

Setac, which is Cates spelled backwards, was formed as a sole proprietorship in 1981 by Allen and Lucette Cates. After considerable research and development, a patent was applied for an additive for drilling fluids on September 8, 1981. The United States Patent And Trademark Office granted Patent No. 4404108 on September 13, 1983. (Attachment 2)

Manufacturing for this product was commenced in 1981. All correspondence, involving secrecy agreements for toll manufacturing the product, Material Safety Data Sheets, Invoices, etc, bore the SETAC mark. Bank accounts and Federal Income Tax returns displayed the SETAC mark for business income or loss. The product was advertised using the SETAC mark and each bag sold showed Setac as the manufacturer.

The product needed a name and the mark AQUAPLEX was chosen. Setac Chemical, then a sole proprietor, filed for a registered trademark for AQUAPLEX in March 16, 1983, and (Attachment 3) clearly shows the registrant as "Allen E. Cates d.b.a. Setac Chemical." The United States Trademark And Patent Office approved the mark AQUAPLEX in March 27, 1984.

AQUAPLEX was manufactured and sold commercially for several years. Each bag of product had to show who was manufacturing it and SETAC was clearly displayed. Advertising with brochures shows the mark SETAC. (Attachment 4)

Invoices showed the mark SETAC in 1981(Attachment 5). The trademark was designed with an oilrig in the background, and retained after the sole proprietorship was incorporated. This mark was used on the invoice even if the product was bagged under a customer's name. (Attachment 6)

In 1985 Setac Chemical was incorporated. The trademark AQUAPLEX was assigned to that corporation from the owner Allen E. Cates, d.b.a. Setac Chemical. (Attachment 7,8,9 & 10) The State of Louisiana recognized the mark SETAC did not conflict with any other mark in Louisiana and granted the request for incorporation.

The trademark AQUAPLEX was later sold to Georgia Pacific Corporation. Also in 1985 Setac commercially sold a calcium lignosulfonate manufactured by Georgia Pacific Corporation, but which Setac had an exclusive agreement to market. The product was named SETAN, and was an acronym of SETAC and the color of the product, which was tan. All sales of this product in a 50-pound bag showed the name of SETAC. Should there have been any question about the owner of the product, the trademark SETAN was registered with the United States Patent And Trademark Office. The filing date was July 11, 1989 and registered February 20, 1990. The owner of the mark is listed as Setac Chemical Corporation. (Attachment 11)

Near the same time it was decided to register the mark SETAC. The filing date was July 14, 1989 and the mark SETAC was registered by the United States Patent And Trademark Office March 27, 1990. (Attachment 12)

Both the marks SETAN and SETAC are the property of Setac Corporation and were registered well before the marks SETAL and SETAMINE were approved.

Apparently, at that time, Nuplex Resins did not think these marks infringed on the marks SETAN and SETAC, which were alive and in force, and also apparently, neither did the United States Patent And Trademark Office, because the marks were granted with full knowledge of both parties when both marks were alive.

The product SETAN is no longer available and the registered mark was allowed to lapse, but Setac Corporation retains the right to use derivative marks such as SETA or SET on their products used in the oilfield. Setac markets several products with a SET or SETA acronym. SETA-VIS is a biopolymer sold as a powder and as a liquid. SET-PHALT is a dry powder water-base drilling fluid additive. SETA-SEAL is a loss circulation material used for both water and oil-based systems. SET-LUBE is a liquid lubricant. None of these products were registered, but all are used extensively in the oil field, and none of them would be confused as an additive for coatings. Later, Setac modified SET-PHALT and named the modified product BOREMASTER, which is a live registered trademark. SETA-SEAL was modified and named XP-911, which is not registered. Setac modified SET-LUBE and named the modified product DRILLFAST, which is registered and alive. Setac is listed as the current owner of these marks. The mark SETAC is placed on all products bearing our name, and the products with private labeled names on the back of the bag (Attachment 24). That practice is continued today

and was never discontinued. All of the derivative marks were in existence prior to the registration of SETAL and SETAMINE. (Attachments 13,14,15,16,17,18,19,20)

The "Chemical" in the corporate name was removed a few years ago and the Secretary of State of Louisiana approved that removal. Setac Corporation remains registered in the State of Louisiana. In December 2008 Setac realized the SETAC mark needed to be re-registered. Telephone calls to the United States Patent And Trademark Office revealed we would need to re-apply for registration of the mark and appropriate fees paid. In the application it is asked how the mark was used commercially. Since March 1990 the mark with a circled R was used extensively on the Setac website (www.setac.com) and on all correspondence, invoices, purchase orders, forms, bags, etc. When asked to show how the mark was used I assumed they wanted a graphic description and I showed the mark with the circled R, because that is how it was often used. Once I was told the mark was being opposed I removed the circled R on all correspondence and temporarily shut down our web site, which for years displayed the mark SETAC with a circled R as we were allowed to do. Setac continues to use the mark SETAC however, as demonstrated by Attachments 21,22,23 & 24.

