

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

Serial No.: 77/269,747  
Mark: ENGLISH ACCENTS

**TTAB**

|                   |   |                         |
|-------------------|---|-------------------------|
| ROBBIE CALVO      | ) |                         |
|                   | ) |                         |
| Opposer,          | ) |                         |
|                   | ) |                         |
| v.                | ) | Opposition No. 91183877 |
|                   | ) |                         |
| SHEILAH C. GRIGGS | ) |                         |
|                   | ) |                         |
| Applicant.        | ) |                         |

**APPLICANT’S MOTION TO DISMISS**

Applicant Sheilah C. Griggs (“Applicant”) moves the Board to dismiss the above-captioned opposition for failure to prosecute for failing to serve the initial disclosures required by the Board’s May 3, 2008 Scheduling Order.

Until now, Applicant has been *pro se* while Robbie Calvo (“Opposer”) has been represented by counsel. However, Opposer has failed to meet the requirements of the Board’s Scheduling Order. Pursuant to the May 3, 2008 Order, initial disclosures should have been served by August 11, 2009. No such initial disclosures have been served.

Opposer continues to disregard the deadlines for the Scheduling Order by serving discovery on January 23, 2009, two weeks after the deadline for discovery set in the Order.

It is and always has been the responsibility of the party in the position of the plaintiff to make the initial disclosures. Therefore, Opposer’s argument that Applicant



**01-30-2009**

was just as well suited to do these things, because Opposer failed to, is not genuine especially considering that Applicant was *pro se*. If an Opposer fails to abide by the terms of the Scheduling order, the case should be dismissed.

For these reasons, Applicant respectfully requests that the above-captioned matter be dismissed and that its Application to register be passed along for registration.

Respectfully submitted,



---

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Edward D. Lanquist, Jr.

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Attorney At Law  
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Attorney for Opposer



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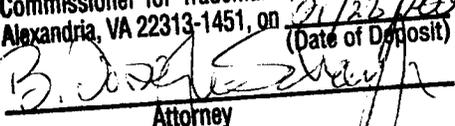
Edward D. Lanquist, Jr.

**TTAB**

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

Applicant : McAfee Heating & Air Conditioning, Inc.  
Serial No. : 77159259  
Filing Date : April 18, 2007  
Docket No. : MCF0007TA (35607.7)  
Mark : 1-800-AIR-REPAIR  
Class : 037  
Examining Attorney : Mark Rademacher  
Law Office : 114

APPEAL BRIEF

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01-30-2009

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ARGUMENT

A. Introduction

Applicant's mark is 1-800-AIR-REPAIR for installation and repair services relating to heating systems, air cleaning systems, air filtration systems, air cooling systems, dehumidifying systems; duct cleaning services and carpet cleaning services. The Examining Attorney has determined that Applicant's mark is merely descriptive. Applicant disagrees, and respectfully requests that the rejection be withdrawn and that the mark be approved for publication.

B. Applicant's Mark is Suggestive and Not Merely Descriptive

The Examining Attorney's position is that "1-800-AIR-REPAIR merely describes a feature or function of applicant's installation and repair services relating to heating systems, air cleaning systems, air filtration systems, air cooling systems, dehumidifying systems and duct cleaning systems." The Examining Attorney asserts that the term "air" in Applicant's mark is synonymous with "air conditioning" and that the mark immediately informs consumers that Applicant's services are repair of air conditioning and/or air handling systems and duct work.

Applicant submits that 1-800-AIR-REPAIR is not merely descriptive.

“A descriptive term is one that directly and immediately conveys some knowledge of the characteristics of a product or service.” 2 J.T. McCarthy, *McCarthy on Trademarks and Unfair Competition* §11.16, pg. 22-23 (4<sup>th</sup> ed. 2006). Conversely, a mark is suggestive when it requires “the buyer to use thought, imagination, or perception to connect the mark with the goods.”

Education Development Corp. v. The Economy Co., 195 USPQ 482, 484 (10th Cir. 1977).

When the information given by a mark is indirect or vague, it is indicative that the term is used in a suggestive manner. 2 J.T. McCarthy, §11.19, pg. 30. Further, when analyzing whether a mark is suggestive or merely descriptive, the mark is to be viewed in its entirety, and not dissected into individual words. In re Ada Milling Co., 98 USPQ 267, 269 (C.C.P.A.1953).

When viewed in its entirety, Applicant’s mark is suggestive. The wording AIR-REPAIR in Applicant’s mark conjures up the notion of “repair of the air,” a concept which does not describe Applicant’s services. Applicant repairs systems that modify the air, not the air itself. The designation AIR-REPAIR does not immediately convey information about Applicant’s services, but, as stated in Education Development Corp., 195 USPQ at 484, requires “the buyer to use thought, imagination or perception” to connect Applicant’s mark with Applicant’s services.

In Airco, Inc. v. Air Products and Chemicals, Inc., 196 USPQ 832, 835 (TTAB 1977), the Board determined that a comparable mark, AIR-CARE, was not merely descriptive:

The mark “AIR-CARE” is, moreover, not merely descriptive as applied to applicant’s services. The literal meaning of the mark, namely, “care of the air,” may, through an exercise of mental gymnastics and extrapolation suggest or hint

at the nature of applicant's services, but it does not, in any clear or precise way, serve merely to describe applicant's preventative maintenance services directed to a scheduled maintenance program for hospital and medical anesthesia and inhalation therapy equipment and the like.

Applying the Board's analysis to AIR-REPAIR, the literal meaning of this element of Applicant's mark, "repair of the air," requires "an exercise of mental gymnastics and extrapolation" to determine the nature of Applicant's services. AIR-REPAIR does not merely describe the installation and repair of heating, cleaning, cooling, filtration or dehumidifying services as well as duct and carpet cleaning services. Thus, AIR-REPAIR is not merely descriptive, but suggestive, and therefore, entitled to registration.

In In re Colonial Stores, Inc., 157 USPQ 382 (C.C.P.A. 1968), the Court of Customs and Patent Appeals considered whether the mark "Sugar & Spice" for bakery goods was merely descriptive. The Court determined that it was not, stating:

As appellant concedes, the terms "sugar" and "spice" used *individually* are well known and well understood by the purchasing public. However, when combined and used on bakery goods, we think they may function as an indication of more than a mere description of the ingredients of the goods on which the mark is used, and on the record made below, are not "merely descriptive" of such goods within the meaning of section 2. On the record below, the mark clearly does not tell the potential purchaser *only* what the goods are, their function, their characteristics or their use, or, of prime concern here, their ingredients.

Id. at 385. (Emphasis in original).

Like the terms "sugar" and "spice", the terms "air" and "repair" are individually well known and well understood. As the Court noted however, terms that individually are merely

descriptive can be suggestive when combined. Like "Sugar & Spice," the combination AIR-REPAIR functions differently and has a different connotation; the combination AIR-REPAIR is suggestive, not merely descriptive. Furthermore, like "Sugar & Spice," AIR-REPAIR does not tell a potential customer only what the ingredients are or what services are provided.

1-800-AIR-REPAIR also features rhyme which further distinguishes Applicant's mark. The use of rhyme in Applicant's mark presents a catchy phrase that consumers are more apt to remember. *See In re David Crystal, Inc.*, 145 USPQ 95 (TTAB 1965), in which the Board viewed alliteration as one element that helped elevate a mark to the suggestive category.

C. Applicant's Mark Must be Viewed in its Entirety

A mark is to be "viewed in its entirety, and not dissected into individual words." The Examining Attorney provided several definitions of the word "air" in support of his assertion that "air," when viewed alone, is synonymous with "air conditioning." *See In re Ada Milling Co.*, 98 USPQ 267, 269. Submitted herewith as Exhibit App 1 are additional dictionary definitions of "air" and "air conditioning" from the <dictionary.com> web site and from print dictionaries published in 1983 and 2002. The definition of "air" upon which the Examining Attorney relies appears in at least two of the online versions, but, interestingly, not in the print versions. One of the other on-line definitions lists "air conditioning" but describes the usage as "informal."

Applicant contends that the term "air" is properly considered an abbreviation of "air conditioning" rather than a synonym thereof. 1-800-AIR-REPAIR does not immediately convey the concept of a toll-free telephone number for an air conditioning business. To get there, consumers must take the mental steps of recognizing that "air" has a dual meaning, and

translating that term into "air conditioning." These are the kinds of mental gymnastics that distinguish a suggestive mark from a descriptive mark.

D. Applicant's Prior Registration REPAIR YOUR AIR

Applicant is the owner of a prior registration on the Principal Register for REPAIR YOUR AIR, Reg. No. 2,963,841, issued June 28, 2005, for installation and repair services relating to heating systems, air cleaning systems, air filtration systems, air cooling systems, dehumidifying systems, duct cleaning services and carpet cleaning services. One of the presumptions accorded to a mark registered on the Principal Register (like REPAIR YOUR AIR) is that the registered mark is distinctive. Applicant respectfully submits that the mark in the instant application, 1-800-AIR-REPAIR, is analogous to Applicant's previously registered mark, and is no less entitled to registration on the Principal Register. The commercial impression conveyed by REPAIR YOUR AIR is indistinguishable from that conveyed by AIR-REPAIR. Printouts of the electronic records for this registration are attached as Exhibit App 2.

Applicant submits that the inherent distinctiveness and protectability of the phrase AIR REPAIR is evidenced not only by the prior registration for Applicant's mark, REPAIR YOUR AIR, but also by prior registrations of several analogous marks, including the following:

AIR REPAIR ("AIR" disclaimed), Reg. No. 3,302,878, issued October 2, 2007, and presently owned by Doukas AG, of Kreuzlingen, Switzerland, for compressors, namely air compressors; compressors for machines; electric compressors; and vehicle pneumatic and hydraulic compressors; devices for sealing and pumping up tires, namely pumps for bicycles and vehicles; and patches for repairing inner tubes.

AIRREPAIR, Reg. No. 2,679,912, issued January 28, 2003, to American Polywater Corporation, of Stillwater, Minnesota, for kits containing sealer coatings for use in sealing leaks in lead sheath cable and splice enclosures.

AIR REPAIR (“AIR” disclaimed), Reg. No. 1,444,734, issued June 30, 1987, and presently owned by Ecolab Inc., of St. Paul, Minnesota, for air freshener and odor counteractant for institutional/commercial use.

AIR REPAIR and design, Reg. No. 3,425,265, issued May 13, 2008, to Visage Studio, Incorporated, of Burlingame, California, for non medicated personal care and beauty products to combat environmental stresses on the body, namely, skin spray, balm for the body and face, eye gel, and toner for the face.

Printouts of the electronic records for these references are attached as Exhibit App 3.

In the ‘878 and ‘912 registrations, AIR REPAIR is suggestive of equipment used in the repair of air leaks. In the ‘734 registration, AIR REPAIR is more immediately evocative of goods that have a beneficial effect on air quality. Finally, in the ‘265 registration, AIR REPAIR is suggestive of goods that ameliorate the effects of the environment, *i.e.*, airborne pollutants, on the skin. Applicant submits that its mark, 1-800-AIR-REPAIR, is no more descriptive than the marks identified above.

