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SPECIMEN DESCRIPTION	User manual
SIGNATURE SECTION	
DECLARATION SIGNATURE	/James J. Merek/
SIGNATORY'S NAME	James J. Merek
SIGNATORY'S POSITION	Attorney for Applicant
SIGNATORY'S PHONE NUMBER	703-684-5633
DATE SIGNED	01/15/2015
RESPONSE SIGNATURE	/James J. Merek/
SIGNATORY'S NAME	James J. Merek
SIGNATORY'S POSITION	Attorney for Applicant
SIGNATORY'S PHONE NUMBER	703-684-5633
DATE SIGNED	01/15/2015
AUTHORIZED SIGNATORY	YES
CONCURRENT APPEAL NOTICE FILED	NO
FILING INFORMATION SECTION	
SUBMIT DATE	Thu Jan 15 14:27:46 EST 2015
TEAS STAMP	USPTO/RFR-173.73.39.208-2 0150115142746840784-85654 053-5004251e0e7a528abc77a f85c5fdb6572457e188b2bf5 a1c371ab4fdd74dc3e-N/A-N/

Request for Reconsideration after Final Action To the Commissioner for Trademarks:

Application serial no. **85654053** has been amended as follows:

CLASSIFICATION AND LISTING OF GOODS/SERVICES

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 011 for Water cooler for dispensing liquid

Original Filing Basis:

Filing Basis: Section 1(b), Intent to Use: The applicant has had a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services as of the filing date of the application. (15 U.S.C. Section 1051(b)).

In International Class 011, the mark was first used at least as early as 08/16/2012 and first used in commerce at least as early as 08/16/2012 .

Proposed: Class 011 for Water cooler for dispensing liquid

Deleted Filing Basis: 1(b)

In International Class 011, the mark was first used at least as early as 08/16/2012 . and first used in commerce at least as early as 08/16/2012 .

Applicant hereby submits one(or more) specimen(s) for Class 011 . The specimen(s) submitted consists of User manual .

" The substitute (or new, if appropriate) specimen(s) was/were in use in commerce at least as early as the filing date of the application"*[for an application based on Section 1(a), Use in Commerce]* OR **" The substitute (or new, if appropriate) specimen(s) was/were in use in commerce prior either to the filing of the Amendment to Allege Use or expiration of the filing deadline for filing a Statement of Use "** *[for an application based on Section 1(b) Intent-to-Use]* .

Original PDF file:

[SPU0-1737339208-20150115141834294542 . _Substitutespecimen.pdf](#)

Converted PDF file(s) (6 pages)

[Specimen File1](#)

[Specimen File2](#)

[Specimen File3](#)

[Specimen File4](#)

[Specimen File5](#)

[Specimen File6](#)

SIGNATURE(S)

Declaration Signature

DECLARATION: The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of the application or submission or any registration resulting therefrom, declares that, if the applicant submitted the application or amendment to allege use (AAU) unsigned, all statements in the application or AAU and this submission based on the signatory's own knowledge are true, and all statements in the application or AAU and this submission made on information and belief are believed to be true.

STATEMENTS FOR UNSIGNED SECTION 1(a) APPLICATION/AAU: If the applicant filed an unsigned application under 15 U.S.C. Section 1051(a) or AAU under 15 U.S.C. Section 1051(c), the signatory additionally believes that: the applicant is the owner of the trademark/service mark sought to be registered; the applicant or the applicant's related company or licensee is using the mark in commerce and has been using the mark in commerce as of the filing date of the application or AAU on or in connection with the goods/services in the application or AAU, and such use by the applicant's related company or licensee inures to the benefit of the applicant; the original specimen(s), if applicable, shows the mark in use in commerce as of the filing date of the application or AAU on or in connection with the goods/services in the application or AAU; and to the best of the signatory's knowledge and belief, no other person has the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion or mistake, or to deceive.

STATEMENTS FOR UNSIGNED SECTION 1(b)/SECTION 44 APPLICATION: If the applicant filed an unsigned application under 15 U.S.C. Section 1051(b), Section 1126(d), and/or Section 1126(e), the signatory additionally believes that: the applicant is entitled to use the mark in commerce; the applicant has a bona fide intention and has had a bona fide intention as of the application filing date to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the goods/services in the application; and to the best of the signatory's knowledge and belief, no other person has the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion or mistake, or to deceive.

