

ESTTA Tracking number: **ESTTA687889**

Filing date: **08/05/2015**

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

**Notice of Opposition**

Notice is hereby given that the following party opposes registration of the indicated application.

**Opposer Information**

Name	Fleetpride, Inc.
Granted to Date of previous extension	08/05/2015
Address	600 E Las Colinas Blvd., Suite 400 Irving, TX 75039 UNITED STATES
Attorney information	Dyan M. House Carter Scholer Arnett Hamada & Mockler PLLC 8150 N. Central Expressway, Suite 500 Dallas, TX 75206 UNITED STATES dhouse@carterscholer.com, trademarks@carterscholer.com Phone:214-550-5081

**Applicant Information**

Application No	86427046	Publication date	04/07/2015
Opposition Filing Date	08/05/2015	Opposition Period Ends	08/05/2015
Applicant	Truckpro, Inc. 1610 Century Center Parkway, Suite 107 Memphis, TN 38134 UNITED STATES		

**Goods/Services Affected by Opposition**

Class 035. First Use: 2014/07/01 First Use In Commerce: 2014/07/01 All goods and services in the class are opposed, namely: retail store services featuring chemicals and parts and accessories for heavy duty truck and trailers
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**Grounds for Opposition**

Priority and likelihood of confusion	Trademark Act section 2(d)
The mark is merely descriptive	Trademark Act section 2(e)(1)

**Mark Cited by Opposer as Basis for Opposition**

U.S. Registration No.	2992713	Application Date	09/28/1999
Registration Date	09/06/2005	Foreign Priority Date	NONE
Word Mark	FLEETPRIDE HEAVY DUTY EXPERTS		

Design Mark	<b>FLEETPRIDE HEAVY DUTY EXPERTS</b>
Description of Mark	NONE
Goods/Services	<p>Class 012. First use: First Use: 1999/10/26 First Use In Commerce: 1999/10/26 Mechanical engine parts for on-road, off-road, construction and agricultural vehicles</p> <p>Class 035. First use: First Use: 1999/10/26 First Use In Commerce: 1999/10/26 Wholesale store services featuring parts for on-road, off-road, construction and agricultural vehicles</p> <p>Class 037. First use: First Use: 1999/10/26 First Use In Commerce: 1999/10/26 Repair and maintenance of on-road, off-road, construction and agricultural vehicles</p>

Attachments	<p>75811238#TMSN.png( bytes )</p> <p>2015.08-05 Notice of Opposition.pdf(1237103 bytes )</p>
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### **Certificate of Service**

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Dyan House/
Name	Dyan M. House
Date	08/05/2015

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

FleetPride, Inc.,  
Opposer,

v.

Truckpro, Inc.,  
Applicant.

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Mark: HEAVY-DUTY EXPERTISE  
Application Serial No. 86/427,046  
Published: April 7, 2015

Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, Virginia 22313-1451

**NOTICE OF OPPOSITION**

FleetPride, Inc., a corporation organized under the laws of Alabama, having a principal place of business at 600 E. Las Colinas Blvd., Suite 400, Irving, Texas 75039 (hereinafter “*Opposer*”), believes that it will be damaged by registration of the trademark “HEAVY-DUTY EXPERTISE” shown in Application Serial No. 86/427,046, in International Class 35 (the “*Application*”), and hereby timely opposes same. As grounds for the opposition, Opposer alleges as follows:

1. On information and belief, Truckpro, Inc. is a Delaware corporation, having a place of business at 1610 Century Center Parkway, Suite 107, Memphis, Tennessee 38134 (hereinafter, “*Applicant*”).

2. Opposer is the owner and registrant of the trademark “FLEETPRIDE HEAVY DUTY EXPERTS,” subject of United States Registration No. 2,992,713 for “wholesale store services featuring parts for on-road, off-road, construction and agricultural vehicles” in International Class 35 and for “repair and maintenance of on-road, off-road, construction and

agricultural vehicles” in International Class 37 (the “*Mark*”). Attached as Exhibit A is a true and correct copy of the registration certificate for the *Mark* (the “*’713 Registration*”).

3. Opposer first used the *Mark* in connection with the services listed in the ‘713 Registration at least as early as January 26, 1999.

4. Opposer has made, and continues to make, a substantial investment in advertising and promoting its services under the *Mark*.

5. The disclaimed matter in the *Mark* has become distinctive of Opposer’s services.

6. Applicant’s *Mark* and Opposer’s *Mark* are similar in sight, sound, meaning and overall commercial impression.

7. When used in association with the services listed in the Application, Applicant’s *Mark* is likely to cause confusion, or to cause mistake, or to deceive, within the meaning of Section 2(d) of the Lanham Act, 15 U.S.C. §1052(d).

8. The services listed in the ‘713 Registration and those listed in the Application are related.

9. The classes of purchasers are the same with respect to Opposer’s goods/services and Applicant’s goods/services.

10. Opposer’s goods/services and Applicant’s goods/services move through the same channels of trade.

11. The relevant consuming public is likely to mistakenly believe that Applicant’s goods/services originate from, are sponsored or authorized by, or are otherwise connected to Opposer’s goods/services.

12. Applicant filed the Application on October 17, 2014, on an actual basis, claiming a first use date of July 1, 2014.

13. Upon information and belief, Applicant’s first use of HEAVY-DUTY EXPERTISE was in July 2014, more than 15 years after Opposer’s first use of the Mark.

14. Opposer further asserts that the term “HEAVY-DUTY” as used in Applicant’s Mark, is merely descriptive of the services listed in the Application, and, therefore, such term should be disclaimed under Lanham Act §6(a), 15 USC §1056(a).

15. Applicant’s services, as listed in the Application, include in part, “retail store services featuring chemicals and parts and accessories for **heavy duty** truck and trailers.” (emphasis added).

