
To: True Temper Sports, Inc. (docketingtm@hdp.com)
Subject: TRADEMARK APPLICATION NO. 77354671 - HOLLOW POINT - 9808-200325
Sent: 2/28/2009 12:19:32 PM
Sent As: ECOM109@USPTO.GOV
Attachments: Attachment - 1
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UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 77/354671

MARK: HOLLOW POINT



CORRESPONDENT ADDRESS:
CHRISTOPHER M. BROCK
HARNESS, DICKEY & PIERCE, P.L.C.
5445 CORPORATE DR STE 200
TROY, MI 48098-2683

GENERAL TRADEMARK INFORMATION:
<http://www.uspto.gov/main/trademarks.htm>

APPLICANT: True Temper Sports, Inc.

CORRESPONDENT'S REFERENCE/DOCKET
NO:
9808-200325
CORRESPONDENT E-MAIL ADDRESS:
docketingtm@hdp.com

REQUEST FOR RECONSIDERATION DENIED

ISSUE/MAILING DATE: 2/28/2009

Applicant is requesting reconsideration of a final refusal issued/mailed July 29, 2008.

After careful consideration of the law and facts of the case, the examining attorney must deny the request for reconsideration and adhere to the final action as written since no new facts or reasons have been presented that are significant and compelling with regard to the point at issue.

Evidence in Support of Refusal to Register under Section 2(d) – Likelihood of Confusion

Similarities of the Marks

The applicant's mark is HOLLOW POINT. The registrant's mark is HOLLOWPOINT. The marks are near identical marks. This factor has not been argued against.

Relatedness of the Goods and the Channels of Trade

The applicant's goods (as amended) are "hockey sticks, sold to original equipment manufacturers of hockey sticks."

The registered goods are "bicycles."

The following types of evidence support the relatedness of these goods and the likelihood of confusion as to source of both types of goods:

1. Third party Registrations (see first Office Action attachments).
2. Trademark Trial and Appeal Board (TTAB) decisions supporting the relatedness of "sporting goods" (see first Office Action arguments).
3. Website evidence of single companies/manufacturers/retails of both types of goods (see Final Office Action attachments). **This includes specific attachments about the applicant itself.**
4. Applicant's multiple registrations for these types of goods (see this Denial of Request for Reconsideration).
5. Registrations by third parties of closely related items e.g. "aluminum alloy extensions and tubes for use in sporting good articles, including bats, **hockey sticks**, lacrosse sticks, **bicycle frames components** and the like." See attached (to this Denial of Request for Reconsideration).

Third Party Registrations

Attached to the first Office Action are copies of printouts from the USPTO X-Search database, which show third-party registrations of marks used in connection with the same or similar goods and/or services as those of applicant and registrant in this case. These printouts have probative value to the extent that they serve to suggest that the goods and/or services listed therein, namely **hockey sticks and bicycles**, are of a kind that may emanate from a single source. *In re Infinity Broad. Corp.*, 60 USPQ2d 1214, 1217-18 (TTAB 2001); *In re Albert Trostel & Sons Co.*, 29 USPQ2d 1783, 1785-86 (TTAB 1993); *In re Mucky Duck Mustard Co.*, 6 USPQ2d 1467, 1470 n.6 (TTAB 1988); TMEP §1207.01(d) (iii).

Trademark Trial and Appeal Board Decisions Supporting Relatedness of Sporting Goods

The Trademark Trial and Appeal Board has held that various sporting goods are considered related goods under Trademark Act Section 2(d), such that their marketing under the same or similar marks may be likely to cause source confusion. See *In re New Archery Prods. Corp.*, 218 USPQ 670 (TTAB 1983) (holding RAZORBACK for fishing lures likely to be confused with RAZORHEAD for arrows and arrowheads); *Trak Inc. v. Traq Inc.*, 212 USPQ 846 (TTAB 1981) (holding TRAQ for racquetball racquets likely to be confused with TRAK for skis and ski boots); *A.G. Spalding & Bros. Inc. v. Bancroft Racket Co.*, 149 USPQ 391 (TTAB 1966) (holding EXECUTIVE for tennis and squash rackets likely to be confused with EXECUTIVE for golf clubs).

