products, home décor, health, beauty and personal care products, household essentials, apparel, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; retail and on-line grocery store services featuring pickup and in-store pickup; retail store services featuring convenience store items and gasoline; convenience store services | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| WALMART TO GO and Design  | Registered, June 2, 2015 Int'l Class: 35 First Use: March 31, 2014 Filed: February 13, 2014 Registered: June 2, | Int'l Class: 35 (Int'l Class: 35) retail store services featuring a wide variety of consumer goods of others; retail grocery stores; retail store services featuring electronics, appliances, indoor and outdoor furniture, home décor, health, beauty and personal care products, household | Walmart Apollo, LLC (Delaware Limited Liability Company) |

| Citation | Status/Key Dates | Full Goods/Services | Owner |
|--|---|---|---|
| RN: 4749033 SN: 86192679 | 2015 | essentials, apparel, home improvement products, grilling products, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; online retail store services featuring a wide variety of consumer goods of others; online retail grocery stores; online retail store services featuring electronics, appliances, indoor and outdoor furniture, grilling products, home improvement products, home décor, health, beauty and personal care products, household essentials, apparel, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; retail and on-line grocery store services featuring pickup, in-store pickup and home delivery service; retail store services featuring convenience store items and gasoline; convenience store services | |
| WALMART TO GO and Design  RN: 4801269 SN: 86976728 | Registered, August 25, 2015 Int'l Class: 35 First Use: January 30, 2014 Filed: January 30, 2014 Registered: August 25, 2015 | Int'l Class: 35 (Int'l Class: 35) retail and on-line grocery store services featuring home delivery service | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| WALMART VIDEO and Design  SN: 88372799 Disclaimer: "VIDEO" | Allowed - Intent to Use 1st Extension of Time Granted, January 25, 2021 Filed: April 5, 2019 | Int'l Class: 09, 38, 41, 42 (Int'l Class: 09) Downloadable computer software featuring an entertainment database for providing, purchasing, renting, and accessing downloadable and non-downloadable movies, TV shows, videos, music, ebooks, audiobooks, games, audiovisual, multimedia content; downloadable computer software for streaming, broadcasting, transmitting, distributing, reproducing, organizing, and sharing movies, TV shows, music, ebooks, audiobooks, audio, video, games, audiovisual, and multimedia content via global computer networks (Int'l Class: 38) Streaming of video games on the Internet; streaming of audio and visual tethered downloads; streaming of music on the Internet (Int'l Class: 41) Entertainment services, namely, providing temporary use of non-downloadable electronic games (Int'l Class: 42) Providing non-downloadable software for temporary use over global computer network for accessing, downloading, purchasing or streaming videos, movies, TV shows, games, ebooks, audiobooks, audio, music, audiovisual, and multimedia content | Walmart Apollo, LLC (Delaware Limited Liability Company) |

