

1776-2026

United States of America

United States Patent and Trademark Office

VERTIGENIUS

Reg. No. 8,326,563

Registered Jun. 30, 2026

Int. Cl.: 9, 10, 38, 41, 42, 44

Service Mark

Trademark

Principal Register

Digital Rehabilitation Ltd. (IRELAND LIMITED LIABILITY COMPANY)

Rochestown Avenue, Dun Laoghaire

Somerton House

Co. Dublin, IRELAND A96HF30

CLASS 9: Downloadable software for clinicians to prescribe vestibular rehabilitation exercises for their patients, and to assist in the delivery and tracking of the exercises; Downloadable software for providing real-time feedback to a patient, and feedback to a clinician on the quality of exercise performance, changes in symptoms and adherence of the patient to the prescribed exercises, enabling the clinician to remotely monitor progress, in the field of the treatment of vertigo, dizziness and imbalance; Downloadable computer software for clinicians to prescribe vestibular rehabilitation exercises for their patients, and to assist in the delivery and tracking of the exercises; Downloadable software for providing real-time feedback to a patient, and feedback to a clinician on the quality of exercise performance, changes in symptoms and adherence of the patient to the prescribed exercises, enabling the clinician to remotely monitor progress, in the field of the treatment of vertigo, dizziness and imbalance; Downloadable computer software for clinicians to prescribe vestibular rehabilitation exercises for their patients, and to assist in the delivery and tracking of the exercises; Downloadable computer software for providing real-time feedback to a patient, and feedback to a clinician on the quality of exercise performance, changes in symptoms and adherence of the patient to the prescribed exercises, enabling the clinician to remotely monitor progress for use in the field of bioinformatics; Downloadable computer software for clinicians to prescribe vestibular rehabilitation exercises for their patients, and to assist in the delivery and tracking of the exercises; Downloadable computer software for providing real-time feedback to a patient, and feedback to a clinician on the quality of exercise performance, changes in symptoms and adherence of the patient to the prescribed exercises, enabling the clinician to remotely monitor progress for use in the medical field; Software as a



John A. Guarnieri

DIRECTOR OF THE UNITED STATES
PATENT AND TRADEMARK OFFICE



Medical Device (SaMD), recorded, for treating patients experiencing acute or chronic central and/or peripheral vestibular dysfunction, vertigo, dizziness and imbalance; Downloadable computer software for clinicians to prescribe vestibular rehabilitation exercises for their patients, and to assist in the delivery and tracking of the exercises; Downloadable computer software for providing real-time feedback to a patient, and feedback to a clinician on the quality of exercise performance, changes in symptoms and adherence of the patient to the prescribed exercises, enabling the clinician to remotely monitor progress for use in medical decision support systems; Computer software platforms, downloadable, for clinicians to prescribe vestibular rehabilitation exercises for their patients, and to assist in the delivery and tracking of the exercises; Computer software platforms, downloadable, for providing real-time feedback to a patient, and feedback to a clinician on the quality of exercise performance, changes in symptoms and adherence of the patient to the prescribed exercises, enabling the clinician to remotely monitor progress; Recorded computer application software for smartphones, namely, software for providing real-time feedback to a patient, and feedback to a clinician on the quality of exercise performance, changes in symptoms and adherence of the patient to the prescribed exercises, enabling the clinician to remotely monitor progress; Wearable video display monitors; Monitoring instruments, namely, electronic monitors and monitor modules for monitoring electric current and electrical signals; Visual monitoring apparatus, namely, video monitors; Remote monitoring apparatus, namely, remote temperature and humidity monitors for building maintenance; Electric sensors; Sensors for determining position; Motion sensors; Touchscreen sensors

FIRST USE 01-01-2025; IN COMMERCE 01-01-2025

CLASS 10: Medical devices for use in treating patients experiencing acute or chronic central and/or peripheral vestibular dysfunction, vertigo, dizziness and imbalance; Electronic medical instruments for use in the treatment vertigo, dizziness and imbalance; Medical devices, namely, devices for measuring wounds; Medical device that scans the eyes for assessment of traumatic brain injury; Medical instruments for measuring and displaying quality of exercise performance, changes in symptoms and adherence of the patient to the prescribed exercises; Body rehabilitation apparatus for medical purposes; Sensors for medical use to be worn by a human to gather human biometric data featuring low energy wireless computer processor chips and an inertial measurement unit which includes an accelerometer, and gyroscope sold as a unit; Medical devices, namely, patient monitors and patient sensors for monitoring and measuring blood properties and respiratory events; Electronic temperature monitors for medical use; none of the foregoing for use in connection with the breast health, medical imaging, or cytology fields

FIRST USE 01-01-2025; IN COMMERCE 01-01-2025

CLASS 38: Providing access to a video sharing databases; Providing access to databases on the Internet; Providing user access to the Internet; Telecommunication services, namely, providing internet access via broadband optical or wireless networks; Telecommunication access services

FIRST USE 01-01-2025; IN COMMERCE 01-01-2025

CLASS 41: Educational services, namely, developing programs of instruction in the field of individual physical rehabilitation

FIRST USE 01-01-2025; IN COMMERCE 01-01-2025

CLASS 42: Design and development of computer software for use with medical technology; Platform as a service (PAAS) featuring computer software platforms for transmission of images, audio-visual content, video content and messages; Platform as a Service (PAAS) featuring computer software platforms for clinicians to prescribe vestibular rehabilitation exercises for their patients, and to assist in the delivery and tracking of the exercises; Platform as a Service (PAAS) featuring computer software platforms for providing real-time feedback to a patient, and feedback to a clinician on the quality of exercise performance, changes in symptoms and adherence of the patient to the

prescribed exercises, enabling the clinician to remotely monitor progress, in the field of the treatment of vertigo, dizziness and imbalance; Web site hosting services

FIRST USE 01-01-2025; IN COMMERCE 01-01-2025

CLASS 44: Advisory services relating to the rental of medical instruments; Rental of medical apparatus and instruments; Rental of medical machines and apparatus; Physical rehabilitation; Medical evaluation services for patients receiving rehabilitation for purposes of guiding treatment and assessing effectiveness; Physical rehabilitation services; Medical monitoring of patients

FIRST USE 01-01-2025; IN COMMERCE 01-01-2025

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

PRIORITY CLAIMED UNDER SEC. 44(D) ON EUROPEAN UNION APPLICATION NO. 018967288, FILED 12-21-2023, REG. NO. 018967288, DATED 04-12-2024, EXPIRES 12-21-2033

SER. NO. 98-575,980, FILED 05-30-2024

REQUIREMENTS TO MAINTAIN YOUR FEDERAL TRADEMARK REGISTRATION

WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.

Requirements in the First Ten Years*

What and When to File:

- **First Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.
- **Second Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

- You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the United States Patent and Trademark Office (USPTO). The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

NOTE: A courtesy e-mail reminder of USPTO maintenance filing deadlines will be sent to trademark owners/holders who authorize e-mail communication and maintain a current e-mail address with the USPTO. To ensure that e-mail is authorized and your address is current, please use the Trademark Electronic Application System (TEAS) Correspondence Address and Change of Owner Address Forms available at <http://www.uspto.gov>.