RESPONSES TO NUMBERED ALLEGATIONS IN THE NOTICE OF OPPOSITION

1. I assume the name and address is correct.
2. Nuplex may have used the SETA family of marks in 1984, but this use was not in the oil field and was after SETAC started using its mark in 1981. Use of the SETA mark in the coatings business does not mean Nuplex was granted

exclusive use of the mark in every business. SETATRACK was apparently not considered to be an impediment to granting the registration of the mark SETAC or SETAN by the United States Patent And Trademark Office. The marks SETAL and SETAMINE were granted after the marks SETAC and SETAN were registered and were still alive. Apparently Nuplex did not think the marks infringed on the existing marks owned by Setac, and neither did the United States Patent And Trademark Office.

3. Apparently Nuplex Resins did not think their trademarks SETAL and SETAMINE infringed, or caused confusion with the existing registered marks SETAC and SETAN in 2000, and it is disingenuous to think so at this time.
4. I am not aware of any other SETA marks used in the oilfield and do not believe there is any confusion or infringement. Again, apparently Nuplex did not think their marks infringed or caused confusion when they registered them knowing SETAC and SETAN were registered and alive and neither did the United States Patent And Trademark Office.
5. This is a false and misleading statement. Setac started using the mark SETAC commercially in 1981. Setac filed for and received registration of the mark before SETAL and SETAMINE were registered. Nuplex Resins should have known SETAC and SETAN were registered marks and contacted Setac Corporation to ensure their use of the marks in the coatings business was acceptable. They did not do so and I assume they did not because they did not think there was any confusion. Nuplex is not the only company to use a SETA name. There is a SETAC in Pensacola that is registered with that name for the

initials Society of Environmental Toxicology and Chemistry. There is a SETA corporation in Florida involved with jewelry and another SETA corporation in Japan. Setac has an existing web site that advertises products with a SETA derivative, and that web site was on-line prior to the registration of the Nuplex marks. Therefore, the argument is fragile at best because any number of existing trademarks may have a derivative that is close to another mark, but may not infringe on that mark unless that mark is exact, in the same class of business, or functionally equivalent. However, if it does infringe or confuse, then the violator is Nuplex because Setac had first use and continued use.

6. Spending a lot of money does not mean one has the universal and exclusive right to any mark and certainly not the SETA acronym. Granting registration for the marks SETAL or SETAMINE does not mean Nuplex had exclusive rights to the SETA derivative.
7. Setac does not question whether Nuplex used their SETA mark, but it is misleading to say the mark was used before Setac started using the mark and the attachments prove otherwise.
8. Setac denies the allegations similarly.
9. Nuplex is hoisted on its own petard regarding this issue as previously explained. Nuplex or Setac as defined by Lanham Act Section 2(d), 15 U.S.C. § 1052(d) do not answer the question concerning similar trademarks. The United States Patent And Trademark Office decides this question and it was decided in 2000 when Nuplex registered their SETAL and SETAMINE marks that these marks did not infringe or confuse as per the referenced Act with the

existing marks SETAC and SETAN. Any violation would have to be on the part of Nuplex. Setac does not take the position the marks are confusing since they are in a different field, but if it is confusing, then again, Nuplex should have contacted Setac and settled the question.

10. I don't believe any deception exists, but if it does exist the guilty party is Nuplex.
11. I do not agree the marks are closely related. SETAC is the name of a company and has been the name of a company since 1981. SETAL and SETAMINE are names of products in the coatings business, not related to the oilfield and not functionally equivalent to any product Setac manufactures or sells commercially.
12. Agreed. I never heard of them and apparently they never heard of SETAC. Our businesses are not related.
13. True. SETAC was a registered trademark before Nuplex had their SETAL and SETAMINE marks. Nuplex should have contacted Setac if they thought there was a conflict. They did not and Setac had no reason to contact Nuplex Resins.
14. Setac repeats our denial to the allegations.
15. True. Setac still believes we are entitled to the mark SETAC and the United States Patent And Trademark Office agreed as well.
16. False. The mark SETAC has been used extensively for 28 years and continues to use it. (Attachments 13,14,15,16,17,18,19,20,21,22)
17. False. See the Attachments 22, 23 & 24.

18. False. Setac's trademark SETAC was already registered and used commercially continuously. The mark was being re-registered. (Attachments 1 & 12)
19. It is unfortunate Nuplex alleges fraud. The elements of fraud require knowledgeable deception. There is no evidence to support this allegation. Setac neglected to renew the SETAC trademark on a timely basis, but the mark was still in use and used appropriately. The application told the truth, the whole truth and nothing but the truth to the best of my knowledge. Setac did not commit a fraud by filing an application for a mark used extensively and continuously in commerce for 28 years that was previously registered. The application was examined by an attorney with the United States Patent And Trademark Office and found to be acceptable before posting it on the general register.

I am respectfully asking Nuplex Resins to withdraw their opposition to the mark SETAC. It is my understanding the criteria for trademark registration is use and when that use began. Setac was using the mark SETAC and derivatives of that mark several years before Nuplex Resins started using their marks SETAL and SETAMINE, and continued to use the mark extensively in commerce from 1981 to the present. The only error Setac made was to allow the trademark to lapse, while still using the mark, and that error was not even alleged, and not a reason to deny use of the mark. That error was corrected properly when the application for continued use of the mark was made and appropriately paid for. I do not believe the United States Patent And Trademark Office erred when they granted registration for the mark SETAC in 1989. This mark did not

