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

BAUER NIKE HOCKEY INC., Opposer,	)	
v.	)	Opposition No. 91153261
RENE SALES LLC, Applicant.	)	

Application Serial No.: 76/063,170
Mark: VAPOR
Published in the Official Gazette on July 16, 2002 at Page TM 114

OPPOSER'S THIRD NOTICE OF RELIANCE

Opposer Bauer Nike Hockey Inc. ("Bauer Nike"), in accordance with Rule 2.122(e) of the Trademark Rules of Practice, submits the following printouts of regulations and laws available to the general public through libraries and/or general circulation:

1. Exhibit A: Printout of Western Washington University regulations regarding in-line skates and skateboards.

2. Exhibit B: Printout of Waimakariri District Counsel bylaws regarding in-line skates and skateboards.

3. Exhibit C: Printout of University of Guelph regulations regarding the use of in-line skates, roller skates, and skateboards.

4. Exhibit D: Printout of University of Illinois regulations regarding the use of in-line skates, roller skates, and skateboards.

5. Exhibit E: Printout of Bellingham Municipal Code regarding use of roller skates, rollerblades, and skateboards.

6. Exhibit F: Printout of Skagit County Code defining roller blades and skateboards.

7. Exhibit G: Printout of Snohomish County Code defining skateboards and rollerblades.

8. Exhibit H: Printout of Everett Municipal Code regarding use of skateboards and in-line skates.

9. Exhibit I: Printout of Spokane Municipal Code defining skateboards and rollerblades.

10. Exhibit J: Printout of Tacoma Municipal Code regarding use of skateboards, roller skates, and in-line skates.

11. Exhibit K: Printout of Pierce County Code regarding use of skateboards and in-line skates.

12. Exhibit L: Printout of New York Vehicle Traffic Law regarding use of in-line skates, roller skates, and skateboards.

13. Exhibit M: Printout of Texas Government Code regarding use of skateboards, rollerblades, and roller skates.

These regulations and laws are relevant because they show that the activities involving the goods in this case are regulated and governed together.

Dated: August 29th, 2003

Respectfully submitted,

Mark Sommers
Douglas A. Rettew
FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.
1300 I Street, N.W.
Washington, DC 20005-3315
(202) 408-4000

CERTIFICATE OF SERVICE

I certify that a true and accurate copy of the foregoing OPPOSER'S THIRD NOTICE OF RELIANCE was served via certified mail this 26th day of August, 2003, upon Rene Sales at the following address:

Mr. Rene Bruce
President
Rene Sales LLC
760 West 17th Street
No. 5
Costa Mesa, California 92627

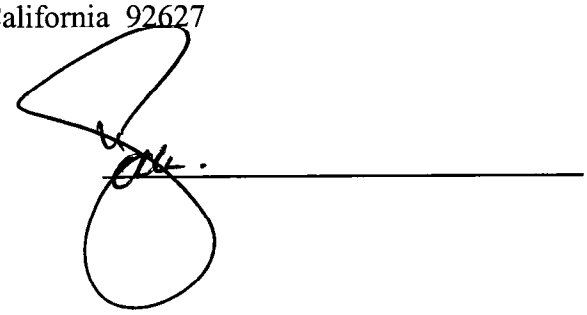

Exhibit A

Regulations Regarding the Use of Skateboards

Effective January, 1997

WAC 516-15-010 Definitions

As used in this chapter, the following means:

- "Skateboard" A toy consisting of an oblong or rectangular board, made of wood, plastic, metal or components therof, with wheels , ridden, as down an incline, usually in a standing position. It may or may not be motorized.
- "Skate." A toy consisting of shoes or boots with small wheels on the soles, either in pairs at the toe and heel or in a line down the length of the foot.

WAC 516-15-020 Purpose

Because the University is primarily a pedstrian campus, the purpose of these regulations is:

To protect and control pedestrian traffic and traffic of persons using coasters, skateboards, in-line skates, toy vehicles or other similar devices. It is also intended, (2) To protect from physical damage and more than ordinary wear the wooden and concrete benches, brick and paved walkways, stairs, steps, loading ramps, plazas, and ramps for the disabled, caused by use of coasters, skateboards, in-line skates, toy vehicles or similar devices on such areas.

WAC 516-15-030 Authority

The Board of Trustees of Western Washington University is granted authority under Title 28B RCW to exercise full control of the university and its property of various kinds, and is authorized to promulgate rules and regulations to carry out its duties. The administration of these regulations is the responsibility of the president and the vice president from business and financial affairs. Enforcement is the responsibility of the director of public safety and, if the alleged violator is a student, additionally, the vice president and dean for student affairs.

WAC 516-15-040 Regulation.

Skateboards, coasters, in-line skates, toy vehicles, or other types of similar devices may not be used on the campus except in areas as may be designated for such use by the vice president for business and financial affairs or a designee.