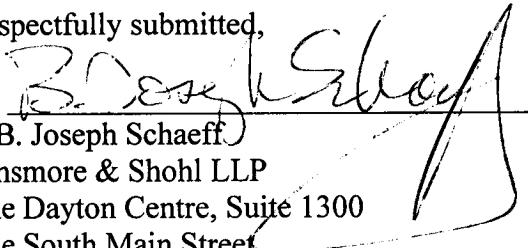
Applicant maintains that the commercial impression conveyed by the terminology AIR-REPAIR in its mark is “repair of the air.” Alternatively, prospective customers may consider the phrase AIR-REPAIR in Applicant’s mark as Applicant’s offer to “repair your air,” (*ie* REPAIR YOUR AIR, the mark registered under Applicant’s Reg. No. 2,963,841). If a prospective

customer considers AIR-REPAIR to mean “air-conditioning repair,” as the Examining Attorney contends, that customer still has to translate “air” into “air-conditioning.” This is “an exercise of mental gymnastics and extrapolation” and elevates Applicant’s mark into the suggestive category. See In re Ada Milling Co., 98 USPQ at 269.

E. Conclusion

In conclusion, Applicant's mark is not merely descriptive. Applicant respectfully requests that its appeal be granted and that its mark be approved for publication.

Respectfully submitted,

By 

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# EXHIBIT App 1



air

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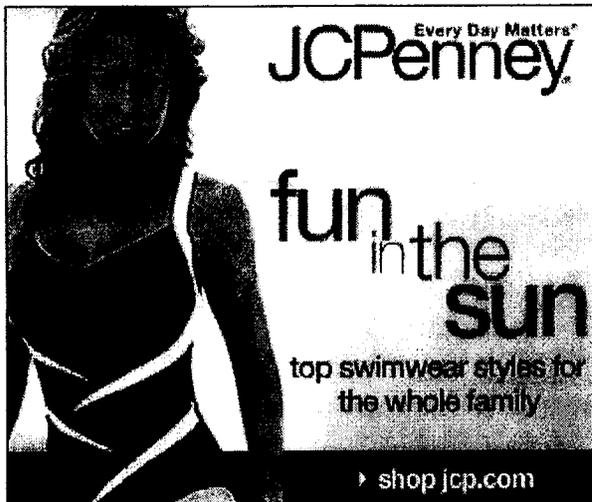
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[www.Southwest.com](http://www.Southwest.com)[Dictionary.com Unabridged \(v 1.1\) - Cite This Source - Share This](#)**air**<sup>1</sup>  [Audio Help](#) [\[air\] Pronunciation Key](#) - [Show IPA Pronunciation](#)*-noun*

1. a mixture of nitrogen, oxygen, and minute amounts of other gases that surrounds the earth and forms its atmosphere.
2. a stir in the atmosphere; a light breeze.
3. overhead space; sky: *The planes filled the air.*
4. circulation; publication; publicity: *to give air to one's theories.*
5. the general character or complexion of anything; appearance: *His early work had an air of freshness and originality.*
6. the peculiar look, appearance, and bearing of a person: *There is an air of mystery about him.*
7. airs, affected or unnatural manner; manifestation of pride or vanity; assumed haughtiness: *He acquired airs that were insufferable to his friends.*
8. *Music.*
  - a. a tune; melody.
  - b. the soprano or treble part.
  - c. an aria.
  - d. Also, ayre. an Elizabethan art song.
9. aircraft as a means of transportation: *to arrive by air; to ship goods by air.*
10. *Informal.* air conditioning or an air-conditioning system: *The price includes tires, radio, and air.*
11. *Radio.* the medium through which radio waves are transmitted



pen air;  
bedrooms

notice;

by out);  
ut.

-adjective

18. operating by means of air pressure or by acting upon air: *an air drill; an air pump.*
19. of or pertaining to aircraft or to aviation: *air industry.*
20. taking place in the air; aerial: *air war.*
- Idioms
21. **clear the air**, to eliminate dissension, ambiguity, or tension from a discussion, situation, etc.: *The staff meeting was intended to help clear the air.*
22. **get the air**, *Informal.*
  - a. to be rejected, as by a lover.
  - b. to be dismissed, as by an employer: *He had worked only a few days when he got the air.*
23. **give (someone) the air**, *Informal.*
  - a. to reject, as a lover: *He was bitter because she gave him the air.*
  - b. to dismiss, as an employee.
24. **in the air**, in circulation; current: *There's a rumor in the air that we're moving to a new location.*
25. **into thin air**, completely out of sight or reach: *He vanished into thin air.*
26. **off the air**,
  - a. not broadcasting: *The station goes off the air at midnight.*
  - b. not broadcast; out of operation as a broadcast: *The program went off the air years ago.*
  - c. (of a computer) not in operation.
27. **on the air**,
  - a. in the act of broadcasting; being broadcast: *The program will be going on the air in a few seconds.*
  - b. (of a computer) in operation.

- 28. put on airs, to assume an affected or haughty manner: *As their fortune increased, they began to put on airs.*
- 29. take the air,
  - a. to go out-of-doors; take a short walk or ride.
  - b. *Slang.* to leave, esp. hurriedly.
  - c. to begin broadcasting.
- 30. up in the air,
  - a. Also, in the air. undecided or unsettled: *The contract is still up in the air.*
  - b. *Informal.* angry; perturbed: *There is no need to get up in the air over a simple mistake.*
- 31. walk or tread on air, to feel very happy; be elated.

[Origin: 1150-1200; ME *eir* < OF *air* < L *āēr-* (acc. *āerem*) < Gk *āēr-* (s. of *āērōn*) the lower atmosphere; conflated with (esp. for defs. 4 and 5) F *air*, OF *aire* nature, character < L *ager* field (cf. ACRE) and *ārea* threshing floor, clearing, AREA; and with (for def. 7) F *air* < It *aria* ARIA]

—*Related forms*  
airlike, *adjective*

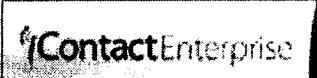
—*Synonyms* 2. See WIND<sup>1</sup>. 5, 6. impression, aspect. 6. aura, demeanor, attitude. See MANNER<sup>1</sup>.

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air<sup>2</sup>  Audio Help [air] Pronunciation Key - Show IPA  
Pronunciation *Scot.*

-adjective

1. EARLY.

-adverb

2. *Obsolete.* before; previously.

[Origin: see ERE]

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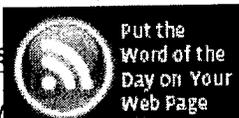
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Pronunciation

-noun

a region in N Niger, in the Sahara: low massif and oases. ab. 30,000 sq. mi. (77,700 sq. km).

Also called As



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artist-in-residence.

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air  [Audio Help](#) (âr) [Pronunciation Key](#)

n.

- a. A colorless, odorless, tasteless, gaseous mixture, mainly nitrogen (approximately 78 percent) and oxygen (approximately 21 percent) with lesser amounts of argon, carbon dioxide, hydrogen, neon, helium, and other gases.
  - b. This mixture with varying amounts of moisture and particulate matter, enveloping the earth; the atmosphere.
  - c. The sky; the firmament.
  - d. A giant void; nothingness: *The money vanished into thin air.*
  - e. Public utterance; vent: *gave air to their grievances.*
  - f. The electronic broadcast media: "*often ridiculed . . . extremist groups on air*" (*Christian Science Monitor*).
  - g. A melody or tune, especially in the soprano or tenor range.
  - h. A solo with or without accompaniment.
- 2.
- a. The sky; the firmament.
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  - e. A melody or tune, especially in the soprano or tenor range.
  - f. A solo with or without accompaniment.
3. An atmospheric movement; a breeze or wind.
4. Aircraft: *send troops to Europe by air.*
- 5.
- a. Public utterance; vent: *gave air to their grievances.*
  - b. The electronic broadcast media: "*often ridiculed . . . extremist groups on air*" (*Christian Science Monitor*).
  - c. A melody or tune, especially in the soprano or tenor range.
  - d. A solo with or without accompaniment.
6. A peculiar or characteristic impression; an aura.
7. Personal bearing, appearance, or manner; mien.

9. *Music*
  - a. A melody or tune, especially in the soprano or tenor range.
  - b. A solo with or without accompaniment.
10. Air conditioning.
11. *Archaic* Breath.

## v. aired, air·ing, airs

v. *tr.*

1. To expose so that air can dry, cool, or freshen; ventilate.
2. To give vent to publicly: *airing my pet peeves*. See *Synonyms at vent*<sup>1</sup>.
3. To broadcast on television or radio: "*The ad was submitted to CBS . . . which accepted and aired it*" (*New York*).

v. *intr.*

To be broadcast on television or radio: "*tidbits that will air on tonight's 6 o'clock news*" (*Terry Ann Knopf*).

## adj.

1. Of or relating to the air or the movement of air: *an air tube*.
2. Existing or living in the air; aerial.
3. Powered by compressed air: *an air horn*.
4. Containing or inflated by air.
5. Of or relating to aircraft or aeronautics.
6. Of or relating to the broadcast or transmission of radio or television signals.
7. Imaginary or unreal: "*The guy had just hit it big . . . after ten years of eating air sandwiches*" (*Jonathan Kellerman*).

[Partly from Middle English *air*, *gas*, *atmosphere* (from Old French, from Latin *āēr*, from Greek; see *wer-*<sup>1</sup> in Indo-European roots) and partly from French *air*, *nature*, *quality*, *place of origin* (from Latin *ager*, *place*, *field*; see *agriculture*, and Latin *ārea*, *open space*, *threshing floor*, see *area*). N., sense 9, from French *air*, *tune*, from Italian *aria*; see *aria*.]

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air (1)

c.1300, "invisible gases that make up the atmosphere," from O.Fr. *air*, from L. *ærem* (nom. *ær*), from Gk. *aer* (gen. *æros*) "air" (related to *aenai* "to blow, breathe"), of unknown origin, possibly from a base *\*awer-* and thus related to *aeirein* "to raise" and *arteria* "windpipe, artery" (see *aorta*), on notion of "lifting, that which rises." In Homer mostly "thick air, mist;" later "air" as one of the four elements. Words for "air" in Indo-European languages tend to be associated with wind, brightness, sky. Replaced native *lyft*, *luft* (see *loft*). The verb meaning "to expose to open air" is first recorded 1530. Broadcasting sense (e.g. *on the air*) first recorded 1927. *Air-conditioning* first attested 1909, originally an industrial process; main modern use in residences and office buildings is from 1930s. *Air-freshener* first attested 1949. *Air-tight* "impervious to air" is from 1760; fig. sense of "incontrovertible" (of arguments, alabis, etc.) is from 1929. *Airmail* is from 1913; *airport* first attested 1919; *Airhead* "empty-headed person" first recorded 1972. *Airily* is from 1766. To *give (someone) the air* "dismiss" is from 1900.