16. Opposer asserts that the term “HEAVY DUTY” is commonly disclaimed in marks relating to goods/services for heavy-duty vehicles and parts therefor. A brief search of the Principal Register reveals several marks where the term “HEAVY DUTY” has been disclaimed. Among these marks are the following examples:

Mark	Owner	Disclaimer	Goods/Services	Registration No.
WE ARE HEAVY DUTY	TruckZone, Inc.	“HEAVY DUTY”	Retail store services in the field of truck, trailer and heavy duty chemicals parts and accessories (class 35)	2,473,093
HEAVY DUTY ALLIANCE	VIPAR Heavy Duty, Inc.	“HEAVY DUTY”	Distributorship services in the field of motor vehicle parts (class 35)	4,407,251
HDAW HEAVY DUTY AFTERMARKET WEEK (& Design)	Auto Care Association	“HEAVY DUTY AFTERMARKET WEEK”	Arranging and conducting a periodic industry trade association sponsored trade show and exposition in the fields of heavy duty vehicle aftermarket products and services (class 35)	3,306,855
TRACTION HEAVY DUTY PARTS	Genuine Parts Company	“HEAVY DUTY PARTS”	Whole sale distributorship services and retail store services featuring parts, components and	3,407,411

			accessories for heavy trucks (class 35)	
KEENE HEAVY DUTY	Keene Export Brake and Electric Co.	“HEAVY DUTY”	<p>Electrical components for heavy duty trucks, namely, alternators, starter alternators, starters for motors and engines; water, fuel and oil pumps for heavy duty trucks; hydraulic dump pumps for heavy duty trucks (class 7)</p> <p>Heavy duty truck parts and accessories, namely, air brake components, namely, air dryers, repair kits comprising springs and cam rollers, brake shoes, glad hands and service brake chambers; disc brake pads; emergency brake shoes; electric brakes; transmission valves; wheel seals and bearings; electrical components for heavy duty trucks, namely, back-up alarms; u-joints; fan clutch repair kits comprising clutch disc, pressure plate and bearings; slack adjusters; rear and side view mirrors; brackets for rear and side view mirrors; and wheel attaching parts, namely, lug nuts and bolts; all of the aforesaid goods being for heavy duty trucks (class 12)</p>	3,550,856

Copies of the TESS records for the above-referenced registrations, as well as others, are attached as Exhibit B.

17. Opposer also points to the following registrations that are on the Supplemental Register, which evidences the descriptive nature of the term “HEAVY-DUTY”:

Mark	Owner	Goods/Services	Registration No.
HEAVY DUTY AFTERMARKET WEEK	Auto Care Association	Arranging and conducting a periodic industry trade association sponsored trade show and exposition in the fields of heavy duty vehicle aftermarket products and services (class 35)	3,094,510
HEAVY DUTY CYCLES	Ray Leslie	Retail store services featuring motorcycles and motorcycle parts (class 35)	2,463,029
HEAVY DUTY AMERICA	HDA Truck Pride, Inc.	Gasoline additives, namely gas dryer, diesel fuel conditioner, air brake antifreeze, and starting fluid for semi-trailer and semi-trailer truck tractors (class 6)  Fuel/water separator filter elements for engines (class 7)  Fire extinguishers for semi-trailers and semi-trailer truck tractors and electrical wire assemblies for semi-trailer light (class 9)  Parts for semi-trailers and semi-trailer truck tractors, namely air brake hose, air brake diaphragms, brake drums, remanufactured clutches, brake components kits comprising replacement parts for mounting brake shoes on axles, brake blocks and suspension spring (class 12)	1,940,291
POWER HEAVY DUTY	Power Heavy Duty, LLC	Automotive, vehicle and heavy duty truck parts and accessories, namely, brakes, brake shoes, brake drums, disc brake pads, shock absorbers, suspensions, suspension struts, suspension coil springs, wheel cylinders, wheel bearings, and vehicle cargo restraints, namely fitted liners; and new and re-manufactured air and hydraulic brake systems, parts and accessories for vehicles and heavy duty trucks, namely, valves, compressors (class 12)	2,730,909

Copies of the TESS records for the above-referenced registrations, as well as others, are attached as Exhibit C.

18. Based upon the foregoing, registration of Applicant's Mark is likely to cause injury and damage to Opposer.

WHEREFORE, Opposer respectfully requests that registration of the mark HEAVY-DUTY EXPRTISE as shown by Application Serial No. 86/427,046, be denied under Section 2(d) of the Lanham Act, 15 U.S.C. §1052(d), Section 2(e) of the Lanham Act 15 U.S.C. §1052(e), and that this Opposition be sustained.

Please charge the filing fee of US \$300.00 to Deposit Account No. 50-5742 of Opposer's counsel noted below.

Dated: August 5, 2015

Respectfully submitted,

By: /Dyan M. House /  
Dyan M. House  
Texas State Bar No. 24036923  
CARTER SCHOLER ARNETT  
HAMADA & MOCKLER, PLLC  
8150 N. Central Expy., Suite 500  
Dallas, Texas 75206  
214.550.8188 Telephone  
214.550.8185 Facsimile

ATTORNEYS FOR OPPOSER

### **CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing Notice of Opposition has been served via First Class Mail, postage prepaid, to Applicant's attorney of record at the address below on this the 5<sup>th</sup> day of August 2015:

Cara Baer  
Butler Snow, LLP  
6075 Poplar Ave., Suite 500  
Memphis, TN 38110

/Dyan M. House/  
Dyan M. House

**Exhibit A**



**Int. Cls.: 12, 35, and 37**

**Prior U.S. Cls.: 19, 21, 23, 31, 35, 44, 100, 101, 102,  
103, and 106**

**Reg. No. 2,992,713**

**United States Patent and Trademark Office**

**Registered Sep. 6, 2005**

**TRADEMARK  
SERVICE MARK  
PRINCIPAL REGISTER**

**FLEETPRIDE HEAVY DUTY EXPERTS**

FLEETPRIDE, INC. (ALABAMA CORPORATION)  
8708 TECHNOLOGY FOREST PLACE  
THE WOODLANDS, TX 77381

FOR: MECHANICAL ENGINE PARTS FOR ON-  
ROAD, OFF-ROAD, CONSTRUCTION AND AGRICULTURAL VEHICLES, IN CLASS 12 (U.S. CLS. 19, 21, 23, 31, 35 AND 44).

FIRST USE 10-26-1999; IN COMMERCE 10-26-1999.

FOR: WHOLESALE STORE SERVICES FEATUR-  
ING PARTS FOR ON-ROAD, OFF-ROAD, CON-  
STRUCTION AND AGRICULTURAL VEHICLES,  
IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 10-26-1999; IN COMMERCE 10-26-1999.

FOR: REPAIR AND MAINTENANCE OF ON-  
ROAD, OFF- ROAD, CONSTRUCTION AND AGRICULTURAL VEHICLES, IN CLASS 37 (U.S. CLS. 100, 103 AND 106).

