

Trademark/Service Mark Application, Principal Register

TEAS Plus Application

Serial Number: 85037348

Filing Date: 05/13/2010

*NOTE: Data fields with the * are mandatory under TEAS Plus. The wording "(if applicable)" appears where the field is only mandatory under the facts of the particular application.*

The table below presents the data as entered.

Input Field	Entered
TEAS Plus	YES
MARK INFORMATION	
*MARK	\\TICRS\EXPORT10\IMAGEOUT 10\850\373\85037348\xml1\ FTK0002.JPG
*SPECIAL FORM	YES
USPTO-GENERATED IMAGE	NO
LITERAL ELEMENT	WEGMANS
*COLOR MARK	NO
*COLOR(S) CLAIMED (If applicable)	
*DESCRIPTION OF THE MARK (and Color Location, if applicable)	The mark consists of the word WEGMANS in a stylized font.
PIXEL COUNT ACCEPTABLE	YES
PIXEL COUNT	735 x 255
REGISTER	Principal
APPLICANT INFORMATION	
*OWNER OF MARK	Wegmans Food Markets, Inc.
*STREET	1500 Brooks Avenue, P.O. Box 30844
*CITY	Rochester

*STATE (Required for U.S. applicants)	New York
*COUNTRY	United States
*ZIP/POSTAL CODE (Required for U.S. applicants only)	14603
LEGAL ENTITY INFORMATION	
*TYPE	CORPORATION
* STATE/COUNTRY OF INCORPORATION	New York
GOODS AND/OR SERVICES AND BASIS INFORMATION	
* INTERNATIONAL CLASS	035
IDENTIFICATION	Retail grocery stores; Retail stores featuring alcoholic beverages
* FILING BASIS	SECTION 1(a)
FIRST USE ANYWHERE DATE	At least as early as 12/00/2008
FIRST USE IN COMMERCE DATE	At least as early as 12/00/2008
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT10\IMAGEOUT 10\850\373\85037348\xml1\ FTK0003.JPG
SPECIMEN DESCRIPTION	image showing mark on signage at a Wegmans grocery store
ADDITIONAL STATEMENTS SECTION	
*TRANSLATION (if applicable)	
*TRANSLITERATION (if applicable)	
* CLAIMED PRIOR REGISTRATION (if applicable)	The applicant claims ownership of U.S. Registration Number(s) 1457891 and 1923144.
* CONSENT (NAME/LIKENESS) (if applicable)	
* CONCURRENT USE CLAIM (if applicable)	
ATTORNEY INFORMATION	
NAME	Kristen M. Walsh
ATTORNEY DOCKET NUMBER	013855/100022

FIRM NAME	Nixon Peabody LLP
STREET	1100 Clinton Square
CITY	Rochester
STATE	New York
COUNTRY	United States
ZIP/POSTAL CODE	14604
PHONE	585-263-1000
FAX	585-263-1600
EMAIL ADDRESS	nytm@nixonpeabody.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
OTHER APPOINTED ATTORNEY	Michael F. Orman, Richard P. Flaggert, and Daniel F. Dovi
CORRESPONDENCE INFORMATION	
*NAME	Kristen M. Walsh
FIRM NAME	Nixon Peabody LLP
*STREET	1100 Clinton Square
*CITY	Rochester
*STATE (Required for U.S. applicants)	New York
*COUNTRY	United States
*ZIP/POSTAL CODE	14604
PHONE	585-263-1000
FAX	585-263-1600
*EMAIL ADDRESS	nytm@nixonpeabody.com
*AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
FEE INFORMATION	
NUMBER OF CLASSES	1
FEE PER CLASS	275
*TOTAL FEE PAID	275

SIGNATURE INFORMATION	
* SIGNATURE	/evelyn/
* SIGNATORY'S NAME	Stephen R. Van Arsdale
* SIGNATORY'S POSITION	Vice President and Assistant General Counsel
* DATE SIGNED	05/11/2010

PTO Form 1478 (Rev 9/2006)
OMB No. 0651-0009 (Exp 12/31/2011)

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To the Commissioner for Trademarks:

MARK: WEGMANS (stylized and/or with design, see mark)

The literal element of the mark consists of WEGMANS.

The mark consists of the word WEGMANS in a stylized font.

The applicant, Wegmans Food Markets, Inc., a corporation of New York, having an address of
1500 Brooks Avenue, P.O. Box 30844
Rochester, New York 14603
United States

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

For specific filing basis information for each item, you must view the display within the Input Table.

International Class 035: Retail grocery stores; Retail stores featuring alcoholic beverages

In International Class 035, the mark was first used at least as early as 12/00/2008, and first used in commerce at least as early as 12/00/2008, and is now in use in such commerce. The applicant is submitting one specimen(s) showing the mark as used in commerce on or in connection with any item in

the class of listed goods and/or services, consisting of a(n) image showing mark on signage at a Wegmans grocery store.

Specimen File 1

The applicant claims ownership of U.S. Registration Number(s) 1457891 and 1923144.

The applicant hereby appoints Kristen M. Walsh and Michael F. Orman, Richard P. Flaggert, and Daniel F. Dovi of Nixon Peabody LLP

1100 Clinton Square

Rochester, New York 14604

United States

to submit this application on behalf of the applicant. The attorney docket/reference number is 013855/100022.

The docket/reference number is 013855/100022.

Correspondence Information: Kristen M. Walsh

1100 Clinton Square

Rochester, New York 14604

585-263-1000(phone)

585-263-1600(fax)

nytm@nixonpeabody.com (authorized)

A fee payment in the amount of \$275 has been submitted with the application, representing payment for 1 class(es).

Declaration

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements, and the like, may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

Signature: /evelyn/ Date Signed: 05/11/2010

Signatory's Name: Stephen R. Van Arsdale

Signatory's Position: Vice President and Assistant General Counsel

RAM Sale Number: 9552
RAM Accounting Date: 05/13/2010

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44f2d0eed-DA-9552-20100511130432094522

Wegmans