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air (2)

"assumed manner, affected appearance," 1660 (esp. in phrase *put on airs*, 1781), perhaps via Fr. *air*, from L. *ager* "place, field" (see *acre*) on notion of "place of origin." *Air* in the sense of "manner, appearance" (e.g. *an air of mystery*) is attested in Eng. from 1596, an independent adoption of Fr. *air*, which had acquired this sense.

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air (3)

"melody, tune," 1590, from It. *aria* (see *aria*).

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## air

*noun*

1. a mixture of gases (especially oxygen) required for breathing; the stuff that the wind consists of; "air pollution"; "a smell of chemicals in the air"; "open a window and let in some air"; "I need some fresh air"
2. the region above the ground; "her hand stopped in mid air"; "he threw the ball into the air"
3. a distinctive but intangible quality surrounding a person or thing; "an air of mystery"; "the house had a neglected air"; "an atmosphere of defeat pervaded the candidate's headquarters"; "the place had an aura of romance"
4. a slight wind (usually refreshing); "the breeze was cooled by the lake"; "as he waited he could feel the air on his neck" [syn: breeze]
5. the mass of air surrounding the Earth; "there was great heat as the comet entered the atmosphere"; "it was exposed to the air" [syn: atmosphere]
6. once thought to be one of four elements composing the universe (Empedocles)
7. a succession of notes forming a distinctive sequence; "she was humming an air from Beethoven" [syn: tune]
8. medium for radio and television broadcasting; "the program was on the air from 9 til midnight"; "the president used the airwaves to take his message to the people"
9. travel via aircraft; "air travel involves too much waiting in airports"; "if you've time to spare go by air" [syn: air travel]

*verb*

1. expose to fresh air; "aerate your old sneakers" [syn: air out]
2. be broadcast; "This show will air Saturdays at 2 P.M."
3. broadcast over the airwaves, as in radio or television; "We cannot air this X-rated song"
4. make public; "She aired her opinions on welfare" [syn: publicize]
5. expose to warm or heated air, so as to dry; "Air linen"
6. expose to cool or cold air so as to cool or freshen; "air the old winter clothes"; "air out the smoke-filled rooms" [syn: vent]

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air

breath of fresh air; castles in the air; clear the air; give someone the air; hot air; in the air; into (out of) thin air; nose in the air; off the air; put on airs; up in the air; walk on air; wash (air) one's dirty linen.

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air<sup>1</sup> [eə] *noun*

the mixture of gases we breathe; the atmosphere

Example: *Mountain air is pure.*

Arabic: هواء

Japanese: 空気

Chinese (Simplified): 空氣

Korean: 공기

Chinese (Traditional): 空氣

Latvian: gaiss

Czech: vzduch

Lithuanian: oras

Danish: luft

Norwegian: luft

Dutch: lucht

Polish: powietrze

Estonian: õhk

Portuguese (Brazil): ar

Finnish: ilma

Portuguese (Portugal): ar

French: air

Romanian: aer

German: die Luft

Russian: воздух

Greek: αέρας

Slovak: vzduch

Hungarian: levegő

Slovenian: zrak

Icelandic: loft,  
andrúmsloft

Spanish: aire

Indonesian: hawa

Swedish: luft

Italian: aria

Turkish: hava

air<sup>2</sup> [eə] *noun*

the space above the ground; the sky

Example: *Birds fly through the air.*

Arabic: جو

Japanese: 空中

Chinese (Simplified): 天空

Korean: 공중, 하늘

Chinese (Traditional): 天空

Latvian: gaiss

Czech: obloha

Lithuanian: oras

Danish: luft

Norwegian: luft

Dutch: lucht

Polish: powietrze

Estonian: õhk

Portuguese (Brazil): ar

Finnish: ilma

Portuguese (Portugal): ar

French: air(s)

Romanian: aer

|                          |                               |
|--------------------------|-------------------------------|
| <i>Greek:</i> αἰθέρες    | пространство;<br>небо         |
| <i>Hungarian:</i> ég     |                               |
| <i>Icelandic:</i> loft   | <i>Slovak:</i> obloha         |
| <i>Indonesian:</i> udara | <i>Slovenian:</i> zrak, nebo  |
| <i>Italian:</i> aria     | <i>Spanish:</i> aire          |
|                          | <i>Swedish:</i> luften        |
|                          | <i>Turkish:</i> hava, gökyüzü |

air<sup>3</sup> [eə] *noun*

appearance

Example: *The house had an air of neglect.*

|  |  |
|--|--|
| <i>Arabic:</i> مظهر خارجي  | <i>Japanese:</i> 様子                                |
| <i>Chinese (Simplified):</i> 外觀                                      | <i>Korean:</i> 외관                                  |
| <i>Chinese (Traditional):</i> 外觀                                     | <i>Latvian:</i> izskats                            |
| <i>Czech:</i> vzhled   | <i>Lithuanian:</i> išvaizda,<br>išorė              |
| <i>Danish:</i> præg;<br>udseende                                     | <i>Norwegian:</i> preg,<br>utseende,<br>mine       |
| <i>Dutch:</i> voorkomen  | <i>Polish:</i> wygląd,<br>wrażenie                 |
| <i>Estonian:</i> ilme  | <i>Portuguese (Brazil):</i> ar                     |
| <i>Finnish:</i> leima  | <i>Portuguese (Portugal):</i> ar                   |
| <i>French:</i> air   | <i>Romanian:</i> aer,<br>înfățișare<br>(exterioră) |
| <i>German:</i> die<br>Atmosphäre                                     | <i>Russian:</i> внешний<br>вид                     |
| <i>Greek:</i> η γενική<br>αίσθηση<br>που δίνει<br>κτ.,<br>ατμόσφαιρα | <i>Slovak:</i> vzhl'ad                             |
| <i>Hungarian:</i> külső  | <i>Slovenian:</i> videz                            |
| <i>Icelandic:</i> svip,<br>yfirbragð                                 | <i>Spanish:</i> aspecto                            |
| <i>Indonesian:</i> udara   | <i>Swedish:</i> utseende,<br>prägel                |
| <i>Italian:</i> aria   | <i>Turkish:</i> görüntü                            |

air<sup>4</sup> [eə] *noun*

a tune

Example: *She played a simple air on the piano.*

|                                  |                                       |
|----------------------------------|---------------------------------------|
| <i>Arabic:</i> نغمه، لحن         | <i>Japanese:</i> メロディ                 |
| <i>Chinese (Simplified):</i> 曲調  | <i>Korean:</i> 곡조                     |
| <i>Chinese (Traditional):</i> 曲調 | <i>Latvian:</i> ārija;<br>melodija    |
| <i>Czech:</i> melodie            | <i>Lithuanian:</i> arija,<br>melodija |
| <i>Danish:</i> melodi            | <i>Norwegian:</i> melodi              |
| <i>Dutch:</i> melodie            |                                       |
| <i>Estonian:</i> viie            |                                       |

|  |                                      |
|--|--------------------------------------|
| <i>Finnish:</i> sävelmä                      | <i>Polish:</i> aria,<br>melodia      |
| <i>French:</i> air                           |                                      |
| <i>German:</i> die<br>Melodie                | <i>Portuguese (Brazil):</i> melodia  |
| <i>Greek:</i> μουσικός<br>σκοπός,<br>μελωδία | <i>Portuguese (Portugal):</i> música |
| <i>Hungarian:</i> dal                        | <i>Romanian:</i> arie                |
| <i>Icelandic:</i> lag                        | <i>Russian:</i> мотив,<br>мелодия    |
| <i>Indonesian:</i> lagu                      | <i>Slovak:</i> melódia               |
| <i>Italian:</i> aria                         | <i>Slovenian:</i> melodija           |
|  | <i>Spanish:</i> aire                 |
|  | <i>Swedish:</i> melodi               |
|  | <i>Turkish:</i> melodi               |

**air<sup>1</sup>** [eə] *verb*

to expose to the air in order to dry or make more fresh  
etc

Example: *to air linen*

|  |   |
|--|---|
| <i>Arabic:</i> يُعْرَضُ لِلْهَوَاءِ، يُهَوِّي  | <i>Japanese:</i> 空気にさらす                         |
| <i>Chinese (Simplified):</i> 晾                 | <i>Korean:</i> 마르다; 바람에<br>쐬다                   |
| <i>Chinese (Traditional):</i> 晾                | <i>Latvian:</i> vēdināt                         |
| <i>Czech:</i> sušit (na<br>vzduchu);<br>větrat | <i>Lithuanian:</i> (iš)vėdinti                  |
| <i>Danish:</i> lufte                           | <i>Norwegian:</i> lufte                         |
| <i>Dutch:</i> luchten                          | <i>Polish:</i> wietrzyć                         |
| <i>Estonian:</i> tuulutama                     | <i>Portuguese (Brazil):</i> arejar              |
| <i>Finnish:</i> tuulettaa                      | <i>Portuguese (Portugal):</i> arejar            |
| <i>French:</i> aérer                           | <i>Romanian:</i> a aerisi                       |
| <i>German:</i> lüften                          | <i>Russian:</i> сушить;<br>проветривать         |
| <i>Greek:</i> αεριζω                           | <i>Slovak:</i> sušiť (na<br>vzduchu),<br>vetrať |
| <i>Hungarian:</i> szellőztet                   | <i>Slovenian:</i> prezračiti                    |
| <i>Icelandic:</i> viðra                        | <i>Spanish:</i> airear, ventilar                |
| <i>Indonesian:</i> menganginkan                | <i>Swedish:</i> vädra                           |
| <i>Italian:</i> aerare,<br>arieggiare          | <i>Turkish:</i> havalandırmak                   |

**air<sup>2</sup>** [eə] *verb*

to make known

Example: *He loved to air his opinions.*

|  |                               |
|--|-------------------------------|
| <i>Arabic:</i> يُعْتَبَرُ عَنْ آرَاءِهِ، يُعْلِن | <i>Japanese:</i> 吹聴する         |
| <i>Chinese (Simplified):</i> 使公開                 | <i>Korean:</i> 떠벌리다           |
| <i>Chinese (Traditional):</i> 使公開                | <i>Latvian:</i> klāstīt       |
| <i>Czech:</i> prohlašovat,                       | <i>Lithuanian:</i> apskelbti, |

|                                 |  |
|---------------------------------|--|
| <i>Danish:</i> luft             | <i>Norwegian:</i> luft, slå<br>frampå                |
| <i>Dutch:</i> bekendmaken       | <i>Polish:</i> ogłaszać,<br>głosić                   |
| <i>Estonian:</i> ilmutama       | <i>Portuguese (Brazil):</i> divulgar                 |
| <i>Finnish:</i> ilmaista        | <i>Portuguese (Portugal):</i> divulgar               |
| <i>French:</i> exprimer         | <i>Romanian:</i> a exprima                           |
| <i>German:</i> kundtun          | <i>Russian:</i> выставлять<br>напоказ                |
| <i>Greek:</i> εκθέτω<br>δημόσια | <i>Slovak:</i> vyhlasovať,<br>vystavovať<br>na obdiv |
| <i>Hungarian:</i> kimond        | <i>Slovenian:</i> izražati                           |
| <i>Icelandic:</i> láta í ljós   | <i>Spanish:</i> airear                               |
| <i>Indonesian:</i> menyatakan   | <i>Swedish:</i> vädra, ge<br>luft åt                 |
| <i>Italian:</i> esprimere       | <i>Turkish:</i> dile<br>getirmek,<br>bildirmek       |

*See also:* air force, air hostess, air letter, aircraft carrier, air pollution, air-gun, air-lock, air-pump, air-raid, airbag, airborne, aircraft, airfield, airily, airing, airless, airlift, airline, airliner, airmail, airman, airplane, airport, airship, airtight, airway, airy, air-conditioned, air-conditioner, air-conditioning, on the air, put on airs / give oneself airs

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air  [Audio Help](#) (âr) [Pronunciation Key](#)

The colorless, odorless, tasteless mixture of gases that surrounds the Earth. Air consists of about 78 percent nitrogen and 21 percent oxygen, with the remaining part made up mainly of argon, carbon dioxide, neon, helium, methane, and krypton in decreasing order of volume. Air also contains varying amounts of water vapor, particulate matter such as dust and soot, and chemical pollutants.