FIRST USE 10-26-1999; IN COMMERCE 10-26-1999.

NO CLAIM IS MADE TO THE EXCLUSIVE  
RIGHT TO USE "HEAVY DUTY EXPERTS", APART  
FROM THE MARK AS SHOWN.

SN 75-811,238, FILED 9-28-1999.

AMY HELLA, EXAMINING ATTORNEY

## Exhibit B





## Trademarks > Trademark Electronic Search System (TESS)

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# KEENE HEAVY DUTY

**Word Mark** KEENE HEAVY DUTY

**Goods and Services** IC 007. US 013 019 021 023 031 034 035. G & S: Electrical components for heavy duty trucks, namely, alternators, starter alternators, starters for motors and engines; water, fuel and oil pumps for heavy duty trucks; hydraulic dump pumps for heavy duty trucks. FIRST USE: 20070800. FIRST USE IN COMMERCE: 20070800

IC 012. US 019 021 023 031 035 044. G & S: Heavy duty truck parts and accessories, namely, air brake components, namely, air dryers, repair kits comprising springs and cam rollers, brake shoes, glad hands and service brake chambers; disc brake pads; emergency brake shoes; electric brakes; transmission valves; wheel seals and bearings; electrical components for heavy duty trucks, namely, back-up alarms; u-joints; fan clutch repair kits comprising clutch disc, pressure plate and bearings; slack adjusters; rear and side view mirrors; brackets for rear and side view mirrors; and wheel attaching parts, namely, lug nuts and bolts; all of the aforesaid goods being for heavy duty trucks. FIRST USE: 20070800. FIRST USE IN COMMERCE: 20070800

**Standard Characters Claimed**

**Mark Drawing Code** (4) STANDARD CHARACTER MARK

**Serial Number** 77141354

**Filing Date** March 27, 2007

**Current Basis** 1A

**Original Filing Basis** 1B

**Published**

**for Opposition** February 12, 2008  
**Registration Number** 3550856  
**Registration Date** December 23, 2008  
**Owner** (REGISTRANT) KEENE EXPORT BRAKE AND ELECTRIC CO. CORPORATION ILLINOIS 5000 S. Central Ave. Chicago ILLINOIS 60638  
**Attorney of Record** Scott W. Smilie  
**Disclaimer** NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "HEAVY DUTY" APART FROM THE MARK AS SHOWN  
**Type of Mark** TRADEMARK  
**Register** PRINCIPAL  
**Affidavit Text** SECT 15. SECT 8 (6-YR).  
**Live/Dead Indicator** LIVE

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**Word Mark**  
**Goods and Services**

**EVERCO HEAVY DUTY**

IC 001. US 001 005 006 010 026 046. G & S: Parts and equipment for motor vehicles air conditioning systems, namely, an air conditioning liquid flush for automobile air conditioning systems. FIRST USE: 20070521. FIRST USE IN COMMERCE: 20070521

IC 004. US 001 006 015. G & S: Automobile lubricants, namely, lubricants for automobile air conditioning systems. FIRST USE: 20070521. FIRST USE IN COMMERCE: 20070521

IC 007. US 013 019 021 023 031 034 035. G & S: Air compressors for vehicles and replacement parts thereof. FIRST USE: 20070521. FIRST USE IN COMMERCE: 20070521

IC 009. US 021 023 026 036 038. G & S: Replacement parts for automotive heating apparatus, namely, electric switches and relays, and replacement parts for automotive air conditioners, namely, electric expansion valves, electric switches and relays. FIRST USE: 20070521. FIRST USE IN COMMERCE: 20070521

IC 011. US 013 021 023 031 034. G & S: Replacement parts for automotive vehicle heating apparatus, namely, heater cores, heater valves, heater fittings, blower motors, and blower motor wheels; and replacement parts for automotive air conditioners, namely, motors, blower motors, valves, fans, fan blades, fan clutches, and dryers. FIRST USE: 20070521. FIRST USE IN COMMERCE: 20070521

IC 017. US 001 005 012 013 035 050. G & S: Connecting hoses for vehicle heating and vehicle air conditioning apparatus. FIRST USE: 20070521. FIRST USE IN COMMERCE: 20070521

**Mark Drawing Code**

(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

**Design Search Code**

03.17.01 - Wings, birds'  
26.03.17 - Concentric ovals; Concentric ovals and ovals within ovals; Ovals within ovals; Ovals, concentric  
26.03.21 - Ovals that are completely or partially shaded

**Trademark**

ANI-MISC Part of the animals including animal bones,horns,claws,shells,eyes,coral,paws,eggs,

**Search Facility** feathers,hides or skins  
**Classification Code** SHAPES-MISC Miscellaneous shaped designs  
**Serial Number** 76669886  
**Filing Date** December 4, 2006  
**Current Basis** 1A  
**Original Filing Basis** 1B  
**Published for Opposition** January 22, 2008  
**Registration Number** 3565005  
**Registration Date** January 20, 2009  
**Owner** (REGISTRANT) Standard Motor Products, Inc. CORPORATION NEW YORK 1801 Waters Ridge Drive Lewisville TEXAS 75057  
**Assignment Recorded** ASSIGNMENT RECORDED  
**Attorney of Record** D. Wade Cloud, jr.  
**Disclaimer** NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "HEAVY DUTY" APART FROM THE MARK AS SHOWN  
**Description of Mark** Color is not claimed as a feature of the mark.  
**Type of Mark** TRADEMARK  
**Register** PRINCIPAL  
**Affidavit Text** SECT 8 (6-YR).  
**Live/Dead Indicator** LIVE

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**Word Mark** UHD UNIPART HEAVY DUTY COOLING & COMPONENTS

**Goods and Services** IC 002. US 006 011 016. G & S: Paints and lacquers; anti-rust preparations; undercoating and undersealing preparations, paint thinners; primers; protective preparations for metals; all for vehicles or for use in the repair and maintenance of land vehicles

IC 007. US 013 019 021 023 031 034 035. G & S: Parts and fittings for engines, namely, hydraulic cylinders and pistons, hydraulic and pneumatic lifting jacks, alternators, oil and water pumps, radiators for cooling, fans for cooling, carburettors, exhaust and silencing systems all for engines, choke mechanisms for use in choke conversions all sold in kit form, fan belts, spark plugs and igniting devices all for internal combustion engines, constant velocity, universal and cardan joints, starters, superchargers, tools, paint applying machines; parts and fittings for all the aforesaid goods

