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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Univar USA Inc. (formerly known as Vopak USA Inc.) Attorney Docket No. UNVL225325

Serial No.: 76/159,040

Trademark Attorney: J.S. DeFord

Filed: November 3, 2000

Law Office: 115

Mark: KONTROL

International Class: 5

REQUEST FOR REINSTATEMENT

Seattle, Washington  
January 7, 2003



ASST. COMM. FOR TRADEMARKS  
2003 FEB 14 A 10:04  
U.S. PATENT AND TRADEMARK OFFICE

OFFICE OF THE COMMISSIONER FOR TRADEMARKS:

Applicant respectfully requests reinstatement of the above-captioned application, deemed abandoned on December 16, 2002 because a response to the Office Action mailed on May 3, 2002 was not received within the 6-month response period.

Applicant timely submitted a Request for Reconsideration on October 31, 2002. Concurrently with the Request for Reconsideration, Applicant submitted a Notice of Appeal to the Trademark Trial and Appeal Board. In compliance with TMEP §1712.01(3), Applicant encloses herewith photocopies of the Request for Reconsideration and Notice of Appeal showing the Certificates of Mailing on October 31, 2002. Return postcards were enclosed with the Request for Reconsideration and Notice of Appeal, but have not been returned to Applicant's counsel. The abandonment occurred through no fault of Applicant.

///  
///  
///

LAW OFFICES OF  
CHRISTENSEN O'CONNOR JOHNSON KINDNESS<sup>PLLC</sup>  
1420 Fifth Avenue  
Suite 2800  
Seattle, Washington 98101  
206.682.8100

28

Based upon the foregoing, Applicant respectfully requests that the application be reinstated.



Respectfully submitted,  
CHRISTENSEN O'CONNOR  
JOHNSON KINDNESS<sup>PLLC</sup>

*Cindy L. Caditz*  
Cindy L. Caditz  
Direct Dial No. 206.695.1715

I hereby certify that this REQUEST FOR REINSTATEMENT of U.S. Trademark Application Serial No. 76/159,040 for the mark KONTROL 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: January 7, 2003

Jeffrey Harbert

CLC:MPA

LAW OFFICES OF  
CHRISTENSEN O'CONNOR JOHNSON KINDNESS<sup>PLLC</sup>  
1420 Fifth Avenue  
Suite 2800  
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Trademark Law Office: 115  
Serial No.: 76/159,040  
Mark: KONTROL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Univar USA Inc. (formerly known as Vopak USA Inc.) Attorney Docket No. UNVL225325  
Serial No.: 76/159,040 Trademark Attorney: J.S. DeFord  
Filed: November 3, 2000 Law Office: 115  
Mark: KONTROL International Class: 5

REQUEST FOR RECONSIDERATION

Seattle, Washington 98101

October 31, 2002

TO THE COMMISSIONER FOR TRADEMARKS:

Responsive to the Final Office Action mailed May 3, 2002, Applicant respectfully requests that the Examining Attorney reconsider his final decision to refuse registration of the above-referenced mark under Trademark Act Section 2(d), 15 U.S.C. § 1052(d) on the basis that the Applicant's mark, when used on or in connection with the identified goods, so resembles the marks in U.S. Registration Nos. 1,693,958 and 2,042,589 as to be likely to cause confusion, or to cause mistake, or to deceive. Applicant's request for reconsideration is filed in accordance with T.M.E.P. § 715.

Contemporaneously with this Request, Applicant files a Notice of Appeal to the Trademark Trial and Appeal Board.

REMARKS

Applicant submits this request for reconsideration to submit additional evidence and arguments against the Examining Attorney's conclusion that there is a likelihood of confusion between the Applicant's mark and the prior cited registrations. The Examining Attorney's refusal is well intentioned, but fails to take into consideration the reality of the marketplace. Consumers are well-conditioned to seeing the term "control" in association with pesticide and insecticide products, and therefore are unlikely to associate the term with a single product or source.