Signature: /James J. Merek/ Date: 01/15/2015

Signatory's Name: James J. Merek

Signatory's Position: Attorney for Applicant

Signatory's Phone Number: 703-684-5633

Request for Reconsideration Signature

Signature: /James J. Merek/ Date: 01/15/2015

Signatory's Name: James J. Merek

Signatory's Position: Attorney for Applicant

Signatory's Phone Number: 703-684-5633

The signatory has confirmed that he/she is an attorney who is a member in good standing of the bar of the highest court of a U.S. state, which includes the District of Columbia, Puerto Rico, and other federal territories and possessions; and he/she is currently the applicant's attorney or an associate thereof; and to the best of his/her knowledge, if prior to his/her appointment another U.S. attorney or a Canadian

attorney/agent not currently associated with his/her company/firm previously represented the applicant in this matter: (1) the applicant has filed or is concurrently filing a signed revocation of or substitute power of attorney with the USPTO; (2) the USPTO has granted the request of the prior representative to withdraw; (3) the applicant has filed a power of attorney appointing him/her in this matter; or (4) the applicant's appointed U.S. attorney or Canadian attorney/agent has filed a power of attorney appointing him/her as an associate attorney in this matter.

The applicant is not filing a Notice of Appeal in conjunction with this Request for Reconsideration.

Serial Number: 85654053

Internet Transmission Date: Thu Jan 15 14:27:46 EST 2015

TEAS Stamp: USPTO/RFR-173.73.39.208-2015011514274684

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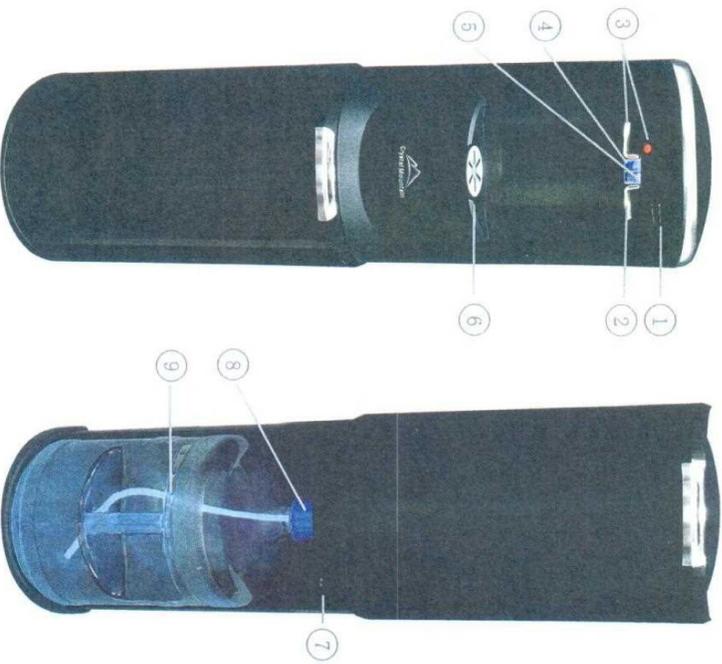
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STORM
Bottom-Load

Water Dispenser User Manual



Indicator lights

- Red (Top)** – Replace Bottle Alarm Light
- Blue (Bottom)** – Replace SmartFlo™ Water System Alarm Light
- Cold Water Lever**
- Hot Water Lever**
(with child safety feature)
- Water Outlet**

5. LED Nightlight

- 6. Drip Tray and Cover**
- 7. Energy Saving Switch (Hot water)**
- 8. Bottle Adaptor Assembly**
- 9. Water Bottle (Not included)**

▪ Product may not appear exactly as shown

FEATURES

Function Lights

Blinking **Red light** on top indicates that the bottle is nearly empty.
 Blinking **Blue light** on the bottom indicates that the SmartFlo™ Water System has reached its (suggested) usage limit date and should be changed.

Cold Water Lever – Depress lever to dispense water. Release lever to stop.

Hot Water Lever (with child safety feature) – Push Red button into the cooler and depress lever to dispense water. Release lever to stop.

Water Outlet – Hot and Cold water is dispensed from this location

LED Nightlight – Located behind Faucet Levers. Provides additional light in low light situations (activated when water lever is depressed)

Drip Tray and Cover – Dishwasher Safe. Snaps in and out. Position glass or cup over center to avoid spills.

Energy Saving Switches – Located in the bottle installation area at top. Switch the Red Switch off to stop the hot water heating function.

