

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Creo Inc.

Attorney Docket No. CREO222736

Serial No.: 76/025,980

Trademark Attorney: T. Cross

Filed: April 14, 2000

Law Office: 103

Mark: POWERPACK

AMENDMENT TO ALLEGE USE UNDER 37 C.F.R. § 2.76.

WITH DECLARATION - ALL GOODS

TO THE COMMISSIONER FOR TRADEMARKS:

Applicant requests registration of the above-identified mark in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. § 1051, et seq., as amended). Applicant is using the mark in commerce on or in connection with all of the goods identified in the application as follows:

computer software for performing common workflow and raster image processor functions, namely, color management, web capability, job and task automation and tracking, trapping, output device drivers, third-party plug-in functions, archive management, and production report generation, for digital imaging devices used in prepress and printing industries.

A specimen showing the mark as used in commerce is submitted with this amendment.

Date of first use of the mark anywhere: at least as early as October 29, 2001.

Date of first use of the mark in commerce which the U.S. Congress may regulate: at least as early as October 29, 2001.

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. § 1001, and that such willful

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false statements may jeopardize the validity of this application or any resulting registration, declares that he is properly authorized to execute this Amendment to Allege Use on behalf of the applicant; he believes the applicant to be the owner of the mark sought to be registered; the mark is now in use in commerce; and all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true.

CREO INC.

Date: OCTOBER 15, 2002



Paul Kacir
Corporate Secretary

BEO:DDP

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A specimen in the form of a photocopy of a package showing use of the mark as used in connection with the goods in Class 9, is attached.

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TRANSMITTAL LETTER - AMENDMENT TO ALLEGE USE

TO THE COMMISSIONER FOR TRADEMARKS:

The following papers are enclosed:

- 1. Amendment to Allege Use under 37 C.F.R. § 2.76;
- 2. One specimen of the mark as actually used;
- 3. Our check No. 142976 in the amount of \$100 (\$100.00 per class) to cover the

associated fee. Please charge any additional fees or credit any overpayment to Deposit Account No. 03-1740. A copy of this letter is enclosed.

Respectfully submitted,

CHRISTENSEN O'CONNOR
JOHNSON KINDNESS^{PLLC}

Melanie J. Seelig
 for
 Melanie J. Seelig
 Registration No. 44,328
 Direct Dial No. 206.695.1764

I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed envelope as first class mail with postage thereon fully prepaid and addressed to the Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513, on the below date.

Date

October 28, 2002 *John Bruno*

MJS/DDP:jog