

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Civil Action No.: 1:25-cv-00475-PAB-SBP

STARFALL EDUCATION FOUNDATION

Plaintiff

v.

TENCENT HOLDINGS LIMITED and PROXIMA
BETA PTE LIMITED

Defendants.

SECOND AMENDED COMPLAINT

Plaintiff Starfall Education Foundation (“Starfall”), by and through its attorneys, Hutchinson Black and Cook, LLC, and Melkonian & Co., for its Complaint against Tencent Holdings Limited and Proxima Beta Pte Limited (collectively “Tencent”), alleges as follows:

NATURE OF THE ACTION AND RELIEF SOUGHT

1. Starfall, a nonprofit based in Boulder dedicated to safe education and entertainment for children, suddenly finds itself under assault from Tencent, one of the largest corporations in China and designated by the United States Department of Defense as an agent of the Chinese military. Tencent has hijacked Starfall’s United States trademarks to attract children to the violent and sexualized computer games promoted by Tencent. The harm to the public is compounded because Tencent collects personal information from

children in Colorado and throughout the United States and places it under the control of a foreign entity.

2. Guns, shooters, violence and sexualized characters are all too common in computer games that children play. Unfortunately, violence in games and media has been proven to be a major factor contributing to aggressive behavior. Running against this tide, Starfall has built an e-learning curriculum featuring non-violent, fun, and educational computer games and activities that are enjoyed by millions of children in the United States. Starfall is well-known to children, young adults, parents, and educators, and it has registered and common law trademarks in the United States (collectively, the “STARFALL Mark”).¹ The STARFALL Mark stands for educational entertainment with consistent themes of equality, respect, and anti-bullying.

3. Tencent started using the STARFALL Mark to promote violent computer games with people using assault rifles to blast and kill other people as well as featuring sexualized images of women. By doing so, Tencent hijacks the good will and name recognition that has taken Starfall a quarter century and many millions of dollars in investment to achieve. For purely monetary gain, and if left unchecked, Tencent will undermine Starfall’s highly esteemed name and reputation and overwhelm the market with goods and services over which Starfall has no control. Further, many parents, who have come to trust Starfall, will object to the control of their children’s personal private information by a foreign entity. Tencent’s linkage to the Chinese military will make these objections even more vehement.

4. For more than 20 years, Starfall’s website, apps, and other products have

¹ While, as noted above, Starfall has numerous registered and United States common law marks incorporating STARFALL, for simplicity, it will refer to all of its marks as the STARFALL Mark in its Complaint.

been used in schools, homes, and other learning environments throughout the United States. Key to its success has been Starfall's commitment to publish entertaining games and other content that not only engages children but also promotes prosocial behaviors that make educators' jobs easier and help children learn better.

5. Starfall's focus on a positive learning environment has earned it widespread praise and recognition: Starfall has received numerous awards and been recognized by well-known and respected publications, including *Parents* magazine, *Time Magazine*, *Disney's Family Fun*, *homeschool.com*, and more. Starfall's Starfall® apps have been downloaded tens of millions of times. And Starfall's Starfall® educational activities are played many hundreds of millions of times each year. Starfall has diligently built a successful brand and reputation for providing a safe environment that parents and educators can confidently give to children, knowing that they will be shielded from exposure to the violence that permeates modern computer games and other entertainment.

6. On information and belief, Tencent Holdings Limited is a multinational technology conglomerate with a commanding presence in the gaming industry, and Proxima Beta Pte Limited is a subsidiary of Tencent Holdings. These Defendants have jointly engaged, directly or through associates, in the activities complained of herein.

7. Instead of developing or licensing its own trademark, on or before January 13, 2025, Tencent started using the STARFALL Mark to promote its services, including the LEVEL INFINITE PASS, a one-stop system to allow players to log into multiple games across multiple platforms and unify gaming accounts. Tencent subsequently released a game that featured the STARFALL Mark. Tencent did so despite, on information and belief, knowing of Starfall and its well-known children's brand. By doing so, Tencent has misappropriated Starfall's very popular brand to target and attract children in the United

States, including in Colorado. This will benefit Tencent. Relevant consumers, particularly children, will believe that there is a relationship of source, sponsorship, and/or affiliation between Starfall (on the one hand) and Tencent and the products and services it markets (on the other hand).

8. Tencent's actions will grievously harm the reputation of Starfall as a provider of child-safe products and services. And, given Tencent's resources and size, it is likely to swamp the market and drastically reduce the ability of Starfall's distinctive STARFALL Mark to act as a unique source identifier. In adopting and using the STARFALL Mark to promote its services, Tencent is misleading consumers in violation of Starfall's trademark rights under United States federal and state law. And, by knowingly or recklessly interfering with the ability of children to identify the safe and positive Starfall® brand, Tencent is violating the Colorado Consumer Protection Act.

9. On February 5, 2025, Starfall's counsel wrote to Proxima Beta to express Starfall's concerns about the infringing use of the STARFALL Mark, to invite dialogue, and to request that it immediately cease and desist use of the STARFALL Mark.

10. Starfall files this lawsuit seeking legal as well as equitable relief for the harm it has suffered and will increasingly suffer as a result of Defendants' activities unless redressed by this Court. Starfall asserts claims against Defendants for infringement of a federally registered trademark in violation of 15 U.S.C. § 1114 (Count I); unfair competition in violation of 15 U.S.C. § 1125(a) (Count II); deceptive trade practices in the course of business that have a significant impact on the public in violation of the Colorado Consumer Protection Act ("CCPA"), C.R.S. §§ 6-1-101, 105 (Count III); and American common law trademark infringement (Count IV).

PARTIES

11. Plaintiff Starfall is a Colorado nonprofit corporation with its principal place of business in Boulder, Colorado. Starfall is the owner of the STARFALL Mark and the maker of numerous computer games and other products for children. Its predecessor in interest was Pancil, LLC.

12. On information and belief, Defendant Tencent Holdings Limited is a Cayman Islands corporation with its principal place of business in Shenzhen, China. Defendant Proxima Beta Pte Limited is a Singaporean registered entity with its principal office located in the Republic of Singapore.

13. Defendants are presently using the STARFALL Mark in commerce, including in Colorado.

JURISDICTION AND VENUE

14. This Court has subject matter jurisdiction over this action under 15 U.S.C. § 1121 and 28 U.S.C. § 1331 in that this case arises under the trademark laws of the United States, 15 U.S.C. §§ 1051 *et seq.* This Court also has supplemental jurisdiction under 28 U.S.C. § 1367(a) over Starfall's related state and federal common law claims.