Bottle Adaptor Assembly – Located inside of cabinet. Connects to bottle to allow water to be pumped into the hot and cold reservoirs.

Water Bottle – Not Included. Uses 3, 4, or 5 Gallon water bottles.

(Please see below pictures – removable water system)
 SmartFlo™ Water System - Design allows for quick and easy sanitization of the cold water system.



THANK YOU FOR BUYING A CRYSTAL MOUNTAIN WATER COOLER!

GETTING STARTED

Water Dispenser

Place the water cooler on a flat level surface in a cool shaded location near a grounded wall outlet. The water dispenser should be positioned so that the back of the unit is a minimum of 4 inches / 10 cm away from the wall to ensure proper ventilation (fig.2-1).



Figure 2-1

Water Bottle

Remove the Dispenser door (fig.1-1). (Slide door upwards to allow access to bottle area). Place a fresh bottle outside of the cabinet. Remove the Dispenser door (fig.1-1). Move bottle cap completely from the top of the bottle (fig.4-1).

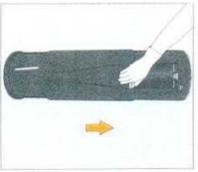


Figure 1-1

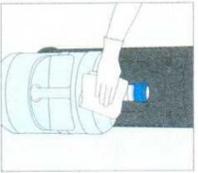


Figure 3-1



Figure 4-1

Remove the packaging and assemble the Bottle Adaptor assembly (located in the bottle storage area) onto the bottle adaptor probe into the bottle (fig.6-1).

Slide the bottle adaptor over the neck of the bottle and push down to secure (fig.7-1).

Slide the probe down until the tube hits the bottom of bottle (fig.8-1).

Slide the bottle into cabinet (fig.9-1) and close the door (slide door downwards to close).

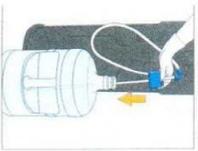


Figure 6-1

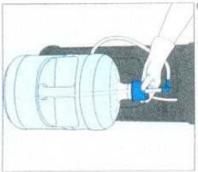


Figure 7-1

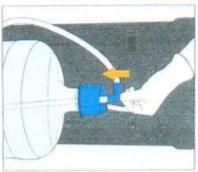


Figure 8-1



Figure 9-1

Provide Electricity

Ensure that the available power supply matches the cooler's voltage specifications indicated on the nameplate label (located at the rear of unit).

Plug power supply cord into receptacle.

NOTE: Do not turn on the Hot Power Switch yet. Proceed to the "Prime Water System" section.

NOTE: To provide additional protection from the risk of shock, this unit **MUST** be connected to a ground fault circuit interrupter (GFCI) outlet at all times. Use of an extension cord will void any warranties.

Prime Water System (Required during initial setup and after replacement of SmartFlo™ Water System)

Depress the Cold and Hot water levers to fill their respective tanks.

When water begins to flow from both faucets, the tanks have been filled (approx. 1 minute per tank).

Activate Heating Functions

Ensure Priming of water system is complete before starting this step.

Notice: Hot water will not be dispensed by the cooler until the red hot switch has been activated, located behind and at top of bottle access door.

Turn on the hot water switch (Red Color).

-To disable the heating function (Hot Water), turn off the hot water switch (fig.1-1).

Do not draw water from the cooler for about 30 minutes to let the water cool or heat.

Optimum water temperatures will be reached after several hours of operation.

DISPENSING WATER

The SmartFlo™ Water System has been tested and sanitized prior to packaging. During transit dust and odors may accumulate in the water tanks and lines. Dispense and dispose of at least 1 quart (1 Liter) of water prior to drinking any water.

Cold Water Dispense

The temperature control of the cold water is preset to dispense water between 37-50°F (3 to 10°C)

Optimum cold water temperatures will be reached after several hours of operation. During this time the compressor could run continuously. This is normal. (fig.2-1)

1. Position bottle, glass or other container below water outlet
2. Depress (push downwards) cold water lever to start cold water flow
3. Release cold water lever once desired fill level is achieved



Figure 2-1

Hot Water Dispense

The temperature control of the hot water is preset to dispense water between 165-203°F (73.8 to 95°C)

CAUTION

This unit dispenses water at temperatures that can cause severe burns.

This appliance is not intended for use by persons (including children) with reduced physical, sensory or mental capabilities, or lack of experience and knowledge, unless they have been given supervision or instruction concerning use of the appliance by a person responsible for their safety. Children should be supervised to ensure that they do not play with the appliance.