infringe or confuse any other mark. I do not believe the United States Patent And Trademark Office erred when they granted registration of the marks SETAL and SETAMINE in 2000. These marks do not infringe or confuse anyone with the mark SETAC, or any mark used by Setac with a SET or SETA acronym because having a SETA derivative would not be confusing if the products are not similar, not functionally equivalent and not in the same industry, which they are not. Our businesses are not similar and the marks are different enough that no one would reasonably think they were purchasing an additive for coatings just because the product name had SETA included. However, if any opposition exists it would be Setac opposing Nuplex and not the reverse. I don't believe granting a re-registration of an existing mark, SETAC, would infringe or confuse anyone with the marks SETAL or SETAMINE. However, it is recognized that all businesses operate successfully on the strength of their character. I do not believe my application for re-registering a mark that has been in existence for 28 years harms Nuplex Resins in any way, but continued allegations of fraud and misinformation while knowing the allegations are false may harm the reputation Setac has built over a quarter century and we retain the right to defend ourselves accordingly.

Allen Cates is the president of Setac Corporation and is allowed to transact all business regarding this issue. Please address all correspondence to:

Allen Cates
Setac Corporation
5905 Johnston Street, Suite E
Lafayette, LA 70503
setac@setac.com

The undersigned, herein states that he is authorized to respond to this opposition, that he has read the Notice of Opposition and knows the contents thereof, and that all

statements made on information and belief are believed to be true; and further these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that willful false statements may jeopardize the validity of the response and any decision resulting there from.

Respectfully submitted,


Allen Cates

Dated August 28, 2009

CERTIFICATE OF SERVICE

I, Allen Cates, hereby certify that I have this 28th day of August, 2009, served a copy of the foregoing RESPONSE TO OPPOSITION via First Class U.S. Mail, postage prepaid and properly addresses to Nuplex Resins' appointed attorney as follows:

Ann K. Ford, ESQ
DLA Piper LLP (US)
500 8th Street NW
Washington, DC 20004



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Setac

Word Mark SETAC
Goods and Services IC 001. US 001 005 006 010 026 046. G & S: Chemical additives for oil well drilling fluid. FIRST USE: 19810801. FIRST USE IN COMMERCE: 19810801
Standard Characters Claimed
Mark Drawing Code (4) STANDARD CHARACTER MARK
Serial Number 77633410
Filing Date December 15, 2008
Current Filing Basis 1A
Original Filing Basis 1A
Published for Opposition April 14, 2009
Owner (APPLICANT) Setac Corporation CORPORATION LOUISIANA Suite E 5905 Johnston Street Lafayette LOUISIANA 70503
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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USPTO PATENT FULL-TEXT AND IMAGE DATABASE

(1 of 1)

United States Patent
Cates

4,404,108
September 13, 1983

Additive for drilling fluids

Abstract

A water-based gas or oil well drilling fluid comprising an aqueous clay dispersion containing as a thinner and water loss control agent, the essentially water-soluble product obtained by heating together quebracho, lignite, gilsonite and sulfonating, methylating and causticizing agents.

Inventors: Cates; Allen E. (Lafayette, LA)

Appl. No.: 06/300,299

Filed: September 8, 1981

Current U.S. Class:

507/106 ; 507/107; 507/108; 507/117; 507/126

Current International Class:

C09K 8/20 (20060101); C09K 8/02 (20060101); C09K
007/02 ()

Field of Search:

252/8.5A,8.5C,8.5LC

References Cited [Referenced By]**U.S. Patent Documents**

3028333

April 1962

Stratton et al.

3089842

May 1963

Stratton

3135727

June 1964

Monroe

3479287

November 1969

Floyd et al.

Foreign Patent Documents

722720

Nov., 1965

CA

Primary Examiner: Guynn; Herbert B.

Attorney, Agent or Firm: Cushman, Darby & Cushman



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Typed Drawing

Word Mark AQUAPLEX
Goods and Services (CANCELLED) IC 001. US 006. G & S: Additive for Water-Based Drilling Fluid. FIRST USE: 19811020. FIRST USE IN COMMERCE: 19811020
Mark Drawing Code (1) TYPED DRAWING
Serial Number 73354942
Filing Date March 16, 1982
Current Filing Basis 1A
Original Filing Basis 1A
Published for Opposition January 3, 1984
Registration Number 1271381
Registration Date March 27, 1984
Owner (REGISTRANT) Cates; Allen E. d.b.a. Setac Chemical INDIVIDUAL UNITED STATES P.O. Box 2735 Lafayette LOUISIANA 70502
 (LAST LISTED OWNER) GEORGIA-PACIFIC CORPORATION CORPORATION ASSIGNEE OF GEORGIA 133 PEACHTREE ST., N.E. ATLANTA GEORGIA 30303
Assignment Recorded ASSIGNMENT RECORDED
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR).
Live/Dead Indicator DEAD
Cancellation Date January 1, 2005

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Product Bulletin

SETAC CHEMICAL • P. O. BOX 2735 • LAFAYETTE, LA. 70502 • PHONE: 318/232-0004

ATTACHMENT 4

AQUAPLEX

Aquaplex is a reacted drilling fluid supplement designed especially for oil and gas exploration. It is composed of organic materials that have previously gained respect and recognition throughout the industry. A unique method of blending and processing renders an extract that combines and accents the innate characteristics of the individual compound, increases the potency, and creates a solubility aspect. Aquaplex disperses readily into a colloidal suspension and reacts immediately with the clay particle when introduced to an aqueous fluid.