IC 009. US 021 023 026 036 038. G & S: Parts and fittings for land vehicles, namely, batteries, alarms, visors, electrical and electronic equipment and apparatus, fire extinguishers, mirrors, gauges, speed indicators, tachometers, temperature indicators, fuel gauges, battery condition indicators, brake-wear indicators, on-board computers, distance indicating devices, radios, tape and disc players and audio equipment for land vehicles, anti-glare glasses, all for vehicles or for use in the repair and maintenance of land vehicles, fuel pumps, electric cables, distributor caps and electrical equipment for vehicles

IC 011. US 013 021 023 031 034. G & S: Parts and fittings for land vehicles, namely, air filters, lighting installations and apparatus, light bulbs, heating apparatus and fans, lamps and reflectors for trailers and semi-trailers, parts and fittings for all the aforesaid goods, all for vehicles or for use in the repair and maintenance of land vehicles

IC 012. US 019 021 023 031 035 044. G & S: Parts and fittings for motor land vehicles, namely, brakes, cables, namely, accelerator cables, choke cables, clutch cables, tachometer drive cables, handbrake cables and brake cables, brake discs, brake drums, brake hoses, brake master cylinders, brake pads, brake service parts, brake shoes, brake tubing, structural parts for repairing brake callipers and parts for repairing wheel cylinder for land vehicles all for sale in kit forms, wheel cylinders, fan belts, car horns, flasher units, windshield wiper arms, wiper blades, wiper motors, wiper refills, hood release cables, sets of parts for choke conversion all for sale in kit forms, namely, for the conversion of carburettors fitted with automatic enrichment

devices or electronically controlled enrichment devices with choke device controlling flow of fuel to a motor vehicle engine, ball joints, drag links, kingpins, lever arms, shock absorbers, transmissions and replacement parts thereof, gears, gear linkage systems, namely, steering gear and linkage mechanisms consisting of a system of rods and levers connected to the front wheels of a motor vehicle and a gear that couples the steering wheel to the steering wheel linkage of the motor vehicle and gear change linkages for use in the power train of motor land vehicles, steering couplings, steering racks, control arms, sets of parts for control arms, namely, control arms consisting of a wishbone or a double pivot control arm or single pivot or single bushing control arm used to fix the position of the suspension system and its components relative to the vehicle and the road surface, together with ball joints with connect to the up and down movement of the control arm, rod ends, bushes, namely, suspension arm bushes, engine and gearbox mounting bushes, shock absorber bushes, and radius arm bushes all being for motor land vehicles, wheel bearings, sets of parts for wheels and for wheel bearings, namely, bearings for use in relation to the maintenance and repair of motor land vehicles, bearing sets, bearing housings and bearing assembly units, other assembly kits comprised of bearings, seals, nuts and retainers required to maintain and repair wheel bearings assemblies of motor land vehicles, wheels for vehicles; parts and fittings for motor land vehicles, namely, starter ring gears for motor vehicle engines, power train components, camshaft bushes for motor vehicles, replacement clutch units for motor vehicle engines, bell housings for motor vehicle engines, gear boxes for motor vehicle engines, gear box housing for motor vehicle engines, gear shifts for motor vehicle engines, clutch release mechanisms for motor vehicle engines, manual, automatic and semi-automatic gear boxes for motor vehicle engines, transmission systems for motor vehicles; parts and fittings for all the aforesaid goods; carriers for trailers and semi-trailers, namely, trailer couplings, trailer hitch covers, tow bars for trailers, tractor trailer fifth wheels, detachable front axles assemblies, landing gear for trailers, trailer legs, trailer kingpin connectors, trailer hitch couplers, fifth wheel assemblies for tractor units, brakes and pneumatic tyres for vehicles, trailers and semi-trailers, in particular compressors, control valves, safety valves, pressure regulators, valve relays, expansion valves, brake chamber diaphragms, pressure regulators, air and/or pneumatic fluid tanks for pressurised braking systems for vehicles, trailers and semi-trailers, springs for cylinder brakes for vehicles trailers and semi-trailers; connectors and accessories for connection of tractor cabs to trailers and semi-trailers, namely, electrical hoses, connectors and plugs, air hoses connectors and plugs; connectors and accessories not included in other classes for the connection of pneumatic systems for vehicles, trailers and semi-trailers, namely, pneumatic spiral hoses, connectors and plugs; pivot bars for trailers; axles and parts of suspension for vehicle trailers and semi-trailers, namely, suspension mounting plates and bolt kits, axle suspension units, leaf spring suspension units, shock absorbers, trailer suspension axles, double leaf springs, tandem double leaf springs, slipper end leaf springs, slipper end tandem leaf springs, wheel bearings and grease caps, trailer bowden cables, leaf spring components for both double and slipper end leaf springs, trailer brake discs, trailer brake drums, self-steer axles, vehicle, trailer and semi-trailer air suspension systems, vehicle, trailer and semi-trailer suspension grease gun applicators, coil overs, spring perches, valves

IC 017. US 001 005 012 013 035 050. G & S: Parts and fittings for land vehicles, namely, air conditioning hoses, compressors for air conditioning units, connecting hoses for vehicle radiators, connecting hoses for vehicle fuel injectors, pneumatic brakes hoses; clutch lining, seals and sealing compounds, gaskets and insulators, adhesive, masking and insulating tape; flexible tubing; chemical compositions for repairing leaks; two pack resin fillers; parts and fittings for all the aforesaid goods; all for vehicles or for use in repair and maintenance of land vehicles

IC 037. US 100 103 106. G & S: Automotive maintenance and repair services; automotive heating and ventilation equipment installation, maintenance and repair; land vehicle engine cooling installation, maintenance and repair services

**Mark  
Drawing  
Code**

(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

**Design  
Search Code**

18.05.05 - Armored trucks; Cabs, tractor-trailer; Garbage trucks; Pickup trucks; Tanker trucks; Tow trucks; Trucks, heavy hauling; Trucks, pick-up; Trucks, tanker; Vans

18.11.03 - Exhaust pipes; Mufflers and exhaust systems; Shock absorbers; Tailpipes, vehicle

26.11.02 - Plain single line rectangles; Rectangles (single line)

26.17.01 - Bands, straight; Bars, straight; Lines, straight; Straight line(s), band(s) or bar(s)

26.17.05 - Bands, horizontal; Bars, horizontal; Horizontal line(s), band(s) or bar(s); Lines, horizontal