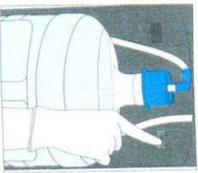


Figure 1-1

Hot water temperatures will be reached after 15-20 minutes from bottle, glass or other container below water outlet (fig.1-1) the red safety button in, and depress (push downwards) the hot water lever to start hot water flow (fig.2-1) use hot water lever once desired fill level is achieved



Figure 1-1



Figure 2-1

Change

ring red light above the cold water lever will alert you when your water bottle is getting low. The fill need to be replaced shortly. Water may be dispensed normally until empty (no water flows from outlet when levers are depressed)

- 1. Dispenser door (fig.1-1). (Slide door upwards to allow access to bottle area)
- 2. empty bottle out of cabinet (fig.2-1)
- 3. Fresh bottle outside of the cabinet
- 4. the outside of new bottle with a cloth (fig.4-1)
- 5. Dry bottle cap completely from the top of the bottle (fig.5-1)

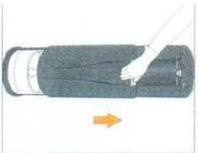


Figure 1-1

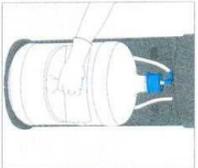


Figure 2-1

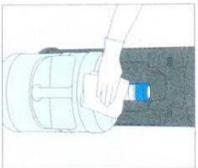


Figure 4-1

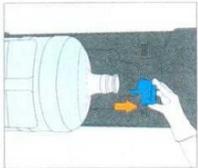


Figure 5-1

Over bottle adaptor from the empty bottle (fig. 6-1) and place directly into the top of the new, full le (fig.6-2)
 : to maintain sanitization of the system, refrain from touching the section of the bottle adaptor tube is inserted into the bottle
 the bottle adaptor over the neck of the bottle and push down to secure (fig-7-1)
 probe down until the tube hits the bottom of bottle (fig.8-1)

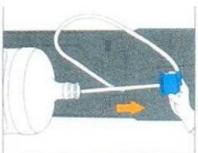


Figure 6-1

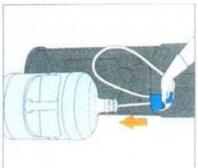


Figure 6-2

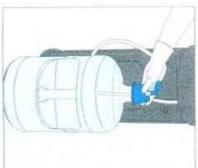


Figure 7-1

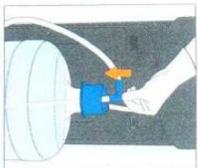


Figure 8-1

9. Slide bottle into cabinet and close the door (fig.9-1 to fig.9-3) (slide door downwards to close)

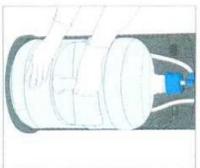


Figure 9-1

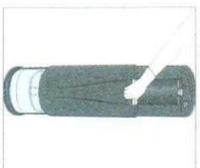


Figure 9-2



Figure 9-3

10. Place a container under faucet and dispense cold water until a smooth stream of water is dispensed (may take up to 1 minute)

CLEANING

Do not immerse the unit in water for cleaning

External: Disconnect power supply cord (fig.1-1), use only mild dishwashing liquid or cleaning products and a soft cloth for cleaning the exterior surfaces (fig.1-2 and fig.1-3). **DO NOT USE** bleach or abrasive cleaners. Use a vacuum cleaner to remove dirt and lint from the condenser (fig.1-4). The unit should be cleaned every 3 months, except where fingers touch the temperature selectors, which can be wiped often with hygienic wipes or mild cleaning products.

Caution: Do not clean unit with a water jet device. Ensure the following when cooler is to be serviced:
 Turn off the hot water switch and disconnect power supply cord.



Figure 1-1

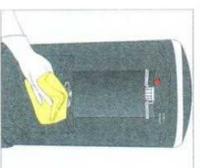


Figure 1-2

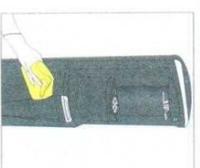


Figure 1-3

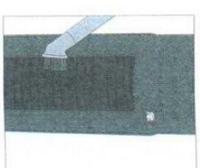


Figure 1-4

Replacement of SmartFlo™ Water System

For the best quality and tasting water, it is recommended to change the SmartFlo™ Water System every 6 months. Follow the steps below to replace the SmartFlo™ Water System. Recommend to empty the bottle installed in the cooler prior to replacement of the SmartFlo™ Water System and bottle adaptor.