This product was created and developed as a water based fluid additive that improves bore hole stability by reducing water loss to the formation. Emphasis was centered on accomplishing this objective without degrading the fluid rheology. A total success has been achieved, and aquaplex performs in all water based systems.

Increased viscosities caused by thermal flocculation and contamination are significantly reduced when aquaplex is added to a dispersed system. Aquaplex does not require shearing before yielding, and has a strong affinity with an electrolyte, or an oxidizing agent. This aspect allows utilization to control fluid viscosity when lime is necessary for carbon dioxide contamination, and continues to be effective even though the fluid is uncirculated. The oxidizing agent relationship, and electrolyte affinity aspect, is particularly apparent when conducting operations in a high temperature environment where saline solutions are encountered.

Action as a fluid loss control agent is accomplished by capsulating the clay particle and bonding to the walls of the formation. As a result, the wall cake is thinner, stronger, and more impermeable. This phenomenon inhibits the surface hydration and osmotic swelling of shale formations, and diminishes associated problems such as heaving, sloughing, caving, tight hole, and hole enlargement. The manner in which aquaplex yields allows functional utilization as a thinner, hole stabilizer, and fluid loss control agent, in both top and bottom hole environments.

The suggested treatment application is to maintain four to ten pounds per barrel depending on severity of hole conditions. Caustic soda, or lime, is necessary to control the PH of the fluid in a range between nine and twelve. Lime will cause an initial increase in ten minute gel strength that will rapidly normalize while circulating, and actually improve performance. Adding aquaplex at too fast a rate, or over treating a system could cause excessive thinning, but is easily controlled by slowing the rate of addition, and increasing the bentonite treatments.

Aquaplex is packaged in easy to handle fifty pound multi-wall bags. The natural PH is approximately nine, and is not considered to pose a threat as a skin irritant. The material is neither flammable, nor toxic, and residue can be easily rinsed away with tap water. Ideal dispersible qualities allow manufacturing as a flake, and dust inhalation is consequently minimized. These characteristics allow safe utilization for on and off shore operations, and in any area where environmental concern is sensitive.

The purpose for the development of aquaplex is to fill a void in today's drilling activity. Hole instability and thermal degradation is frustrating and time consuming. Aquaplex is a cost effective supplement that saves time by preventing problems before they occur. Test conclusions indicate exceptional performance for the task intended, and in that regard adding aquaplex to your inventory is a strong consideration.



TELEPHONE
318/232-0004

P O BOX 2735
LAFAYETTE, LOUISIANA 70502

December 29, 1981

Barium Supply Co.
P.O. Box 15038
Houston, TX 77020

Attention: Mr. James E. Conway

I N V O I C E

80 bags Aquaplex @ \$38.75 per bag \$3,100.00

TOTAL \$3,100.00

Thank you.

SETAC CHEMICAL

A. E. Cates

ASSIGNMENT OF REGISTERED TRADEMARK

For valuable consideration, the receipt and adequacy of which is hereby acknowledged:

ALLEN E. CATES, married to and living with Lucette U. Cates, and the said LUCETTE U. CATES, both residents of the full age of majority of the Parish of Lafayette, State of Louisiana, whose mailing address is P.O. Box 2735
Lafayette, Louisiana 70502
hereinafter sometimes referred to as "Assignors,"

each appearing herein as each interests may be affected, do hereby transfer, set over and assign to

SETAC CHEMICAL CORPORATION, a Louisiana corporation domiciled in the Parish of Lafayette, State of Louisiana, herein represented by its duly authorized President, Allen E. Cates, by virtue of corporate resolution attached hereto and made a part hereof,

and its successors and assigns, the entire right, title and interest in, to and under that certain trademark and the improvements or inventions, whether joint or sole, disclosed therein, and the resultant trademark thereon and any renewals, reissues, extensions, substitutions, continuations, or divisions thereof, including foreign rights thereunder, as fully set forth and described in the specification prepared and executed by them of even date, to-wit:

That certain trademark known as "Aquaplex" together with all of the goodwill of the business symbolized by the said mark as more fully set forth in a copy of the trademark registration attached hereto and made a part hereof;

Assignor warrants they have made no other assignments, conveyances or other alienations of the rights assigned herein and agree to indemnify and do hereby hold Assignee harmless from any claim of infringement or unauthorized use of such assigned item by Assignor prior to the date hereof, but make no further warranties.

The consideration for this assignment is included in the Section 351 Transfer of Assets for stock found in the corporate minute book for the hereinabove described corporation.

STATE OF LOUISIANA

PARISH OF LAFAYETTE

THUS DONE AND SIGNED, on this 3rd day of June,
1985, at Lafayette, Louisiana, in the presence of the undersigned
competent witnesses who sign with appearers and me, Notary, after
due reading of the whole.

WITNESSES:

Jeanine R. Guidry
Melissa Comeau

Allen E. Cates
ALLEN E. CATES

Lucette U. Cates
LUCETTE U. CATES

SETAC Chemical Corporation,
By: Allen E. Cates
ALLEN E. Cates, President

Jean C. Breauy, Jr.
NOTARY PUBLIC

Int. Cl.: 1

Prior U.S. Cl.: 6

United States Patent and Trademark Office

Reg. No. 1,271,381

Registered Mar. 27, 1984

TRADEMARK
Principal Register

AQUAPLEX

Allen E. Cates (United States citizen), d.b.a. Setac
Chemical
P.O. Box 2735
Lafayette, La. 70502

For: ADDITIVE FOR WATER-BASED DRILLING FLUID, in CLASS 1 (U.S. Cl. 6).
First use Oct. 20, 1981; in commerce Oct. 20, 1981.