| Citation | Status/Key Dates | Full Goods/Services | Owner |
|--|---|--|---|
| <p>WALMART WONDER LAB and Design</p>  <p>SN: 90018769 Disclaimer: "LAB"</p> | <p>Allowed - Intent to Use Notice of Allowance Issued, October 27, 2020 Filed: June 24, 2020</p> | <p>Int'l Class: 35, 41, 42 (Int'l Class: 35) Retail store and on-line retail store services featuring toys, with an emphasis on providing an interactive toy experience featuring demonstrations and playtime with new and innovative toys (Int'l Class: 41) Providing a website featuring non-downloadable game software; Entertainment services, namely, providing temporary use of non-downloadable video, computer games and interactive multimedia games; Children's entertainment and amusement centers, namely, interactive play areas; Providing temporary use of non-downloadable computer game software which can be accessed through web sites or by mobile phones; Providing a website featuring informational, non-downloadable photographic, audio, and video presentations in the field of testing toy products (Int'l Class: 42) Providing a website featuring temporary use of non-downloadable software allowing web site users to upload, post and display online videos for sharing with others for entertainment purposes; Providing a web site that gives computer users the ability to upload and share user-generated videos</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |
| <p>WHERE AMERICA'S LIST GETS DONE and Design</p>  <p>RN: 4740978 SN: 86363346</p> | <p>Registered, May 19, 2015 Int'l Class: 35 First Use: March 31, 2014 Filed: August 11, 2014 Registered: May 19, 2015</p> | <p>Int'l Class: 35 (Int'l Class: 35) retail store services featuring a wide variety of consumer goods; retail grocery stores; retail store services featuring a wide variety of consumer goods of others; retail store services featuring electronics, appliances, indoor and outdoor furniture, home décor, health, beauty and personal care products, household essentials, apparel, home improvement products, grilling products, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies; online retail store services featuring a wide variety of consumer goods; online retail grocery stores; online retail store services featuring a wide variety of consumer goods of others; online retail store services featuring electronics, appliances, indoor and outdoor furniture, grilling products, home improvement products, home décor, health, beauty and personal care products, household essentials, apparel, entertainment recordings, video games, books and publications, musical instruments, office supplies, arts and craft supplies</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |
| <p>WITH YOU EVERY LITTLE STEP and Design</p> | <p>Registered, September 9, 2014 Int'l Class: 35 First Use: February 1, 2013</p> | <p>Int'l Class: 35 (Int'l Class: 35) on-line retail store services featuring a wide variety of consumer goods of others; retail store services featuring a wide variety of</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |

| Citation | Status/Key Dates | Full Goods/Services | Owner |
|---|---|--|---|
|  <p>RN: 4602202 SN: 85809961</p> | <p>Filed: December 23, 2012 Registered: September 9, 2014</p> | <p>consumer goods of others</p> | |
| <p>Design Only</p>  <p>RN: 4863278 SN: 86632860</p> | <p>Registered, December 1, 2015 Int'l Class: 44 First Use: April 30, 2014 Filed: May 18, 2015 Registered: December 1, 2015</p> | <p>Int'l Class: 44 (Int'l Class: 44) medical clinics</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |
| <p>Design Only</p>  <p>RN: 5355661 SN: 86850043</p> | <p>Registered, December 12, 2017 Int'l Class: 35,36 First Use: December 31, 2015 Filed: December 15, 2015 Registered: December 12, 2017</p> | <p>Int'l Class: 35, 36 (Int'l Class: 35) charitable services, namely, promoting public awareness of women-owned businesses, minority-owned business and small businesses; charitable services, namely, promoting public awareness of support for local community organizations; charitable services, namely, promoting public awareness of advancing women's economic opportunities; charitable services, namely, promoting public awareness of increasing economic mobility for workers in retail-related sectors; charitable services, namely, promoting public awareness of helping veterans live successful civilian lives; charitable services, namely, promoting public awareness of supporting small businesses; charitable services, namely, promoting public awareness of supporting women-owned businesses; charitable services, namely, promoting public awareness of supporting diverse, inclusive businesses; charitable services, namely, promoting public awareness of advancing domestic manufacturing of consumer products (Int'l Class: 36) charitable foundation services, namely, providing financial assistance for programs and services of others; charitable foundation services, namely, providing grants to nonprofit organizations; charitable foundation services, namely, providing grants for advancing women's economic opportunities; charitable foundation services, namely, providing grants for increasing economic mobility for workers in retail-related sectors; charitable foundation services, namely, providing grants for helping veterans live successful civilian lives; charitable foundation services,</p> | <p>Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |