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**AIR standard**

A future infrared standard from IrDA. AIR will provide in-room multipoint to multipoint connectivity. AIR supports a data rate of 4 Mbps at a distance of 4 metres, and 250 Kbps at up to 8 metres. It is designed for cordless connections to multiple peripherals and meeting room collaboration applications.

See also IrDA Data and IrDA Control  
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**Grissom Air Forc, IN Zip code(s): 46971**

**Fairchild Air Fo, WA Zip code(s): 99011**

**Bel Air South, MD (CDP, FIPS 5950) Location: 39.50403 N, 76.31810 W**

**Population (1990): 26421 (10296 housing units)**

**Area: 41.0 sq km (land), 0.0 sq km (water)**

**Bel Air North, MD (CDP, FIPS 5825) Location: 39.55353 N, 76.37365 W**

**Population (1990): 14880 (5116 housing units)**

**Area: 42.6 sq km (land), 0.0 sq km (water)**

**Air Force Academy, CO (CDP, FIPS 870) Location: 38.99045 N, 104.86014 W**

**Population (1990): 9062 (1280 housing units)**

**Area: 26.0 sq km (land), 0.0 sq km (water)**

**Hill Air Force B, UT Zip code(s): 84056**

**Bel Air, MD (town, FIPS 5550) Location: 39.53460 N, 76.34691 W**

**Population (1990): 8860 (3860 housing units)**

**Area: 6.7 sq km (land), 0.0 sq km (water)**

**Zip code(s): 21014, 21015**

**Bon Air, VA (CDP, FIPS 8472) Location: 37.51980 N, 77.56906 W**

Area: 22.9 sq km (land), 0.1 sq km (water)  
 Zip code(s): 23235

**Bon Air, AL (town, FIPS 8248)** Location: 33.26132 N,  
 86.33805 W  
 Population (1990): 91 (44 housing units)  
 Area: 0.7 sq km (land), 0.0 sq km (water)

**Cresaptown-Bel Air, MD (CDP, FIPS 20530)** Location:  
 39.58819 N, 78.85886 W  
 Population (1990): 4586 (1847 housing units)  
 Area: 19.3 sq km (land), 0.0 sq km (water)

*U.S. Gazetteer, U.S. Census Bureau*

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**Air**

A<sup>["e]r\*ate\</sup>, v. t. [imp. & p. p. A<sup>["e]rated</sup>; p. pr. & vb. n. A<sup>["e]rating</sup>.] [Cf. F. a<sup>["e]rer</sup>. See Air, v. t.]

1. To combine or charge with gas; usually with carbonic acid gas, formerly called fixed air.

His sparkling sallies bubbled up as from a<sup>["e]rated</sup> natural fountains. --Carlyle.

2. To supply or impregnate with common air; as, to a<sup>["e]rate</sup> soil; to a<sup>["e]rate</sup> water.

3. (Physiol.) To expose to the chemical action of air; to oxygenate (the blood) by respiration; to arterialize.

A<sup>["e]rated</sup> bread, bread raised by charging dough with carbonic acid gas, instead of generating the gas in the dough by fermentation.

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**Air**

A<sup>["e]ri\*al\</sup>, a. [L. a<sup>["e]rius</sup>. See Air.]

1. Of or pertaining to the air, or atmosphere; inhabiting or frequenting the air; produced by or found in the air; performed in the air; as, a<sup>["e]rial</sup> regions or currents. "A<sup>["e]rial spirits." --Milton. "A<sup>["e]rial voyages." --Darwin.</sup></sup>

nature of air. Hence: Unsubstantial; unreal.

3. Rising aloft in air; high; lofty; as, a[<sup>h</sup>e]rial spires.

4. Growing, forming, or existing in the air, as opposed to growing or existing in earth or water, or underground; as, a[<sup>h</sup>e]rial rootlets, a[<sup>h</sup>e]rial plants. --Gray.

5. Light as air; ethereal.

A[<sup>h</sup>e]rial acid, carbonic acid. [Obs.] --Ure.

A[<sup>h</sup>e]rial perspective. See Perspective.

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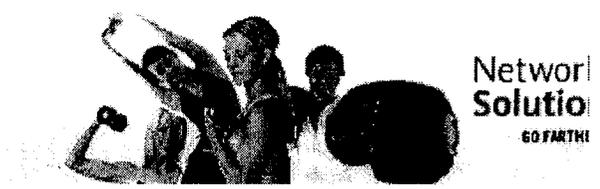


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**air-con·di·tion**  Audio Help [air-kuh n-dish-uh n]

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-verb (used with object)

1. to furnish with an air-conditioning system.
2. to treat (air) with such a system.

[Origin: 1930-35]

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 mos, an overseer  
 field, and nomos,  
 manage.] the art  
 ion; the manage-  
 roping.  
 gros, field, and  
 plants of several  
 non corn cockle.  
 grass.) a genus of  
 who writes about  
 ð-graph'ic-āl, a.  
 rōstis, grass, and  
 write.) a descrip-  
 g'ic-āl, a. per-  
 st in agrostology;  
 stis, grass, and  
 of botany which  
 o the ground, as  
 or onto a beach,  
 impeded by in-  
 dment.  
 from agrypnios,  
 it, and hypnos.  
 ia.  
 ypnos, sleepless,  
 without actual  
 sleep.  
 any agency or  
 sleep.  
 e.] a large, vora-  
 Bufo marinus,  
 South America.  
 il tree bearing a  
 do.  
 Am.] the gag, a  
 reefs.  
 [Sp., contraction  
 water; L. aqua,  
 in and Portugal,  
 es.  
 liquor, especially  
 western United  
 plied to inferior  
 agu, f. ague; L.  
 ; L. febris acuta,  
 3.  
 ial, marked by  
 aguing, ppr. to  
 t with an ague.  
 and hardening  
 of intermittent  
 ague; shivering  
 t; moon, book;

ā'gūe drop, Fowler's solution.  
 ā'gūe fit, a paroxysm of cold, or shivering;  
 chilliness.  
 ā'gūe grās, in botany, the colicroot, *Aletris  
 farinosa*; star grass: it is of the bloodwort  
 family.  
 ā'gūe root, same as *ague grass*.  
 ā'gūe spell, a charm or spell supposed to cure  
 or prevent ague.  
 ā'gūe tree, the saffras. [Obs.]  
 ā'gūe weed, 1. thoroughwort, or boneset,  
*Eupatorium perfoliatum*.  
 2. the stiff gentian, *Gentiana quinqueflora*.  
 ā'gūll' (-gilt'), v.t. to be guilty of; to sin  
 against; to offend; to wrong. [Obs.]  
 ā'gūll' (-gilt'), v.i. to be guilty; to sin;  
 to offend: followed by *with, against, to*. [Obs.]  
 ā'gūiše' (-giz'), v.t. to dress; to adorn. [Obs.]  
 ā'gūiše', n. dress. [Obs.]  
 ā'gū-ish, a. 1. chilly; somewhat cold or shiv-  
 ering; also, having the qualities of an ague.  
 2. of or productive of ague; as, an *aguish*  
 district.  
 3. subject to ague.  
 ā'gū-ish-ly, adv. in the manner of ague, or of  
 a person affected by ague.  
 ā'gū-ish-ness, n. chilliness; the quality of be-  
 ing aguish.  
 ā'gū-jā (-hā), n. [Sp., literally, needle.]  
 1. the spearfish of the West Indies.  
 2. a large, voracious garfish, *Tylosurus fo-*  
*diator*.  
 ā'gūsh', adv. and a. in a gushing state.  
 ag'y-nā-ry, a. [Gr. a priv., and *gynē*, woman.]  
 in botany, without female organs: said of  
 flowers.  
 ag'y-nous, a. same as *agynary*.  
 ā'gū-rāte, a. [L. *agyratus*, pp. of *agyrare*; Gr.  
 a priv., and *gyros*, circle.] in botany, without  
 whorls.  
 āh, interj. [ME. *a*; OFr. *ah*; G. *ach*; L. *ah*;  
 Gr. *a*.] an exclamation expressive of surprise,  
 pity, complaint, contempt, dislike, joy, ex-  
 ultation, etc., according to the manner of  
 utterance.  
 ā-hā', interj. an exclamation expressing trium-  
 ph, contempt, simple surprise, etc., often  
 mixed with irony or mockery.  
 ā-hā', n. a sunk fence: more commonly called  
*ha-ha*.  
 Ā-hab, n. [Heb., lit., father's brother.] in the  
 Bible, a wicked king of Israel, led astray by  
 his wife Jezebel. I Kings xvii, 22.  
 Ā-hāg'ū-ē-rus, n. [of Per. origin.] in the Bible,  
 either of two kings of the Medes and Per-  
 sians, especially the one who took Esther as  
 his wife. Est. i; Ez. iv, 6.  
 ā haute voix (ā ōt' vva'), [Fr., in high voice.]  
 aloud.  
 ā-head' (-ā-hed'), adv. and a. [a-, on, and *head*.]  
 1. further forward than another thing; in  
 front; originally, in nautical usage, further  
 forward than another ship, or on the point  
 to which the stem is directed, in opposition  
 to *astern*.  
 2. onward; forward; as, move *ahead*.  
 3. in advance.  
 4. headlong; without restraint; precipi-  
 tantly.  
*ahead of*, in advance of; before.  
*be ahead*; (a) to be winning or profiting; (b)  
 to have as a profit, benefit, or advantage.  
 [Colloq.]  
 ā-hēap', adv. in a heap.  
 ā-height' (-hit'), adv. aloft; on high. [Archaic.]  
 ā-hem', interj. a cough or similar noise in the  
 throat used to attract the attention of some-  
 one, give a warning, fill a pause, etc.  
 ā-high' (-hi'), adv. on high. [Obs.]  
 ā-him'āā, n. [Hind.] Gandhi's doctrine of  
 passive resistance.  
 ā-hit'ō-phen, ā-hit'ō-phen, n. [Heb.  
 'achithōphel, lit., brother is foolishness.] in the  
 Bible, a counselor of David, who joined with  
 Absalom in rebellion against him. II Sam. xv-  
 xviii; also *Achithophel*.  
 ā-hōld', adv. near the wind; as, to lay a ship  
*ahold*. [Obs.]  
 ā-horse', adv. and a. [a-, on, and *horse*.] on  
 horseback.  
 ā-hoy', interj. [interj. *a*, and *hoy*, var. of *hey*.]  
 in nautical usage, a call used in hauling a  
 person or a vessel; as, ship *ahoy*!  
 Āh'rī-mān, n. [Per. *Ahriman*; prob. from  
 Avestan *aira mainyu*, the evil (lit., hostile)  
 spirit.] in the Zoroastrian religion, the spirit  
 of evil. See *Ormazd*.  
 ā-hū, n. [Per. *āhū*, deer.] the Persian gazelle.  
 ā'hū-atle (ā'ō-atl), n. [Mex.] the eggs of a fly,  
 used as a food by Mexican Indians.