Ser. No. 354,942, filed Mar. 16, 1982.

GARY L. SHAFFER, Examining Attorney



Nº 1271381

THE UNITED STATES OF AMERICA

CERTIFICATE OF REGISTRATION

This is to certify that the records of the Patent and Trademark Office show that an application was filed in said Office for registration of the Mark shown herein, a copy of said Mark and pertinent data from the Application being annexed hereto and made a part hereof,

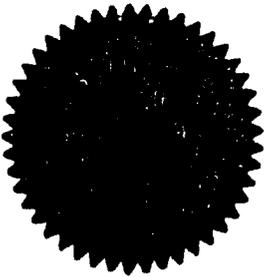
And there having been due compliance with the requirements of the law and with the regulations prescribed by the Commissioner of Patents and Trademarks,

Upon examination, it appeared that the applicant was entitled to have said Mark registered under the Trademark Act of 1946, and the said Mark has been duly registered this day in the Patent and Trademark Office on the

PRINCIPAL REGISTER

to the registrant named herein.

This registration shall remain in force for Twenty Years unless sooner terminated as provided by law.



In Testimony Whereof I have hereunto set my hand and caused the seal of the Patent and Trademark Office to be affixed this twenty-seventh day of March, 1984.

A handwritten signature in cursive script, likely belonging to the Commissioner of Patents and Trademarks at the time.

COMMISSIONER OF PATENTS AND TRADEMARKS



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Typed Drawing

Word Mark SETAN

Goods and Services (CANCELLED) IC 001. US 006. G & S: LIGNOSULFANATE FOR USE AS A DEFLOCCULANT AND CLAY PARTICLE PROTECTION AGENT IN THE OIL WELL INDUSTRY. FIRST USE: 19840200. FIRST USE IN COMMERCE: 19840200

Mark Drawing Code (1) TYPED DRAWING

Serial Number 73811970

Filing Date July 11, 1989

Current Filing Basis 1A

Original Filing Basis 1A

Published for Opposition November 28, 1989

Registration Number 1583195

Registration Date February 20, 1990

Owner (REGISTRANT) SETAC CHEMICAL CORPORATION CORPORATION LOUISIANA 501 HARWELL DRIVE LAFAYETTE LOUISIANA 70503

Attorney of Record RICHARD L. KIRKPATRICK

Type of Mark TRADEMARK

Register PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR).

Live/Dead Indicator DEAD

Cancellation Date March 4, 2001

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Typed Drawing

Word Mark SETAC

Goods and Services (CANCELLED) IC 001. US 001 005 006 010 026 046. G & S: industrial chemicals for the oil and gas drilling industry, namely lignosulfonate additives for drilling fluids, powder deflocculants, asphalt additives for sealing and fluid loss control, thinning and inhibition agents for drilling fluids, viscosity agents for drilling fluids and sealants for drilling fluids; and industrial chemicals used as cement retarders. FIRST USE: 19840200. FIRST USE IN COMMERCE: 19840200

Mark Drawing Code (1) TYPED DRAWING

Serial Number 74696794

Filing Date July 3, 1995

Current Filing Basis 1A

Original Filing Basis 1A

Published for Opposition March 12, 1996

Registration Number 1978399

Registration Date June 4, 1996

Owner (REGISTRANT) SETAC CHEMICAL CORPORATION CORPORATION LOUISIANA 5905 JOHNSTON ST LAFAYETTE LOUISIANA 70503

Type of Mark TRADEMARK

Register PRINCIPAL

Affidavit Text SECT 8 (6-YR).

Live/Dead Indicator DEAD

Cancellation Date March 10, 2007



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Typed Drawing

Word Mark BOREMASTER
Goods and Services IC 001. US 001 005 006 010 026 046. G & S: Chemical additive in powder form for controlling the filtrate loss for water base drilling fluid used to drill oil and gas wells. FIRST USE: 19910701. FIRST USE IN COMMERCE: 19910701
Mark Drawing Code (1) TYPED DRAWING
Serial Number 76440111
Filing Date August 12, 2002
Current Filing Basis 1A
Original Filing Basis 1A
Published for Opposition October 21, 2003
Registration Number 2804248
Registration Date January 13, 2004
Owner (REGISTRANT) Setac Chemical Corporation CORPORATION LOUISIANA 5905 Johnston Street Lafayette LOUISIANA 70503
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Typed Drawing

Word Mark DRILLFAST

Goods and Services IC 001. US 001 005 006 010 026 046. G & S: Drilling mud fluid additive, namely, a liquid additive to an oil and gas subterranean well drilling fluid to improve lubrication and rate of penetration. FIRST USE: 20020201. FIRST USE IN COMMERCE: 20020201

Mark Drawing Code (1) TYPED DRAWING

Serial Number 76451037

Filing Date September 13, 2002

Current Filing Basis 1A

Original Filing Basis 1A

Published for Opposition October 7, 2003

Registration Number 2799917

Registration Date December 30, 2003

Owner (REGISTRANT) Setac Chemical Corporation CORPORATION LOUISIANA 5905 Johnston Street Lafayette LOUISIANA 70503