WAC 516-15-050 Enforcement

A person using a skateboard, coaster, in-line skates, toy vehicle, or similar device who fails to abide by the rules and regulations set forth under WAC 516-15 may be issued a university notice of infraction (NOI) for

Using a skateboard, coaster, in-line skates, toy vehicle or similar device on campus in an area not designated for such use

Penalties:

The penalties for violating any part of this section shall be progressive, with the monetary penalty increasing for each subsequent offense. The first violation shall have a monetary penalty of $10.00. A second violation shall have a monetary penalty of $25.00. A third and each subsequent violation shall have a monetary penalty of $50.00.

Any person who violates any portion of this section and as a result is involved in a collision with a pedestrian or an object shall have the monetary penalty for the offense doubled.

Any person using a skateboard, coaster, in-line skates, toy vehicle or similar device who attempts to elude a uniformed police officer attempting to enforce these regulations shall have the monetary penalty for the offense doubled.

Any person who fails to cooperate with a police officer or to present proof of identification will be subject to arrest for obstructing a law enforcement officer under the provisions of 9A.76 RCW and/or criminal trespass under the provisions of chapter 9A.52 RCW.

Appeal Procedure:

A university notice of infraction (NOI) may be appealed by filing a completed appeal form at the Parking Services Office within 7 days of receipt of the notice of infraction; otherwise the right to a hearing is forfeited. Note also that Bellingham City codes pertaining to leash laws and other animal control matters are enforced on the WWU campus. For the purposes of this regulation, "under immediate control" means leashed.

Admits | Animal Control | Bike Regulations | Bike Dismount Zones | Escorts | Firearms and Dangerous Weapons |
Hate Crimes | Inclement Weather Policy | Lost & Found Property | Skates & Skateboards |
Smoking Regulations | Vendor Solicitation

^ Top of Page

Exhibit B

IN-LINE SKATES AND SKATEBOARDS BYLAW 1999

OBJECTIVES

To put in place a Bylaw that allows for the control of the use of skateboards, in-line skates or similar devices in specified areas.

WAIMAKARIRI
DISTRICT COUNCIL

October 1999

WAIMAKARIRI
DISTRICT COUNCIL

WAIMAKARIRI DISTRICT COUNCIL IN-LINE SKATES AND SKATEBOARDS BYLAW 1999

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Exhibit C

Use of In-Line Skates, Roller Skates and Skateboards

Effective Date:	April 15, 1998
Cancels:	"NEW"
Dated:	April 15, 1998
Signature/Position:	Vice-President (Finance and Administration)

SUBJECT: USE OF IN-LINE SKATES, ROLLER SKATES AND SKATEBOARDS

PURPOSE To establish a policy for the use of in-line skates, roller skates and skateboards on University of Guelph property and at associated regional college campuses.

POLICY The campuses of the University are primarily pedestrian. However, it is recognized that the campus infrastructures are also used by motorists, bicyclists, skateboarders, in-line skaters and persons using various other modes of transportation.

Regulation of these devices is deemed necessary to reduce the risk of injury to both the user of the device and others using the campus; to prevent use that causes damage to property; and to prevent uses that are disruptive to University operations or programming.

In-line skating, skateboarding and rollerskating on campuses, whether for recreation or transportation, must meet the basic requirements of common courtesy and are to be conducted in a safe manner, giving priority to pedestrians, particularly individuals who are mobility-impaired, as well as cooperating with motorists on campus.

In-line skating, rollerskating, skateboarding and use of similar devices under the above-noted conditions are permitted except in the following areas:

1. Within any building. (Such devices must be removed at the entrance to the building or immediately upon entry.)
2. On prepared sports surfaces such as, but not limited to, tennis courts.
3. In the Conservatory Gardens (southwest of the University Centre building) and adjacent sidewalks.
4. In any other areas posted as being prohibited for such use by the University.

Organized in-line skating, skateboarding or rollerskating events are prohibited unless authorized by the Department of Athletics or the regional college administration.

This policy will be enforced by the University Police or by the regional college administration.

It is recommended that users of these devices wear appropriate safety equipment at all times.

DISCLAIMER

Roadways and sidewalks at the University and associated regional college campuses are not designed, built or maintained to meet the requirements of in-line skaters, skateboarders or rollerskaters and therefore are used at the risk of the user of these devices. The University does not

accept responsibility for accidents or other consequences arising from the use of these devices.

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Exhibit D

10/10/2002 11:00:21 AM

USE OF IN-LINE SKATES, ROLLER-SKATES AND SKATEBOARDS

It is the University's position to allow use of in-line skates, roller-skates, skateboards and similar devices for transportation on campus in accordance with the guidelines cited below. Regulation of these devices is deemed necessary to reduce risk of injury, and use that causes damage to University property.

Use of in-line skates, roller-skates and/or skateboards on campus is generally permitted. However, skating is strictly prohibited in the following areas:

1. In all University buildings (skates should be removed prior to or immediately upon entry);

2. In all multi-level/interior parking structures; and

3. In any other areas posted as such by the University (to enhance personal safety, reduce property damage and/or prevent interference with campus operations/programming).

Skating is also prohibited if it is performed in a manner that indicates a disregard for the safety of others and/or damages property.