Website Evidence of Single Companies Manufacturing/Retailing Similar Goods

The fact that the goods or services of the parties differ is not controlling in determining likelihood of confusion. The issue is not likelihood of confusion between particular goods or services, but likelihood of confusion as to the source of those goods or services. *In re Shell Oil Co.*, 992 F.2d 1204, 1208, 26 USPQ2d 1687, 1690 (Fed. Cir. 1993); *Safety-Kleen Corp. v. Dresser Indus., Inc.*, 518 F.2d 1399, 1404, 186 USPQ 476, 480 (C.C.P.A. 1975); TMEP §1207.01.

Material obtained from the Internet is generally accepted as competent evidence in examination and ex parte proceedings. See *In re Rodale Inc.*, 80 USPQ2d 1696, 1700 (TTAB 2006) (Internet evidence accepted by the Board to show genericness); *In re White*, 80 USPQ2d 1654, 1662 (TTAB 2006) (Internet evidence accepted by the Board to show false connection); *In re Joint-Stock Co. "Baik"*, 80 USPQ2d 1305, 1308-09 (TTAB 2006) (Internet evidence accepted by the Board to show geographic significance); *Fram Trak Indus. v. WireTracks LLC*, 77 USPQ2d 2000, 2006 (TTAB 2006) (Internet evidence accepted by the Board to show relatedness of goods); *In re Consol. Specialty Rest. Inc.*, 71 USPQ2d 1921, 1927-29 (TTAB 2004) (Internet evidence accepted by the Board to show that geographic location is well-known for particular goods); *In re Gregory*, 70 USPQ2d 1792, 1793 (TTAB 2004) (Internet evidence accepted by the Board to show surname significance); *In re Fitch IBCA Inc.*, 64 USPQ2d 1058, 1060 (Internet evidence accepted by the Board to show descriptiveness); TBMP §1208.03; TMEP §710.01(b).

Internet/web evidence was attached to the Final Office Action.

The first example of Eddie's Bicycle & Sports Equipment gives an example of a store that features, sells, repairs, etc. both parties' types of goods specifically. This shop sells, repairs specifically bicycles and hockey sticks. This is evidence of a third party working with the exact types of goods at issue in this application/refusal.

The second "example" is the Applicant themselves. The website stories about the applicant – True Temper Sports – state that the Applicant "produces tubular components for the **bicycle, hockey** and other recreational sports markets." The applicant has "sales of bicycle components and hockey stick

shafts” as two of the major/featured products. Applicant’s steel and graphic goods – used to manufacture both types of products – are directly on point to this issue of the relatedness of these goods and the likelihood of confusion **as to source** of said goods. The applicant is the single source for these two types of goods.

It is noted that applicant’s “Company Profile” as listed online - as of today – lists bicycles and hockey stick components as two of its three major company items. See attached.

Applicant’s Multiple Registrations for Bicycles and Bicycle Structural Parts

The Examining Attorney attaches multiple registrations, of the Applicant, for bicycle and bicycle structural parts. See attached to this action. These include:

TRUE TEMPER	1356493	“bicycle structural components”
Design mark	1490102	“bicycle structural components”
XROC	3077529	“bicycle parts, namely, handle bars and frame components”
ALPHA Q	2933160	“bicycle frame components, namely, bicycle frames, seat posts, forks, wheel, handle bars”
ALPHA Q	2997316	“bicycle frame components, namely, bicycle frames, seat posts, forks, wheel, handle bars”

HOW FAST WILL YOU GO TODAY?