| Citation | Status/Key Dates | Full Goods/Services | Owner |
|---|--|---|---|
| | | namely, providing grants for supporting small businesses; charitable foundation services, namely, providing grants for advancing domestic manufacturing of consumer products | |
| Design Only  RN: 5355660 SN: 86850031 | Registered, December 12, 2017 Int'l Class: 35,36 First Use: December 31, 2015 Filed: December 15, 2015 Registered: December 12, 2017 | Int'l Class: 35, 36 (Int'l Class: 35) charitable services, namely, promoting public awareness of environmental sustainability issues; charitable services, namely, promoting public awareness of hunger, programs to address hunger and the need for nutritional education; charitable services, namely, promoting public awareness of support for local community organizations (Int'l Class: 36) charitable foundation services, namely, providing project grants for environmental and community projects; charitable foundation services, namely, providing financial assistance for programs and services of others; charitable foundation services, namely, providing grants for nutritional education programs and programs to address hunger; charitable foundation services, namely, providing grants to nonprofit organizations | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| Design Only  RN: 5205530 SN: 86743869 | Registered, May 16, 2017 Int'l Class: 35 First Use: October 8, 2015 Filed: September 1, 2015 Registered: May 16, 2017 | Int'l Class: 35 (Int'l Class: 35) promoting the charitable services of others, namely, providing individuals with information about various charities for the purpose of making donations to charities | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| Design Only  RN: 5672978 SN: 87829565 | Registered, February 12, 2019 Int'l Class: 35,39 First Use: February 1, 2018 Filed: March 12, 2018 Registered: February 12, 2019 | Int'l Class: 35, 39 (Int'l Class: 35) Retail and on-line retail store services featuring a wide variety of consumer goods of others available by means of home delivery service (Int'l Class: 39) Retail delivery service of goods to homes; Delivery of goods | Walmart Apollo, LLC (Delaware Limited Liability Company) |
| Design Only  RN: 5456662 SN: 87383182 | Registered, May 1, 2018 Int'l Class: 35,36,43 First Use: October 8, 2015 Filed: March 23, 2017 Registered: May 1, 2018 | Int'l Class: 35, 36, 43 (Int'l Class: 35) charitable services, namely, promoting public awareness of women-owned businesses, minority-owned business and small businesses; charitable services, namely, promoting public awareness of environmental sustainability issues; charitable services, namely, promoting | Walmart Apollo, LLC (Delaware Limited Liability Company) |

| Citation | Status/Key Dates | Full Goods/Services | Owner |
|----------|------------------|---|-------|
| | | <p>public awareness of hunger, programs to address hunger and the need for nutritional education; charitable services, namely, promoting public awareness of support for local community organizations; charitable services, namely, promoting public awareness of advancing women's economic opportunities; charitable services, namely, promoting public awareness of increasing economic mobility for workers in retail-related sectors; charitable services, namely, promoting public awareness of helping veterans live successful civilian lives; charitable services, namely, promoting public awareness of supporting small businesses; charitable services, namely, promoting public awareness of supporting women-owned businesses; charitable services, namely, promoting public awareness of supporting diverse, inclusive businesses; charitable services, namely, promoting public awareness of advancing domestic manufacturing of consumer products; charitable services, namely, promoting public awareness of disaster preparedness issues; charitable services, namely, promoting public awareness of disaster preparedness and relief activities; charitable services, namely, promoting awareness of volunteering and giving to local community organizations (Int'l Class: 36)</p> <p>charitable foundation services, namely, providing financial assistance for programs and services of others; charitable foundation services, namely, providing grants to nonprofit organizations; charitable foundation services, namely, providing grants for advancing women's economic opportunities; charitable foundation services, namely, providing grants for increasing economic mobility for workers in retail-related sectors; charitable foundation services, namely, providing grants for helping veterans live successful civilian lives; charitable foundation services, namely, providing grants for supporting small businesses; charitable foundation services, namely, providing grants for advancing domestic manufacturing of consumer products; charitable foundation services, namely, providing project grants for environmental and community projects; charitable foundation services, namely, providing grants for nutritional education programs and programs to address hunger; charitable foundation services, namely, providing educational scholarships; charitable foundation services, namely, providing grants for improving disaster response and resiliency; charitable services, namely, charitable fundraising projects in the field of disaster response (Int'l Class: 43)</p> <p>charitable services, namely, providing food to needy persons</p> | |