15. This Court has personal jurisdiction over Tencent and venue is proper in this District pursuant to 28 U.S.C. § 1391(b)(2) because, *inter alia*, Tencent markets its services using the STARFALL Mark in this District and consequently a significant part of the events giving rise to Starfall's claims occurred in this District.

ALLEGATIONS COMMON TO ALL CLAIMS FOR RELIEF

A. Starfall's Award-Winning, Child-Friendly Computer Games and Content

16. Starfall was founded by Dr. Stephen Schutz. As a child with dyslexia, Dr. Schutz had trouble learning to read and, in fact, could not read until well into grade school.

While he overcame his difficulties and went on to earn a doctorate degree in theoretical physics from Princeton University, Dr. Schutz never forgot his childhood struggle.

17. Dr. Schutz was motivated as an adult to create a fun learning platform to help children of all ages, including those with special needs or learning difficulties, to learn how to read. Dr. Schutz envisioned untimed, multisensory interactive games that allowed children to see, hear, and touch as they learn. Hence, Starfall was born.

18. To craft its learning activities in the most effective way possible, the Starfall team spent two years researching and working with teachers and in classrooms to develop activities and content that “feel like play” and that most effectively engage children in the learning process while still aligning with state learning objectives. In 2002, Starfall launched its starfall.com website—an environment “Where Children Have Fun Learning to Read™.” At significant cost to itself, Starfall offered its website to the public for free, at www.starfall.com. The Starfall website opened with 15 interactive books, 14 games, and five movies and prominently displayed the STARFALL Mark. Starfall also offered free children’s writing journals, which bore the STARFALL Mark.

19. While Starfall began as a service to teach children to read, it has expanded greatly. It has added more games, movies, and other activities and covers language arts and mathematics for preschool through fifth grade and beyond. Starfall also expanded its product offerings to include apps for both Apple and Android devices. Starfall continues to offer a great deal of its content for free to children and educators.

20. For this reason and as explained in more detail below, Starfall has proudly and consistently developed engaging, entertaining, educational, and interactive content that is not only free from violence and aggression but promotes kindness and antibullying, where parents can be assured that children are learning in a safe learning environment. As a result of

its efforts, Starfall has become a well-known resource used by many schools, homeschools, and parents throughout the United States.

B. Starfall's Distinctive STARFALL Mark

21. Since its launch in 2002, Starfall has continuously used the STARFALL Mark and STARFALL-formative word and design marks in connection with its computer games, products, and services. Starfall has used starfall.com as its domain and has prominently displayed the STARFALL Mark on its products and services.

22. And it continues to do so today. For example, the images below show the STARFALL Mark at the top of webpages on the starfall.com website, as they are presently and as they have been for many years:





23. The STARFALL Mark is strong—both inherently and commercially. And, as a result of Starfall’s consistent, longstanding, and widespread use, the STARFALL Mark has gained recognition among relevant audiences who understand this mark to denote safe, non-violent, non-aggressive content suitable for showing to children both in and out of the classroom.

24. In addition to common law rights that it obtained in the United States via its widespread and continuous use of the STARFALL Mark, Starfall owns multiple federal trademark registrations for STARFALL alone or in connection with other words or symbols. These include United States Trademark Registration Nos. 3,135,747; 2,850,793; 5,323,690; 3,222,651; 3,183,399; 2,883,345; 3,211,484; 3,173,857; 3,218,017; 2,771,770; 7,443,180; 7,443,182; and 7,563,958. Copies of these registrations are attached as **Exhibits 1 to 13**.

25. Starfall also owns six pending U.S. federal trademark applications for STARFALL, copies of which are attached as **Exhibits 14 to 19**.

26. The STARFALL Marks are valid and enforceable, and certain of them have

attained incontestable status. These registrations constitute *prima facie* evidence of Starfall's ownership of and exclusive rights to use the STARFALL Mark in connection with the goods and services recited in the registrations, including games, movies, books, and music.

27. Starfall is the only owner of a live registered trademark that includes the word "starfall" on the principal register of trademarks at the United States Patent and Trademark Office ("PTO").

C. Starfall's Strong Reputation and Goodwill Among Parents, Educators, and Children

28. The STARFALL Mark has become well known and strongly associated with Starfall's products and services. For many years, Starfall has stated on its website that "Starfall® and Starfall.com® are registered trademarks in the U.S."

29. From 2016 to February 29, 2024, Starfall apps have been downloaded more than 52 million times in the United States from app stores. In the calendar year 2023 alone, Starfall recorded counts of over 1.2 billion activities accessed in the United States with over 45% completed. These activities include Starfall games, movies, and other interactive content. Further, this substantially undercounts the total consumer activity because this number does not include activities accessed through Starfall standalone apps. Standalone apps do not connect to Starfall's servers and consequently counts are not recorded.

30. Not only are the Starfall-branded products widely used, but Starfall has also received numerous awards and recognition from notable sources. For example, in 2004, Starfall's website was the first website to be rated "highest" in the Early Elementary category by *Children's Software & New Media Revue*. And in 2005, Starfall was named one of *The Reading Teacher's* "Five Internet Sites Too Good to Miss."

31. In 2010, Disney's *Family Fun* magazine, now part of the *Parents* magazine

group, listed Starfall as a “well-loved” favorite website alongside PBS. That same year, *The Wall Street Journal* also recognized Starfall’s website.

32. In 2011, *Time Magazine* listed Starfall among its “50 Websites that Make the Web Great.”

33. In 2014, Starfall was listed in *Parents Magazine*’s “70 Best Apps for Families.”

34. In 2023, *Android Police* named the Starfall app among the 20 best games for children, which *Android Police* touted by saying that “[n]ot only will your kids have fun with these games, but you’ll also get some quiet time.” Also in 2023, Starfall earned the *Secular Homeschool Award* for Best Preschool Curriculum.

35. Starfall is also referenced in countless research studies, articles, blogs, and other unsolicited media.

D. Tencent’s Computer Games

36. On information and belief, Tencent is a conglomerate that publishes a variety of games, including violent games with multiplayer gameplay.

37. A trademark search conducted prior to Tencent’s infringing uses of the STARFALL Mark would have listed Starfall’s registrations.

38. On information and belief, Tencent uses the STARFALL Mark to promote the LEVEL INFINITE PASS, a universal, one-stop system to allow players to log into multiple games across multiple platforms and unify Tencent games’ accounts. By enrolling in LEVEL INFINITE PASS, users, including children, have access to violent computer games such as Play Delta Force, as well as games that contain images of exaggerated sexualized women that may be objectionable to parents as being harmful to the development of young

children.

39. On information and belief, on or before January 13, 2025, Tencent started using the STARFALL Mark to entice individuals, including children, to register for the LEVEL INFINITE PASS, thereby collecting private information, including email addresses, and assigning a personal ID to these individuals.