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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Setac

5905 Johnston St Lafayette LA 70503

Drillfast[®]

APPLICATION Drillfast is an oil in water emulsion with 20% oil content. Use 1 to 2% by volume. (1 to 1.5 drums for each 100 barrels of mud) Use .02 to .04% retort oil content to calculate volume. (2 to 4 barrels oil per 1000 bbl mud)

337-988-2236

451 Lbs/55 Gallons Net Lot # 4/14/09

Setac

5905 Johnston St Lafayette LA 70503

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337-988-2236

451 Lbs/55 Gallons Net Lot # 4/14/09

Setac[®]

Seta-Vis

Viscosity & Suspension Aid For Water Base Fluids Contaminated With

Salt or Calcium

Setac Corporation 5905 Johnston Street Lafayette LA 70503 337-988-2236 Lot No. 4/20/06
50 Lbs Net

Setac[®]

Seta-Vis

Viscosity & Suspension Aid For Water Base Fluids Contaminated With

Salt or Calcium

Setac Corporation 5905 Johnston Street Lafayette LA 70503 337-988-2236 Lot No. 8/16/05
50 Lbs Net

Setac[®]

Seta-Vis

ATTACHMENT 16

Viscosity & Suspension Aid For Water Base Fluids Contaminated With

Salt or Calcium

Setac Corporation 5905 Johnston Street Lafayette LA 70503 337-988-2236 Lot No. 8/16/05
50 Lbs Net

Setac[®]

Set-Phalt

Setac[®] Set-Phalt is a water based, oil soluble, fast drying, clear, non-yellowing, non-toxic, and non-flammable. It is used for the protection of wood, metal, and masonry surfaces.

Setac[®]

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ATTACHMENT 17

Setac[®]

Set-Phalt

Setac[®] Set-Phalt is a water based, oil soluble, fast drying, clear, non-yellowing, non-toxic, and non-flammable. It is used for the protection of wood, metal, and masonry surfaces.



HAZARD RATING

4=SEVERE
3=SERIOUS
2=MODERATE
1=MINIMAL

HEALTH	1
FLAMMABILITY	1
REACTIVITY	0
PERSONAL	0

5905 Johnston St. Suite E Lafayette, LA 70503 Tel: (337)988-2236 FAX: (337)988-2411

MATERIAL SAFETY DATA SHEET

1. PRODUCT IDENTIFICATION

DATE: 06/02/04

TRADE NAME: Set-Phalt™
COMMON NAME: Asphaltic complex
MANUFACTURER: SETAC CORPORATION
DOT SHIPPING NAME: Drilling mud additive
CHEMICAL FAMILY: Asphalt
HAZARD CLASSIFICATION: DOT- Not restricted IATA- Not restricted
CAS REGISTRY #: Proprietary

2. HAZARDOUS INGREDIENTS/IDENTITY INFORMATION

HAZARDOUS COMPONENTS None known
SAFE EXPOSURE LIMITS PEL, TLV 15mg/M3 for dust

3. HAZARDS IDENTIFICATION

Nuisance dust, avoid high concentrations. Minimize contact with eyes, skin and clothing.
CARCINOGEN LISTING: Not a carcinogen
PRIMARY ROUTES OF ENTRY: Skin, eyes and inhalation
CONDITIONS AGGRAVATED BY EXPOSURE: None known
IRRITANCY OF MATERIAL: None known
SENSITIZATION TO MATERIAL: None known
TERATOGENICITY: None known
MUTAGENICITY: None known
REPRODUCTIVE TOXICITY: None known
SYNERGISTIC SUBSTANCES: None known