1  
2 **1. The Term "Control" Is Commonly Used With Insecticides and Pesticides, and Consumers**  
3 **Will Differentiate Between Different Sources Based on Other Differences in Marks.**

4 Terms in common use as marks are not entitled to the same scope of protection as a strong or  
5 distinctive mark. See *McCarthy on Trademarks and Unfair Competition*, § 11:86. Commonly used  
6 marks are often regarded as relatively "weak" marks and given a relatively narrow scope of protection.  
7 See *Simplex Electric Heating Co. v. Ramey Co.*, 232 O.G. 1259, 1916 C.D. 1974 (Commissioner  
8 Patents 1916). See *American Steel Foundries v. Robertson*, 269 U.S. 372, 70 L. Ed. 317, 46 S. Ct. 160  
9 (1926); see also discussion in *Royal Petroleum Corp. v. River States Oil Co.*, 136 U.S.P.Q. 79 (T.T.A.B.  
10 1962). The term "control" is a commonly used term in association with insecticides and pesticides and  
11 therefore is regarded as a relatively "weak" mark and consequently given a relatively narrow scope of  
12 protection against alleged infringement.

13 Applicant attaches as Exhibit A nine additional registrations which include the term "control"  
14 and registered for insecticides and pesticides. Evidence of third party use of similar marks on similar  
15 goods is admissible and relevant to show that the mark is relatively weak and entitled to only a narrow  
16 scope of protection. *McCarthy* § 11:88 citing to *Tektronix, Inc. v. Daktronix, Inc.*, 534 F.2d 915,  
17 189 U.S.P.Q. 693 (C.C.P.A. 1976) and others.

18 It is well established that marks are to be taken in their entireties. T.M.E.P. § 1207.01(c)(ii)  
19 citing to *Massey Jr. College Inc. v. Fashion Institute of Technology*, 492 F.2d 1399, 181 U.S.P.Q. 272  
20 (C.C.P.A. 1974). The fact that the term "control" is disclaimed in many of these registrations is an  
21 acknowledgement of the weakness of the mark. Consumers in the marketplace are accustomed to  
22 seeing the term "control" as a mark or as a portion of a mark. The common use of the term has  
23 conditioned customers such that they have "been educated to distinguish between different [such]  
24 marks on the basis of minute distinctions." *Standard Brands, Inc. v. RJR Foods, Inc.*, 192 U.S.P.Q. 383  
25 (T.T.A.B. 1976).

1  
2 The Examining Attorney overlooks these additional registrations and their use in the  
3 marketplace. Consumers conditioned to seeing the word "control" in association with insecticide and  
4 pesticide products are therefore more likely to look at other distinguishing features in distinguishing the  
5 Applicant's mark from the cited registered marks and the attached registrations.

6 **2. Mere Phonetic Similarity of a Single Term Is Not Sufficient to Support Determination of**  
7 **Likelihood of Confusion Between "Kontrol" and the Prior Cited Registrations**

8 The Examining Attorney places great weight on the fact that Applicant's mark KONTROL is  
9 phonetically equivalent to the "control" element in the cited registrations.

10 Phonetic similarity is merely one element in the determination of a likelihood of confusion. See  
11 *McCarthy* § 23:22 and the cases cited therein including *Lebow Brothers, Inc. v. Lebole Euroconf S.p.A.*,  
12 503 F. Supp. 209, 212 U.S.P.Q. 693 (E.D. Penn. 1980) (similar pronunciation does not prove likelihood  
13 of confusion if other factors weigh more heavily); *Crown Radio Corp. v. Soundscriber Corp.*,  
14 506 F.2d 1392, 184 U.S.P.Q. 221 (C.C.P.A. 1974) (likelihood of confusion cannot be predicated on  
15 auditory response alone).

16 Even if the marks are phonetically similar, other elements of difference may lead to a final  
17 finding of no likelihood of confusion. *McCarthy* at 23:22, citing to *Standard Brands, Inc. v. Eastern*  
18 *Shore Canning Co.*, 172 F.2d 144, 80 U.S.P.Q. 318 (4<sup>th</sup> Cir. 1949), *cert. denied*, 337 U.S. 925,  
19 93 L. Ed. 1733, 69 S. Ct. 1171, 81 U.S.P.Q. 573 (1949) (no likelihood of confusion between  
20 V8 vegetable juice and VA tomato juice).