3146367	“bicycle frame components, namely, bicycle frames, seat posts, forks, wheel, handle bars”
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ELIOS	3072061	“bicycle parts, namely, handle bars and frame components”
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CARBON ROOTING TECHNOLOGY CRT

3253307	“bicycle frame components, namely, bicycle frames, seat posts, forks, wheel, handle bars”
---------	---

These multiple registrations are attached to give strong evidence of the applicant being a major manufacturer in the bicycle and specifically bicycle structural parts field. The applicant is producing tubular components that are specifically designed for use to make hockey sticks (such as those in the present application as “sold to OEMs”) and bicycles.

Registrations of Third Parties of Closely Related Goods

The Examining Attorney attaches registration of third parties of similar “tubular sporting goods” materials. See C555, Registration No. 2261412, as an example. This is an example (of Class 6 goods) where a single maker/manufacturer will be viewed as the source of good at issue in this refusal.

Addressing Applicant’s OEM Argument

The applicant stresses (in the response to the first Office Action and in their Request for Reconsideration of the Final Office Action) the amendment of the goods to “hockey sticks, **sold to original equipment manufacturers of hockey sticks.**”

The applicant suggests the need to cite third party registrations (or other evidence) to address the OEM component. It is noted that there are no (zero) other registrations that include this limiting wording as to hockey sticks on the register. The applicant choice to add “limiting” wording (of an unusual pattern –

one that no other registrant has needed or desired to add) is not a block to this refusal. The applicant's goods are merely a subsection of "hockey sticks" in general. It is proper for the Examining Attorney to reference registrations with "hockey stick" alone to support this refusal.

The Examining Attorney does attach Registration No. 3257461 for ALUTEC as evidence of metal shapes (Class 6) sold to OEMs that also include (Class 28) sporting goods, including hockey sticks. This registration is attached as further evidence of the type of goods it is believed the applicant is making/selling. And that manufacturers of these types of steel (or graphic) goods to make sporting goods are also the kind of manufacturers that make sporting goods themselves.

In total, the evidence of a strong likelihood of confusion **as to the source** of a manufacturer of hockey sticks and bicycles requires this request for reconsideration be denied and the refusal to register under Section 2(d) to be maintained and continued.

Accordingly, applicant's request for reconsideration is *denied*. The time for appeal runs from the date the final action was issued/mailed. 37 C.F.R. Section 2.64(b); TMEP Section 715.03(c). **As the** applicant has already filed a timely notice of appeal, the application will be forwarded to the Trademark Trial and Appeal Board (TTAB).

/Gina M. Fink/
Trademark Attorney - Law Office 109
Phone: (571) 272-9275
Law Office 109 Fax: (571) 273-9109

STATUS CHECK: Check the status of the application at least once every six months from the initial filing date using the USPTO Trademark Applications and Registrations Retrieval (TARR) online system at <http://tarr.uspto.gov>. When conducting an online status check, print and maintain a copy of the complete TARR screen. If the status of your application has not changed for more than six months, please contact the assigned examining attorney.

Print: Feb 28, 2009

73524059

DESIGN MARK

Serial Number

73524059

Status

REGISTERED AND RENEWED

Word Mark

TRUE TEMPER

Standard Character Mark

No

Registration Number

1356493

Date Registered

1985/08/27

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Owner

TRUE TEMPER SPORTS, INC. CORPORATION DELAWARE 8275 TOURNAMENT DRIVE -
SUITE 200 MEMPHIS TENNESSEE 38125

Goods/Services

Class Status -- ACTIVE. IC 012. US 019. G & S: BICYCLE STRUCTURAL
COMPONENTS. First Use: 1982/11/08. First Use In Commerce:
1982/11/08.

Filing Date

1985/02/25

Examining Attorney

STINE, DAVID

Attorney of Record

ELIZABETH K. BROCK

TRUE TEMPER

Print: Feb 28, 2009

73692030

DESIGN MARK

Serial Number

73692030

Status

SECTION 8 & 15-ACCEPTED AND ACKNOWLEDGED

Registration Number

1490102

Date Registered

1988/05/31

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(2) DESIGN ONLY

Owner

True Temper Sports, Inc. CORPORATION DELAWARE 8275 Tournament Drive
Suite 200 Memphis TENNESSEE 38125

Name Change

ASSIGNEE OF

Original Owner

EMHART INDUSTRIES, INC. CORPORATION HARTFORD CONNECTICUT 06101

Goods/Services

Class Status -- ACTIVE. IC 012. US 019. G & S: BICYCLE STRUCTURAL
COMPONENTS. First Use: 1987/09/08. First Use In Commerce:
1987/09/08.