ā-hull', adv. in nautical usage, with the sails  
 furled and the helm lashed: applied to ships  
 in a storm.  
 ā-huŋ'gēred, a. hungry. [Archaic.]  
 Ā-hu-rā-Maz'dā, n. same as *Ormazd*.  
 ā-hyp'nī-ā, n. insomnia; sleeplessness.  
 al (i), interj. an exclamation of pain, sorrow,  
 pity, etc.  
 ā'ī, n.; pl. ā'ī's, [Braz. *ai, hai*, from the animal's  
 cry.] the three-toed South American sloth.  
 āi-āi'ā, āi-āi'āi, n. [Sp. Am.] 1. a species of  
*Platalea*, or spoonbill: called also the *roseate*  
*spoonbill*.  
 2. the American jabiru, genus *Mycteria*, of  
 Paraguay.  
 āi'blīng, ā'blīng, adv. [Scot.] perhaps.  
 Aich-met'al, a kind of gun metal.  
 āid, v.t.; aided, pt., pp.; aiding, ppr. [ME:  
*aiden*; OFr. *aider*; L. *adjutare*, freq. of *ad-*  
*juvare*, to help, assist; *ad*, to, and *juvare*, to  
 help.]  
 1. to help; to assist; to support, as by fur-  
 nishing strength or means to effect a purpose.  
 2. to forward; to facilitate.  
 3. in law, to correct (a fault) subsequently  
 in proceedings, so that it may be eliminated  
 from consideration.  
 Syn.—*abet, assist, help, relieve, support,*  
*succor, cooperate.*  
 āid, v.i. to help; to assist.  
 āid, n. 1. help; succor; support; assistance.  
 2. a person who aids, or gives support; a  
 helper; an auxiliary; also, a thing that aids.  
 3. in English law, (a) a subsidy or em-  
 ergency tax granted by parliament and making  
 a part of the king's revenue; (b) an exchequer  
 loan.  
 4. in English feudal law, a tax paid by a  
 tenant to his lord; originally, a mere gift,  
 which afterward became a right demandable  
 by the lord.  
 5. in law, a remedy of defect in pleadings or  
 procedure.  
 6. the help of whip, rein, spur, heel, etc., by  
 which a horseman aids the action of his horse.  
 7. an officer in the army, navy, etc. who is  
 assistant to a superior; an aide.  
*aid grant*; a grant in aid, as aid given to a  
 student at a college or university.  
*aid station*; a dressing station.  
 āid'ānce, n. aid; help; assistance. [Rare.]  
 āid'ant, a. helping; helpful; supplying aid.  
 āide, n. [Fr.] an officer in the army, navy, etc.  
 who is assistant to a superior.  
 āide'-de-camp, āid'-de-camp (Fr. *pron.*  
*ed'd-kān*), n.; pl. āides'-de-camp, āids'-  
*de-camp*, [Fr. *aide*, aid, *de*, L. *de*, of, and  
*camp*, L. *campus*, field.] in military affairs,  
 an officer serving as assistant and confidential  
 secretary to a general, marshal, etc.  
 aide-mé-moire' (ed'me'mwār'), n. [Fr.] a  
 memorandum of a discussion, proposed  
 agreement, etc.  
 āid'ing, a. helping; assisting.  
 āid'less, a. helpless; without aid; unsupported;  
 undefended.  
 āid-mā'jör, a. regimental adjutant. [Obs.]  
 āig'let, n. same as *aglet*.  
 āig're (-gēr), a. [Fr.] sour; sharp. [Obs.]  
 āig're-möre (-gēr-), n. [Fr.; origin unknown.]  
 prepared charcoal used in making gunpowder.  
 āig'rette', āig'ret, n. [Fr., a heron with a tuft  
 of feathers on its head; tufted.]  
 1. a tuft formed of feathers, diamonds, etc.,  
 surmounting a headdress.  
 2. any ornament resembling this.  
 3. the small white heron, with a tufted head:  
 usually *egret*.  
 4. a crown of feathery seed, as the dande-  
 lion or thistle top.  
 āi-güiere' (-ä-gyār'), [Fr.] a tall pitcher,  
 with handle and tall spout.  
 āi-gülle' (-gwell'), n. [Fr., a needle.]  
 1. a sharp, rocky mountain peak; espe-  
 cially, any of the Alpine peaks in the neigh-  
 borhood of Mont Blanc.  
 2. a needlelike instrument for boring.  
 āi-güll'lette' (-gwill'let), n. [Fr., dim. of *ai-*  
*gülle*, needle.]  
 1. a gilt cord hung in loops from the shoul-  
 der of certain military uniforms; *aglet*.  
 2. in cookery, a side dish served on a small  
 ornamental skewer.  
 āi'gū-let, n. [Fr.] an *aglet*. [Obs.]  
 āi'kin-ite, n. [named after Dr. A. Aikin.] a  
 mineral containing lead, copper, and bis-  
 muth: also called *needle ore, aciculite*.  
 āil, v.t.; ailed (āid), pt., pp.; ailing, ppr. [ME:  
*ailen, aylen*; AS. *eglian, eglan*, trouble, pain.]  
 to be the cause of pain to; to be the trouble  
 with; as, what *ails* the man?

ail, v.i. to be ill or indisposed; to be affected  
 with pain or uneasiness; to be in trouble; as,  
 one day the child began to *ail*.  
 āil, n. indisposition or disease.  
 āil-lan'thic, āil-lan'tic, a. of or resembling an  
 ailanthus.  
 Āil-lan'thus, Āil-lan'tus, n. [L., from *ailanto*,  
 tree of heaven; Malacca name.] a genus of  
 trees native to the East Indies and cultivated  
 in America and Europe for their leaves,  
 which are fed upon by silkworms; tree of  
 heaven; also [a-], a tree of this genus.  
 āil-lan'thus moth, a large silk-producing  
 moth native to China and cultivated in the  
 eastern United States: its larvae feed on ail-  
 lanthus leaves.  
 āil-lan'tine, n. silk obtained from the silkworm  
 that feeds on the ailanthus.  
 āil-lan'tine, adj. of or pertaining to the Ailan-  
 thus or to the silkworm that feeds on it.  
 āil'lēr-on, n. [Fr.] a movable hinged section of  
 the wing of an airplane, for banking in turns.  
 āil-lette' (-ä-let'), n. [Fr. *ailette*, dim. of *aile*,  
 wing; L. *ala*, wing,] a metal shield formerly  
 worn upon the shoulder by knights: the  
 original form of the modern epaulet.  
 āill'ing, a. sickly; ill.  
 āill'ment, n. any bodily or mental disorder;  
 illness, especially one that is not severe.  
 Āil-lū-roid'ē-ā, n. pl. [L., from Gr. *ailouros*, cat,  
 and Fr. *eidos*, form.] in zoology, a group of  
 carnivorous mammals that includes the cats,  
 civets, and hyenas.  
 āill'weed, n. a parasitic plant that attaches  
 itself to clover.  
 āim, v.t.; aimed, pt., pp.; aiming, ppr. [ME:  
*aymen, amer*; OFr. *amer, esmer*; L. *estimare*,  
 to estimate.]  
 1. to point a weapon, as a lance or a gun,  
 or direct a remark, blow, etc. so as to hit.  
 2. to direct one's efforts; to attempt to  
 reach or accomplish an object or purpose;  
 to try or purpose to be or do something.  
 3. to guess or conjecture. [Obs.]  
 āim, v.t. 1. to direct (a blow, remark, etc.)  
 with the intention of hitting; as, to *aim* a  
 blow with a club.  
 2. to point, direct, or level, as a gun or  
 other weapon, at any object.  
 3. to estimate; to conjecture; to consider.  
 [Obs.]  
 Syn.—*aspire, endeavor, direct, purpose.*  
 āim, n. 1. the pointing or directing of a  
 weapon; the direction of anything at a par-  
 ticular point or object, so as to strike or affect  
 it.  
 2. the point intended to be hit, or object  
 intended to be affected; as, he missed his *aim*.  
 3. a purpose; intention; design; scheme; as,  
 men often fail to achieve their *aims*.  
 4. sighting in pointing a weapon.  
 5. conjecture; guess. [Obs.]  
*take aim*; to point a weapon; to sight along  
 a gun at the target; to direct a missile, blow,  
 etc.  
 āim'ēr, n. one who aims.  
 āim'less, a. without aim or purpose; having  
 no end or object in view.  
 āim'less-ly, adv. in an aimless or purposeless  
 manner.  
 āim'less-ness, n. the state of being without  
 aim or purpose, or of having no object in  
 view.  
 āin, a. [Scot.] own.  
 Āin'ō, n. Ainu.  
 āin't (ānt), [early assimilation of *amn't*, contr.  
 of *am not*; later confused with *a'nt* (*are not*),  
*i'nt* (*is not*), *hā'nt* (*has not, have not*).] *am not*.  
 [Colloq.] Also a dialectal or substandard con-  
 traction for *is not, has not, and have not*: *ain't*  
 was formerly standard for *am not* and is still  
 defended by some authorities as a proper  
 contraction for *am not* in interrogative con-  
 structions; as, I'm going too, *ain't* I?  
 Āin'ū, n. [*Ainu*, lit., man.]  
 1. a member of a primitive, light-skinned  
 race of Japan, now living mostly in Karafuto  
 and part of Hokkaido.  
 2. the language of this race.  
 Āin'ū, a. of the Ainu, their language, etc.  
 āir, adv. and a. [Scot. dial. form of *ere*, from AS.  
*ær*.] early; before.  
 āir, n. [ME.; OFr. *air*, air, breath; L. *aer*; Gr.  
*āēr*, air, mist, from *aein*, to breathe, blow.]  
 1. the elastic, invisible mixture of gases  
 (nitrogen, oxygen, hydrogen, carbon dioxide,  
 argon, neon, helium, etc.) that surrounds the  
 earth; atmosphere.  
 2. space above the earth; sky.  
 3. air of a certain kind or condition; as,  
 night *air*; bad *air*.

