

****Please place on Upper Right Corner**
of Response to Office Action ONLY.**

Examining Attorney: BUTLER, ANDREA
Serial Number: 76/375786



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of :
Steven Phillips :
Serial No. 76/375, 786 : Law Office 102
Filed: April 30, 2003 (revived) : Examining Attorney: Andrea Butler
Mark: INFINIT POWER ETERNAL WINDING SYSTEM

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

RESPONSE TO FINAL OFFICE ACTION DATED DECEMBER 15, 2006

Sir:

The final office action mailed December 15, 2006 in the above identified application for registration has been received and its contents carefully noted.

I hereby certify that the correspondence is being deposited on the date shown below with the U.S. Postal Service as first class mail in an envelope addressed to:
Commissioner for Trademarks, 2900 Crystal Dr., Arlington, VA 22202-3513.

Kelly Puglio
Kelly Puglio

6/5/2007
Date



06-11-2007

REMARKS

The examining attorney has determined the specimen of use is not acceptable because it does not clearly show the applied-for mark used in connection with the goods specified in the statement of use.

In response thereto, Applicant submits a substitute specimen showing use of the mark for the goods specified in the statement of use. The specimen is in the form of a display brochure associated with the goods at their point of sale. Attention is drawn to the back page of the brochure, which carries a purchasing agreement for the goods shown in the brochure. The display brochure specimen was used at the World Watch Clock show in Basel, Switzerland.

A declaration under 37 C.F.R. §2.20 supporting the statement that the substitute specimen was in use in commerce prior to the expiration of the time allowed applicant for filing the statement of use is submitted with this response.

Applicant respectfully submits that all outstanding issues associated with the application for registration are satisfactorily addressed and requests withdrawal of the finality of the office action and earnestly solicits registration of the mark at an early date.

In the event the examining attorney maintains the finality of the office action, Applicant files herewith a notice of appeal.

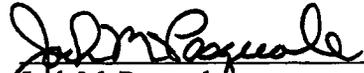
CONCLUSION

In view of the foregoing, applicant respectfully submits that the application for registration is in condition for allowance and registration. In the event the examining attorney has further questions regarding the foregoing or other matters associated with this application for registration, it is requested that the examining attorney contact applicant's attorney at the below listed number.

Respectfully submitted,

Date:

June 5, 2007


Jack M. Pasquale
Attorney for Applicant

WARE, FRESSOLA, VAN DER SLUYS
& ADOLPHSON LLP
Bradford Green, Building Five
755 Main Street, P.O. Box 224
Monroe, CT 06468
Telephone (203) 261-1234
Facsimile (203) 261-5676

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Steven Phillips

Serial No.: 76/375,786

Attorney Docket No.: 842-017.002

Mark: INFINIT POWER ETERNAL WINDING SYSTEM

Filed: April 30, 2003 (Revived)

Law Office: 102

Commissioner for Trademarks
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Alexandria, VA 22313-1451

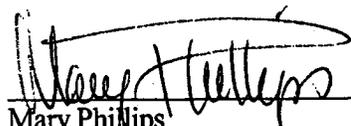
Declaration for Substitute Specimen

Dear Sir,

The undersigned being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements and the like may jeopardize the validity of the application or document or any registration resulting there from, declares that the substitute specimen was in use in commerce prior to the expiration of the time allowed to the applicant for filing a statement of use; that all statements made of her own knowledge are true; and that all statements made on information and belief are believed to be true.

Date: _____

5/14/07



Mary Phillips
Executrix

Budapest Watch Company

1250 Boston Post Road
Guilford, CT 06437 USA
Phone: 877-498-0653

Fax: 203-453-4306
Email: sphillips@englobal.net
<http://www.budapestwatch.com>

PURCHASING AGREEMENT

Watch described below is to be made for:
Mr./Mrs.

Eternal Winding Systems
Will cost \$

Along with order is a 50% required deposit to begin construction, place casting orders and to inform buyer of the date of completion. Watch number, at that time, will be assigned.

Versions

1. Direct Drive
2. Planetary with posts
3. Double Planetary

1. Rose Gold Winding Systems
2. White Gold
3. Rose with White Gold
4. White with Rose Gold

Any changes by either party must take place in writing and within five working days starting after a watch number has been issued, after which time the deposit becomes "Non-Refundable" and the order is to be completed and paid in full upon completion.

Date: _____ Buyer: _____

Order taken by: _____

Will be numbered as No. _____

Watch is handmade by Istvan Fykov / Steven Phillips

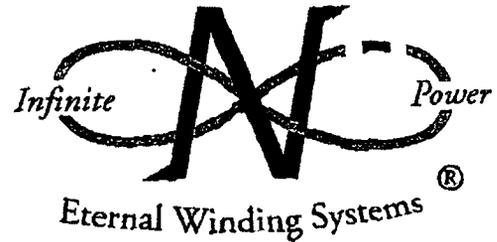
Time of Completion is _____ Week of _____

Month _____ Year _____

Date: _____
Eternal Winding Systems
Maker: _____

Budapest Watch Company

1250 Boston Post Road #10
Guilford, CT 06437 USA



T: 1-877-498-0653
T/F: (203) 453-4306
sphillips@englobal.net

US 6,457,856 B1
Issued October 1, 2002

Owner: Steven Phillips