Filing Date

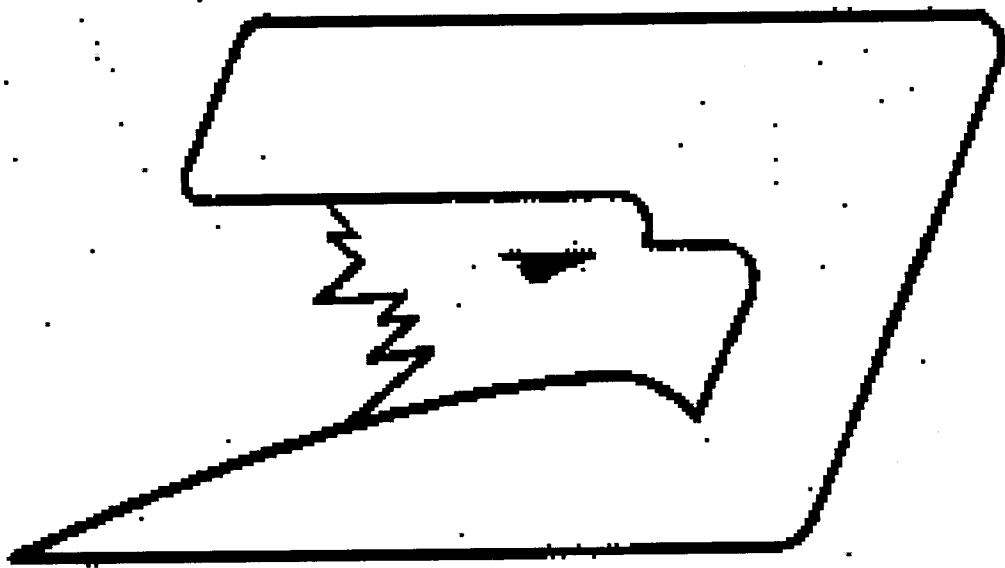
1987/10/26

Examining Attorney

STINE, DAVID

Attorney of Record

Christopher M. Brock



Print: Feb 28, 2009

75258258

DESIGN MARK

Serial Number

75258258

Status

SECTION 8 & 15-ACCEPTED AND ACKNOWLEDGED

Word Mark

C555

Standard Character Mark

No

Registration Number

2261412

Date Registered

1999/07/13

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(1) TYPED DRAWING

Owner

Alcoa, Inc. CORPORATION PENNSYLVANIA Alcoa Corporate Center 201
Isabella Street Pittsburgh PENNSYLVANIA 15212

Goods/Services

Class Status -- ACTIVE. IC 006. US 002 012 013 014 023 025 050. G
& S: aluminum alloy extrusions and tubes for use in sporting good
articles, including bats, hockey sticks, lacrosse sticks, [bicycle
frames, bicycle components and the like]. First Use: 1999/03/20.
First Use In Commerce: 1999/03/20.

Filing Date

1997/03/17

Examining Attorney

FIRST, VIVIAN MICZNIK

Attorney of Record

James H. Donoian, G. Roxanne Elings, David Greenberg, Jessica Turko,
David Saenz, Anna Dalla Val, Dana Schuessler, Daniel Schloss and all
attorneys