Recreational use of in-line skates, roller-skates and/or skateboards by groups and/or individuals (i.e. skill demonstrations, sports/competitions, stunts, tricks and uses other than transportation) is prohibited from building entrances, steps, stairs, ramps, walls, sidewalks, parking lots and other general campus space with these exceptions:

1. When formally scheduled and approved by the appropriate campus unit(s); and

2. When proper arrangements have been made to use the Division of Campus Recreation (333-3510) skating facility located at Stadium Terrace Fields.

Failure to comply with this policy and/or other applicable University guidelines and traffic laws may result in any or all of the following:

1. referral to the student disciplinary system;

2. Illinois Vehicle Code citations and/or arrest for any criminal offense(s).

For their safety, and the safety of others, skaters should follow other applicable University regulations and local traffic laws. Skaters are encouraged to wear proper safety equipment at all times.

"FREQUENTLY ASKED QUESTIONS"

Q. Why has the University adopted a policy about skating activities on campus?

A. The University adopted a policy about skating on campus in response to growing levels of property damage, concerns about the well being of users/pedestrians and complaints from other members of the campus community about some skating activities.

Q. What sort of property damage has been done?

A. Scratches on finished floors and marks on walls inside buildings, and significant chipping/breakage/scarring of steps, walls, rails and bike racks. Internal damage is primarily related to in-line skates, external damage to skateboards.

Q. If I'm only putting myself at risk when skating, why does anyone else care?

A. Many of the skating activities that pose significant risk to users also causes property damage, so the two cannot be separated. There are some skating activities that we feel can't be done safely, such as skating in parking structures, so that is prohibited. And, believe it or not, we care what happens to people on our campus so the policy is designed to reduce the chance of a serious injury.

Q. Is potential liability part of the reason for adopting a policy?

A. Not really. We have an ever-present general duty to protect persons and property on campus, and this policy is just one of many tools for meeting that obligation.

Q. How did the policy get created?

A. An ad hoc committee was formed by request of the Vice Chancellor for Administration and Human Resources. Committee members met with/heard from interested parties on campus, and reviewed information from other educational institutions about their handling of skating activities. The final policy draft was approved on September 13, 1996.

Q. Does the policy prevent me from skating for fun and/or exercise on campus?

A. No. The types of uses that are unacceptable on campus are substantially defined in the policy, as are areas where skating is prohibited altogether for safety reasons. The vast majority of skating activities pose no problem and are unaffected by the policy.

Q. Don't police officers have other things to do besides enforce the skating policy?

A. Yes, and they are doing them. Enforcement of the skating policy is but one of many duties our officers perform on a regular basis. (*ask one sometime if you're curious*)

Q. What have other campuses and cities done about skating activities?

A. It varies. Some have banned skating devices totally, some do nothing at all. Some confiscate the skating devices and charge a fine before returning them. Some do one or the other. Some have designated and/or constructed special areas for certain activities.

Q. Would the University consider designating an area and/or building a facility to support these "recreational" skating activities?

A. It's possible. We'd welcome input about this option. You can share ideas by using the contact information at the end of this document or attending public sessions on this topic.

For further information about the University policy on Use Of In-Line Skates, Roller-skates and Skateboards contact Crime Prevention Coordinator Rebecca Lauher by email at rllauher@staff.uiuc.edu or phone at 244-4881.

Questions about this policy may be directed to the Office of Campus Risk Management at 333-4660 and the Division of Public Safety.

Date Issued: September 13, 1996
Approved by: Vice Chancellor for Administration and Human Resources
Use of University Premises, Facilities, and Computing Infrastructure Policies: Section VIII–17

Exhibit E

10/1 0/0003:1:1:6:

Source: Legal > States Legal - U.S. > Washington > Statutes & Regulations > Municipal Codes > **Combined Sources**
Terms: **skateboard! or rollerblade! or in-line skate! or nonmotorized cycle** (Edit Search)

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Bellingham Municipal Code § 11.15.020

THE BELLINGHAM MUNICIPAL CODE

*** Current through March, 2001 ***

TITLE 11 VEHICLES AND TRAFFIC
CHAPTER 11.15 Driving Rules In Addition To The Model Traffic Ordinance

Bellingham Municipal Code § 11.15.020

§ 11.15.020 - Use Of Coasters, Roller Skates, **Rollerblades** And Similar Devices Restricted

(1) No person upon roller skates, **rollerblades,** or riding in or by means of any coaster, **skateboard,** toy vehicles, or similar device, shall go upon any roadway except while crossing a street on a crosswalk; and when so crossing, such person shall be granted all of the rights and shall be subject to all of the duties applicable to pedestrians.

(2) Any person using such a device shall exercise due care and caution to avoid hindering, delaying, or endangering pedestrians using ways normally open to pedestrian traffic.

HISTORY: [Ord. 1999-04-020]

Source: Legal > States Legal - U.S. > Washington > Statutes & Regulations > Municipal Codes > **Combined Sources**
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Exhibit F

4/24/03 9:00:21 AM

Skagit County Code § 9.41.030

THE SKAGIT COUNTY CODE

*** Current through Ordinance 18069, passed November 27, 2000 ***

TITLE 9 PUBLIC PEACE, SAFETY AND MORALS
CHAPTER 9.41 PARKS AND RECREATION CODE

Skagit County Code § 9.41.030

§ 9.41.030 Definitions.