40. On information and belief, on January 18, 2025, Tencent publicly released the Delta Force game which included the STARFALL Mark.

41. There are numerous computer games offered by Tencent. The games are individualized through separate trademarks and Tencent has registered or applied to register some of these trademarks in the United States Patent and Trademark Office (“USPTO”). Significantly, on Jan. 30, 2024, Proxima Beta Pte Ltd applied to the USPTO for registration of DELTA FORCE HAWK OPS for a long list of goods and services including downloadable computer and video games. On information and belief, Tencent has not attempted to register any mark containing the word “starfall” because it knew that such use would be viewed as an infringing use of a registered mark for the same goods and services.

42. On information and belief, Tencent has a relationship with or is associated with playdeltaforce.com which includes a website and social media channels that promotes Level Infinite’s LEVEL INFINITE PASS as well as the Delta Force game.

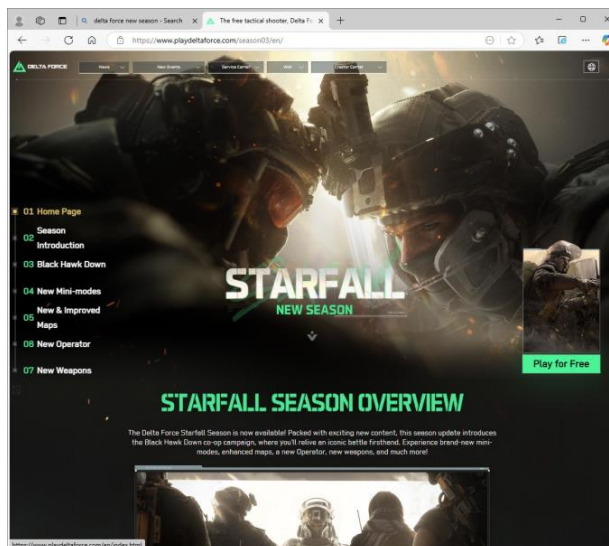
43. On information and belief, Proxima Beta Pte Ltd, a foreign entity, is the data controller for personal information collected on playdeltaforce.com from individuals, including children, in the United States.

44. On information and belief, on January 7, 2025, Tencent was listed by the Pentagon as an agent of the Chinese military.

E. Tencent’s Infringing Uses of the STARFALL Mark Are Likely to Cause

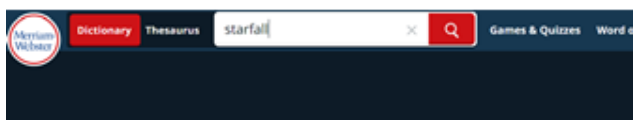
Confusion and Damage.

45. Tencent's use of the STARFALL Mark is likely to cause relevant consumers to be confused as shown in the screenshot from playdeltaforce.com:



46. The STARFALL Mark is strong—both inherently and commercially.

47. As a coined term, “starfall” is an uncommonly used word (apart from referring to Starfall) and, indeed, does not appear in dictionaries.



“starfall”

The word you've entered isn't in the dictionary. Click on a spelling suggestion below or try again using the search bar above.





48. Additionally, Starfall has long used the STARFALL Mark in connection with computer games.

49. Children are very susceptible to advertising because they lack the life experiences and critical thinking skills to differentiate the origin of games with the same trademark and are, therefore, likely to be misled and confused as to the origin or source of these games. Parents are also likely to be confused as to source or origin of the games because they do not have time to screen all content and instead turn to trusted trademarks—like Starfall’s— whose products and services they know will be safe for children and free of unsuitable content.

50. Starfall has never authorized Tencent to use the STARFALL Mark and has never consented to its use by Tencent.

51. In sum, Tencent’s use of the STARFALL Mark is likely to cause consumer confusion with the products and services Starfall provides under the STARFALL Mark. Consumers are familiar with Starfall’s high quality, child-safe, non-violent, privacy excellence, non-aggressive educational computer games. By using, in the same marketplace, the STARFALL Mark, Tencent will irreparably harm Starfall’s goodwill and reputation, particularly because the STARFALL Mark will become associated with foreign entities controlling personal data about children and selling commercialized violent and sexualized content. This is antithetical to Starfall’s reputation. Tencent’s infringing use of the STARFALL Mark will also weaken the distinctiveness of the STARFALL Mark and harm

the ability to denote Starfall as the unique source of its products and services.

CLAIMS FOR RELIEF

COUNT I
Trademark Infringement Under Section 32(A)
Of The Lanham Act
(15 U.S.C. § 1114)

52. Starfall repeats and re-alleges the allegations set forth in all other Paragraphs contained in this Complaint as if fully set forth herein.

53. Tencent's use of the STARFALL Mark is likely to cause confusion amongst relevant consumers and constitutes trademark infringement in violation of 15 U.S.C. § 1114.

54. As a direct and proximate result of Tencent's wrongful acts, Starfall has suffered, is suffering, and will continue to suffer or is likely to suffer damages to its trademarks, business reputation, and goodwill. Unless restrained, Tencent will continue to use the STARFALL Mark or other marks confusingly similar to the STARFALL Mark and will cause irreparable damage to Starfall.

55. Starfall has no adequate remedy at law and is entitled to injunctive relief restraining Tencent, its officers, agents, and employees, and all persons acting in concert with Tencent, from engaging in any further infringing uses of the STARFALL Mark or any confusingly similar variations of Starfall's valuable STARFALL Mark.

56. Tencent has engaged and will continue to engage in these activities knowingly and willfully.

57. Starfall is entitled to all available and applicable remedies provided for in 15 U.S.C. §§ 1114, 1117, and 1118, including preliminary and permanent injunctive relief, disgorgement of Defendants' profits, damages, treble damages, and reasonable attorney fees and costs.

COUNT II**Trademark Infringement, False Designation Of Origin, and Unfair Competition**
Under Section 43(A)(1)(A) Of The Lanham Act
(15 U.S.C. § 1125(a)(1)(A))

58. Starfall repeats and re-alleges the allegations set forth in all other Paragraphs contained in this Complaint as if fully set forth herein.

59. Tencent's actions constitute a false designation of origin, affiliation, or sponsorship in violation of 15 U.S.C. § 1125(a).

60. Tencent's infringing use of the STARFALL Mark is likely to cause confusion among relevant consumers and constitutes a false designation or representation that wrongfully leads consumers to believe that Tencent's products and those of Starfall originate from the same source and falsely suggests that the two companies are associated, affiliated, or connected with one another or that one is sponsored by the other.