C555

DESIGN MARK

Serial Number

76656475

Status

REGISTERED

Word Mark

ALUTEC

Standard Character Mark

Yes

Registration Number

3257461

Date Registered

2007/07/03

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

ALUTEC INTERNATIONAL CO., LTD. CORPORATION TAIWAN 1F, NO. 76, LONG
CHANG ST. YUNG KANG CITY, TAINAN HSIEN TAIWAN

Goods/Services

Class Status -- ACTIVE. IC 006. US 002 012 013 014 023 025 050. G
& S: Metal shapes, castings, rolls and forms for original equipment
manufacturer and capital construction, namely ingots of common metals,
metal alloys for further manufacturing; alloyed iron; cast iron; irons
and steels, pure iron ingots; spacer brackets of ferrous metal;
cantilevered brackets of ferrous metal; ferrous metal brackets for use
in construction and assembly of decking; ferrous metal shelf brackets;
clad steel plates and sheets; galvanized steel sheets; steel in sheet,
rod, bar and billet forms; steel plates and sheets; zinc-coated steel
sheets; cable junction sleeves of metal; metal expanding sleeves for
affixing screws; elbows of ferrous metal for pipes; ferrous metal
pipes and fittings therefor; ferrous metal tubes; ferrous metal
junctions for pipes; compressed air pipe fittings of metal; aluminum
alloys; aluminum foils; aluminum foil papers; aluminum siding; steel
frames for buildings except for awning frames; metal door frames;
metal window frames; metal posts; metal fence posts; metal rolling
window shutters; metal sash fasteners for windows; metal window

casements; metal window sills; prefabricated metal platforms; linings of metal for building purposes except awnings; metal cladding for construction and buildings; metal trim for buildings; prefabricated metal buildings; steel frames for buildings except for awnings; and metal ladders. First Use: 2006/01/15. First Use In Commerce: 2006/01/15.

Goods/Services

Class Status -- ACTIVE. IC 007. US 013 019 021 023 031 034 035. G & S: Machines parts, namely, cylinders; air and hydraulic cylinders for vehicles other than land vehicles; internal combustion engine parts, namely, pistons; couplings for machines; clutches for machines; shaft couplings for machines; machine parts, namely, molds for use in the manufacture of aluminum products, namely structural parts for automobiles, building materials, and structural parts for machine cylinders; dies for use with machine tools; connecting rods for machines, motors and engines; internal combustion land vehicle engine parts, namely, connecting rods; vehicle engine parts, namely, push rods. First Use: 2006/01/15. First Use In Commerce: 2006/01/15.

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S: Blank computer discs; blank optical discs; blank record discs; blank recordable optical discs; computer keyboards; word processors; blank magnetic computer tapes; blank magnetic data carriers; blank magnetic tapes for tape recorders; computer mouse; notebook computers; computer peripheral, namely, mouse pads; wrist rests for use with computers. First Use: 2006/01/15. First Use In Commerce: 2006/01/15.

Goods/Services

Class Status -- ACTIVE. IC 028. US 022 023 038 050. G & S: Badminton rackets; gut for tennis rackets; golf clubs; golf club heads; golf club shafts; hockey sticks; rackets and strings for rackets; baseball bats; cricket bats; softball bats; table tennis bats; table tennis tables; billiard cues; billiard tips; twirling batons; exercise equipment, namely, chest pulls; chest expanders; gymnastic apparatus; exercise benches; exercise bars; exercise machines; exercise tables; manually-operated exercise equipment; manual leg exercisers; stationary exercise bicycles; dumbbells. First Use: 2006/01/15. First Use In Commerce: 2006/01/15.

Filing Date

2006/03/13

Examining Attorney

FISHER, HANNAH M.

Attorney of Record

Charles E. Baxley

ALUTEC

Print: Feb 28, 2009

78372945

DESIGN MARK

Serial Number

78372945

Status

REGISTERED

Word Mark

XROC

Standard Character Mark

Yes

Registration Number

3077529

Date Registered

2006/04/04

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

True Temper Sports, Inc. CORPORATION DELAWARE 8275 Tournament Drive -
Suite 200 Memphis TENNESSEE 38125

Goods/Services

Class Status -- ACTIVE. IC 012. US 019 021 023 031 035 044. G & S:
Bicycle parts, namely handle bars and frame components. First Use:
2004/04/16. First Use In Commerce: 2004/04/16.