Whenever used in this title the following items shall be defined as indicated in this section:

(1) "Agreements" means all written agreements between a person or persons and the department for the purpose of specific use of certain department facilities.

(2) "Aircraft" means any machine or device designed to travel through the air, including but not limited to airplanes, helicopters, balloons, gliders and ultra-lights.

(3) "Alcoholic beverages" or "liquor" includes alcohol, spirits, wine, beer and all fermented, spirituous, vinous, malt liquor or otherwise intoxicating beverages. Any substance, which contains more than one percent alcohol by weight, shall be conclusively deemed to be intoxicating.

(4) "Associated marine area" means any water area within one hundred feet of any "Skagit County trail, open space, park area" or "marine facility" such as a dock, pier, float, buoy, log boom, or other object which is part of a "Skagit County Park area," provided that such area does not include private property.

(5) "Board" means the current and duly elected Skagit Board of County Commissioners.

(6) "Boat" means any floating device, capable of traveling on water.

(7) "Camper" means a motorized vehicle containing sleeping and/or housekeeping accommodations

(8) "Camping" means erecting a tent or shelter, or arranging bedding, or both, for the purpose of, or in such a way as will permit remaining overnight, or parking a trailer, camper, or other vehicle for the purpose of remaining overnight.

(9) "Camping unit" means any RV, trailer, camper or tent and all associated camping equipment including but not limited to vehicles, food, sleeping bags, backpacks and refuse.

(10) "Campsite" includes both utility and non-utility sites.

(11) "Concession" means the selling or renting of a product or service.

(12) "County Park" means any area designated by the Board under the ownership/management of the Department, and shall include all parks, parkways, trails, golf

courses, beaches, playgrounds, resource management areas and other recreational areas and facilities.

(13) "County Parks employee" means any Skagit County employee while performing duties in any County Park.

(14) "Day Use" means Recreation use of an area for one day or less. Day Use may include participation in a number of recreation activities, e.g., picnicking, play, water sports, sightseeing, etc., but excludes overnight use.

(15) "Department" means the Skagit County Parks and Recreation Department including the Administration Division, the Parks Division, the Recreation Division and the Fair Grounds Division.

(16) "Director" means the director of the Skagit County Parks and Recreation Department.

(17) "Domestic animals" means dogs, cats and other small, domesticated animals.

(18) "Drugs" means any mind or mood altering substance, which is illegal to consume or possess.

(19) "Facilities or facility" means any building, structure, roadway, trail, path, equipment or area operated by the Department.

(20) "Facility Manager" means an assigned County Parks employee serving as a manager of a duly assigned County Park.

(21) "Fair Division" means the Skagit County Fair Division of the Department.

(22) "Fee" means the currently adopted fee schedule for use of the Department facilities or programs.

(23) "Fireworks" means any composition or device in a finished state containing any combustible or explosive substance for the purpose of producing a visible or audible effect by combustion, explosion, deflagration, or detonation.

(24) "Firearm" means any device from which a projectile may be fired by an explosive or propelled by air combustion.

(25) "Large animal" means horses, cattle and other large, domesticated animals.

(26) "Motor vehicle" means any self-propelled device capable of being moved upon a road, and in, upon, or by which any persons or property may be transported or drawn, and shall include, but not be limited to, four-wheel driven vehicles, two-wheel drive vehicles, three-wheelers, motorcycles, and snowmobiles, This section shall not apply to wheelchairs powered by electric motor. Subject to RCW 46.04.320.

(27) "Non-motorized vehicle" shall be defined as every device capable of transporting an individual that is not powered by a mechanical device including, but not limited to, unicycles, bicycles, tricycles, quadcycles, scooters, **roller blades and skateboards,** with the exception of wheelchairs.

(28) "Non-utility site" means designated camping sites, which have no water and/or electrical utilities available for hookup.

(29) "Parks Division" means the County Parks Division of the Department.

(30) "Permit" means any and all permits, licenses, or approvals required by federal or state law, or required by county ordinance or the Department.

(31) "Person" means all natural persons, firms, partnerships, corporations, clubs and all associations or combination of persons whenever acting for themselves or by an agent, servant, or employee.

(32) "Personal watercraft" means a vessel of less than sixteen feet that uses a motor powering a water jet pump, as its primary source of motive power and that is designed to be operated by a person sifting, standing, or kneeling on, or being towed behind the vessel, rather than in the conventional manner of sitting or standing inside the vessel.

(33) "Primitive trailer site" means a designated camping site, which does not have water and/or electrical facilities available for self-contained trailers or campers.

(34) "Recreation Division" means the County Recreation Division of the Department.

(35) "Reservation" means any and all written reservations for a person or persons for the purpose of specific use of certain department facilities.

(36) "Resource Management" means management of existing natural resources on undeveloped lands not currently being used for park and recreation purposes, e.g. harvesting timber or selective thinning of forested areas.