Note: A flashing blue light above the cold water lever will alert you to when the SmartFlo™ Water System should be replaced. The system has been pre-set to provide indication after a period of 6 months of use. User may operate the cooler as normal until the bottle has been emptied.

1. Open Dispenser door (fig.1-1). (Slide door upwards to allow access to bottle area)
2. Slide empty bottle out of cabinet (fig.2-1 and fig.2-2)
3. Disconnect the water line from the bottle adaptor (fig.3-1)

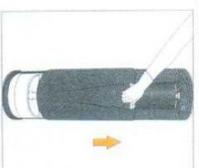


Figure 1-1

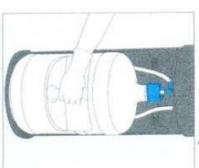


Figure 2-1

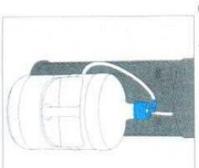


Figure 2-2

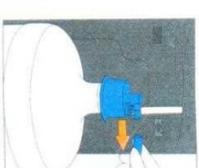


Figure 3-1

the replacement SmartFlo™ Water System kit, and remove the access key provided the access key into the 2 holes located at the underside of the top edge of the cooler (above water) and push inwards (fig.5-1 and fig.5-2)(once unlocked, the front of the top cover opens upwards) a glass or other container below the water outlets (to catch drips), and unlatch the locking clip and near the front of the cooler to release the water tubing (fig.6-1) and push through to the turn knobs which hold down the SmartFlo™ Water System (fig.7-1)



Figure 5-1



Figure 5-2



Figure 6-1

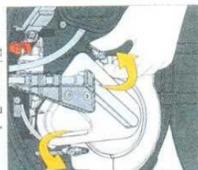


Figure 7-1

SmartFlo™ Water System upwards to remove (fig.8-1). Do not use SmartFlo™ Water System according to local regulations. (Please recycle) whenever possible harm to the environment or human health from uncontrolled waste disposal, recycle it as much as possible to promote the sustainable reuse of sustainable resources. The water line of replacement SmartFlo™ Water System through the guide tube, and push through to the installation area (fig.10-1).

The seal is properly installed on the outlet tube of the SmartFlo™ Water System assembly (may have been damaged during shipment or un-packaging) and push into place. Turn the turn knobs to lock SmartFlo™ Water System in place (fig.13-1). Turn the locking clip to secure water outlet tubing in place (fig.14-1).

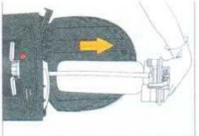


Figure 8-1

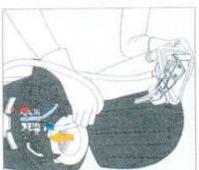


Figure 10-1

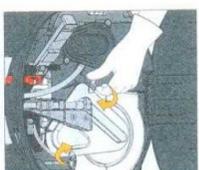


Figure 13-1



Figure 14-1

Remove the top cover of the cooler (fig.15-1) (push downwards to lock into place) and place the fresh bottle outside of the cabinet. Place the new bottle on the outside of new bottle with a cloth to hold the bottle cap completely from the top of the bottle.



Figure 15-1

19. Assemble replacement bottle adaptor (fig.19-1) (install tube extension onto adaptor assembly) and install onto new, full bottle.
 - Note: to maintain sanitization of the system, refrain from touching the section of the bottle adaptor tube that is inserted into the bottle
20. Remove protective cap from the SmartFlo™ water line and install onto the replacement bottle adaptor assembly (fig.20-1)
21. Install replacement bottle (fig.21-1) (see section for Bottle Change)
22. Prime water system (see section for Prime Water System)

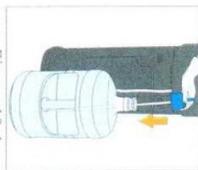


Figure 19-1

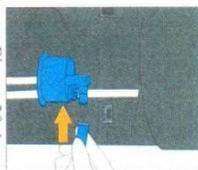


Figure 20-1

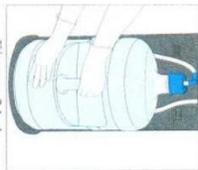


Figure 21-1

CAUTION: ALWAYS DRAIN WATER COMPLETELY BEFORE SHIPPING OR STORING THE COOLER.