| Citation | Status/Key Dates | Full Goods/Services | Owner |
|---|---|---|---|
| <p data-bbox="201 233 321 258">Design Only</p>  <p data-bbox="201 415 342 464">RN: 3680211 SN: 77129996</p> | <p data-bbox="514 233 751 281">Renewed, September 8, 2019</p> <p data-bbox="514 281 651 306">Int'l Class: 35</p> <p data-bbox="514 306 751 354">First Use: November 20, 2007</p> <p data-bbox="514 354 727 380">Filed: March 13, 2007</p> <p data-bbox="514 380 740 428">Registered: September 8, 2009</p> <p data-bbox="514 428 699 476">Last Renewal: September 8, 2019</p> | <p data-bbox="771 233 1135 306">Int'l Class: 35 (Int'l Class: 35) online retail department store services</p> | <p data-bbox="1213 233 1414 306">Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |
| <p data-bbox="201 527 321 552">Design Only</p>  <p data-bbox="201 709 342 758">RN: 3803680 SN: 77409199</p> | <p data-bbox="514 527 704 575">Renewed, June 15, 2020</p> <p data-bbox="514 575 651 600">Int'l Class: 35</p> <p data-bbox="514 600 751 648">First Use: November 20, 2007</p> <p data-bbox="514 648 699 697">Filed: February 28, 2008</p> <p data-bbox="514 697 716 745">Registered: June 15, 2010</p> <p data-bbox="514 745 743 793">Last Renewal: June 15, 2020</p> | <p data-bbox="771 527 1157 697">Int'l Class: 35 (Int'l Class: 35) online retail department store and retail department store services; retail grocery store services; retail pharmacy services; retail bakery shops; retail delicatessen services</p> | <p data-bbox="1213 527 1414 600">Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |
| <p data-bbox="201 848 321 873">Design Only</p>  <p data-bbox="201 1018 342 1066">RN: 3437474 SN: 77975342</p> | <p data-bbox="514 848 699 896">Renewed, May 27, 2018</p> <p data-bbox="514 896 651 921">Int'l Class: 35</p> <p data-bbox="514 921 727 970">First Use: January 31, 2007</p> <p data-bbox="514 970 727 1018">Filed: March 13, 2007</p> <p data-bbox="514 1018 716 1066">Registered: May 27, 2008</p> <p data-bbox="514 1066 737 1115">Last Renewal: May 27, 2018</p> | <p data-bbox="771 848 1167 947">Int'l Class: 35 (Int'l Class: 35) retail department store services and retail grocery store services</p> | <p data-bbox="1213 848 1414 921">Walmart Apollo, LLC (Delaware Limited Liability Company)</p> |

Exhibit B

Sampling of Notable Uses of Opposer's Mark

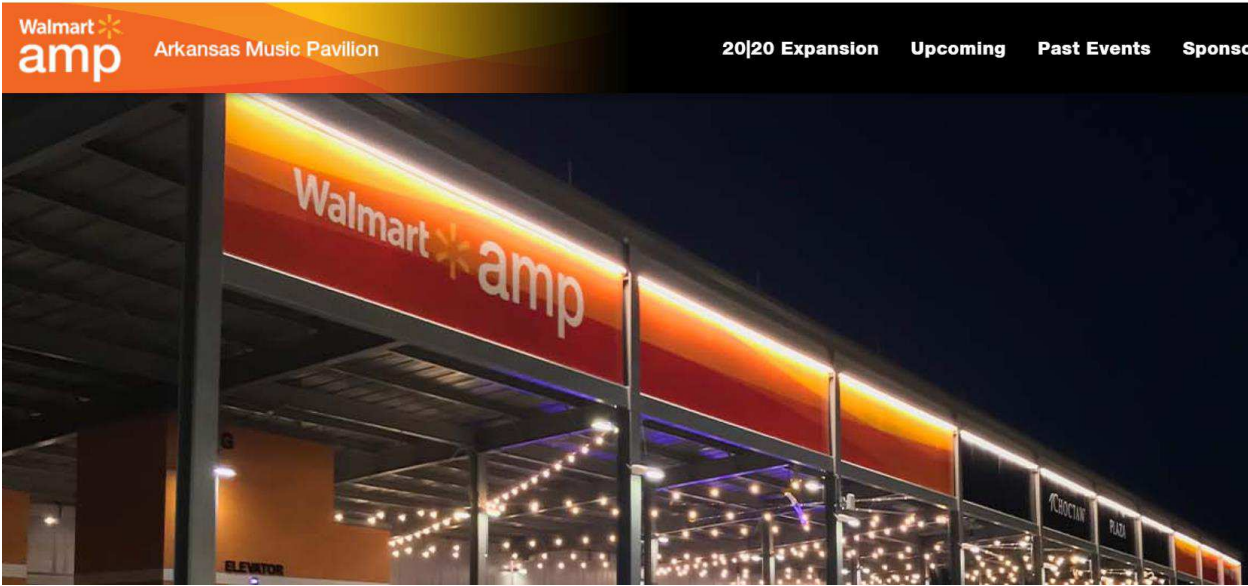
Jennifer Garner – see <https://www.4029tv.com/article/live-walmart-shareholder-celebration/27813080> and <https://www.facebook.com/watch/?v=359731014682016>