(37) "Rocket" means any device containing a combustible substance which when ignited propels the device forward or upward.

(38) "Trail" means any path designed for use by pedestrians, bicyclists, or equestrians.

(39) "Trailer" means any towed vehicle, whether used for transporting a boat or animal, vehicle or other object, or for sleeping accommodations or some other use.

(40) "Utility site" means a designated camping site, which has water and/or electrical facilities available for hookup, and which is designed for RV, trailer, camper or tent requiring utilities.

(41) "Weapon" means any offensive or defensive instrument, which might be used to overcome, persuade, injure, defeat or destroy another person or animal.

HISTORY: (Ord. 17255 Exh. A (part), 1998)

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Skagit County Code § 9.41.130

THE SKAGIT COUNTY CODE

*** Current through Ordinance 18069, passed November 27, 2000 ***

TITLE 9 PUBLIC PEACE, SAFETY AND MORALS
CHAPTER 9.41 PARKS AND RECREATION CODE

Skagit County Code § 9.41.130

§ 9.41.130 County Parks trail policies.

(1) Regional trails, local trail corridors, and paved pathways are open to all non-motorized users unless otherwise designated and posted. Pedestrians, bicyclists, and equestrians are permitted on all maintained soft or hard surface trails unless otherwise posted and designated. Trail use designations will be based on the master plan, resource conservation, trail user conflicts, maintenance issues, and safety hazards.

(2) Persons traveling on a trail shall obey the instructions of any official signage. For the purposes of this section "travel" shall be construed to include all forms of non-motorized movement or transportation on a trail by foot, bicycle, horse, **skateboard, roller blades** and roller skates.

(3) It shall be unlawful to move or operate a motor vehicle on or over any County trail or designated trail system, unless authorized by the Department.

HISTORY: (Ord. 17255 Exh. A (part), 1998)

Source: Legal > States Legal - U.S. > Washington > Statutes & Regulations > Municipal Codes > **Combined Sources**
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Exhibit G

Snohomish County Code § 22.04.040

THE SNOHOMISH COUNTY CODE

*** Current through Through May 15, 2001 ***

TITLE 22 PARK CODE
Chapter 22.04 General Provisions

Snohomish County Code § 22.04.040

§ 22.04.040 - Definitions.

In this code, unless the context otherwise requires:

(1) "Parks division" shall mean the Snohomish county parks division of the department of parks and recreation.

(2) "County park" shall mean any area designated by the parks division for use by the public under the management or control of the parks division, and shall include all parks, squares, drives, parkways, trails, golf courses, museums, zoos, beaches, playgrounds, and other recreational areas or facilities designated for public use and comprising the parks and recreation system of Snohomish county under chapter 2.16 SCC.

(3) "County parks employee" shall include any Snohomish county employee while performing duties in a county park.

(4) "Person" shall mean any natural person, firm, partnership, corporation, club or association; but the term "person" shall not include county parks employees.

(5) "Motor vehicle" shall mean any self-propelled device capable of being moved upon a road and transporting persons or property, and shall include, but not be limited to, automobiles, trucks, buses, campers, motorcycles, motorbikes, motor scooters, jeeps, off-road vehicles, and snowmobiles, whether or not they can legally be operated upon the public highways.

(6) "Non-motorized vehicle" shall mean any wheeled operator propelled equipment which transports the operator on land except all wheelchairs to include but not be limited to unicycles, bicycles, tricycles, quadcycles, strollers, scooters, **skateboards, rollerblades** and rollerskates.

(7) "Trail" shall mean any path or track designed for use by pedestrians or equestrians and which is not of sufficient width or grading to permit its use by standard passenger automobiles; or any other right-of-way specifically designated and posted for non-vehicular use.

(8) "Camping area" shall mean designated camping sites designed for the use of tent campers and/or persons with trailers or campers.

(9) "Camping" shall mean erecting a tent or other shelter, or arranging bedding, or parking a trailer, camper, or other vehicle, for the purpose of remaining overnight.

(10) "Ultralite vehicle" shall mean a single occupant, engine powered, flying machine weighing less than 254 pounds, intended for recreational or sport use, having a maximum fuel capacity of five U.S. gallons, a maximum airspeed at full power in level flight of 55 knots, and a power-off stall airspeed of not more than 24 knots (see Federal Aviation Administration FAR Part 103.1).

(11) "Dusk" shall mean the time at 1/2 hour after sunset.

HISTORY: (§ 4 of Res. adopted April 22, 1974; Amended Ord. 83-026 § 1, adopted Apr. 21, 1983; Amended Ord. 86-001, § 2, February 12, 1986; Amended Ord. 93-066, Aug. 18, 1993, Eff date Aug. 28, 1993; Amended Ord. 98-076, § 1, Aug. 19, 1998, Eff date Aug. 31, 1998).

