

EXPRESS MAIL NO: EL 500 584 583 US

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

ARROW TRADING CO., INC.,

Opposer,

v

VICTORINOX, A.G. and WENGER, S.A.,

Applicants.

02-08-2002

U.S. Patent & TMOfc/TM Mail Rcpt. Dt. #40

Opposition No. 103,315

UZFEB 13

## **APPLICANTS' NOTICE OF RELIANCE**

PLEASE TAKE NOTICE that Applicants, Victorinox A.G. and Wenger S.A., pursuant to Rule 2.122 of the Trademark Rules of Practice, 37 C.F.R. §2.122, hereby offer into evidence the following:

- A. Excerpts from Bernard Levine, <u>Pocket-Knives</u> (Courage Books 1993).
- B. Excerpts from Norman Strung, <u>An Encyclopedia of Knives</u> (J.B. Lippincott 1976).
- C. <u>The American Heritage Dictionary</u>, (Third Edition, Houghton Mifflin Company 2000), p. 1373 and title pages.
- D. <u>Merriam-Webster's Collegiate Dictionary</u>, (Tenth Edition, Merriam-Webster, Incorporated 1994), p. 1192 and title pages.
- E. <u>Random House Webster's Concise Dictionary Revised Second Edition</u>, (Random House, Inc. 2001), p. 727 and title pages.
- F. Random House Webster's Unabridged Dictionary, (Second Edition, Random House, Inc. 1997), pg. 1923 and title pages.

- G. Webster's Third New International Dictionary Of the English Language Unabridged, (G. & C. Merriam Co. 1971), pg. 2313 and title pages.
- H. The Oxford English Dictionary, (Second Edition, Oxford University Press 1989), pgs. 425-426 and title pages.
- I. Internet web site printout from www.allwords.com.
- J. Certificate of State of New York Department of State of Dissolution of Arrow Trading Co.
- K. February 7, 2002 certification by Swiss Confederation, Federal Department of Defense, Civil Protection and Sports, Defense Procurement Agency of a September 4, 1997 letter of Th. Kopp, Head of Legal Services, Swiss Military Department, Defense Procurement Agency.
- L. Excerpts from the deposition of Jack Dweck, with accompanying exhibits.

Dated: February 8, 2002

By:

David Weild, III

Philip T. Shannon

Jonathan E. Moskin

Jacqueline M. Lesser

Respectfully submitted,

PENNIE & EDMONDS LLP

1155 Avenue of the Americas

New York, New York 10036

(212) 790-9090

-and-

Susan Progoff

Heather Jensen

FISH & NEAVE

1251 Avenue of the Americas

New York, New York 10020

(212) 596-9000

Attorneys for Applicants Victorinox AG and Wenger S.A.

## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing **APPLICANTS' NOTICE OF RELIANCE** has been served by mail upon Joseph Lessem, Esq., an attorney for Opposer, at Gursky
& Ederer, P.C. 1350 Broadway, New York, New York 10018 on February 8, 2002.

Dated: New York, New York

February 8, 2002

Jonathan E. Moskin