Filing Date

2004/02/24

Examining Attorney

MIZELLE, DEZMONA

Attorney of Record

Christopher M. Brock

XROC

Print: Feb 28, 2009

78374734

DESIGN MARK

Serial Number

78374734

Status

REGISTERED

Word Mark

ALPHA Q

Standard Character Mark

Yes

Registration Number

2933160

Date Registered

2005/03/15

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

True Temper Sports, Inc. CORPORATION DELAWARE 8275 Tournament Drive -
Suite 200 Memphis TENNESSEE 38125

Goods/Services

Class Status -- ACTIVE. IC 012. US 019 021 023 031 035 044. G & S:
Bicycle frame components, namely, bicycle frames, seat posts, forks,
wheels and handlebars. First Use: 1994/06/00. First Use In Commerce:
1994/06/00.

Filing Date

2004/02/26

Examining Attorney

PERKINS, KARLA

Attorney of Record

Christopher M. Brock

ALPHA Q

Print: Feb 28, 2009

78377524

DESIGN MARK

Serial Number

78377524

Status

REGISTERED

Word Mark

ALPHA Q

Standard Character Mark

No

Registration Number

2997316

Date Registered

2005/09/20

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

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

Owner

True Temper Sports, Inc. CORPORATION DELAWARE 8275 Tournament Drive -
Suite 200 Memphis TENNESSEE 38125

Goods/Services

Class Status -- ACTIVE. IC 012. US 019 021 023 031 035 044. G & S:
Bicycle frame components, namely bicycle frames, seat posts, forks,
handle bars and wheels. First Use: 1994/06/00. First Use In
Commerce: 1994/06/00.