61. As a direct and proximate result of Tencent's wrongful acts, Starfall has suffered, is suffering, and will continue to suffer and/or is likely to suffer damage to its trademarks, business reputation, and goodwill. Unless restrained, Tencent will continue to use the STARFALL Mark or other marks confusingly similar to the STARFALL Mark and will cause irreparable harm to Starfall.

62. Starfall has no adequate remedy at law and is entitled to injunctive relief restraining Tencent, its officers, agents, and employees, and all persons acting in concert with Tencent, from engaging in further uses of the STARFALL Mark or any confusingly similar variations of Starfall's valuable STARFALL Mark.

63. Tencent has engaged and continues to engage in these activities knowingly and willfully.

64. Starfall is entitled to all available and applicable remedies provided for in 15

U.S.C. §§ 1117, 1118, and 1125, including preliminary and permanent injunctive relief, disgorgement of Tencent's profits, damages, treble damages, and reasonable attorney fees and costs.

COUNT III

Violation Of The Colorado Consumer Protection Act **(C.R.S. § 6-1-101 et. seq.)**

65. Starfall repeats and re-alleges the allegations set forth in all other Paragraphs contained in this Complaint as if fully set forth herein.

66. Tencent's activities described herein, including its actions since at least January 13, 2025, were committed knowingly or recklessly and constitute deceptive acts and trade practices in the conduct of its trade and business in violation of C.R.S. § 6-1-101 *et. seq.*, including but not limited to § 105(a), (b), and (c).

67. Tencent's deceptive trade practices significantly impact the public as actual or potential consumers of Tencent's goods and services. These deceptive trade practices that are advertised, promoted, and sold to Colorado consumers, currently include the LEVEL INFINITE PASS, which enables users to log-in to numerous games, including Play Delta Force.

68. Tencent's use of the STARFALL Mark injures and will continue to injure the public by confusing or misleading consumers into believing that Tencent's activities described herein share a common source, sponsorship or affiliation with Starfall's safe and nonviolent STARFALL products. This will harm consumers in Colorado.

69. Upon information and belief, Starfall has been, is being, and will be injured in the course of its business as a result of the deceptive trade practices in the form of consumer confusion between the services offered by Tencent and those offered by Starfall.

70. Tencent's wrongful and deceptive activities, including but not limited to its

infringing use of the STARFALL Mark for goods and services identical to or confusingly similar to those of Starfall have caused and, unless enjoined by this Court, will continue to cause irreparable injury and other damage to Starfall's business, reputation, and goodwill in the STARFALL Mark for which Starfall has no adequate remedy at law.

71. Pursuant to C.R.S. § 6-1-113, Starfall is entitled to an award of damages, treble damages, and attorneys' fees and costs.

COUNT IV

Common Law Trademark Infringement Under Colorado Law

72. Starfall repeats and re-alleges the allegations set forth in all other Paragraphs contained in this Complaint as if fully set forth herein.

73. Tencent's use of the STARFALL Mark is likely to cause consumer confusion as to whether Tencent's products originate from Starfall or are associated, affiliated, or connected with, or approved or sponsored by Starfall or vice versa, and whether Tencent and Starfall are associated, affiliated, or connected with one another. Tencent's use of the STARFALL Mark thereby infringes Starfall's trademark rights in the STARFALL Mark in violation of Colorado common law.

74. As a direct and proximate result of Tencent's wrongful acts, Starfall has suffered and continues to suffer and/or is likely to suffer damages to its business reputation and goodwill. Unless restrained, Tencent will continue its infringing use of the STARFALL Mark and will cause irreparable damage to Starfall.

75. Starfall has no adequate remedy at law and is entitled to injunctive relief restraining Tencent, its officers, agents, and employees, and all persons acting in concert with Tencent, from engaging in further infringing uses of the STARFALL Mark or any confusingly similar variations of Starfall's valuable STARFALL Mark.

76. Starfall will also suffer monetary damage if Tencent's infringing uses of the STARFALL Mark continue and is entitled to damages in an amount to be determined at trial but believed to be in excess of \$1,000,000.

PRAYER FOR RELIEF

77. WHEREFORE, Starfall demands trial by jury, and respectfully prays that the Court enter judgment in its favor on each and every claim set forth above and award relief including, but not limited to, the following:

- A. An injunction barring Tencent Holdings Limited, and Proxima Beta Pte Limited, their officers, agents, and employees, and all persons acting in concert with them, from trademark infringement and unfair competition as described herein;
- B. Damages, including disgorgement of Defendants' profits, in an amount to be determined at trial but believed to be in excess of \$1,000,000;
- C. Trebling of damages for willful infringement and unfair competition;
- D. Exemplary and punitive damages;
- E. A declaration that Defendants' use of the STARFALL Mark infringes Starfall's rights;
- F. Pre-judgment interest at the legally allowable rate on all amounts awarded;
- G. Costs and expenses;
- H. Attorneys' fees and other fees under, among others, 15 U.S.C. § 1117(a) *et seq.*, as an exceptional case; and
- I. Such other and further relief as the Court may deem just and proper.

DEMAND FOR JURY TRIAL

Pursuant to Rule 38 of the Federal Rules of Civil Procedure, Starfall demands trial by

jury in this action of all issues triable by jury in this matter.

DATED: July 8, 2025

Respectfully submitted,

HUTCHINSON BLACK AND COOK, LLC

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Attorneys for Plaintiff Starfall
Education Foundation

Int. Cl.: 42

Prior U.S. Cls.: 100 and 101

Reg. No. 3,135,747

United States Patent and Trademark Office

Registered Aug. 29, 2006

**SERVICE MARK
PRINCIPAL REGISTER**

Starfall

PANCIL, LLC (CALIFORNIA LTD LIAB CO)
PO BOX 1046
LA JOLLA, CA 92038

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

FOR: ON-LINE COMPUTER SERVICES IN THE
NATURE OF PROVIDING TEMPORARY USE OF
NON-DOWNLOADABLE SOFTWARE FOR PLAY-
ING CHILDREN'S COMPUTER GAMES AND AC-
TIVITIES AND FOR VIEWING RELATED
EDUCATIONAL MATERIALS, IN CLASS 42 (U.S.
CLS. 100 AND 101).

OWNER OF U.S. REG. NOS. 2,724,759, 2,850,793
AND OTHERS.

SER. NO. 78-716,106, FILED 9-19-2005.

FIRST USE 8-31-2002; IN COMMERCE 8-31-2002.