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Exhibit H

EXHIBIT 2

Everett Municipal Code § 9.06.132

EVERETT MUNICIPAL CODE

*** Current through January 24, 2001 (Ord. 2507-01) ***

TITLE 9 PUBLIC PEACE, MORALS AND WELFARE
CHAPTER 9.06 PARK CODE

Everett Municipal Code § 9.06.132

§ 9.06.132 **Skateboarding.**

Unless otherwise posted, it is unlawful to use **skateboards, in-line skates,** roller skates, or bicycles on tennis courts and stages. It is unlawful to use **skateboards, in-line skates,** roller skates, or bicycles in any other area of a park if so posted. Violation of any of the provisions of this section constitutes an infraction, and may be punished by a penalty of not more than two hundred fifty dollars.

HISTORY: (Ord. 2442-00 § 8, 2000)

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Exhibit I

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Spokane Municipal Code § 16.04.357

THE SPOKANE MUNICIPAL CODE

*** Current through May 1, 2001 ***

TITLE 16 MOTOR VEHICLES
Chapter 16.04 Definitions

Spokane Municipal Code § 16.04.357

§ 16.04.357 Nonmotorized Vehicle.

"Nonmotorized vehicle" means any wheeled vehicle for transporting a person which is not propelled by a motor or engine, including **skateboard,** roller skates, in-line **roller blades,** coaster, wagon and similar toy or play vehicle, but not including a bicycle as regulated in Chapter 16.61.

HISTORY: (Ord. C-31398)

Passed: 1995/06/05 Effective On: 1995/07/05

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Exhibit J

4/10/03 CD 003 TTMD

Tacoma Municipal Code § 11.05.562

THE TACOMA MUNICIPAL CODE

*** Current through May 1, 2001 (Ordinance No. 26800) ***

TITLE 11 TRAFFIC
CHAPTER 11.05 MODEL TRAFFIC ORDINANCE

Tacoma Municipal Code § 11.05.562

§ 11.05.562 Use of coasters, roller skates, and similar devices restricted.

A. Use Upon Roadways. No person upon roller skates or **in-line skates,** or riding in or upon or by any means a coaster, **skate-board,** toy vehicle, or any device similar to the foregoing, shall go upon any roadway except while crossing a street on a crosswalk, and when so crossing, such person shall be granted all of the rights and shall be subject to all of the duties applicable to pedestrians.

B. Operation of **Skateboards,** Roller Skates, **In-line Skates,** and Coasters.

1. Negligent Operation. No person upon roller skates or **in-line skates,** or riding in or upon or by any means a coaster, **skateboard,** toy vehicle, or any device similar to the foregoing, shall go upon any roadway, sidewalk, publicly owned parking lot, or other public property in such a manner as to endanger or be likely to endanger the safety of any persons or property, including the rider or operator.

2. Interference with Vehicular or Pedestrian Traffic Prohibited. No person upon roller skates or **in-line skates,** or riding in or upon or by any means a coaster, **skateboard,** toy vehicle, or any device similar to the foregoing, shall interfere with or restrict the flow of vehicular or pedestrian traffic in any manner whatsoever.

3. Operation of **Skateboard** after Dark. No person upon roller skates or **in-line skates,** or riding in or upon or by any means a coaster, **skateboard,** toy vehicle, or any device similar to the foregoing, shall ride upon a public street or public sidewalk during the hours between one-half hour after sunset and one-half hour before sunrise without wearing a reflective device on his/her front and back.

4. Clinging to Motor Vehicle. No person upon roller skates or **in-line skates,** or riding in or upon or by any means a coaster, **skateboard,** toy vehicle, or any device similar to the foregoing, shall attach the same or himself to any moving vehicle upon any roadway.

C. Use in the Business District. No person upon roller skates or **in-line skates,** or riding in or upon or by any means a coaster, **skateboard,** toy vehicle, or any device similar to the foregoing, shall go upon any roadway, sidewalk, or other public property located within the area designated as the "B" Business District pursuant to Title 13 of the Official Code of the City of Tacoma as now or hereafter amended.

D. Violation/Penalty. Any person violating any of the provisions of this section shall be deemed to have committed a civil infraction and will be subject to a maximum penalty, inclusive of statutory assessments, of $ 250.00. The minimum fine imposed shall be no less

than $ 25.00, which shall not be suspended or deferred.

E. Confiscation and Destruction of Property. A law enforcement officer having probable cause to believe a violation of this section has been committed shall have the authority to confiscate the roller skates, **in-line skates,** coaster, **skateboard,** toy vehicle, or other device used in violation of this section, and hold the same as evidence pending adjudication of the infraction. The court, upon a third finding of commitment of a violation of this section or forfeiture of bail or any combination thereof when such violations have occurred within any consecutive 24-month period, shall order that the confiscated property be destroyed or sold at public auction.

F. Definitions.

1. "**Skateboard**" has its ordinary meaning and includes a board of any material with wheels affixed to the underside, designed to be ridden by a person. For the purposes of this chapter the term **skateboard** shall include the terms "scooter" and "coaster".

2. "Roller-skates" has its ordinary meaning and means a pair of shoes mounted upon two sets of wheels, most often propelled by the user in an upright, standing position.

3. "**In-line skates**" has its ordinary meaning and means a pair of shoes or boots, mounted upon three or more sets of wheels located one behind the other under the attached shoe or boot, and is most often propelled by the user in an upright, standing position.