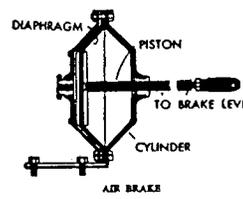
ase, bull, brute, tūrn, up; cry, myth; cat, machine, ace, church, chord; gem, anger, (Fr.) bon, as; this, thin; azure

air

4. any aeriform or gaseous body. [Obs.]  
 5. a breeze, zephyr, or gentle wind.  
 Let vernal *airs* through trembling osiers play. —Pope.  
 6. publicity; public utterance.  
 You gave it *air* before me. —Dryden.  
 7. a report; advice; news. [Obs.]  
 8. the characteristic look, appearance, manner, or mien of a person; as, the *air* of a youth; a lofty *air*.  
 9. the general character or outward appearance of anything; as, the room had an *air* of refinement.  
 10. [*pl.*] an affected manner; show of pride; haughtiness; as, he puts on *airs*.  
 11. anything light or uncertain.  
 12. in music, a melody or tune; especially, the main melody in a harmonized composition, usually the soprano or treble part.  
 13. in the Greek church, a delicate veil spread over the paten and the chalice together, in addition to the individual veils of those vessels.  
 14. in radio, the medium through which signals and broadcasts reach the audience: a figurative use.  
*air castle*; a castle in the air; a castle existing only in fancy; hence, any fanciful, ambitious plan.  
*get the air*; to be dismissed; to be rejected. [Slang.]  
*give the air to*; to dismiss unceremoniously; to discharge. [Slang.]  
*in the air*; (a) current or prevalent; (b) not decided; not settled; still imaginary.  
*on the air*; in radio, broadcasting or being broadcast.  
*up in the air*; (a) not settled; not decided; still imaginary; (b) angry; highly excited, upset, agitated, etc.  
*walk on air*; to feel very happy, very lively, or exalted.

Syn.—appearance, bearing, mien, carriage, demeanor, behavior, expression, look, manner, style.  
*air*, *a.* in aeronautics, of or pertaining to anything occurring in the air; as, *air* fight, *air* line, *air* routes.  
*air*, *v.t.*; *aired*, *pl.*, *pp.*; *air*ing, *ppr.* 1. to expose to the air; to put where air can dry, cool, freshen, etc.; to ventilate; as, to *air* clothes; to *air* a room.  
 2. to expose to heat or fire to expel dampness; as, to *air* linen by the fire.  
 3. to make known or publicize, generally with the suggestion of ostentation; as, to *air* a grievance.  
 4. to make a vain display of in public or before others; as, she *aired* her charms.

*Air*, *n.* [L., from Gr. *aira*, a kind of darnel.] a genus of perennial grasses, including the hair grass.  
*air attack*, an attack by aircraft; an air raid.  
*air bag*, a bag of nylon, plastic, etc. that inflates automatically within an automobile at the impact of a collision, to protect riders from being thrown forward.  
*air base*, a base for aircraft, especially military aircraft, consisting of a landing field, repair facilities, etc.  
*air bath*, 1. an apparatus for applying air to the body.  
 2. an arrangement for drying substances in air of regulated temperature.  
*air bladder*, 1. a sac filled with air or gas, as the cells of the lungs; also called *air cell*.  
 2. the bladder of a fish, containing air, by which it is enabled to maintain its equilibrium in the water; also called *swimming bladder*.  
*air-borne*, *a.* 1. borne in or by the air.  
 2. transported by aircraft, as *air-borne* military forces.  
*air brake*, a brake operated by the action of compressed air on a piston, as in a bus or railroad car.



*air-brā'ive*, *n.* a method of preparing teeth for filling by wearing down the surface with an abrasive substance blown into the cavity by a jet of air.  
*air-brush*, *n.* a kind of atomizer, operated by compressed air; used to apply paint or liquid color. Also *air brush*.

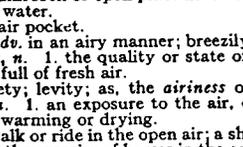


*air-built* (-bilt), *a.* fanciful; having no solid foundation; chimerical; as, *air-built* hopes.  
*air-bus*, *n.* [*airplane*, and *bus*.] an airplane designed for mass transportation of passengers; especially, an extremely large, short-range airplane of this kind.  
*air cell*, in botany and zoology, a cavity or cell containing air.  
*air cham-bēr*, a cavity or compartment full of air, especially one used in hydraulics to equalize the flow of a fluid.  
*air cock*, a faucet to regulate air supply to a pipe, chamber, etc.  
*air com-press'or*, an apparatus for compressing air for mechanical purposes.  
*air con-dens'er*, an air compressor.  
*air-con-dit'ion*, *v.t.* to provide with air conditioning.  
*air-con-dit'ioned*, *a.* having air conditioning.  
*air-con-dit'ion-ing* (-dish'un-ing), the process of cleaning the air and controlling its humidity and temperature in buildings, cars, etc.  
*air-cool'*, *v.t.* to cool by passing air over, into, or through.  
*air-cooled*, *a.* cooled by having air passed over, into, or through it; as, an *air-cooled* engine.  
*air cor-ri-dor*, a passage in the air for aircraft, especially one established by international agreement.  
*air-craft*, *n.* *sing.* and *pl.* any machine or machines for flying or sailing through the air, whether heavier or lighter than air.  
*air-craft car-ri-er*, a flat-topped naval vessel which carries, and serves as a base for, aircraft, usually small airplanes.  
*air crew*, the crew of an aircraft in flight.  
*air cross-ing*, a passage for air in a mine, running over or under another one.  
*air cush-ion* (-un), 1. a bag inflated with air and used as a cushion or pillow.  
 2. in mechanics, a device for lessening shock by means of compressed air.  
*air cyl-in-dēr*, an air-filled cylinder fitted with a piston, for absorbing the recoil of a gun.  
*air-drawn*, *a.* drawn in air; imaginary.  
*air-drōme*, *n.* [from *air*; and Gr. *dromos*, course.] the physical facilities of an air base, excluding personnel.  
*air-drop*, *n.* the act of delivering supplies or troops by parachuting them from an aircraft in flight.  
*air-dry'*, *v.t.*; *air-dried*, *pl.*, *pp.*; *air-drying*, *ppr.* to dry by exposing to the air.  
*Aire'dāle*, *n.* a dog of the terrier family, characterized by brown, black, or gray wiry hair.  
*air en-gine*, an engine operated by heated air.  
*air'er*, *n.* 1. one who exposes to the air.  
 2. a frame on which clothes are aired.  
*air-field*, *n.* a field where aircraft can take off and land.  
*air fleet*, a fleet of aircraft, especially one for military purposes.  
*air flow*, a flow of air.  
*air-foll'*, *n.* a part with a flat or curved surface made to be moved through the air so as to keep an aircraft up or control its movements; the wing, rudder, etc. of an aircraft.  
*air force*, 1. the aviation branch of the armed forces of a country.  
 2. the largest unit of this branch.  
*air foun-tain* (-tin), a device for producing a jet of water by the power of compressed air.



air plant

*air freight* (frāt), the carrying of heavy goods by aircraft; also, goods so carried.  
*air fūr'nāce*, a furnace that works with a natural draft of air and has no forced draft.  
*air gas*, dry air charged with vapor from petroleum or from some other hydrocarbons, used for lighting or heating.  
*air gun*, a pneumatic gun that shoots a projectile by means of compressed air.  
*air hold'er*, an instrument for holding air, as for the purpose of counteracting the pressure of a decreasing column of mercury.  
*air hōle*, 1. an opening to admit or discharge air.  
 2. an unfrozen or open place in the ice on a body of water.  
 3. an air pocket.  
*air-ly*, *adv.* in an airy manner; breezily.  
*air-ness*, *n.* 1. the quality or state of being airy, or full of fresh air.  
 2. gaiety; levity; as, the *airiness* of girls.  
*air-ing*, *n.* 1. an exposure to the air, or to fire, for warming or drying.  
 2. a walk or ride in the open air; a short excursion; the exercise of horses in the open air.  
 3. exposure to public knowledge.  
*air jack-et*, 1. a jacket having airtight cell or cavities which can be filled with air, to make persons buoyant in swimming.  
 2. a compartment containing air surrounding some part of a machine, especially for checking the transmission of heat.  
*air lane*, a route for travel by air; an airway.  
*air-less*, *a.* 1. not open to a free current of air; without fresh air.  
 2. without wind or breeze; still and humid.  
*air level*, a spirit level.  
*air-like*, *a.* resembling air.  
*air line*, 1. straight line; a bee line; shortest distance between two points.  
 2. a system of air transport.  
 3. an organization in the business of providing transportation by air.  
 4. a route for travel by air.  
*air-line*, *a.* 1. of an air line.  
 2. direct; straight.  
*air lī'nēr*, a large aircraft for carrying passengers.  
*air lock*, 1. an airtight compartment, with adjustable air pressure, between places that do not have the same air pressure, as between the working part of a caisson and the outside.  
 2. a blockage, as in a water pipe, caused by an air bubble.  
*air mail*, 1. the system of carrying mail by aircraft.  
 2. the mail so carried.  
*air'mān*, *n.*; *pl.* *air'men*, an aviator.  
*air mass*, in meteorology, a large body of air having virtually uniform conditions of temperature and moisture in a horizontal cross-section.  
*Air Med'al*, a United States military decoration awarded for heroism or meritorious service while participating in an aerial flight.  
*air me'ter*, an anemometer.  
*air-min'ed*, *a.* interested in aircraft or in activities in general.  
*air-om'e-ter*, *n.* 1. an instrument for measuring the speed of the flow of air.  
 2. a gasometer.  
*air pas'sāge*, 1. a passage or space with a in it or through which air can pass.  
 2. a journey by air.  
 3. accommodations for such a journey.  
*air pipe*, any pipe used to conduct air into out of close places, for ventilation, etc.  
*air-plāne*, *n.* [altered, after *air*, from early *aeroplāne*.] an aircraft that is kept aloft by the aerodynamic forces upon its wings and driven forward by a screw propeller or other means, as jet propulsion; also *aeroplane*.