Filing Date

2004/03/03

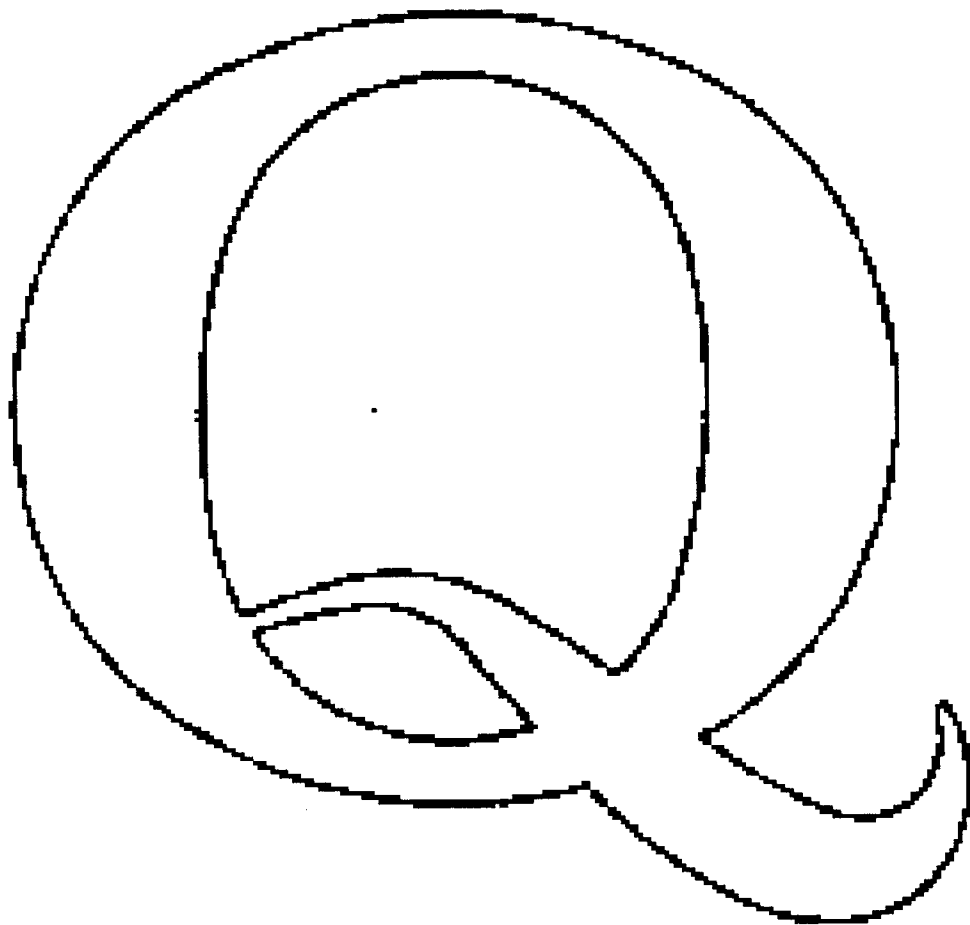
Examining Attorney

PERKINS, KARLA

Attorney of Record

Christopher M. Brock

ALPHA



Print: Feb 28, 2009

78412586

DESIGN MARK

Serial Number

78412586

Status

REGISTERED

Word Mark

HOW FAST WILL YOU GO TODAY?

Standard Character Mark

Yes

Registration Number

3146367

Date Registered

2006/09/19

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

True Temper Sports, Inc. CORPORATION DELAWARE 8275 Tournament Drive -
Suite 200 Memphis TENNESSEE 38125

Goods/Services

Class Status -- ACTIVE. IC 012. US 019 021 023 031 035 044. G & S:
Bicycle frame components, namely bicycle frames, seat posts, forks,
handle bars and wheels. First Use: 2004/09/00. First Use In
Commerce: 2004/09/00.

Filing Date

2004/05/04

Examining Attorney

SPARACINO, MARK

Attorney of Record

Christopher M. Brock

**HOW FAST WILL YOU
GO TODAY?**

Print: Feb 28, 2009

78449162

DESIGN MARK

Serial Number

78449162

Status

REGISTERED

Word Mark

ELIOS

Standard Character Mark

Yes

Registration Number

3072061

Date Registered

2006/03/21

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

True Temper Sports, Inc. CORPORATION DELAWARE 8275 Tournament Drive -
Suite 200 Memphis TENNESSEE 381258871

Goods/Services

Class Status -- ACTIVE. IC 012. US 019 021 023 031 035 044. G & S:
bicycle parts, namely handle bars and frame components. First Use:
2004/10/01. First Use In Commerce: 2004/10/01.

Filing Date

2004/07/12

Examining Attorney

AXILBUND, MELVIN

Attorney of Record

Christopher M. Brock

ELIOS

Print: Feb 28, 2009

78834366

DESIGN MARK

Serial Number

78834366

Status

REGISTERED

Word Mark

CARBON ROOTING TECHNOLOGY CRT

Standard Character Mark

Yes

Registration Number

3253307

Date Registered

2007/06/19

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

True Temper Sports, Inc. CORPORATION DELAWARE 8275 Tournament Drive -
Suite 200 Memphis TENNESSEE 38125

Goods/Services

Class Status -- ACTIVE. IC 012. US 019 021 023 031 035 044. G & S:
Bicycle frame components, namely, bicycle frames, seat posts, forks,
handle bars and bicycle wheels. First Use: 2005/09/00. First Use In
Commerce: 2005/09/00.

Disclaimer Statement

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CARBON" and
"TECHNOLOGY" APART FROM THE MARK AS SHOWN.

Filing Date

2006/03/10

Examining Attorney

NEVILLE, BRIAN

Attorney of Record

Christopher M. Brock

CARBON ROOTING TECHNOLOGY CRT

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Company Lookup

RESTAURANTS AND LEISURE

February 28, 2009 12:16 PM ET

True Temper Sports Inc.