21 All of the marks discussed have additional terms or design elements or both. Applicant's mark  
22 is the only mark to use the "K" in its mark "KONTROL" and this distinguishes Applicant's mark from  
23 the cited registrations.

24 There is no mechanical test for determining likelihood of confusion. The issue for the  
25 Examining Attorney is not whether the actual goods are likely to be confused, but instead, whether

1  
2 there is a likelihood of confusion as to the source of the goods because of the marks used on those  
3 goods. *In re Rexel Inc.*, 223 U.S.P.Q. 830, 831 (T.T.A.B. 1984) and the cases cited therein; *In re Shell*  
4 *Oil Co.*, 992 F.2d 1204, 1208, 26 U.S.P.Q.2d 1687, 1690 (Fed. Cir. 1993) and the cases cited therein.

5 SUMMARY AND CONCLUSION

6 Applicant respectfully requests the Examining Attorney reconsider and withdraw the final  
7 refusal of registration and allow this application to proceed to publication without further delay. The  
8 mark KONTROL is commonly used with insecticides and pesticides and consumers differentiate this  
9 mark from other marks which also employ the term "control" including the cited marks  
10 PRO-CONTROL, and CONTROL & Design. The mere fact that there is a degree of phonetic  
11 similarity between the marks is not sufficient to support the conclusion that consumers are likely to be  
12 confused as to the source of the goods associated with these respective marks. When these marks are  
13 taken in their real world context, there is no likelihood of confusion as to source. Applicant submits  
14 that the registration of the mark KONTROL is not likely to cause confusion within the meaning of  
15 § 2(d) of the Lanham Act, 15 U.S.C. § 1052(d), and therefore not barred by the prior Registrations,  
16 No. 1,693,958, for the mark PRO-CONTROL, and No. 2,042,589, for the mark CONTROL & Design.

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1  
2 The Examining Attorney must go beyond a mere mechanical application of the rules in making  
3 his final determination that a likelihood of confusion exists between Applicant's mark KONTROL and  
4 the prior cited registrations for PRO-CONTROL and CONTROL & Design. A visit to his local home  
5 improvement super-store will illustrate that "control" is not and should not be associated with one  
6 product or source. Consumers who see the Applicant's goods, bearing the KONTROL mark, on the  
7 shelf surrounded by other similar products bearing marks incorporating "control" are not likely to be  
8 confused as to the source of those goods. Applicant's mark KONTROL is capable of registration and  
9 no likelihood of confusion exists in the marketplace.

10 Respectfully submitted,

11 CHRISTENSEN O'CONNOR  
12 JOHNSON KINDNESS<sup>PLLC</sup>

13 *Cindy L. Caditz*

14 Cindy L. Caditz  
15 Telephone No. 206.682.8100

16 I hereby certify that this Request for Reconsideration and Exhibit A in U.S. Trademark  
17 Application Serial No. 76/159,040 is being deposited with the U.S. Postal Service in a sealed envelope  
18 as first class mail with postage thereon fully prepaid and addressed to Box Responses - No Fee,  
19 Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513, on the below date.