4. "Coaster" means a footboard mounted upon two or more wheels, controlled by an upright steering handle, and is most often propelled by the user usually in an upright position or kneeling.

G. Law enforcement officers commissioned by the City of Tacoma are authorized to issue a notice of infraction upon certification that the officer has probable cause to believe, and does believe, that a person has committed an infraction contrary to the provisions of this section. The infraction need not have been committed in the issuing officer's presence except as otherwise provided by law.

H. Severability. If any provision of this section, or its application to any person or circumstances, is held invalid, the remainder of the section, or application of the provisions to other persons or circumstances, shall be unaffected.

HISTORY: (Ord. 25237 § 1; passed Sept. 7, 1993: Ord. 25247 § 2; passed Dec. 22, 1992: Ord. 25208 § 3; passed Nov. 24, 1992: Ord. 18655 § 1; passed Sept. 16, 1968. Formerly 11.42.070.)

Source: Legal > States Legal - U.S. > Washington > Statutes & Regulations > Municipal Codes > **Combined Sources**
Terms: **skateboard! or skate board or rollerblade! or roller blade or in-line skate!** (Edit Search)
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Exhibit K

EXHIBIT 10

Source: Legal > States Legal - U.S. > Washington > Statutes & Regulations > Municipal Codes > **Combined Sources**
Terms: **skateboard! or skate board or rollerblade! or roller blade or in-line skate!** (Edit Search)

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Pierce County Code § 14.08.110

THE PIERCE COUNTY CODE

*** Current through Through March 15, 2001 ***

TITLE 14 PARKS AND RECREATION
CHAPTER 14.08 PARK CODE

Pierce County Code § 14.08.110

§ 14.08.110 Other Modes of Transportation.

Skateboards, in-line skates and sail boards are prohibited in County parks except in designated areas or as specifically permitted under Section 14.08.040.

HISTORY: (Ord. 97-95 § 1 (part), 1997)

Source: Legal > States Legal - U.S. > Washington > Statutes & Regulations > Municipal Codes > **Combined Sources**
Terms: **skateboard! or skate board or rollerblade! or roller blade or in-line skate!** (Edit Search)
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Exhibit L

Source: Legal > States Legal - U.S. > Combined States > Statutes & Legislative Materials > Codes, Constitutions, Court Rules and ALS > **State Codes, Combined**
TOC: New York Consolidated Laws Service > /. . . / > ARTICLE 34. OPERATION OF BICYCLES AND PLAY [fig 1] DEVICES > **§ 1240. Leaving the scene of an incident involving a wheeled non-motorized means of conveyance without reporting in the second degree**
Terms: **skateboard! or skate board or rollerblade! or roller blade or in-line skate!** (Edit Search)

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NY CLS Veh & Tr § 1240

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*** THIS SECTION IS CURRENT THROUGH CH. 121, 07/01/2003 ***
*** WITH THE EXCEPTION OF CHS. 1-3 ***

VEHICLE AND TRAFFIC LAW
TITLE VII. RULES OF THE ROAD
ARTICLE 34. OPERATION OF BICYCLES AND PLAY [fig 1] DEVICES

◆ **GO TO CODE ARCHIVE DIRECTORY FOR THIS JURISDICTION**

NY CLS Veh & Tr § 1240 (2003)

§ 1240. Leaving the scene of an incident involving a wheeled non-motorized means of conveyance without reporting in the second degree

1. Any person age eighteen years or older operating a wheeled non-motorized means of conveyance, including, but not limited to bicycles, **in-line skates,** roller skates and **skate boards,** who, knowing or having cause to know, that physical injury, as defined in subdivision nine of section 10.00 of the penal law, has been caused to another person, due to the operation of such non-motorized means of conveyance by such person, shall, before leaving the place where the said physical injury occurred, stop, and provide his name and residence, including street and street number, to the injured party, if practical, and also to a police officer, or in the event that no police officer is in the vicinity of the place of said injury, then such person shall report said incident as soon as physically able to the nearest police station or judicial officer.

2. Leaving the scene of an incident involving a wheeled non-motorized means of conveyance without reporting in the second degree is a violation.

HISTORY:
Add, L 2001, ch 468, § 1, eff Nov 1, 2002.

Source: Legal > States Legal - U.S. > Combined States > Statutes & Legislative Materials > Codes, Constitutions, Court Rules and ALS > **State Codes, Combined**
TOC: New York Consolidated Laws Service > /. . . / > ARTICLE 34. OPERATION OF BICYCLES AND PLAY [fig 1] DEVICES > **§ 1240. Leaving the scene of an incident involving a wheeled non-motorized means of conveyance without reporting in the second degree**
Terms: **skateboard! or skate board or rollerblade! or roller blade or in-line skate!** (Edit Search)
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Source: Legal > States Legal - U.S. > Combined States > Statutes & Legislative Materials > Codes, Constitutions, Court Rules and ALS > **State Codes, Combined**
TOC: New York Consolidated Laws Service > /. . . / > ARTICLE 34. OPERATION OF BICYCLES AND PLAY [fig 1] DEVICES > **§ 1241. Leaving the scene of an incident involving a wheeled non-motorized means of conveyance without reporting in the first degree**
Terms: **skateboard! or skate board or rollerblade! or roller blade or in-line skate!** (Edit Search)

