IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|---|---|---|
| In re Application of | ) | |
| | ) | |
| Gebr. Brasseler & Co. KG | ) | Law Office: 115 |
| | ) | |
| Serial No.: 76/138,863 | ) | |
| | ) | |
| Mark: KOMET AND DESIGN | ) | Atty. Dkt. No. 117655.00110 |
| | ) | |
| Filed: September 29, 2000 | ) | |

**AMENDMENT**

BOX RESPONSES/AMENDMENTS - NO FEE

Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

Sir:

Pursuant to TMEP 212.01 and 212.02, applicant hereby requests that the examiner amend the identification of goods as follows:

In class 5, in the phrase "all purpose disinfectants" delete the words "all purpose" and insert in lieu thereof –dental--.

**REMARKS**

Since this amendment narrows the identification of goods, it should not require republication of the application.

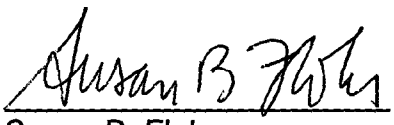
In the event that there are any questions relating to this Amendment or to the application in general, please contact the undersigned.

**CORRESPONDENT ADDRESS CHANGE**

Please note that the applicant's attorney of record Herbert Cohen has retired and Susan B. Flohr, also of Blank Rome LLP, will be handling this application, henceforth.

The office of Blank Rome LLP has moved to the address listed in the signature block below. Please address all future correspondence to Ms. Flohr at the new firm address.

GEBR. BRASSELER GMBH & CO. KG

By:  Date: June 23, 2003

Susan B. Flohr
Blank Rome LLP
Watergate
600 New Hampshire Ave., N.W.
Washington, D.C. 20037
202 944 3000
Attorneys for Applicant

OIPE JC98
JUN 24 2003
PATENT & TRADEMARK OFFICE

**TRADEMARKS**
**ATTORNEY REF. NO.: 117655-00110**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**BOX RESPONSE/NO FEE**
Commissioner of Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

**TRANSMITTAL**

Applicant: Gebr. Brasseler & Co. KG
Serial No.: 76/138,863
Mark: **KOMET and Design**
Filed: September 29, 2002

Submitted herewith are:

- Amendment (2 pages)
- Post Card

The Commissioner is hereby authorized to charge any additional fees or credit any overpayment of fees in connection with this communication to Deposit Account No. 23-2185.

Respectfully submitted,

Susan B. Flohr, Esquire
Blank Rome LLP
The Watergate
600 New Hampshire Avenue, NW
Washington, DC 20037
(202) 944-3000
Attorney for Applicant

**CERTIFICATE OF HAND DELIVERY**

I hereby certify that the foregoing has been deposited via courier service on June 24, 2003, at the United States Patent and Trademark Office, addressed to the Commissioner of Trademarks, Box Response/No Fee, 2900 Crystal Drive, Arlington, VA 22202-3513.

Susan B. Flohr, Esquire

06-24-2003
U.S. Patent & TMOfc/TM Mail Rcpt Dt. #64

v1

LOST CASE: NO

PRIOR OWNER INFORMATION

| | |
|---|---|
| PARTY TYPE: | 10-ORIGINAL APPLICANT - FIRST NAME |
| NAME: | Gebr. Brasseler Gmbh & Co. KG |
| ADDRESS: | Trophagener Weg 25<br>D-32675 LEMGO FED REP GERMANY |
| ENTITY: | 11-COMPANY |
| CITIZENSHIP: | FED REP GERMANY |

TRAMII GENERAL QUERY AS OF: 07/07/03 15:24:16

ITT

SERIAL NUMBER: 76138863 FILING DATE: 09/29/2000
REG. NUMBER: 0000000 REG. DATE:
REGISTER: PRINCIPAL MARK TYPE: TRADEMARK

| | | |
|---|---|---|
| FILED USE: NO | CURRENTLY USE: NO | AMENDED USE: NO |
| FILED ITU: NO | CURRENTLY ITU: NO | AMENDED ITU: NO |
| FILED 44D: YES | CURRENTLY 44D: NO | AMENDED 44D: NO |
| FILED 44E: NO | CURRENTLY 44E: YES | AMENDED 44E: NO |

EXAMINER: 76465-FLETCHER, TRACY EXMR LO: 115
LO ASSIGNED: 115
LOCATION: 657-PRE-PUBLICATION FINAL REVIEW
DATE IN LOC: 05/02/2003
CHRG TO LOC: NONE
CHRG TO: NONE
STATUS: 802 - REQUEST FOR EXTENSION OF TIME TO FILE OPPOSITION
STATUS DATE: 04/11/2003
A/R EXAMINER: NO A/R EXAMINER ASSIGNED

| | | |
|---|---|---|
| PUB DATE: 03/04/2003 | DATE ABANDONED: | DATE CANCELLED: |
| SECTION 8: NO | SECTION 15: NO | ASSIGNMENT: NO |
| RENEWAL FILED: NO | RENEWAL DATE: | DATE AMENDED REG: |
| CLASSES ACTIVE: 02 | | |

MARK: KOMET

CURRENT OWNER INFORMATION

PARTY TYPE: 20-OWNER AT PUBLICATION - FIRST NAME
NAME: Gebr. Brasseler Gmbh & Co. KG
ADDRESS: Trophagener Weg 25
D-32675 LEMGO FED REP GERMANY
ENTITY: 11-COMPANY
CITIZENSHIP: FED REP GERMANY

GOODS AND SERVICES

The following symbols indicate that the goods and services have been amended after registration of the Mark.
Double parenthesis ((..)) identify any "less goods";
Single brackets [..] indicate deleted goods; and,
Single asterisks *..* identify additional (new) wording in the goods.