20 Date: October 31, 2002

21 *Jeffrey Harbert*

22 CLC/EEF:jh  
23  
24  
25

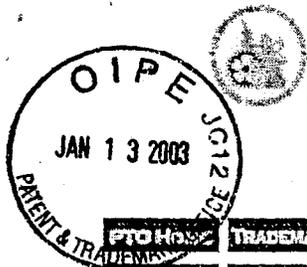


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**EXHIBIT A**

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Word Mark CAMICIDE HOME PEST CONTROL  
 Goods and Services IC 005. US 006 018 044 046 051 052. G & S: insecticide for domestic use. FIRST USE: 19950901. FIRST USE IN COMMERCE: 19960101  
 Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS  
 Design Search Code 032302 032324 032325 050525 260302 260328 261107 261121  
 Serial Number 75071542  
 Filing Date March 12, 1996  
 Published for Opposition December 24, 1996  
 Registration Number 2045827  
 Registration Date March 18, 1997  
 Owner (REGISTRANT) Campbell Chemicals, Inc. CORPORATION MISSOURI 333 Leffingwell, Suite 127 P.O. Box 3829 St. Louis MISSOURI 63122  
 Attorney of Record JILL M FARMER  
 Prior Registrations 0624267  
 Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "HOME PEST CONTROL" APART FROM THE MARK AS SHOWN  
 Type of Mark TRADEMARK  
 Register PRINCIPAL

Live/Dead  
Indicator .

LIVE

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## Typed Drawing

**Word Mark** BIRTH CONTROL FOR ROACHES  
**Goods and Services** IC 005. US 006. G & S: INSECTICIDE. FIRST USE: 19850314. FIRST USE IN COMMERCE: 19850314  
**Mark Drawing Code** (1) TYPED DRAWING  
**Serial Number** 73639433  
**Filing Date** January 12, 1987  
**Published for Opposition** May 26, 1987  
**Registration Number** 1452885  
**Registration Date** August 18, 1987  
**Owner** (REGISTRANT) SANDOZ AG (SANDOZ LTD., SANDOZ S.A.) CORPORATION SWITZERLAND LICHTSTRASSE 35 BASLE SWITZERLAND  
**Assignment Recorded** ASSIGNMENT RECORDED  
**Attorney of Record** HAROLD MILSTEIN  
**Type of Mark** TRADEMARK  
**Register** PRINCIPAL  
**Affidavit Text** SECT 15. SECT 8 (6-YR).  
**Live/Dead Indicator** LIVE

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## Typed Drawing

- Word Mark** GLOBAL SOLUTIONS FOR MOSQUITO CONTROL
- Goods and Services** IC 005. US 006 018 044 046 051 052. G & S: Liquid pesticides for use in aerosol spraying for mosquitoes; Larvicides in pellet, granule and briquette form for control of mosquito larvae, all for domestic and agricultural use
- IC 007. US 013 019 021 023 031 034 035. G & S: Power operated guns for the distribution of pesticides in granular, briquette and pellet form; Nozzles for use in aerosol spray generators for mosquitoes; Power operated liquid power guns for use in the aerosol spraying of mosquitoes; Power operated linear flow control system for use in the spraying of mosquitoes which synchronize the chemical output of the spray with the speed of the vehicle carrying the spraying equipment
- IC 008. US 023 028 044. G & S: Hand operated aerosol spray units for mosquito control
- IC 009. US 021 023 026 036 038. G & S: Lab equipment used in mosquito control, namely, chill tables, magnifier lamps, and olfactometers
- IC 021. US 002 013 023 029 030 033 040 050. G & S: Insect traps and accessories therefor, namely, trap collection nets, net props, plastic killing jars with connecting sleeves, and single ring net bags

**Mark Drawing Code** (1) TYPED DRAWING

Serial Number 76001179  
Filing Date March 16, 2000  
Filed ITU FILED AS ITU  
Published for Opposition December 12, 2000  
Owner (APPLICANT) CLARKE MOSQUITO CONTROL PRODUCTS, INC.  
CORPORATION ILLINOIS 159 Garden Avenue Roselle ILLINOIS 60172  
Attorney of Record Joel H. Bock  
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "MOSQUITO CONTROL" APART FROM THE MARK AS SHOWN  
Type of Mark TRADEMARK  
Register PRINCIPAL  
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Distinctiveness  
Limitation as to "PEST CONTROL TECHNOLOGY"  
Statement

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Word Mark            ACTION PEST CONTROL

Goods and Services    IC 037. US 103. G & S: application of pesticides in the field of residential and commercial pest control. FIRST USE: 19910501. FIRST USE IN COMMERCE: 19910501

Mark Drawing Code    (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code    032314 032324 260521

