

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

Opposition No. 91154712

Case: ZN 102-TM

Opposer: STATEK CORPORATION

v.

Applicant(s): Dipl.-Ing. Rainer Puls / Dipl.-Ing. Oliver Puls

Trademark Application Serial No.:76/202322

Mark: STATEC

February 25, 2004

Assistant Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3514  
Mailstop TTAB

Dear Sir:

This is in response to the letter by Angela Lykos, Interlocutory Attorney.

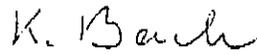
In the present case, the only part to which Opposer could possibly have objected to was the phrase CHRONOGRAPHS FOR USE AS SPECIALIZED TIME RECORDING APPARATUSES which was entered by Examiners amendment dated July 12, 2002.- although the Opponent has never identified the parts which he finds objectionable. Applicant has proposed in his response of March 6, 2003 the removal of the wording "chronographs for use as specialized time recording apparatuses" from applicants class 9 listing of goods thereby removing also any basis for an opposition by STATEC CORPORATION.

With the phrase CHRONOGRAPHS FOR USE AS SPECIALIZED TIME RECORDING APPARATUSES removed from the class 9 definition of goods there is certainly

no basis for Opposition, no basis for interrogatories, no reason for supplying any documents and certainly no reason to compel answers to interrogatories There is actually no basis for an Opposition.

The Trial and Appeal Board is therefore requested to order the amendment of Class 9 as requested in Applicants response of March 6, 2003 and to dismiss the Opposition.

Respectfully submitted,



Klaus Bach

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→ Copies of the papers are served to Opponents counsel , Mr. Jeffrey Van Hooscar of the firm of Knobbe, Martens, Olson & Bear, 2040 Main Street, 14<sup>th</sup> floor, Irvine, CA 92614