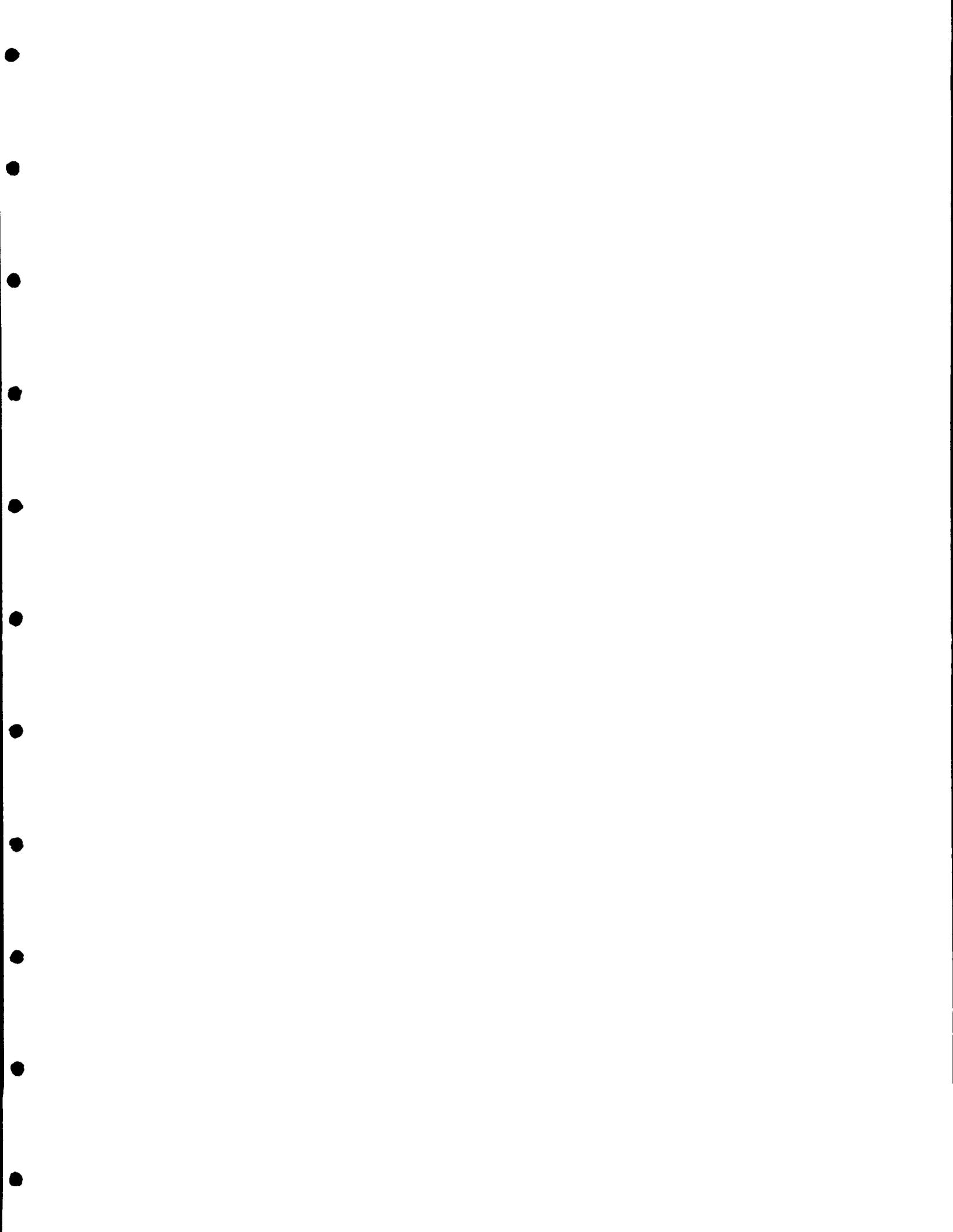
4. FIRST AID MEASURES

EYES: Immediately flush with large quantities of water for at least 15 minutes, and contact physician at once.
SKIN: Wash with soap and water and obtain medical attention.
INHALATION: Remove to fresh air and obtain medical attention.
INGESTION: Give water to dilute and get medical attention.
NOTES TO PHYSICIAN: Very low toxicity.

5. FIRE FIGHTING MEASURES

ATTACHMENT 18

AUTO IGNITION TEMPERATURE: >200°F
FLAMMABLE LIMITS IN AIR, % BY VOLUME:
Lower: 0.2 oz/cu.ft. . Upper: 3.5 oz cu/ft
EXTINGUISHING MEDIA: Use water spray or fog, CO2, foam, earth/sand.
SPECIAL FIRE FIGHTING PROCEDURES: Fire fighters must be equipped to prevent breathing vapors or combustion by-products. Wear approved self-contained breathing apparatus and protective clothing.
UNUSUAL FIRE AND EXPLOSION HAZARDS: Carbon dioxide, carbon monoxide and/or ammonia may result from decomposition.





HAZARD RATING
 4=SEVERE
 3=SERIOUS
 2=MODERATE
 1=MINIMAL

HEALTH	1
FLAMMABILITY	0
REACTIVITY	0
PERSONAL	0

5905 Johnston Street Lafayette, LA 70503 PH: (337) 988-2236 FAX: (337) 988-2411

MATERIAL SAFETY DATA SHEET

1. PRODUCT IDENTIFICATION

DATE: 05/19/05

TRADE NAME: SETA-SEAL

Manufacturer: SETAC®

DOT SHIPPING NAME: Drilling mud additive

HAZARD CLASSIFICATION: DOT- Not restricted IATA- Not restricted

CHEMICAL FAMILY: Proprietary

CAS REGISTRY: Proprietary

2. HAZARDOUS INGREDIENTS/IDENTITY INFORMATION

HAZARDOUS COMPONENTS silica cas # 14808-60-7 0.1mg/m3

SAFE EXPOSURE LIMITS PEL, TLV 2.0 mg/m3 respirable dust 0.0-0.2

3. HAZARDS IDENTIFICATION

CARCINOGEN LISTING: There is sufficient evidence that inhaled crystalline silica causes cancer in humans.

PRIMARY ROUTES OF ENTRY: inhalation and ingestion

IRRITANCY OF MATERIAL: Emphysema, asthma, or other respiratory effects

SENSITIZATION TO MATERIAL: red eyes and skin

TERATOGENICITY: None known

MUTAGENICITY: None known

REPRODUCTIVE TOXICITY: None known

SYNERGISTIC SUBSTANCES: None known

FIRST AID MEASURES

EYES: Immediately flush with large quantities of water for at least 15 minutes, and contact physician at once. if irritation occurs.

SKIN: Wash with soap and water and obtain medical attention if irritation occurs.

INHALATION: Remove to fresh air and obtain medical attention.