COMPANY OVERVIEW

True Temper Sports, Inc., together with subsidiaries, designs, manufactures, and markets steel and graphite golf shafts for the golf equipment industry primarily in the United States, Europe, Japan, Australia, and southeast Asia. The company also produces tubular components for the bicycle, hockey, and other recreational sports markets. The company's tubular components include titanium alloy bicycle frames; and composite bicycle components, such as forks and handlebars, and graphite hockey sticks. True Temper Sports, Inc. markets its products under True Temper, and Royal Precision or Grafalloy brand names to golf club

KEY EXECUTIVES

Mr. Scott C. Hennessy
 Chief Executive Officer
 Age: 48

Mr. Jason A. Jenne
 Chief Financial Officer
 Age: 38

Mr. L. Gene Pierce
 Vice President of Operations & Manufacturing
 Age: 41

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MOST SEARCHED PRIVATE COMPANIES

Company Name	Geographic Region
Bertelsmann AG	Europe

<http://investing.businessweek.com/research/stocks/private/snapshot.asp?privcapId=35819>
 02/28/2009 12:17:19 PM

Precision or Grafalloy brand names to golf club original equipment manufacturers and distributors. The company is based in...

Detailed Description

8275 Tournament Drive
 Suite 200
 Memphis, TN 38125
 United States
 807 Employees

Phone: 901-746-2000
www.trueemper.com

Mr. Adrian H. McCall
 Senior Vice President of Global Marketing and Product Development
 Age: 50

Mr. Stephen M. Brown
 Vice President of Human Resources
 Age: 42

Compensation as of Fiscal Year 2008

KEY DEVELOPMENTS FOR UNDEFINED (UNDEFINED)

True Temper Sports Inc. Reports Unaudited Earnings Results for the Third Quarter and Nine Months Ended September 28, 2008; Provides Earnings Outlook for the Fourth Quarter and Full Year of 2008

11/12/2008

True Temper Sports Inc. reported unaudited earnings results for the third quarter and nine months ended September 28, 2008. Net sales for the third quarter increased 0.3%, to \$24.2 million from the \$24.1 million recorded during the third quarter of 2007. Adjusted EBITDA for the third quarter increased 157.9%, to \$4.2 million from \$1.6 million in the third quarter of 2007. Net loss for the 2008 third quarter narrowed to \$6.6 million compared with net loss of \$22.8 million for the same period a year ago. The 2007 periods included a charge of \$13.0 million related to the initial establishment of a valuation allowance for deferred tax assets. Net sales for the first nine months of 2008 have increased 12.7%, to \$97.8 million from \$86.8 million in the first nine months of 2007. Adjusted EBITDA for the first nine months has increased 45.4%, to \$24.2 million from \$16.6 million in the first nine months of 2007. Net loss for the 2008 third quarter narrowed to \$8.3 million compared with net loss of \$28.1 million for the same period a year ago. Although, the company anticipate overall fourth quarter revenue to be down compared to the very strong fourth quarter of 2007, the company believe the Company will still end 2008 with sales above the \$120 million level for the first time in history. The company remain on track to achieve full year goal of significant double digit revenue improvement.

True Temper Sports Inc., Q3 2008 Earnings Calls, Nov-14-2008

11/12/2008

True Temper Sports Inc., Q3 2008 Earnings Calls, Nov-14-2008

True Temper Sports Inc., Q2 2008 Earnings Calls, Aug-13-2008

08/12/2008

True Temper Sports Inc., Q2 2008 Earnings Calls, Aug-13-2008

SIMILAR PRIVATE COMPANIES BY INDUSTRY

Company Name Region

RECENT PRIVATE COMPANIES TRANSACTIONS

Type Target

Bertelsmann AG	Europe
NYC2012, Inc.	United States
Rush University	United States
Mccombs School Of Business At The University Of Texas At Austin	United States
Trader Joe's Company	United States

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To: True Temper Sports, Inc. (docketingtm@hdp.com)
Subject: TRADEMARK APPLICATION NO. 77354671 - HOLLOW POINT - 9808-200325
Sent: 2/28/2009 12:19:34 PM
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Attachments:

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