HEATHER THOMPSON, EXAMINING ATTORNEY

United States of America

United States Patent and Trademark Office

STARFALL

Reg. No. 2,850,793

Registered Jun. 08, 2004

Corrected Nov. 29, 2016

Int. Cl.: 41

Service Mark

Principal Register

STARFALL EDUCATION FOUNDATION (COLORADO NONPROFIT CORPORATION), DBA STARFALL EDUCATION, PO BOX 359 BOULDER, CO 80306

CLASS 41: educational service, namely, providing tutorials in the fields of reading and literacy and distributing course materials in connection therewith; teaching in the field of remedial reading programs; providing information online and via the global computer network on education for children, parents and educators; and entertainment services, namely, providing on-line computer games for children, parents and educators

FIRST USE 8-31-2002; IN COMMERCE 8-31-2002

OWNER OF U.S. REG. NO. 2724759, 2721805

SER. NO. 78-199,431, FILED 01-02-2003



Michelle K. Lee

Director of the United States
Patent and Trademark Office

United States of America

United States Patent and Trademark Office

STARFALL

Reg. No. 5,323,690
Registered Oct. 31, 2017
Int. Cl.: 9, 41
Service Mark
Trademark
Principal Register

Starfall Education Foundation (COLORADO non-profit corporation), DBA Starfall Education
Po Box 359
Boulder, COLORADO-80306

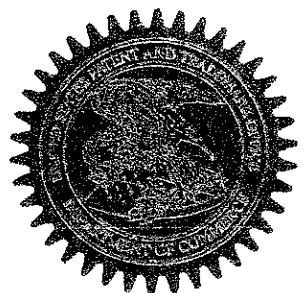
CLASS 9: Motion picture films featuring children's entertainment
FIRST USE 8-27-2002; IN COMMERCE 8-27-2002

CLASS 41: Motion picture film production
FIRST USE 8-27-2002; IN COMMERCE 8-27-2002

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT STYLE, SIZE OR COLOR

OWNER OF U.S. REG. NO. 2724759, 2883345, 2850793

SER. NO. 87-412,820, FILED 04-15-2017



Joseph Matal

Performing the Functions and Duties of the
Under Secretary of Commerce for
Intellectual Property and Director of the
United States Patent and Trademark Office

Int. Cl.: 42

Prior U.S. Cls.: 100 and 101

United States Patent and Trademark Office

Reg. No. 3,222,651

Registered Mar. 27, 2007

SERVICE MARK
PRINCIPAL REGISTER

Starfall.com

PANCIL, LLC (CALIFORNIA LTD LIAB CO)
PO BOX 1046
LA JOLLA, CA 92038

FIRST USE 8-31-2002; IN COMMERCE 8-31-2002.

FOR: ON-LINE COMPUTER SERVICES IN THE
NATURE OF PROVIDING TEMPORARY USE OF
NON-DOWNLOADABLE SOFTWARE FOR PLAY-
ING CHILDREN'S COMPUTER GAMES AND AC-
TIVITIES AND FOR VIEWING RELATED
EDUCATIONAL MATERIALS, IN CLASS 42 (U.S.
CLS. 100 AND 101).

OWNER OF U.S. REG. NOS. 2,721,805, 2,850,793
AND OTHERS.

SER. NO. 78-893,228, FILED 5-25-2006.

WENDY GOODMAN, EXAMINING ATTORNEY

Int. Cl.: 42

Prior U.S. Cls.: 100 and 101

United States Patent and Trademark Office

Reg. No. 3,183,399

Registered Dec. 12, 2006

SERVICE MARK
PRINCIPAL REGISTER

Starfall.com

PENCIL, LLC (CALIFORNIA LTD LIAB CO)
PO BOX 1046
LA JOLLA, CA 92038

FOR: ON-LINE COMPUTER SERVICES ON THE NATURE OF PROVIDING TEMPORARY USE OF NON-DOWNLOADABLE SOFTWARE FOR PLAYING CHILDREN'S COMPUTER GAMES AND ACTIVITIES AND FOR VIEWING RELATED EDUCATIONAL MATERIALS, IN CLASS 42 (U.S. CLS. 100 AND 101).

FIRST USE 8-31-2002; IN COMMERCE 8-31-2002.

OWNER OF U.S. REG. NOS. 2,724,759, 2,850,793 AND OTHERS.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE THE REPRESENTATION OF A

STAR DESIGN AND "COM", APART FROM THE MARK AS SHOWN.

THE COLOR(S) DARK BLUE, LIGHT BLUE, YELLOW AND BLACK IS/ARE CLAIMED AS A FEATURE OF THE MARK.

THE MARK CONSISTS OF THE TERM STAR APPEARING IN DARK BLUE, THE TERM FALL APPEARING IN LIGHT BLUE, THE STAR DESIGN APPEARING IN YELLOW AND THE TERM COM APPEARING IN BLACK.

SER. NO. 78-776,357, FILED 12-19-2005.

HEATHER THOMPSON, EXAMINING ATTORNEY

United States of America

United States Patent and Trademark Office

STARFALL

Reg. No. 2,883,345

Registered Sep. 07, 2004

Corrected Nov. 29, 2016

**Int. Cl.: 4, 9, 16, 18, 21,
25, 28**

Trademark

Principal Register

STARFALL EDUCATION FOUNDATION (COLORADO NONPROFIT CORPORATION), DBA STARFALL EDUCATION, PO BOX 359 BOULDER, CO 80306

CLASS 4: Candles

FIRST USE 2-19-2004; IN COMMERCE 2-19-2004

CLASS 9: pre-recorded audio discs featuring music [and magnets]

FIRST USE 4-30-2004; IN COMMERCE 4-30-2004

CLASS 16: [appliques in the form of decals, drawing rulers,] erasers, pens, pencils, children's books, [composition books, exercise books] and educational books, namely, books for literacy, writing and reading instruction

FIRST USE 12-24-2003; IN COMMERCE 12-24-2003

CLASS 18: book bags, school bags, shoulder bags

FIRST USE 12-24-2003; IN COMMERCE 12-24-2003

CLASS 21: [lunch boxes and] coffee cups

FIRST USE 4-30-2004; IN COMMERCE 4-30-2004

CLASS 25: clothing, namely, [jackets, scarves,] shirts, socks, T-shirts, hats

FIRST USE 12-24-2003; IN COMMERCE 12-24-2003

CLASS 28: bath toys, plush toys [, manipulative puzzles]

FIRST USE 12-24-2003; IN COMMERCE 12-24-2003

SER. NO. 78-975,481, FILED 12-29-2002



Michelle K. Lee

Director of the United States
Patent and Trademark Office

Int. Cl.: 28

Prior U.S. Cls.: 22, 23, 38 and 50

Reg. No. 3,211,484

United States Patent and Trademark Office

Registered Feb. 20, 2007

**TRADEMARK
PRINCIPAL REGISTER**

Starfall

PANCIL, LLC (CALIFORNIA LTD LIAB CO)
PO BOX 1046
LA JOLLA, CA 92038

FOR: JIGSAW PUZZLES, IN CLASS 28 (U.S. CLS.
22, 23, 38 AND 50).