*air-plāne car-ri-er*, see *aircraft carrier*.  
*air-plāne cloth*, 1. a strong, plain-weave cloth, originally of linen but later of cotton used for airplane wings.  
 2. a similar cotton cloth used for pajama sport shirts, etc.  
*air-plāne spin*, in wrestling, a hold in which an opponent is lifted up and spun around before being thrown.  
*air plant*, a plant that grows on the trunk

Webster's  
Third  
New International  
Dictionary

OF THE ENGLISH LANGUAGE  
UNABRIDGED

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**airbrush** \ 'eɪ-brʊʃ \ n : an often pencil-shaped atomizer for applying by compressed air a fine spray of paint, protective coating, or liquid color (as shading drawings or retouching photographs)  
**airbrush** \ 'eɪ-brʊʃ \ vt 1 : to treat with an airbrush 2 : to print with gray paint to achieve a soft, high-key effect  
*Photography* : *spec* 1 : to take out (as a blemish in a photograph) — used with *out* (freckles and awkward angles are *brushed out*) — *Time* 2 : to paint (as a picture of a detail in a photograph) with an airbrush — often used with *on* or *in* (orchids *brushed on* towels)



airbrush: 1 valve, 2 tube for compressed air, 3 color cup

**airburst** \ 'eɪ-bɜːst \ n : the burst of a shell or bomb in the air  
**air cargo** \ 'eɪ-kɑːrɡə \ n : express, freight, or mail carried by aircraft  
**air carrier** \ 'eɪ-kæriə \ n : an organization transporting passengers and cargo by aircraft; AIRLINE 2 : an aircraft certificated by a designated governmental agency to carry persons or cargo for hire

**air casing** \ 'eɪ-kæsiŋ \ n : a casing (as of sheet iron) surrounding a pipe or reservoir with an air space between to prevent transmission or heat 2 : the coaming around the stack of a ship at the boiler deck serving to ventilate the boiler room

**air castle** \ 'eɪ-kæstl \ n : CASTLE IN THE AIR  
**air cell** \ 'eɪ-sel \ n : a cavity or receptacle for air: a : the air sac of a pulmonary bird b : a dilation of a trachea of an insect c : an alveolus d : the space between the membranes of an egg usu. at the large end that increases in size with age  
**air chamber** \ 'eɪ-tʃæmbə \ n : a cavity filled with air: a : a cavity containing air to act by its elasticity as a spring for equalizing the flow of a liquid in a pump or other hydraulic machine — see HYDRAULIC RAM illustration b : one of the chambers in the nautilus or other chambered cephalopods

**air check** \ 'eɪ-tʃek \ n : a recording of a radio broadcast  
**air chief marshal** \ 'eɪ-tʃiːf mɑːʃəl \ n : an officer of the British Royal Air Force equivalent in rank to a general in the army  
**air cleaner** \ 'eɪ-kiːnə \ n : any of various devices for removing impurities (as suspended particles) from air (as by filtering, washing, or electrostatic precipitation)

**air coach** \ 'eɪ-kəʊtʃ \ n : an airliner offering service at less than first-class rates usu. with curtailed accommodations (as in space per passenger)  
**air command** \ 'eɪ-kəʊmænd \ n : a unit of the highest echelon in the U.S. Air Force usu. composed of two or more air forces  
**air commodore** \ 'eɪ-kəʊmədɔː \ n : an officer in the army equivalent in rank to a brigadier in the air force  
**air condenser** \ 'eɪ-kəndensə \ n : a surface condenser in which steam or other vapor is cooled by contact with air-cooled surfaces

**air-conditioning** \ 'eɪ-riːkənɪʃən \ n : the process of conditioning air (air-conditioning) : to subject (air) to the process of conditioning washing, humidifying, and dehumidifying — *air-conditioning* adj — *air-conditioning* n-s  
**air conditioner** \ 'eɪ-riːkənɪʃən \ n : one that air-conditions  
**air controller** \ 'eɪ-kəntrɔːlə \ n : a military officer responsible for coordinating and directing close-support attacks of combat aircraft against enemy ground forces and installations

**air control** \ 'eɪ-kəntrɔːl \ n : a specialty of the control and coordination U.S. Navy having as its primary function the control of aircraft in the air  
**air-cooled** \ 'eɪ-kəʊld \ n : [back-formation fr. *air-cooled*] : cooled by means of air: *spec* 1 : to cool (the cylinder or cylinder of an internal-combustion engine) by air without the use of any intermediate medium (as water or oil) — *air-cooled* adj — *air-cooled* n-s

**air-cooled storage** \ 'eɪ-kəʊld stɔːrɪdʒ \ n : COMMON STORAGE  
**air-core** \ 'eɪ-kəʊə \ n : also *air-cored* \ 'eɪ-kəʊəd \ n : having no magnetic material (as iron) in its magnetic circuit — used esp. of certain coils, solenoids, or transformers  
**air cover** \ 'eɪ-kəʊvə \ n : a screen of fighter aircraft provided for a ground, sea, or air unit for protection esp. against enemy aircraft

**aircraft** \ 'eɪ-kraɪft \ n : a machine or structure for flight in or out of the atmosphere that is designed to be supported by the dynamic action of the air against its structure or by balloons, balloons, helicopters, kites, kite balloons, or other means  
**aircraft carrier** \ 'eɪ-kraɪft kæriə \ n : a warship equipped with a flight deck on which airplanes can be launched and landed and with a hangar deck for servicing airplanes  
**aircraft division** \ 'eɪ-kraɪft dɪvɪʒən \ n : a subdivision of a squadron of U.S. aircraft containing units, from four to six planes  
**aircraft observer** \ 'eɪ-kraɪft əbzərvə \ n : a person holding a rating in the U.S. Air Force for any aircraft position except pilot  
**aircraft section** \ 'eɪ-kraɪft sekʃən \ n : a subdivision of U.S. naval aircraft containing units, two or three planes  
**air-craftsman** \ 'eɪ-kraɪftsmən \ n : also *air-craft-man* \ 'eɪ-kraɪft-mən \ n : a person who is a noncommissioned member of an air-force mechanic who is a noncommissioned member of an air-force ground crew

**aircraft station** \ 'eɪ-kraɪft steɪʃən \ n : a radio transmitting station aboard an aircraft — see AERONAUTICAL STATION  
**air-crafts-woman** \ 'eɪ-kraɪftswɔːmən \ n : also *air-craft-woman* \ 'eɪ-kraɪft-wɔːmən \ n : a woman who is a noncommissioned member of the air force  
**aircrew** \ 'eɪ-kriː \ n : the crew manning an aircraft  
**air-crewman** \ 'eɪ-kriːzmən \ n : a member of an air-crew often as distinguished from the pilot or other officers

**air crossing** \ 'eɪ-kɹɔːsɪŋ \ n : a passage in a mine by which one airway crosses another — compare OVERCAST, UNDERCAST  
**air cushion** \ 'eɪ-kʊʃən \ n : an airtight inflatable cushion 2 : a mechanical device using confined air for arresting motion without shock  
**air cylinder** \ 'eɪ-sɪlɪndə \ n : a cylinder in which air is compressed by a piston in which compressed air is stored, or in which a piston is driven by air pressure

**air defense** \ 'eɪ-dɪfens \ n : the means, techniques, and organizations devised to prevent or minimize the effects of attack by enemy aircraft or guided missiles  
**Air-ident** \ 'eɪ-ɪdnt \ n : a trademark — used for an instrument designed to grind tooth surfaces by means of a jet of carbon dioxide carrying abrasive powder under pressure  
**air division** \ 'eɪ-dɪvɪʒən \ n : a unit of that echelon of the U.S. Air Force that is higher than a wing and lower than an air force and is composed of a headquarters and usu. from two to five wings  
**air-drome** \ 'eɪ-drɔːm \ n : HANGAR

**air-drainage** \ 'eɪ-dreɪnɪdʒ \ n : AERIAL DRAINAGE  
**air-draulic** \ 'eɪ-droʊlək \ n : [air + hydraulic] : combining air and hydraulic operation (as in machine employing both air and oil) — used esp. of compressed air  
**air-drill** \ 'eɪ-drɪl \ n : a drill used in the same pressure enclosure  
**air-drome** \ 'eɪ-drɔːm \ n : AIRPORT  
**air-drop** \ 'eɪ-drɒp \ n : to drop (troops or supplies) from an aircraft by parachute  
**airdrop** \ 'eɪ-drɒp \ n : delivery of cargo or personnel by parachute from an aircraft  
**air-dry** \ 'eɪ-draɪ \ n : to dry to such a degree that no further moisture is given up on exposure to air

**air duct** \ 'eɪ-dʌkt \ n : a duct or pipe for conveying air (as to the rooms of a house or ship for ventilation or to a furnace) 2 : the duct connecting the air bladder and alimentary canal of cerdact  
**air-fighter** \ 'eɪ-faɪtə \ n : a pilot of a fighter aircraft  
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**air-fighter** \ 'eɪ-faɪtə \ n : a pilot of a fighter aircraft  
**air-fighter** \ 'eɪ-fa

# EXHIBIT App 2

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2008-08-15 09:55:10 ET

Serial Number: 76593122 Assignment Information      Trademark Document Retrieval

Registration Number: 2963841

Mark

# REPAIR YOUR AIR

(words only): REPAIR YOUR AIR

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2005-06-28

Filing Date: 2004-05-19

Transformed into a National Application: No

Registration Date: 2005-06-28

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-06-28

## LAST APPLICANT(S)/OWNER(S) OF RECORD

1. McAfee Heating & Air Conditioning Co., Inc.

**Address:**

McAfee Heating & Air Conditioning Co., Inc.  
4700 Hempstead Station Drive C  
Kettering, OH 45429  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Ohio

## GOODS AND/OR SERVICES

**International Class:** 037

**Class Status:** Active

Installation and repair services relating to heating systems, air cleaning systems, air filtration systems, air cooling systems, dehumidifying systems, duct cleaning services and carpet cleaning services

**Basis:** 1(a)

Proceeding No. 77159259  
Applicant's Appeal  
Exhibit 31

**First Use Date:** 1999-12-10

**First Use in Commerce Date:** 2000-03-00

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**ADDITIONAL INFORMATION**

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(NOT AVAILABLE)

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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**NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.**

2005-06-28 - Registered - Principal Register  
2005-04-05 - Published for opposition  
2005-03-16 - Notice of publication  
2005-01-06 - Law Office Publication Review Completed  
2004-12-23 - Assigned To LIE  
2004-12-17 - Examiner's amendment mailed  
2004-12-17 - Approved for Pub - Principal Register (Initial exam)  
2004-12-17 - Examiners Amendment -Written  
2004-12-17 - Assigned To Examiner  
2004-06-03 - New Application Entered In Tram

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**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Matthew R. Jenkins

**Correspondent**

MATTHEW R. JENKINS  
JACOX, MECKSTROTH & JENKINS  
2310 FAR HILLS BUILDING  
DAYTON, OHIO 45419-1575  
Phone Number: 937/298-2811  
Fax Number: 937/298-7418

Proceeding No. 77159259  
Applicant's Appeal  
Exhibit 32

Int. Cl.: 37

Prior U.S. Cls.: 100, 103 and 106

**United States Patent and Trademark Office**

**Reg. No. 2,963,841**

Registered June 28, 2005

**SERVICE MARK  
PRINCIPAL REGISTER**

**REPAIR YOUR AIR**

MCAFEE HEATING & AIR CONDITIONING CO.,  
INC. (OHIO CORPORATION)  
4700 HEMPSTEAD STATION DRIVE C  
KETTERING, OH 45429

FOR: INSTALLATION AND REPAIR SERVICES  
RELATING TO HEATING SYSTEMS, AIR CLEAN-  
ING SYSTEMS, AIR FILTRATION SYSTEMS, AIR  
COOLING SYSTEMS, DEHUMIDIFYING SYSTEMS,  
DUCT CLEANING SERVICES AND CARPET  
CLEANING SERVICES, IN CLASS 37 (U.S. CLS. 100,  
103 AND 106).

FIRST USE 12-10-1999; IN COMMERCE 3-0-2000.

THE MARK CONSISTS OF STANDARD CHAR-  
ACTERS WITHOUT CLAIM TO ANY PARTICULAR  
FONT, STYLE, SIZE, OR COLOR.