Queer Eye Walmart Collection – see <https://www.walmart.com/m/queer-eye-collection>.

The image is a screenshot of the Walmart website's mobile interface. At the top, the browser address bar shows the URL [walmart.com/m/queer-eye-collection](https://www.walmart.com/m/queer-eye-collection). Below the browser, there is a navigation bar with the Walmart logo and a search bar containing the text "Search Walmart.com". To the right of the search bar are icons for "Account", "My Items", and a shopping cart. A blue banner below the navigation bar contains the text "Book a COVID-19 vaccine. Available at no cost, per eligibility." and a link "Schedule now". The main content area features a promotional banner for the "Queer Eye collection". On the left side of the banner, the text reads "Queer Eye collection", "View what's new", "Fresh finds for a fab home—inside & out.", and "Only at Walmart." Below this text is the "QE QUEER EYE" logo. On the right side of the banner is a photograph of the five members of the Queer Eye team, dressed in various styles of clothing including patterned sweaters, jackets, and leather jackets.

Walmart AMP Concert and Entertainment Venue – see <https://waltonartscenter.org/AMP/>



Exclusive Walmart Album Releases – see <https://www.walmart.com/ip/Mariah-Carey-Mariah-Carey-Walmart-Exclusive-Vinyl/351225300>

The screenshot shows a web browser window displaying the Walmart.com product page for a Mariah Carey vinyl album. The browser's address bar shows the URL: [walmart.com/ip/Mariah-Carey-Mariah-Carey-Walmart-Exclusive-Vinyl/351225300](https://www.walmart.com/ip/Mariah-Carey-Mariah-Carey-Walmart-Exclusive-Vinyl/351225300). The page header includes the Walmart logo, a search bar, and navigation links for Account, My Items, and a shopping cart. The product title is "Mariah Carey - Mariah Carey (Walmart Exclusive) - Vinyl", with a 4.5-star rating from 19 reviews and 23 comments. The price is \$21.97. A blue "Add to cart" button is visible. Below the price, there are shipping and delivery options: "Get free shipping, no order minimum. Sign up", "Free 2-day delivery on \$35+ orders. Arrives by Wed, Apr 21", and "Pickup not available". A link for "More delivery & pickup options" is also present. The product image shows the album cover with Mariah Carey's name at the top and a "Walmart Exclusive" badge in the bottom right corner.