FIRST USE 9-1-2004; IN COMMERCE 9-1-2004.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 2,724,759, 2,883,345
AND OTHERS.

SER. NO. 78-945,983, FILED 8-7-2006.

WENDY GOODMAN, EXAMINING ATTORNEY

Int. Cl.: 41

Prior U.S. Cls.: 100, 101 and 107

United States Patent and Trademark Office

Reg. No. 3,173,857

Registered Nov. 21, 2006

**SERVICE MARK
PRINCIPAL REGISTER**

Starfall.com

PANCIL, LLC (CALIFORNIA LTD LIAB CO)
PO BOX 1046
LA JOLLA, CA 92038

FOR: EDUCATIONAL SERVICES NAMELY CONDUCTING PROGRAMS IN THE FIELD OF READING AND LITERACY FOR CHILDREN; EDUCATIONAL SERVICES, NAMELY, CONDUCTING ON-LINE EDUCATIONAL COURSES AT THE PRE-SCHOOL AND PRIMARY SCHOOL LEVEL IN THE FIELD OF READING, LITERACY AND NUMERACY AND THE DISTRIBUTION OF COURSE MATERIALS IN CONNECTION THEREWITH; ENTERTAINMENT SERVICES, NAMELY, PROVIDING ON-LINE COMPUTER GAMES, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 8-31-2002; IN COMMERCE 8-31-2002.

OWNER OF U.S. REG. NOS. 2,721,805, 2,883,345 AND OTHERS.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE THE REPRESENTATION OF A STAR DESIGN AND "COM", APART FROM THE MARK AS SHOWN.

THE COLOR(S) DARK BLUE, LIGHT BLUE, YELLOW AND BLACK IS/ARE CLAIMED AS A FEATURE OF THE MARK.

THE MARK CONSISTS OF THE TERM STAR APPEARING IN DARK BLUE, THE TERM FALL APPEARING IN LIGHT BLUE, THE STAR DESIGN IN YELLOW, AND THE TERM COM APPEARING IN BLACK.

SER. NO. 78-776,295, FILED 12-19-2005.

HEATHER THOMPSON, EXAMINING ATTORNEY

Int. Cl.: 41

Prior U.S. Cls.: 100, 101 and 107

United States Patent and Trademark Office

Reg. No. 3,218,017
Registered Mar. 13, 2007

**SERVICE MARK
PRINCIPAL REGISTER**

Starfall.com

PANCIL, LLC (CALIFORNIA LTD LIAB CO)
PO BOX 1046
LA JOLLA, CA 92038

FOR: EDUCATIONAL SERVICES, NAMELY
CONDUCTING PROGRAMS IN THE FIELD OF
READING AND LITERACY FOR CHILDREN; EDU-
CATIONAL SERVICES, NAMELY CONDUCTING
ON-LINE EDUCATIONAL SERVICES AT THE PRE-
SCHOOL AND PRIMARY SCHOOL LEVEL IN THE
FIELD OF READING, LITERACY AND NUMER-
ACY AND THE DISTRIBUTION OF COURSE MA-
TERIALS IN CONNECTION THEREWITH;
ENTERTAINMENT SERVICES, NAMELY, PROVID-

ING ON-LINE COMPUTER GAMES, IN CLASS 41
(U.S. CLS. 100, 101 AND 107).

FIRST USE 8-31-2002; IN COMMERCE 8-31-2002.

OWNER OF U.S. REG. NOS. 2,721,805, 2,850,793
AND OTHERS.

THE MARK CONSISTS OF THE TERM STAR-
FALL PLUS A STAR IMAGE INTENDED TO SIG-
NIFY A DOT PLUS THE TERM COM.

SER. NO. 78-893,091, FILED 5-25-2006.

WENDY GOODMAN, EXAMINING ATTORNEY

United States of America

United States Patent and Trademark Office

STARFALL

Reg. No. 2,771,770

Registered Oct. 07, 2003

Corrected Nov. 29, 2016

Int. Cl.: 16

Trademark

Principal Register

STARFALL EDUCATION FOUNDATION (COLORADO NONPROFIT CORPORATION), DBA STARFALL EDUCATION, PO BOX 359 BOULDER, CO 80306

CLASS 16: books, [blank writing journals] and worksheets for children; pencils; instructional and teaching material, namely, manuals and handbooks for educators

FIRST USE 9-30-2002; IN COMMERCE 9-30-2002

SER. NO. 78-180,260, FILED 10-30-2002



Michelle K. Lee

Director of the United States
Patent and Trademark Office

United States of America

United States Patent and Trademark Office

Starfall

Reg. No. 7,443,180

Registered Jul. 09, 2024

Int. Cl.: 9

Trademark

Principal Register

Starfall Education Foundation (COLORADO non-profit corporation), DBA
Starfall Education
1725 Walnut Street
Boulder, COLORADO 80302

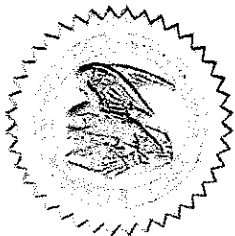
CLASS 9: Downloadable music files; Downloadable musical sound recordings; Digital
music downloadable from the Internet

FIRST USE 6-16-2009; IN COMMERCE 6-16-2009

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO
ANY PARTICULAR FONT STYLE, SIZE OR COLOR

OWNER OF U.S. REG. NO. 2883345, 2850793, 5323690

SER. NO. 98-086,478, FILED 07-14-2023



Katherine Kelly Vidal

Director of the United States
Patent and Trademark Office



United States of America

United States Patent and Trademark Office

Starfall

Reg. No. 7,443,182

Registered Jul. 09, 2024

Int. Cl.: 41

Service Mark

Principal Register

Starfall Education Foundation (COLORADO non-profit corporation), DBA
Starfall Education
1725 Walnut Street
17
Boulder, COLORADO 80302

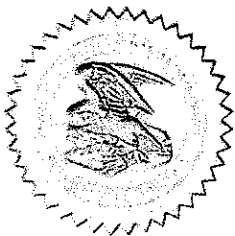
CLASS 41: Entertainment services, namely, providing non-downloadable playback of music via global communications networks; Entertainment services, namely, providing non-downloadable prerecorded music via a website; Providing online music, not downloadable