**Serial  
Number**

86111560

**Filing Date**

November 6, 2013

**Current Basis** 44E  
**Original Filing Basis** 1B;44D  
**Published for Opposition** November 4, 2014  
**Registration Number** 4784141  
**Registration Date** August 4, 2015  
**Owner** (REGISTRANT) Unipart Group Limited CORPORATION UNITED KINGDOM Unipart House, Cowley Oxford OX4 2PG UNITED KINGDOM  
**Attorney of Record** Heather A. Dunn, Esq.  
**Priority Date** October 22, 2013  
**Prior Registrations** 3750996;3776632;3789701;AND OTHERS  
**Disclaimer** NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "HEAVY DUTY COOLING & COMPONENTS" APART FROM THE MARK AS SHOWN  
**Description of Mark** Color is not claimed as a feature of the mark. The mark consists of the front view of a truck with one exhaust pipe on either side of the truck with the uppercase letters "UHD" in an oval on the front of the truck, along with a rectangle outline to the right of the truck containing the words "UNIPART" with the word "PART" underlined twice, with the words "HEAVY DUTY COOLING & COMPONENTS" below.  
**Type of Mark** TRADEMARK. SERVICE MARK  
**Register** PRINCIPAL  
**Live/Dead Indicator** LIVE

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<b>Word Mark</b>	HAMSAR DIVERSCO INC. HDI HEAVY DUTY ILLUMINATION
<b>Goods and Services</b>	IC 011. US 013 021 023 031 034. G & S: Automotive headlamps and headlights; work lamps; work lights; auxiliary lamps and lights for cars, trucks, snow plows, off road vehicles, forklifis, earth moving, logging mining and construction vehicles and equipment; vehicle and marine components and parts, namely, lights, lamps, and lamp bulbs. FIRST USE: 20050201. FIRST USE IN COMMERCE: 20061201
<b>Mark Drawing Code</b>	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
<b>Design Search Code</b>	26.03.17 - Concentric ovals; Concentric ovals and ovals within ovals; Ovals within ovals; Ovals, concentric 26.03.21 - Ovals that are completely or partially shaded 26.13.21 - Quadrilaterals that are completely or partially shaded 26.13.25 - Quadrilaterals with one or more curved sides
<b>Trademark Search Facility Classification Code</b>	LETTER-3-OR-MORE HDI Combination of three or more letters as part of the mark SHAPES-MISC Miscellaneous shaped designs SHAPES-OVALS Oval figures or designs including incomplete ovals and one or more ovals
<b>Serial Number</b>	78678604
<b>Filing Date</b>	July 26, 2005
<b>Current Basis</b>	1A
<b>Original Filing Basis</b>	1B;44D
<b>Published for Opposition</b>	July 11, 2006
<b>Registration</b>	

**Number** 3299229

**Registration Date** September 25, 2007

**Owner** (REGISTRANT) HAMSAR DIVERSCO INC. CORPORATION CANADA 5320 Downey Street Burlington, Ontario CANADA L7L 6M2

**Attorney of Record** Brant Latham

**Disclaimer** NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "INC." or the words "HEAVY DUTY ILLUMINATION" APART FROM THE MARK AS SHOWN

**Description of Mark** Color is not claimed as a feature of the mark.

**Type of Mark** TRADEMARK

**Register** PRINCIPAL

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

**Live/Dead Indicator** LIVE

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**Word Mark** HD HEAVY DUTY

**Goods and Services** IC 011. US 034. G & S: exhaust and ventilating equipment; namely, exhaust fans; ventilating fans; range hoods; ventilators; and parts therefor. FIRST USE: 19930512. FIRST USE IN COMMERCE: 19930512

**Mark Drawing Code** (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

**Design Search Code** 26.11.21 - Rectangles that are completely or partially shaded

**Serial Number** 74379552

**Filing Date** April 13, 1993

**Current Basis** 1A

**Original Filing Basis** 1B

**Published for Opposition** October 12, 1993

**Registration Number** 1847320

**Registration Date** July 26, 1994

**Owner** (REGISTRANT) BROAN MFG. CO., INC. CORPORATION WISCONSIN 926 West State Street P.O. Box 140 Hartford WISCONSIN 53027

(LAST LISTED OWNER) BROAN-NUTONE LLC CORPORATION BY ASSIGNMENT DELAWARE 926  
WEST STATE STREET HARTFORD WISCONSIN 53027

**Assignment Recorded** ASSIGNMENT RECORDED

**Attorney of Record** Michael B. Lasky

**Disclaimer** NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "HEAVY DUTY" APART FROM THE MARK AS SHOWN

**Description of Mark** The mark consists in part of the stylized letters "HD".

**Type of Mark** TRADEMARK

**Register** PRINCIPAL

**Affidavit Text** SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20040727.

**Renewal** 1ST RENEWAL 20040727

**Live/Dead Indicator** LIVE

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### NEXTGEN HEAVY DUTY PRODUCTS

**Word Mark** NEXTGEN HEAVY DUTY PRODUCTS

**Goods and Services** IC 007. US 013 019 021 023 031 034 035. G & S: Alternators; engine or motor starters

IC 012. US 019 021 023 031 035 044. G & S: Brake friction material, namely, brake linings for land vehicles; lined brake shoes for land vehicles; unlined brake shoes for land vehicles; brake hardware kits comprising rollers, return springs, bushings, retainers, anchor pins, washers, lock rings, and spring retainers, all for land vehicles; motor vehicle and truck parts, components, accessories and systems, namely, air brake components, namely, filters; air dryers used in braking systems for land vehicles; brake friction material, namely, brake linings for land vehicles; brake shoes for land vehicles; brake drums for land vehicles; spring brakes for land vehicles; brake drums for land vehicles; wheel bearings for land vehicles