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NY CLS Veh & Tr § 1241

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VEHICLE AND TRAFFIC LAW
TITLE VII. RULES OF THE ROAD
ARTICLE 34. OPERATION OF BICYCLES AND PLAY [fig 1] DEVICES

♦ **GO TO CODE ARCHIVE DIRECTORY FOR THIS JURISDICTION**

NY CLS Veh & Tr § 1241 (2003)

§ 1241. Leaving the scene of an incident involving a wheeled non-motorized means of conveyance without reporting in the first degree

1. Any person age eighteen years or older operating a wheeled non-motorized means of conveyance, including, but not limited to bicycles, **in-line skates,** roller skates and **skate boards,** who, knowing or having cause to know, that serious physical injury, as defined in subdivision ten of section 10.00 of the penal law, has been caused to another person, due to the operation of such non-motorized means of conveyance by such person, shall, before leaving the place where the said serious physical injury occurred, stop, and provide his name and residence, including street and street number, to the injured party, if practical, and also to a police officer, or in the event that no police officer is in the vicinity of the place of said injury, then such person shall report said incident as soon as physically able to the nearest police station or judicial officer.

2. Leaving the scene of an incident involving a wheeled non-motorized means of conveyance without reporting in the first degree is a class B misdemeanor.

HISTORY:
Add, L 2001, ch 468, § 1, eff Nov 1, 2002.

Source: Legal > States Legal - U.S. > Combined States > Statutes & Legislative Materials > Codes, Constitutions, Court Rules and ALS > **State Codes, Combined**
TOC: New York Consolidated Laws Service > /. . . / > ARTICLE 34. OPERATION OF BICYCLES AND PLAY [fig 1] DEVICES > **§ 1241. Leaving the scene of an incident involving a wheeled non-motorized means of conveyance without reporting in the first degree**
Terms: **skateboard! or skate board or rollerblade! or roller blade or in-line skate!** (Edit Search)
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Exhibit M

10/10/2003 07:13:03

Tex. Gov't Code § 443.018

TEXAS STATUTES AND CODES ANNOTATED BY LEXISNEXIS(TM)

*** THIS DOCUMENT REFLECTS ALL EFFECTIVE LEGISLATION THROUGH 2003 CH. 207 ***
*** ENACTED JUNE 20, 2003 ***
***June 2003 Annotation Service ***

GOVERNMENT CODE
TITLE 4. EXECUTIVE BRANCH
SUBTITLE D. HISTORY, CULTURE, AND EDUCATION
CHAPTER 443. STATE PRESERVATION BOARD

◆ **GO TO TEXAS CODE ARCHIVE DIRECTORY**

Tex. Gov't Code § 443.018 (2003)

§ 443.018. Regulation of Visitors and Vendors

(a) The board shall adopt rules that regulate the actions of visitors in the Capitol or on the grounds of the Capitol.

(b) The rules adopted under Subsection (a) shall include rules that:

(1) prohibit persons from attaching signs, banners, or other displays to a part of the Capitol or to a structure, including a fence, on the grounds of the Capitol except as approved by the board;

(2) prohibit a visitor from placing furniture in the Capitol or on the grounds of the Capitol for a period that exceeds 24 hours except as approved by the board;

(3) prohibit the setting up or placement of camping equipment, shelter, or related materials in the Capitol or on the grounds of the Capitol except as approved by the board;

(4) prohibit actions that block ingress and egress:

(A) into the Capitol building; or

(B) rooms or hallways within the Capitol building, except as approved by the board;

(5) prohibit actions that pose a risk to safety;

(6) provide that members of the public must leave the Capitol when the

building is closed to the public;

(7) provide that all pets except Seeing Eye dogs are not permitted in the Capitol, and shall be restrained at all times on a leash or similar device in the immediate control of the owner while on the grounds of the Capitol, except as approved by the board;

(8) prohibit the use of **skateboards, rollerblades,** and rollerskates in the Capitol or on the grounds of the Capitol; and

(9) prohibit a vendor or commercial enterprise from operating in the Capitol or on the grounds of the Capitol unless the vendor or commercial enterprise is authorized to do so by the board.

(c) A person commits an offense if the person violates a rule of the board adopted under Subsection (a).

(d) An offense under this section is a Class C misdemeanor.

(e) This section may not be applied in a manner that violates a person's rights under the Texas Constitution or the First Amendment to the United States Constitution, including the right of persons peaceably to assemble.

(f) The board shall send proposed rules under this section to the attorney general for review and comment before the board adopts the rules.

Source: Legal > States Legal - U.S. > Combined States > Statutes & Legislative Materials > Codes, Constitutions, Court Rules and ALS > **State Codes, Combined**
TOC: Texas Codes and Rules Annotated by LexisNexis > /. . . / > CHAPTER 443. STATE PRESERVATION BOARD > **§ 443.018. Regulation of Visitors and Vendors**
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