FIRST USE 8-27-2002; IN COMMERCE 8-27-2002

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT STYLE, SIZE OR COLOR

OWNER OF U.S. REG. NO. 2883345, 2850793, 5323690

SER. NO. 98-086,489, FILED 07-14-2023



Katherine Kelly Vidal

Director of the United States
Patent and Trademark Office



United States of America

United States Patent and Trademark Office

Starfall

Reg. No. 7,563,958

Registered Nov. 12, 2024

Int. Cl.: 41

Service Mark

Principal Register

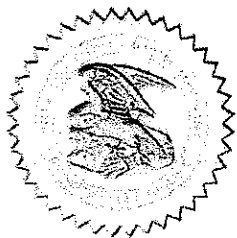
Starfall Education Foundation (COLORADO non-profit corporation), DBA
Starfall Education
PO Box 359
4900 Nautilus Ct N., Ste 100
Boulder, COLORADO 80306

CLASS 41: Provision of non-downloadable films and movies via a video-on-demand
service

FIRST USE 8-31-2002; IN COMMERCE 8-31-2002

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO
ANY PARTICULAR FONT STYLE, SIZE OR COLOR

SER. NO. 98-320,161, FILED 12-18-2023



Katherine Kelly Vidal

Director of the United States
Patent and Trademark Office



9/6/24, 1:38 PM

Serial Number: 98736229: Received Your Trademark/Service Mark Application, Principal Register

PTO- 1478

Approved for use through 10/31/2024. OMB 0651-0009

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Trademark/Service Mark Application, Principal Register

Serial Number: 98736229

Filing Date: 09/05/2024

To the Commissioner for Trademarks:

The applicant, Starfall Education Foundation, DBA Starfall Education, a corporation of Colorado, having an address of

4900 Nautilus Ct N., Ste 100
PO Box 359
Boulder, Colorado 80306
United States
3034176414(phone)
3034176434(fax)
pknutson@sps.com

and a domicile address of

4900 Nautilus Ct N., Ste 100
Boulder, Colorado 80301
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:

International Class 009: Downloadable computer games, downloadable games

In International Class 009, the mark was first used by the applicant or the applicant's related company or licensee or predecessor in interest at least as early as 10/31/2010, and first used in commerce at least as early as 10/31/2010, and is now in use in such commerce. The applicant is submitting one(or more) specimen(s) showing the mark as used in commerce on or in connection with any item in the class of listed goods/services, consisting of a(n) Computer game - opening screen.

Specimen-1 [SPE0-2001800320429d005dc9 460aecb8fd55-202409052234

53973453_ _starfall-ABCs- downloadable-GAME-01.jpg]

Webpage URL: <https://apps.apple.com/us/app/starfall-abcs/id395623983>

Webpage Date of Access: 09/05/2024

Claim of Active Prior Registration(s)

The applicant claims ownership of active prior U.S. Registration Number(s) 3135747, 2850793, 7443182, and others.

The owner's/holder's proposed attorney information: Harry Melkonian. Other appointed attorneys are Harry G Melkonian. Recognized Canadian attorney(s)/agent(s) is/are Harry G Melkonian. Harry Melkonian of Melkonian & Co, is a member of the New York bar, admitted to the bar in 1975, bar membership no. 2195931, and the attorney(s) is located at

PTO-1478

Approved for use through 10/31/2024. OMB 0254-0099

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Trademark/Service Mark Application, Principal Register

Serial Number: 98736243

Filing Date: 09/05/2024

To the Commissioner for Trademarks:

The applicant, Starfall Education Foundation, DBA Starfall Education, a corporation of Colorado, having an address of
4900 Nautilus Ct N., Ste 100
PO Box 359
Boulder, Colorado 80306
United States
3034176414(phone)
3034176434(fax)
pknutson@sps.com

and a domicile address of

4900 Nautilus Ct N., Ste 100
Boulder, Colorado 80301
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:

International Class 009: Downloadable movies

In International Class 009, the mark was first used by the applicant or the applicant's related company or licensee or predecessor in interest at least as early as 10/31/2010, and first used in commerce at least as early as 10/31/2010, and is now in use in such commerce. The applicant is submitting one(or more) specimen(s) showing the mark as used in commerce on or in connection with any item in the class of listed goods/services, consisting of a(n) Title screen of downloadable movie titled Aa.

Specimen-1 [SPE0-2001800320429d005dc9 460aeb8fd55-202409052256 40169054_..starfall-ABCs- downloadable-movie-01.jpg]

Webpage URL: <https://apps.apple.com/us/app/starfall-abcs/id395623983>

Webpage Date of Access: 09/05/2024

Claim of Active Prior Registration(s)

The applicant claims ownership of active prior U.S. Registration Number(s) 3135747, 2850793, and 7443182.

The owner's/holder's proposed attorney information: Harry Melkonian. Harry Melkonian of Melkonian & Co, is a member of the New York bar, admitted to the bar in 1975, bar membership no. 2195931, is located at

20 Bond Street, Level 5
Sydney NSW 2000
Australia
+61-297771555(phone)
61280886364(fax)
harloon@bigpond.net.au

Harry Melkonian submitted the following statement: The attorney of record is an active member in good standing of the bar of the highest court of a U.S. state, the District of Columbia, or any U.S. Commonwealth or territory.

The applicant's current Correspondence Information:

Harry Melkonian

PRIMARY EMAIL FOR CORRESPONDENCE: harloon@bigpond.net.au SECONDARY EMAIL ADDRESS(ES)

PTO-1478

Approved for use through 10/31/2024. OMB 0651-0009

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Trademark/Service Mark Application, Principal Register

Serial Number: 98727547

Filing Date: 08/30/2024

To the Commissioner for Trademarks:

The applicant, Starfall Education Foundation, DBA Starfall Education, a corporation of Colorado, having an address of
4900 Nautilus Ct N., Ste 100
PO Box 359
Boulder, Colorado 80306
United States
3034176414(phone)
3034176434(fax)
pknutson@sps.com

and a domicile address of

4900 Nautilus Ct N., Ste 100
Boulder, Colorado 80301
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:

International Class 016: Decals, stickers, and workbooks

In International Class 016, the mark was first used by the applicant or the applicant's related company or licensee or predecessor in interest at least as early as 12/01/2006, and first used in commerce at least as early as 12/01/2006, and is now in use in such commerce. The applicant is submitting one(or more) specimen(s) showing the mark as used in commerce on or in connection with any item in the class of listed goods/services, consisting of a(n) Webpage showing stickers with information for purchasers to order the goods.

Specimen-1 [SPE0-2001800320429d007866 3b2ef4769bc6-202408302139 10568208_._Starfall_-_Sti ckers__decals.pdf]
Webpage URL: <https://store.starfall.com/product/starfall-stickers>
Webpage Date of Access: 08/30/2024

Claim of Active Prior Registration(s)

The applicant claims ownership of active prior U.S. Registration Number(s) 3135747, 2850793, 7443182, and others.