IC 037. US 100 103 106. G & S: Remanufacturing of brake parts for land vehicles

**Standard Characters Claimed**

**Mark Drawing Code** (4) STANDARD CHARACTER MARK

**Serial Number** 86135343

**Filing Date** December 4, 2013

**Current Basis** 1B

**Original Filing Basis** 1B

**Published for Opposition** November 18, 2014

**Owner** (APPLICANT) VIPAR Heavy Duty, Inc. CORPORATION MARYLAND 760 McArdle Drive Suite D Crystal Lake ILLINOIS 60014

**Attorney of Record** Jess M. Collen

**Disclaimer** NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "HEAVY DUTY PRODUCTS" APART FROM THE MARK AS SHOWN

**Type of Mark** TRADEMARK. SERVICE MARK

**Register** PRINCIPAL

**Live/Dead Indicator** LIVE

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# AXN HEAVY DUTY

**Word Mark** AXN HEAVY DUTY

**Goods and Services** IC 012. US 019 021 023 031 035 044. G & S: land vehicle parts, namely, axles, suspensions, brakes and brake parts; parts for trucks, tractors, buses, and coaches, namely, axles, suspensions, brakes and brake parts, and landing gears; aftermarket and original equipment manufacturer parts for land vehicles, namely, axles, suspensions, brakes and brake parts, and landing gears. FIRST USE: 20101206. FIRST USE IN COMMERCE: 20101206

**Standard Characters Claimed**

**Mark Drawing Code** (4) STANDARD CHARACTER MARK

**Serial Number** 85118322

**Filing Date** August 30, 2010

**Current Basis** 1A

**Original Filing Basis** 1B

**Published for Opposition** February 15, 2011

**Registration Number** 4547850

**Registration Date** June 10, 2014

**Owner** (REGISTRANT) AXN HEAVY DUTY, LLC LIMITED LIABILITY COMPANY KENTUCKY 5534 National

Turnpike Louisville KENTUCKY 40214

**Assignment  
Recorded**

ASSIGNMENT RECORDED

**Attorney of  
Record**

Amy B. Berge

**Disclaimer**

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "HEAVY DUTY" APART FROM THE MARK AS SHOWN

**Type of  
Mark**

TRADEMARK

**Register**

PRINCIPAL

**Live/Dead  
Indicator**

LIVE

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**Word Mark** HDX HEAVY DUTY

**Goods and Services** IC 012. US 019 021 023 031 035 044. G & S: AUTOMOTIVE GRILL GUARDS, RUNNING BOARDS, CARGO RACKS, ROOF RACKS, AND TRUCK HEADACHE RACKS. FIRST USE: 20111000. FIRST USE IN COMMERCE: 20111000

**Mark Drawing Code** (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

**Design Search Code** 26.01.13 - Circles, two (not concentric); Two circles  
 26.01.17 - Circles, two concentric; Concentric circles, two; Two concentric circles  
 26.01.21 - Circles that are totally or partially shaded.  
 26.11.20 - Rectangles inside one another  
 26.17.01 - Bands, straight; Bars, straight; Lines, straight; Straight line(s), band(s) or bar(s)  
 26.17.06 - Bands, diagonal; Bars, diagonal; Diagonal line(s), band(s) or bar(s); Lines, diagonal

**Serial Number** 85845353

**Filing Date** February 8, 2013

**Current Basis** 1A

**Original Filing Basis** 1A

**Published for Opposition** January 7, 2014

**Registration Number** 4500550

**Registration Date** March 25, 2014

**Owner** (REGISTRANT) WESTIN AUTOMOTIVE PRODUCTS, INC. CORPORATION DELAWARE 320 COVINA BOULEVARD SAN DIMAS CALIFORNIA 91773

**Attorney of Record** JENNY LEE

**Disclaimer** NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "HEAVY DUTY" APART FROM THE MARK AS SHOWN

**Description of Mark** Color is not claimed as a feature of the mark. The mark consists of stylized wording "HDX" with a box containing the words "HEAVY DUTY" between two screw heads.

**Type of Mark** TRADEMARK

**Register** PRINCIPAL

**Live/Dead Indicator** LIVE

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### KS HEAVY DUTY BY K-SOURCE

**Word Mark**      **KS HEAVY DUTY BY K-SOURCE**

**Goods and Services**      IC 012. US 019 021 023 031 035 044. G & S: Automotive parts, namely, replacement exterior mirror assemblies; and replacement parts for automotive mirrors, namely, mirror heads, mirror head extensions and mirror mounting bases. FIRST USE: 20110206. FIRST USE IN COMMERCE: 20110206

**Standard Characters Claimed**

**Mark Drawing Code**      (4) STANDARD CHARACTER MARK

**Serial Number**      85250836

**Filing Date**      February 24, 2011

**Current Basis**      1A

**Original Filing Basis**      1B

**Published for Opposition**      August 2, 2011

**Registration Number**      4226536

**Registration Date**      October 16, 2012

**Owner**      (REGISTRANT) K Source, Inc. CORPORATION CALIFORNIA 3030 East Maria St. Rancho Dominguez

CALIFORNIA 90221

**Attorney of Record** Michael Lublinski

**Prior Registrations** 3135631

**Disclaimer** NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "HEAVY DUTY" APART FROM THE MARK AS SHOWN

**Type of Mark** TRADEMARK

**Register** PRINCIPAL

**Live/Dead Indicator** LIVE

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**Word Mark**    **KS HEAVY DUTY BY K-SOURCE**

**Goods and Services**    IC 012. US 019 021 023 031 035 044. G & S: Automotive parts, namely, replacement exterior mirror assemblies; and replacement parts for automotive mirrors, namely, mirror heads, mirror head extensions and mirror mounting bases. FIRST USE: 20110206. FIRST USE IN COMMERCE: 20110206

**Mark Drawing Code**    (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

**Design Search Code**    14.03.02 - Bolts; Fasteners, bolts; Fasteners, nails; Fasteners, screws; Nails (hardware); Nuts (hardware); Rivets; Screws; Tacks, thumb; Thumbtacks  
24.07.14 - Plaques  
26.11.21 - Rectangles that are completely or partially shaded  
26.11.25 - Rectangles with one or more curved sides

**Serial Number**    85250773

**Filing Date**    February 24, 2011

**Current Basis**    1A

**Original Filing Basis**    1B

**Published for Opposition**    August 2, 2011

**Registration Number**    4226532

**Registration**

**Date** October 16, 2012

**Owner** (REGISTRANT) K Source, Inc. CORPORATION CALIFORNIA 3030 East Maria St. Rancho Dominguez CALIFORNIA 90221

**Attorney of Record** Michael Lublinski

**Prior Registrations** 3135631

**Disclaimer** NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "HEAVY DUTY" APART FROM THE MARK AS SHOWN

**Description of Mark** Color is not claimed as a feature of the mark. The mark consists of the stylized letters "KS" followed by the words "HEAVY DUTY BY K-SOURCE", with the words "HEAVY DUTY" appearing in a rectangle set across a metallic plaque containing the stylized letters "KS" and words "BY K-SOURCE".