SER. NO. 76-593,122, FILED 5-19-2004.

ALEX KEAM, EXAMINING ATTORNEY

# EXHIBIT App 3

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2008-08-15 09:56:08 ET

Serial Number: 79027441 Assignment Information      Trademark Document Retrieval

Registration Number: 3302878

Mark

# Air Repair

(words only): AIR REPAIR

Standard Character claim: No

Current Status: Registered.

Date of Status: 2007-10-02

Filing Date: 2005-11-18

Transformed into a National Application: No

Registration Date: 2007-10-02

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-10-02

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### LAST APPLICANT(S)/OWNER(S) OF RECORD

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1. Doukas AG

**Address:**

Doukas AG  
Konstanzerstrasse 39 CH-8280 Kreuzlingen  
Switzerland

**Legal Entity Type:** AG

**State or Country Where Organized:** Switzerland

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### GOODS AND/OR SERVICES

---

**International Class:** 007

**Class Status:** Active

Compressors, namely air compressors; compressors for machines; electric compressors; and vehicle pneumatic and hydraulic compressors

**Basis:** 66(a)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**International Class:** 012

**Class Status:** Active

Proceeding No. 77159259  
Applicant's Appeal  
Exhibit 35

Devices for sealing and pumping up tires, namely pumps for bicycles and vehicles; patches for repairing inner tubes

**Basis:** 66(a)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**ADDITIONAL INFORMATION**

**Color(s) Claimed:** Color is not claimed as a feature of the mark.

**Disclaimer:** AIR WITH REGARD TO THE GOODS OF INTERNATIONAL CLASS 07 AND REPAIR WITH REGARD TO THE GOODS OF INTERNATIONAL CLASS 12

**MADRID PROTOCOL INFORMATION**

**International Registration Number:** 0894855

**International Registration Date:** 2005-11-18

**Priority Claimed:** Yes

**Date of Section 67 Priority Claim:** 2005-10-21

**International Registration Status:** Request For Extension Of Protection Processed

**Date of International Registration Status:** 2006-09-28

**International Registration Renewal Date:** 2015-11-18

**Notification of Designation Date:** 2006-09-28

**Date of Automatic Protection:** 2008-03-28

**Date International Registration Cancelled:** (DATE NOT AVAILABLE)

**First Refusal:** Yes

**PROSECUTION HISTORY**

**NOTE:** To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

- 2008-01-24 - Change Of Owner Received From IB
- 2008-01-17 - Final Disposition Notice Sent To IB
- 2008-01-17 - Final Disposition Processed
- 2008-01-09 - Final Disposition Notice Created, To Be Sent To IB
- 2007-10-02 - Registered - Principal Register
- 2007-07-17 - Published for opposition
- 2007-06-27 - Notice of publication
- 2007-06-07 - Withdrawn From Pub - Tqr/Non-Atty Request
- 2007-05-30 - Law Office Publication Review Completed
- 2007-05-30 - Assigned To LIE
- 2007-05-11 - Approved for Pub - Principal Register (Initial exam)
- 2007-03-23 - Teas/Email Correspondence Entered
- 2007-03-23 - Communication received from applicant
- 2007-03-23 - TEAS Response to Office Action Received
- 2006-11-02 - Refusal Processed By IB
- 2006-10-17 - Non-Final Action Mailed - Refusal Sent To IB
- 2006-10-17 - Refusal Processed By MPU

Proceeding No. 77159259  
 Applicant's Appeal  
 Exhibit 36

2006-10-13 - Non-Final Action (Ib Refusal) Prepared For Review

2006-10-12 - Non-Final Action Written

2006-09-29 - Assigned To Examiner

2006-09-29 - New Application Entered In Tram

2006-09-28 - Sn Assigned For Sect 66a Appl From IB

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Correspondent**

Doukas AG

Konstanzerstrasse 39

CH-8280 Kreuzlingen, Switzerland

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Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2008-08-15 09:56:37 ET

Serial Number: 76243288 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 2679912

Mark (words only): AIRREPAIR

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-01-28

Filing Date: 2001-04-19

Transformed into a National Application: No

Registration Date: 2003-01-28

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 40S -Scanning On Demand

Date In Location: 2008-04-01

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LAST APPLICANT(S)/OWNER(S) OF RECORD

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1. American Polywater Corporation

**Address:**

American Polywater Corporation  
11222 - 60th Street North  
Stillwater, MN 55082  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Minnesota

**Phone Number:** (651) 430-2270

**Fax Number:** (651) 430-3634

---

GOODS AND/OR SERVICES

---

**International Class:** 002

**Class Status:** Active

Kits containing, sealer coatings for use in sealing leaks in lead sheath cable and splice enclosures

**Basis:** 1(a)

**First Use Date:** 1999-10-25

**First Use in Commerce Date:** 1999-10-25

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ADDITIONAL INFORMATION

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(NOT AVAILABLE)

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MADRID PROTOCOL INFORMATION

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Proceeding No. 77159259  
Applicant's Appeal  
Exhibit 38

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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**NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.**

- 2008-04-01 - Case File In TICRS
- 2003-01-28 - Registered - Principal Register
- 2002-11-05 - Published for opposition
- 2002-10-16 - Notice of publication
- 2002-08-20 - Approved for Pub - Principal Register (Initial exam)
- 2002-06-21 - Communication received from applicant
- 2002-06-13 - Non-final action mailed
- 2002-01-18 - Communication received from applicant
- 2001-04-19 - Communication received from applicant
- 2001-07-11 - Non-final action mailed
- 2001-06-28 - Assigned To Examiner

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**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
Michael S. Sherrill

**Correspondent**  
MICHAEL S. SHERRILL  
SHERRILL LAW OFFICES  
4756 BANNING AVE STE 212  
WHITE BEAR LAKE MN 55110-3206  
Phone Number: (651) 426-2400  
Fax Number: (651) 426-2322

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Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2008-08-15 09:57:06 ET

Serial Number: 73620216 Assignment Information      Trademark Document Retrieval

Registration Number: 1444734

Mark (words only): AIR REPAIR

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2007-06-22

Filing Date: 1986-09-15

Transformed into a National Application: No

Registration Date: 1987-06-30

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 830 -Post Registration

Date In Location: 2007-06-22

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

I. ECOLAB INC.

**Address:**

ECOLAB INC.  
 ECOLAB CENTER 370 WABASHA ST., N.  
 ST. PAUL, MN 55102  
 United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Delaware

**GOODS AND/OR SERVICES**

**International Class:** 003

**Class Status:** Active

AIR FRESHENER AND ODOR COUNTERACTANT FOR INSTITUTIONAL/COMMERCIAL USE

**Basis:** 1(a)

**First Use Date:** 1986-06-25

**First Use in Commerce Date:** 1986-06-25

**ADDITIONAL INFORMATION**

**Disclaimer:** "AIR"

**MADRID PROTOCOL INFORMATION**

(NOT AVAILABLE)

Proceeding No. 77159259  
 Applicant's Appeal  
 Exhibit 40

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**PROSECUTION HISTORY**

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**NOTE:** To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-06-22 - First renewal 10 year  
2007-06-22 - Section 8 (10-year) accepted/ Section 9 granted  
2007-06-14 - Assigned To Paralegal  
2007-05-22 - Combined Section 8 (10-year)/Section 9 filed  
2007-05-22 - TEAS Section 8 & 9 Received  
2006-11-14 - Case File In TICRS  
1992-10-29 - Section 8 (6-year) accepted & Section 15 acknowledged  
1992-07-07 - Section 8 (6-year) and Section 15 Filed  
1987-06-30 - Registered - Principal Register  
1987-04-07 - Published for opposition  
1987-03-08 - Notice of publication  
1987-02-09 - Approved for Pub - Principal Register (Initial exam)  
1987-02-04 - Examiner's amendment mailed  
1987-01-27 - Assigned To Examiner

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**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
EDWARD R. COURTNEY

**Correspondent**  
EDWARD R. COURTNEY  
ECOLAB, INC  
ECOLAB CENTER  
ESC-F7  
SAINT PAUL, MN 55102

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2008-08-15 09:57:37 ET

Serial Number: 77095920 Assignment Information      Trademark Document Retrieval

Registration Number: 3425265

Mark



(words only): AIR REPAIR

Standard Character claim: No

Current Status: Registered.

Date of Status: 2008-05-13

Filing Date: 2007-01-31

Transformed into a National Application: No

Registration Date: 2008-05-13

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 650 -Publication And Issue Section

Date In Location: 2008-05-13

**LAST APPLICANT(S)/OWNER(S) OF RECORD**

1. Visage Studio, Incorporated

**Address:**

Visage Studio, Incorporated  
 Suite 109 329 Primrose Road  
 Burlingame, CA 94010  
 United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** California

**Phone Number:** (650) 347-0465

**Fax Number:** (650) 347-3719

**GOODS AND/OR SERVICES**

**International Class:** 003

**Class Status:** Active

Non medicated personal care and beauty products to combat environmental stresses on the body, namely, skin spray, balm for the body and  
 Proceeding No. 77159259  
 Applicant's Appeal  
 Exhibit 42

face, eye gel, and toner for the face

**Basis:** 1(a)

**First Use Date:** 2006-12-00

**First Use in Commerce Date:** 2006-12-00

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**ADDITIONAL INFORMATION**

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**Color(s) Claimed:** Color is not claimed as a feature of the mark.

**Description of Mark:** The mark consists of the words "air repair" appearing in an image which closely resembles a box, with the word air appearing on top of the word repair .

**Design Search Code(s):**

26.09.21 - Squares that are completely or partially shaded

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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**NOTE:** To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-05-13 - Registered - Principal Register

2008-02-26 - Published for opposition

2008-02-06 - Notice of publication

2008-01-23 - Law Office Publication Review Completed

2008-01-23 - Assigned To LIE

2008-01-11 - TEAS Change Of Correspondence Received

2007-12-10 - Approved for Pub - Principal Register (Initial exam)

2007-11-15 - Teas/Email Correspondence Entered

2007-11-15 - Communication received from applicant

2007-11-15 - TEAS Request For Reconsideration Received

2007-10-30 - Notification Of Final Refusal Emailed

2007-10-30 - Final refusal e-mailed

2007-10-30 - Final Refusal Written

2007-10-26 - Teas/Email Correspondence Entered

2007-10-25 - Communication received from applicant

2007-10-25 - TEAS Response to Office Action Received

2007-05-23 - Non-final action e-mailed

2007-05-23 - Non-Final Action Written

2007-05-18 - Assigned To Examiner

2007-02-06 - Notice Of Design Search Code Mailed

Proceeding No. 77159259  
Applicant's Appeal  
Exhibit 43

2007-02-05 - New Application Entered In Tram

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**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**  
Saideh Dadras

**Correspondent**  
Saideh S. Dadras  
Finck & Dadras LLP  
Suite 700  
100 Spear Street  
San Francisco CA 94105  
Phone Number: 415-296-9100  
Fax Number: 415-394-6446

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Proceeding No. 77159259  
Applicant's Appeal  
Exhibit 44