Serial Number        74435725

Filing Date            September 15, 1993

Published for Opposition    August 9, 1994

Registration Number    1861203

Registration Date    November 1, 1994

Owner                (REGISTRANT) Action Pest Control CORPORATION INDIANA P.O. BOX 5467 Evansville INDIANA 47716

Disclaimer            NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "PEST CONTROL" APART FROM THE MARK AS SHOWN

Type of Mark    SERVICE MARK  
Register        PRINCIPAL  
Affidavit Text   SECT 15. SECT 8 (6-YR).  
Live/Dead  
Indicator        LIVE





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Word Mark VIKING TERMITE AND PEST CONTROL

Goods and Services IC 042. US 100 101. G & S: lawn care services directed to controlling pests and weeds with pesticides and herbicides; radon detection services. FIRST USE: 19801117. FIRST USE IN COMMERCE: 19941201

IC 037. US 100 103 106. G & S: pest control services directed to insects, rodents, deer, pigeons, bats and the like; control of odors from termites or pests; building-cleaning services to control pests and maintain sanitary conditions, including steam cleaning; providing repair and/or rebuilding of residential structures damaged by termites or pests. FIRST USE: 19801117. FIRST USE IN COMMERCE: 19941201

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 020113 090525

Serial Number 74676610

Filing Date May 15, 1995

Published for Opposition July 30, 1996

Registration Number 2009658  
 Registration Date October 22, 1996  
 Owner (REGISTRANT) Viking Termite and Pest Control, Inc. CORPORATION NEW JERSEY 711 East Main Street Bridgewater NEW JERSEY 08807  
 Attorney of Record Robert S. Raymar  
 Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "TERMITE AND PEST CONTROL" APART FROM THE MARK AS SHOWN  
 Description of Mark The mark "VIKING TERMITE AND PEST CONTROL" is lined for the color red.  
 Type of Mark SERVICE MARK  
 Register PRINCIPAL  
 Live/Dead Indicator LIVE





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Word Mark HOME SAVING TERMITE CONTROL, INC.

Goods and Services IC 037. US 100 103 106. G & S: pest control services in the nature of identifying, eliminating, exterminating, controlling and preventing infestations and infections of wood destroying pests or organisms, and in connection therewith to make inspections and inspection reports, recommendations, estimates and bids, either oral or written; to make structural repairs or replacements; and to use insecticides, pesticides, fumigants and allied chemicals and substances as required to make perform said services. FIRST USE: 19771100. FIRST USE IN COMMERCE: 19780000

Mark

Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 031501 031519 031524 240907 260128

Serial Number 74600373

Filing Date November 18, 1994

Published for Opposition September 5, 1995

Registration Number 1938436  
Registration Date November 28, 1995  
Owner (REGISTRANT) Home Saving Termite Control, Inc. CORPORATION  
CALIFORNIA 8854 Elizabeth Lake Road Leona Valley CALIFORNIA 93551  
Attorney of Record Scott W. Kelley  
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "TERMITE CONTROL INC." APART FROM THE MARK AS SHOWN  
Type of Mark SERVICE MARK  
Register PRINCIPAL  
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Word Mark	EARTH TOUCH ORGANIC PEST CONTROL
Goods and Services	IC 005. US 006 018 044 046 051 052. G & S: pesticides for domestic use. FIRST USE: 19960401. FIRST USE IN COMMERCE: 19960401
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	010701
Serial Number	74556397
Filing Date	August 2, 1994
Filed ITU	FILED AS ITU
Published for Opposition	December 12, 1995
Registration Number	2029137
Registration Date	January 7, 1997
Owner	(REGISTRANT) EARTH TOUCH FRANCHISE CORPORATION CORPORATION NEW MEXICO 4203 Lead SE Albuquerque NEW MEXICO 87108

Attorney of Record      Leo L. Miller  
Disclaimer      NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "ORGANIC PEST CONTROL" APART FROM THE MARK AS SHOWN  
Type of Mark      TRADEMARK  
Register      PRINCIPAL  
Live/Dead Indicator      LIVE