**Type of Mark** TRADEMARK

**Register** PRINCIPAL

**Live/Dead Indicator** LIVE

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**Word Mark** MC HEAVY-DUTY

**Goods and Services** IC 012. US 019 021 023 031 035 044. G & S: Structural repair parts for trucks, trailers, and other motor vehicles, namely, leaf springs. FIRST USE: 20100112. FIRST USE IN COMMERCE: 20100112

**Mark Drawing Code** (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

**Design Search Code** 26.11.02 - Plain single line rectangles; Rectangles (single line)  
26.17.09 - Bands, curved; Bars, curved; Curved line(s), band(s) or bar(s); Lines, curved

**Serial Number** 77849317

**Filing Date** October 15, 2009

**Current Basis** 1A

**Original Filing Basis** 1B

**Published for Opposition** May 4, 2010

**Registration Number** 3998830

**Registration Date** July 19, 2011

**Owner** (REGISTRANT) Leopoldo García Flores INDIVIDUAL MEXICO TERCERA PRIVADA B LAGUNA DE TANCOL # 341, FRACC. LAGUNAS ALTAMIRA TAMAULIPAS MEXICO 89608  
  
(REGISTRANT) José Ignacio García Flores INDIVIDUAL MEXICO TERCERA PRIVADA B LAGUNA DE TANCOL # 341, FRACC. LAGUNAS ALTAMIRA TAMAULIPAS MEXICO 89608  
  
(REGISTRANT) Irma Elma García Flores INDIVIDUAL MEXICO TERCERA PRIVADA B LAGUNA DE

TANCOL # 341, FRACC. LAGUNAS ALTAMIRA TAMAULIPAS MEXICO 89608

(REGISTRANT) Alejandro García Flores INDIVIDUAL MEXICO TERCERA PRIVADA B LAGUNA DE  
TANCOL # 341, FRACC. LAGUNAS ALTAMIRA TAMAULIPAS MEXICO 89608

**Attorney of  
Record**

Mark H. Miller

**Disclaimer**

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "HEAVY-DUTY" APART FROM THE MARK AS SHOWN

**Description  
of Mark**

Color is not claimed as a feature of the mark. The mark consists of the stylized lettering "MC HEAVY-DUTY" above three crescents.

**Type of Mark**

TRADEMARK

**Register**

PRINCIPAL

**Live/Dead  
Indicator**

LIVE

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**Word Mark** POWER HEAVY DUTY

**Goods and Services** IC 012. US 019 021 023 031 035 044. G & S: automotive, vehicle and heavy duty truck parts and accessories, namely, brakes, brake shoes, brake drums, disc brake pads, shock absorbers, suspensions, suspension struts, suspension coil springs, wheel cylinders, wheel bearings, and vehicles cargo restraints, namely fitted liners; and new and re-manufactured air and hydraulic brake systems, parts and accessories for vehicles and heavy duty trucks, namely, valves, and compressors. FIRST USE: 19940700. FIRST USE IN COMMERCE: 19940700

**Mark Drawing Code** (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

**Design Search Code** 18.05.05 - Armored trucks; Cabs, tractor-trailer; Garbage trucks; Pickup trucks; Tanker trucks; Tow trucks; Trucks, heavy hauling; Trucks, pick-up; Trucks, tanker; Vans

**Serial Number** 76410020

**Filing Date** May 20, 2002

**Current Basis** 1A

**Original Filing Basis** 1A

**Published for Opposition** July 8, 2003

**Registration** 2768882

**Number**  
**Registration Date** September 30, 2003  
**Owner** (REGISTRANT) Eagle Nation, Inc. CORPORATION TEXAS 2404 South Grand Boulevard Suite 210 Pearland TEXAS 77581  
(LAST LISTED OWNER) POWER HEAVY DUTY, LLC LIMITED LIABILITY COMPANY DELAWARE 760 MCARDLE DRIVE SUITE G CRYSTAL LAKE ILLINOIS 60014  
**Assignment Recorded** ASSIGNMENT RECORDED  
**Attorney of Record** Jess M. Collen  
**Disclaimer** NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "POWER HEAVY DUTY" APART FROM THE MARK AS SHOWN  
**Type of Mark** TRADEMARK  
**Register** PRINCIPAL  
**Affidavit Text** SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20130119.  
**Renewal** 1ST RENEWAL 20130119  
**Live/Dead Indicator** LIVE

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# HEAVY DUTY AFTERMARKET WEEK

**Word Mark** HEAVY DUTY AFTERMARKET WEEK

**Goods and Services** IC 035. US 100 101 102. G & S: Arranging and conducting a periodic industry trade association sponsored trade show and exposition in the fields of heavy duty vehicle aftermarket products and services. FIRST USE: 20050628. FIRST USE IN COMMERCE: 20050628

**Standard Characters Claimed**

**Mark Drawing Code** (4) STANDARD CHARACTER MARK

**Serial Number** 78558228

**Filing Date** February 1, 2005

**Current Basis** 1A

**Original Filing Basis** 1B

**Date Amended to Current Register** February 21, 2006

**Registration Number** 3094510

**Registration**

**Date** May 16, 2006

**Owner** (REGISTRANT) AUTOMOTIVE AFTERMARKET INDUSTRY ASSOCIATION DBA HEAVY DUTY DISTRIBUTION ASSOCIATION CORPORATION ILLINOIS 7101 Wisconsin Avenue Suite 1300 Bethesda MARYLAND 20814

(LAST LISTED OWNER) AUTO CARE ASSOCIATION NOT-FOR-PROFIT CORPORATION ILLINOIS 7101 WISCONSIN AVENUE SUITE 1300 BETHESDA MARYLAND 20814

**Assignment Recorded** ASSIGNMENT RECORDED

**Attorney of Record** Andrew D. Price

**Type of Mark** SERVICE MARK

**Register** SUPPLEMENTAL

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

**Live/Dead Indicator** LIVE

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# HEAVY DUTY CYCLES

**Word Mark** HEAVY DUTY CYCLES

**Goods and Services** IC 035. US 100 101 102. G & S: Retail stores services featuring motorcycles and motorcycle parts. FIRST USE: 19901001. FIRST USE IN COMMERCE: 19901001