INGESTION: Give water to dilute and get medical attention.

NOTES TO PHYSICIAN: Very low toxicity.

5. FIRE FIGHTING MEASURES

AUTO IGNITION TEMPERATURE: May conduct electricity use caution

FLAMMABLE LIMITS IN AIR, % BY VOLUME: Not known

Lower: Upper:

EXTINGUISHING MEDIA:

SPECIAL FIRE FIGHTING PROCEDURES: Fire fighters must be equipped to prevent breathing vapors or combustion by-products. Wear approved self-contained breathing apparatus and protective clothing.

UNUSUAL FIRE AND EXPLOSION HAZARDS:

Setac

5905 Johnston St Lafayette LA 70503

XP-911

Declared ***BEST*** In Most Tests To Stop Whole Mud Seepage Loss In ***All*** Fluids
Better Than Fiber & Graphite With ***NO*** sheen ***NO*** mess & ***NO*** change in
fluid viscosity! Recommend add in 50 -100 barrel sweeps @ 15 PPB until
product is seen coming over shaker screen

337-988-2236 50 Lbs Net 7/24/09

Setac

5905 Johnston St Lafayette LA 70503

XP-911

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337-988-2236 50 Lbs Net 7/24/09

ATTACHMENT 21

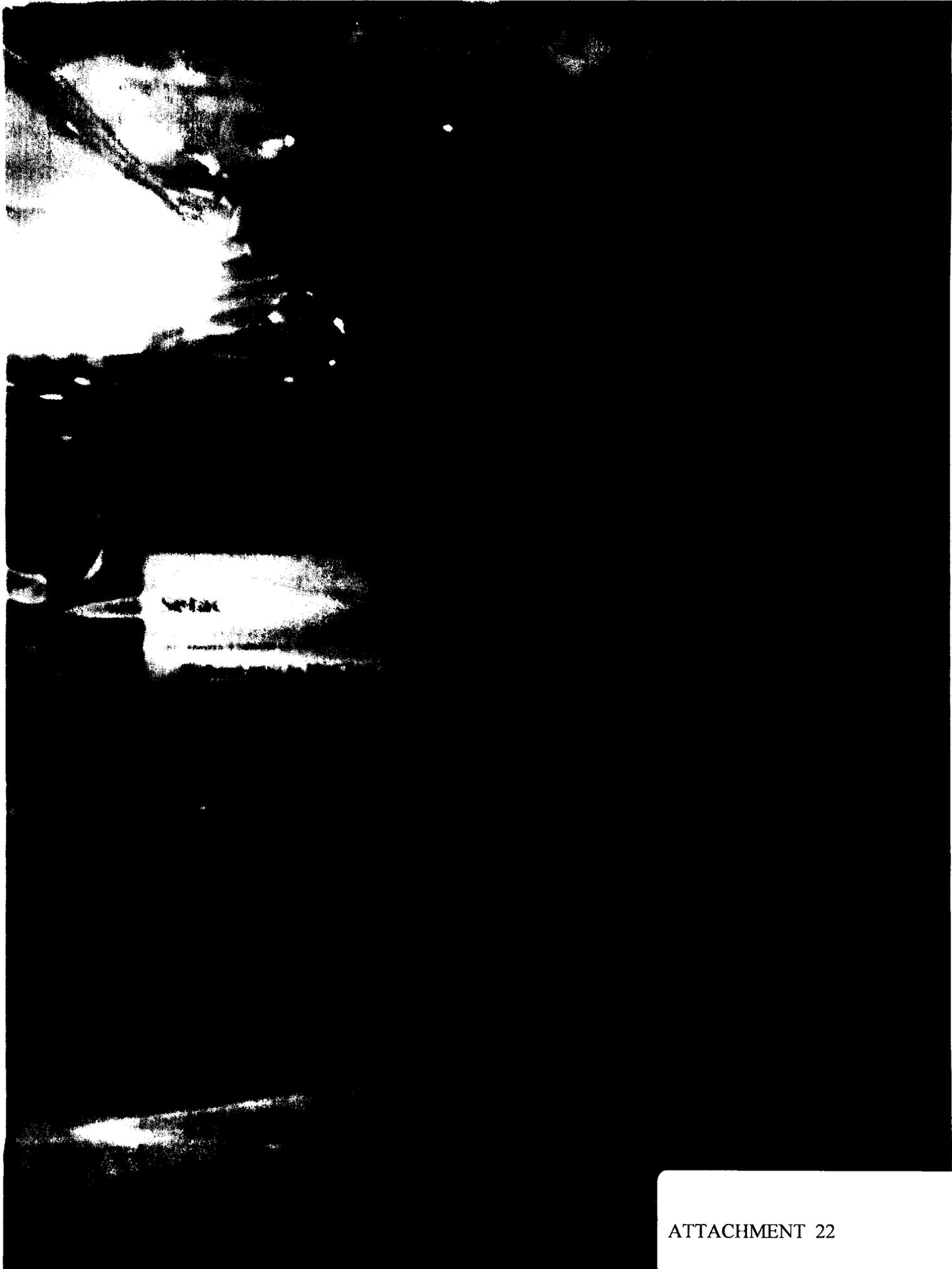
Setac

5905 Johnston St Lafayette LA 70503

XP-911

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337-988-2236 50 Lbs Net 7/24/09





2017-2018

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