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## Typed Drawing

Word Mark            POLY CONTROL

Goods and Services    IC 001. US 006. G & S: chemicals; namely, stickers and drift control agents for pesticides. FIRST USE: 19820610. FIRST USE IN COMMERCE: 19820610

Mark Drawing Code    (1) TYPED DRAWING

Serial Number        74148342

Filing Date            March 18, 1991

Published for Opposition    October 22, 1991

Registration Number    1671533

Registration Date    January 14, 1992

Owner                (REGISTRANT) J L B International Chemical, Inc. CORPORATION  
FLORIDA P.O. Box 6006 Vero Beach FLORIDA 32960

                          (LAST LISTED OWNER) BREWER INTERNATIONAL, INCORPORATED  
CORPORATION FLORIDA

Assignment Recorded    ASSIGNMENT RECORDED

Attorney of Record     Carroll F. Palmer

Disclaimer            NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CONTROL"  
APART FROM THE MARK AS SHOWN

Type of Mark      TRADEMARK  
Register            PRINCIPAL  
Affidavit Text     SECT 15. SECT 8 (6-YR).  
Live/Dead  
Indicator           LIVE



File No.: UNVL-2-25325  
Atty/Secy: CLC/EEF:jh  
Applicant: Univar USA Inc.  
Mark: KONTROL  
Int'l Class(es): 5

Date: 10/31/02  
Serial No.: 76/159,040

The following have been received in the U.S. Patent and Trademark Office on the date stamped hereon via first-class mail, with a signed Certificate of Mailing:

Request for Reconsideration (5 pages)  
Exhibit A (17 pages)

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FEE

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

Applicant: Univar USA Inc. (formerly known as Vopak USA Inc.) Attorney Docket No. UNVL225325

Serial No.: 76/159,040 Trademark Attorney: J.S. DeFord

Filed: November 3, 2000 Law Office: 115

Mark: KONTROL

NOTICE OF APPEAL

Seattle, Washington 98101  
October 31, 2002

TO THE COMMISSIONER FOR TRADEMARKS:

Applicant hereby appeals to the Trademark Trial and Appeal Board from the decision of the Trademark Examining Attorney refusing registration. The required fee of \$100.00 (\$100.00 per class) is submitted herewith by our check No. 143039. Please charge any additional fees or credit any overpayment to Deposit Account No. 03-1740. A copy of this notice is enclosed.

Respectfully submitted,

CHRISTENSEN O'CONNOR  
JOHNSON KINDNESS<sup>PLC</sup>

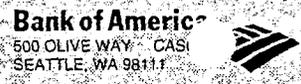
*Cindy L. Caditz*  
Cindy L. Caditz  
Telephone No. 206.682.8100  
E-Mail Address: cindy@cojk.com

I hereby certify that this Notice of Appeal in U.S. Trademark Application Serial No. 76/159,040 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 Trademark Trial and Appeal Board - Fee, 2900 Crystal Drive, Arlington, VA 22202-3513, on the below date.

Date: October 31, 2002

Jeffrey Harbert

CHRISTENSEN O'CONNOR JOHNSON KINDNESS PLLC  
1210 FIFTH AVENUE  
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SEATTLE WASHINGTON 98101  
(206) 682-8100



19-2 / 1250

143039  
143039

DATE  
10/31/2002

AMOUNT  
\$100.00

PAY One Hundred and 00/100 Dollars

TO THE ORDER OF DIRECTOR - U.S. PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231

⑈ 143039 ⑆ ⑆ 25000024 ⑆ 62023 015 ⑆

CHRISTENSEN O'CONNOR JOHNSON KINDNESS PLLC

J. Jansinski  
143039

DIRECTOR - U.S. PATE

PAGE 1  
W-9: Y

INVOICE DATE	CLIENT	MATTER	INVOICE NUMBER	AMOUNT
10/31/2002	UNVL	0025325	103102.04	100.00

- File Notice of Appeal  
DIRECTOR - U.S. PATENT AND  
TRADEMARK OFFICE

File No.: UNVL-2-25325 Date: 10/31/02  
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Notice of Appeal (1 page, in duplicate)  
Check for \$100.00 for filing fee No. 143039