FOR: Dental polishing materials, namely, dental polish, dental abrasives; dental filling materials, namely, alloys of precious metals for dental purposes, dental amalgams, fillings for teeth, restoration compounds; dental cements, dental wax, disinfectants for dental instruments; dental rinse; all-purpose disinfectants
INT. CLASS 005 (U.S. CLASSES 006 018 044 046 051 AND 052)
70FIRST USE USE IN COMMERCE CLASS STATUS: 6

FOR: Surgical and diagnostic apparatus and instruments for ENT, facial surgery, orthopedics and neurosurgery, namely, scalpels, drills, cutters, high-speed cutters, shavers, saw blades, bone screws, screw drivers, mirrors, mirror handles, forceps, implants, stethoscopes, diamond burs, steel burs, tungsten carbide burs; x-ray apparatus; dental apparatus and instruments, namely, orthodontic instruments; periodontal and tooth cleaning instruments; filling instruments; planing instruments; drilling instruments; cutting and reducing instruments; reamers; abrasive diamond instruments and other tools for tooth treatment and oral surgery, namely, scalers, knives, peridontal chisals, elevators, bone curvettes, bone files, extracting forceps, needle holders, scissors, carvers; endodontic instruments, namely, files and reamers, handles for endodontic instruments, excavators, root canal fillers, spreaders, finger pluggers; tungsten carbide burs, cutters and finishing instruments, polishing instruments, steel burs and cutters, tungsten carbide cutters, shaping instruments; dental bite trays; container systems comprised primarily of fluid drainage tubing, syringes, aluminum blocks, bur blocks, and cassettes for

rotary and hand instruments storage and sterilization; root canal anchors, parapulpal posts; dental connecting elements in the nature of bridges; artificial teeth, inlays; sealing caps; root posts and root post systems comprised primarily of root posts, cylindrical and tapered files, matching burs, repair posts, ceramic root posts, root posts of zirconium oxide, cassettes for storage and sterilization; dental implants; veterinary instruments, namely, stethoscopes, diamond burs, steel burs, tungsten carbide burs; x-ray apparatus; breast, hand, arm, leg, finger, toe prothesis; dental polishing materials, namely, dental hand pieces; dental prothetic materials, namely, dental bridges, dental crowns, artificial teeth; dental turbines; micromotors for dentists and laboratories; ultrasonic apparatus; ultrasonic instruments

INT. CLASS 010 (U.S. CLASSES 026 039 AND 044)

70FIRST USE USE IN COMMERCE CLASS STATUS: 6

MISCELLANEOUS INFORMATION / STATEMENTS

SECTION 2F: NO SECTION 2F IN PART: NO

OWNER OF US REG NOS: 0716213

FOREIGN INFORMATION

PRIORITY CLAIMED: SEC. 44(D) ON FED REP GERMANY, APPLICATION NO. 30025476.8/1 03/31/2000
FOREIGN REG NUM: 30025476 FOREIGN REG DATE: 08/04/2000
FOREIGN RNWL REG NUM: DATE OF FOREIGN RNWL:
FOREIGN EXPIRATION: 03/31/2010 FOREIGN RNWL EXPIRATION:

PROSECUTION HISTORY

| DATE | ENT CD | ENT TYPE | DESCRIPTION | ENT NUM | PRCD NUM |
|---|---|---|---|---|---|
| 06/24/03 | MAIL | I | PAPER RECEIVED | 009 | 000000 |
| 04/11/03 | ETOF | T | EXTENSION OF TIME TO OPPOSE RECEIVED AT TTAB | 008 | 000000 |
| 03/04/03 | PUBO | A | PUBLISHED FOR OPPOSITION | 007 | 000000 |
| 02/12/03 | NPUB | O | NOTICE OF PUBLICATION | 006 | 000000 |
| 05/01/02 | CNSA | O | APPROVED FOR PUB - PRINCIPAL REGISTER | 005 | 000000 |
| 09/14/01 | CRFA | I | COMMUNICATION RECEIVED FROM APPLICANT | 004 | 000000 |
| 03/14/01 | CNRT | F | NON-FINAL ACTION MAILED | 003 | 000000 |
| 03/09/01 | DOCK | D | ASSIGNED TO EXAMINER | 002 | 076465 |
| 03/01/01 | DOCK | D | ASSIGNED TO EXAMINER | 001 | 062920 |

CORRESPONDENCE

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WASHINGTON DC 20006-2513

DOMESTIC REPRESENTATIVE: BLANK ROME COMISKY & McCAULEY LLP

OTHER INFORMATION

MARK DRAWING CD: 3-AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)
PSEUDOMARK: COMET
DESIGN SEARCH CDS: 26.01.21 26.01.26 26.11.13 26.11.21

SECTION 8 IN PART: NO
REPUB SEC 12C: NO PUB DATE 12C:
CHANGE IN REGISTRATION: NO
TTAB DECISION: NO