TROUBLESHOOTING

Water Leaks

- If water present only at base of unit (not dripping from above), first try to replace the water bottle.
- If water leaking from above the bottle (or not bottle related), unplug Dispenser, remove bottle and call 1-800-878-6422 for assistance

Water Not Dispensing

- Ensure Hot/Cold tanks have been primed (see section for priming of water system)
- Ensure bottle is not empty. If empty, replace it
- Ensure that the water selection lever is fully depressed
 - Ensure all SmartFlo™ tubing is free of any holes, cuts or cracks.
 - Ensure SmartFlo™ locking knobs (in top) are securely locked in place.

Not Cooling (Hot Water – No Concern)

- Optimum cold water temperatures will be reached after several hours of operation
- Ensure that the dispenser is at least 4 inches (100mm) from the wall to provide sufficient ventilation
- If the water still isn't cold, please call 1-800-878-6422 for assistance

No Hot Water (Cold Water – No Concern)

- Optimum hot water temperatures will be reached after 15-20 minutes
- Ensure that the Red Hot Water Switch (located behind top right side of bottle access door) is turned on
- If the water still isn't hot, please call 1-800-878-6422 for assistance

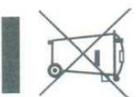
Dispenser is Noisy

- Ensure that the dispenser is positioned on a flat, level surface
- Ensure that the bottle is not empty. If empty, replace it

SAFETY PRECAUTIONS

WARNING

- **reduce risk of injury and property damage, user must read this entire guide for assembling, installation and operation of the dispenser.**
- **Failure to follow the instructions in this manual can cause personal injury or property damage.**
- **Failure to use properly dispenses water at very high temperatures. Failure to use properly can cause personal injury.**
- **When operating this dispenser, always exercise basic safety precautions, including the following:**
 - Prior to use, this dispenser must be assembled and installed in accordance with this manual.
 - Do NOT install indoors on a flat level surface only. Place dispenser in a dry place away from direct sunlight. Do NOT use outdoors.
 - Do NOT place dispenser into an enclosed space or cabinet.
 - This dispenser is intended for dispensing water only. Do NOT use other liquids. Never use any other liquid in the dispenser other than known and microbiologically safe bottled water.
 - Do not use an extension cord
 - To provide additional protection from the risk of shock, this unit **MUST** be connected to a ground fault circuit interrupter (GFCI) outlet at all times. Use of an extension cord will void any warranties.
 - If the supply cord is damaged, it must be replaced by a special cord or assembly available from the manufacturer or its service agent.
 - Always grasp plug and pull straight out from outlet. Never unplug by pulling on power cord.
 - To protect against electric shock, do NOT immerse cord, plug, or any other part of dispenser in water or other liquids.
 - This appliance is not intended for use by persons (including children) with reduced physical, sensory or mental capabilities, or lack of experience and knowledge, unless they have been given supervision or instruction concerning use of the appliance by a person responsible for their safety.
 - Children should be supervised to ensure that they do not play with the appliance.
 - Use with caution only.
 - Service should only be performed by a certified technician. Please contact us at 1-800-878-6422 for assistance



This marking indicates that this product should not be disposed with other household wastes throughout the EU. To prevent possible harm to the environment or human health from uncontrolled waste disposal, recycle it responsibly to promote the sustainable reuse of sustainable resources. To return your used device, please use the return and collection systems or contact the retailer where the product was purchased. They can take this product for environmental safe recycling.

Services Required:

See nameplate located on the back of the dispenser

Refrigeration System

- Refrigerant Type: R134a, 1.23oz (35g)
- Pressure (Refrigeration): High Side: 265 PSI, Low Side: 140PSI

Water Flow

- The flow rate from the water outlets on the dispenser is a maximum of 0.475 US Gal/minute (1800 ml/minute)

The customer acknowledges that water, like other liquids, can cause damage to surfaces. The customer takes full responsibility for placing the cooler within a residence or business, and acknowledges that failure to address drips, leaks or spillages is at the customer's risk.

The Warranty and Underwriters' Laboratory and CE listings for the coolers are invalidated if any alteration, modification, or use or misuse in combination with any other machine or devices is deemed to be the source of any claim. The manufacturer accepts no liability (including for bodily injury) resulting from any alteration, misuse, neglect, accidents, improper installations or repairs.

Environmental application temperature: 50–90°F (10–32°C)

The unit is rated IP10. (This unit is not protected against ingress of water)

For more information on this product, please visit www.crystalcoolers.com