**Mark Drawing Code** (1) TYPED DRAWING

**Serial Number** 76144026

**Filing Date** October 10, 2000

**Current Basis** 1A

**Original Filing Basis** 1A

**Date Amended to Current Register** March 23, 2001

**Registration Number** 2463029

**Registration Date** June 19, 2001

**Owner** (REGISTRANT) Leslie, Ray L. INDIVIDUAL UNITED STATES 208 E. Ocean Ave. Lompoc CALIFORNIA 93436

**Disclaimer** NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CYCLES" APART FROM THE MARK AS SHOWN

**Type of Mark** SERVICE MARK

**Register** SUPPLEMENTAL

**Affidavit Text** SECT 8 (6-YR). SECTION 8(10-YR) 20110210.

**Renewal** 1ST RENEWAL 20110210

**Live/Dead Indicator** LIVE

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## Typed Drawing

- Word Mark** HEAVY DUTY AMERICA
- Goods and Services** IC 001. US 001 005 006 010 026 046. G & S: gasoline additives, namely gas dryer, diesel fuel conditioner, air brake antifreeze, and starting fluid for semi-trailer and semi-trailer truck tractors. FIRST USE: 19931217. FIRST USE IN COMMERCE: 19931217
- IC 007. US 013 019 021 023 031 034 035. G & S: fuel/water separator filter elements for engines. FIRST USE: 19931217. FIRST USE IN COMMERCE: 19931217
- IC 009. US 021 023 026 036 038. G & S: fire extinguishers for semi-trailers and semi-trailer truck tractors and electrical wire assemblies for semi-trailer lights. FIRST USE: 19931217. FIRST USE IN COMMERCE: 19931217
- IC 012. US 019. G & S: parts for semi-trailers and semi-trailer truck tractors, namely air brake hose, air brake diaphragms, brake drums, remanufactured clutches, brake components kits comprising replacement parts for mounting brake shoes on axles, brake blocks and suspension springs. FIRST USE: 19931217. FIRST USE IN COMMERCE: 19931217
- (CANCELLED) IC 042. US 100 101. G & S: [distributorship services featuring repair parts for semi-trailers and semi-trailer truck tractors]. FIRST USE: 19931217. FIRST USE IN COMMERCE: 19931217

**Mark Drawing Code** (1) TYPED DRAWING

**Serial Number** 74556424

**Filing Date** August 2, 1994

**Current Basis** 1A

**Original Filing Basis** 1A

**Date Amended to Current** August 2, 1995

**Register**  
**Change In Registration** CHANGE IN REGISTRATION HAS OCCURRED  
**Registration Number** 1940291  
**Registration Date** December 5, 1995  
**Owner** (REGISTRANT) HD America, Inc. CORPORATION MISSOURI 13730 Shoreline East Court Earth City MISSOURI 63041  
(LAST LISTED OWNER) HDA TRUCK PRIDE, INC. CORPORATION DELAWARE 608 LAMBERT POINTE DRIVE ST. LOUIS MISSOURI 63042  
**Assignment Recorded** ASSIGNMENT RECORDED  
**Attorney of Record** THAD N. LEACH  
**Prior Registrations** 1310811;1310812;1417978;1418977;1419097;1419516;1423359;1427386;AND OTHERS  
**Type of Mark** TRADEMARK. SERVICE MARK  
**Register** SUPPLEMENTAL  
**Affidavit Text** SECT 8 (6-YR). PARTIAL SECTION 8(10-YR) 20060609.  
**Renewal** 1ST RENEWAL 20060609  
**Live/Dead Indicator** LIVE

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## THE HEAVY-DUTY HYBRID

### Word Mark THE HEAVY-DUTY HYBRID

**Goods and Services** IC 012. US 019 021 023 031 035 044. G & S: Parallel propulsion engines including an electric motor, a generator, a controller, and a battery for heavy duty vocational vehicles designed to address the needs of vehicles with duty cycles that require lower operating speeds and more frequent stops in Class 12. FIRST USE: 20110831. FIRST USE IN COMMERCE: 20110831

**Standard Characters Claimed**

**Mark Drawing Code** (4) STANDARD CHARACTER MARK

**Serial Number** 85699997

**Filing Date** August 9, 2012

**Current Basis** 1A

**Original Filing Basis** NO FILING BASIS

**Date Amended to Current Register** June 3, 2013

**Owner** (APPLICANT) BAE Systems Controls Inc. CORPORATION DELAWARE 1098 Clark Street Endicott NEW

YORK 13760

**Attorney  
of Record** Daniel J. Long

**Type of  
Mark** TRADEMARK

**Register** SUPPLEMENTAL

**Live/Dead  
Indicator** LIVE

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# POWER HEAVY DUTY

**Word Mark** POWER HEAVY DUTY

**Goods and Services** IC 012. US 019 021 023 031 035 044. G & S: automotive, vehicle and heavy duty truck parts and accessories, namely, brakes, brake shoes, brake drums, disc brake pads, shock absorbers, suspensions, suspension struts, suspension coil springs, wheel cylinders, wheel bearings, and vehicle cargo restraints, namely fitted liners; and new and re-manufactured air and hydraulic brake systems, parts and accessories for vehicles and heavy duty trucks, namely, valves, compressors. FIRST USE: 19940700. FIRST USE IN COMMERCE: 19940700

**Mark Drawing Code** (1) TYPED DRAWING

**Serial Number** 76410019

**Filing Date** May 20, 2002

**Current Basis** 1A

**Original Filing Basis** 1A

**Date Amended to Current Register** March 31, 2003

**Registration Number** 2730909

**Registration** June 24, 2003

**Date**  
**Owner** (REGISTRANT) Eagle Nation, Inc. CORPORATION TEXAS 2404 South Grand Boulevard Pearland TEXAS 77581  
  
(LAST LISTED OWNER) POWER HEAVY DUTY, LLC LIMITED LIABILITY COMPANY DELAWARE 760 MCARDLE DRIVE SUITE G CRYSTAL LAKE ILLINOIS 60014  
**Assignment Recorded** ASSIGNMENT RECORDED  
**Attorney of Record** Jess M. Collen  
**Disclaimer** NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "HEAVY DUTY" APART FROM THE MARK AS SHOWN  
**Type of Mark** TRADEMARK  
**Register** SUPPLEMENTAL  
**Affidavit Text** SECT 8 (6-YR). SECTION 8(10-YR) 20130122.  
**Renewal** 1ST RENEWAL 20130122  
**Live/Dead Indicator** LIVE

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