For informational purposes only, applicant's website address is: starfall.com

The owner's/holder's proposed attorney information: Harry Melkonian. Harry Melkonian, is a member of the New York bar, admitted to the bar in 1975, bar membership no. 2195931, is located at

20 Bond Street, Level 5
Sydney NSW 2000
Australia

+61-297771555(phone)
61280886364(fax)
harloon@bigpond.net.au

The docket/reference number is Starfall 16.

Harry Melkonian submitted the following statement: The attorney of record is an active member in good standing of the bar of the highest court of a U.S. state, the District of Columbia, or any U.S. Commonwealth or territory.

The applicant's current Correspondence Information:

Harry Melkonian

PTO-1479

Approved for use through 10/31/2024. OMB 0651-0009

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Trademark/Service Mark Application, Principal Register**Serial Number: 98713082****Filing Date: 08/22/2024****To the Commissioner for Trademarks:**

The applicant, Starfall Education Foundation, a corporation of Colorado, having an address of
PO Box 359
Boulder, Colorado 80306
United States
3034176414(phone)
3034176434(fax)
pknutson@sps.com

and a domicile address of

4900 Nautilus Ct N., Ste 100
Boulder, Colorado 80301
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:

International Class 037: Installation, maintenance and repair of attractions for children in museums, theme parks, amusement centers, water parks and amusement arcades

Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services.

Claim of Active Prior Registration(s)

The applicant claims ownership of active prior U.S. Registration Number(s) 3135747, 2850793, 7443182, and others.

For informational purposes only, applicant's website address is: starfall.com

The owner's/holder's proposed attorney information: Harry Melkonian. Other appointed attorneys are Harry G Melkonian. Recognized Canadian attorney(s)/agent(s) is/are Harry G Melkonian. Harry Melkonian of Melkonian & Co, is a member of the New York bar, admitted to the bar in 1975, bar membership no. 2195931, and the attorney(s) is located at

20 Bond Street, Level 5
Sydney NSW 2000
Australia
+61-297771555(phone)
61280886364(fax)
harloon@bigpond.net.au

The docket/reference number is Starfall 37.

Harry Melkonian submitted the following statement: The attorney of record is an active member in good standing of the bar of the highest court of a U.S. state, the District of Columbia, or any U.S. Commonwealth or territory.

The applicant's current Correspondence Information:

Harry Melkonian

PRIMARY EMAIL FOR CORRESPONDENCE: harloon@bigpond.net.au SECONDARY EMAIL ADDRESS(ES)
(COURTESY COPIES): NOT PROVIDED

Requirement for Email and Electronic Filing: I understand that a valid email address must be maintained by the applicant owner/holder and the applicant owner's/holder's attorney, if appointed, and that all official trademark correspondence must

PTO-1473

Approved for use through 10/31/2026. OMB 0751-0049

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Trademark/Service Mark Application, Principal Register**Serial Number: 98713116****Filing Date: 08/22/2024****To the Commissioner for Trademarks:**

The applicant, Starfall Education Foundation, a corporation of Colorado, having an address of

PO Box 359
Boulder, Colorado 80306
United States
3034176414(phone)
3034176434(fax)
pknutson@sps.com

and a domicile address of

4900 Nautilus Ct N., Ste 100
Boulder, Colorado 80301
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:

International Class 041: Entertainment services, namely, attractions for children in museums, theme parks, amusement centers, water parks and amusement arcades

Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services.

Claim of Active Prior Registration(s)

The applicant claims ownership of active prior U.S. Registration Number(s) 3135747, 2850793, 7443182, and others.

For informational purposes only, applicant's website address is: starfall.com

The owner's/holder's proposed attorney information: Harry Melkonian. Other appointed attorneys are Harry G Melkonian. Recognized Canadian attorney(s)/agent(s) is/are Harry G Melkonian. Harry Melkonian of Melkonian & Co, is a member of the New York bar, admitted to the bar in 1975, bar membership no. 2195931, and the attorney(s) is located at

20 Bond Street
20 Bond Street, Level 5
Sydney NSW 2000
Australia
+61-297771555(phone)
61280886364(fax)
harloon@bigpond.net.au

The docket/reference number is Starfall 41.

Harry Melkonian submitted the following statement: The attorney of record is an active member in good standing of the bar of the highest court of a U.S. state, the District of Columbia, or any U.S. Commonwealth or territory.

The applicant's current Correspondence Information:

Harry Melkonian

PRIMARY EMAIL FOR CORRESPONDENCE: harloon@bigpond.net.au SECONDARY EMAIL ADDRESS(ES)
(COURTESY COPIES): NOT PROVIDED**Requirement for Email and Electronic Filing:** I understand that a valid email address must be maintained by the applicant

PTO-1478

Approved for use through 10/31/2024, OMB 0661-0000

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Trademark/Service Mark Application, Principal Register**Serial Number: 98713124****Filing Date: 08/22/2024****To the Commissioner for Trademarks:**

The applicant, Starfall Education Foundation, a corporation of Colorado, having an address of
starfall.com
PO Box 359
Boulder, Colorado 80306
United States
3034176414(phone)
3034176434(fax)
pknutson@sps.com

and a domicile address of

4900 Nautilus Ct N., Ste 100
Boulder, Colorado 80301
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:

International Class 042: Design of attractions for children in museums, theme parks, amusement centers, water parks and amusement arcades

Intent to Use: The applicant has a bona fide intention, and is entitled, to use the mark in commerce on or in connection with the identified goods/services.

Claim of Active Prior Registration(s)

The applicant claims ownership of active prior U.S. Registration Number(s) 3135747, 2850793, 7443182, and others.

For informational purposes only, applicant's website address is: starfall.com

The owner's/holder's proposed attorney information: /harry melkonian/, /harry melkonian/ of Melkonian & Co, is a member of the New York bar, admitted to the bar in 1975, bar membership no. 2195931, is located at

20 Bond Street, Level 5
Sydney NSW 2000

Australia

+61-297771555(phone)

61-280886364(fax)

harloon@bigpond.net.au

The docket/reference number is Starfall -42.

/harry melkonian/ submitted the following statement: The attorney of record is an active member in good standing of the bar of the highest court of a U.S. state, the District of Columbia, or any U.S. Commonwealth or territory.

The applicant's current Correspondence Information:

/harry melkonian/

PRIMARY EMAIL FOR CORRESPONDENCE: harloon@bigpond.net.au SECONDARY EMAIL ADDRESS(ES)
(COURTESY COPIES): NOT PROVIDED

Requirement for Email and Electronic Filing: I understand that a valid email address must be maintained by the applicant owner/holder and the applicant owner's/holder's attorney, if appointed, and that all official trademark correspondence must