Anderson W-M Promo

Mariah Carey - Mariah Carey (Walmart Exclusive) - Vinyl

★★★★★ (4.5) 19 ratings 23 comments Walmart # 585435595

\$21.97

Qty: 1 [Add to cart](#)

W+ Get free shipping, no order minimum. [Sign up](#)

Free 2-day delivery on \$35+ orders
Arrives by Wed, Apr 21

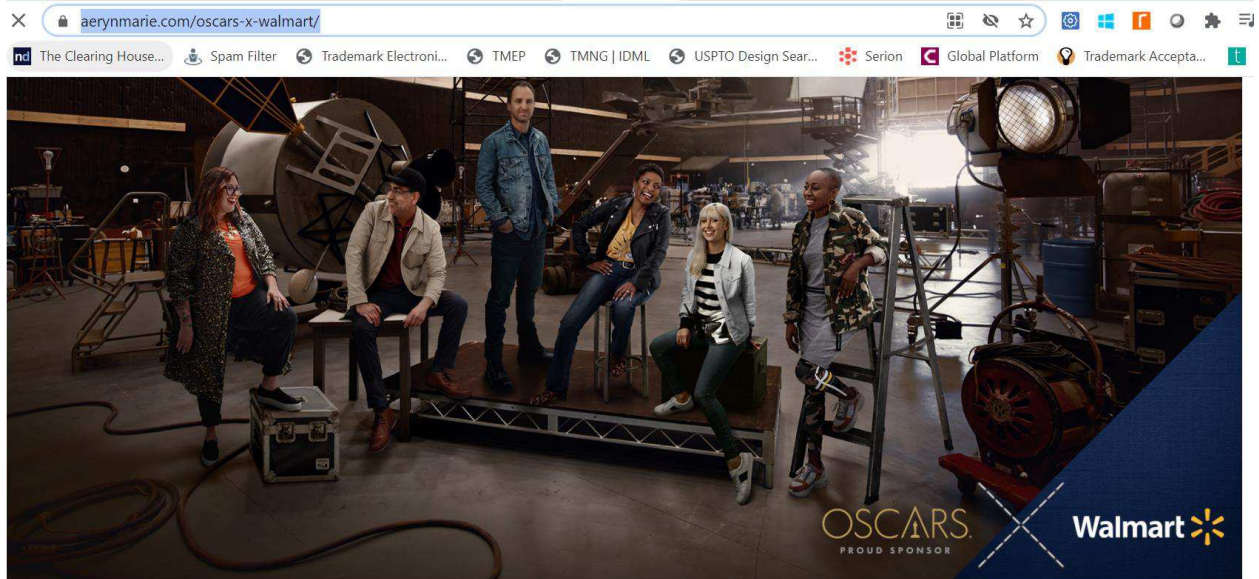
Pickup not available

[More delivery & pickup options](#)

Walmart Drive In – see <https://corporate.walmart.com/newsroom/2020/08/05/walmart-brings-the-big-screen-to-its-parking-lots-starting-august-14>



Walmart sponsor of the Oscars – see <https://www.aerynmarie.com/oscars-x-walmart/>



Walmart sponsor of the Country Music Awards – see <https://cmaawards.com/news/walmart-sponsors-the-cma-awards-all-access-official-red-carpet-and-backstage-live-streams-and-special-in-show-performance-during-the-cma-awards/>

The image is a screenshot of a web browser displaying the CMA Awards website. The browser's address bar shows the URL: cmaawards.com/news/walmart-sponsors-the-cma-awards-all-access-official-red-carpet-and-backstage-live-streams-and-s.... The browser's taskbar at the top lists several applications: Apps, The Clearing House..., Spam Filter, Trademark Electroni..., TMEP, TMNG | IDML, USPTO Design Sear..., Serion, Global Platform, and Trademark Accepta... The website's navigation bar is dark blue with white text, featuring the CMA Awards logo on the left and menu items: NOMINEES & WINNERS, PERFORMERS & PRESENTERS, PHOTO & VIDEO, ABOUT, and MUSIC. The main content area is a large blue banner with a white outline of a guitar pick on the left. The text on the banner reads: "51ST CMA AWARDS" in large white letters. To the right, it says "ALL ACCESS RED CARPET & BACKSTAGE" in bold white letters, followed by "Live.Twitter.com/CMAawards", "Wednesday, Nov. 8 at 6|5c", and "Follow @CountryMusic". Below this text are three small square photos: a woman with long blonde hair, a woman and a man in a black leather jacket, and a man in a dark jacket. At the bottom of the banner, the ABC logo and the Walmart.com logo are displayed.