



08-20-2003

U.S. Patent & TMOfo/TM Mail Rcpt Dt. #22

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO BOX TTAB FEE, COMMISSIONER FOR TRADEMARKS, 2900 CRYSTAL DRIVE, ARLINGTON, VIRGINIA 22202-3514, ON AUGUST 18, 2003.

Sandra L. Wills
(TYPED OR PRINTED NAME)

Sandra L. Wills
(SIGNATURE)

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

In the Matter of Application Serial No. 78/112,806

Published in the Official Gazette on May 20, 2003, p. TM 360

_____)
HOLLEY PERFORMANCE PRODUCTS)
INC.,)
)
Opposer,)
)
v.)
)
NORTON AMERICA, LLC,)
)
Applicant.)
_____)

Opposition No. _____

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RECEIVED
U.S. PATENT & TRADEMARK OFFICE

NOTICE OF OPPOSITION

Holley Performance Products Inc., a Delaware corporation with its principal place of business at 1801 Russellville Road, Bowling Green, Kentucky 42102 ("Holley" or "Opposer"), believes it will be damaged by registration of the alleged mark DOMINATOR shown in Application Serial No. 78/112,806, and hereby opposes such registration.

The grounds for this opposition are as follows:

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I. Norton America, LLC's Intent-to-Use Application to Register DOMINATOR

1. Upon information and belief, Applicant Norton America, LLC ("Norton") is a Minnesota limited liability company with a principal place of business at 455 Glen Road, Weston, Massachusetts 02493.

2. On March 5 2002, Norton filed an intent-to-use application to register DOMINATOR as a trademark for the following:

motorcycles; motorcycle parts, namely, fittings and filters for oil line pump and tank, replacement exhaust spigots, exhaust port clamps and exhaust heat shields, exhaust system mount brackets, flange bolts; structural parts, namely, upper fork brackets, front fork brackets, adjustable front fork brackets, rear forks, rear fork protector plates, chrome frame inserts, under seat frame covers, rear fender braces; rear fender clamps, slip clamps highway bars, stands and stand accessories, namely stand leg stops, stand angle plates, mounting hardware, lifts, footrest accessories, namely, footrest studs, flip up footboards, rear bumper assemblies, saddlebag guards, supports, handlebar riser adaptors, riser bolts and clamp screws; shock absorber and suspension parts, namely fork slider tubes, damper rod extensions, stud nuts, and studs, transmission and brake parts, namely, forward controls and forward control shifters, shift fork alignment gauge, main shaft thrust washers, countershaft parts and gear end washers, transmission rollers and transmission stand, throw out bearings, fill plugs with dipsticks transmission fasteners, covers and mounts, belt drives and replacement belts and pulleys, drive belt guide plates, belt drive idler bearings, belt drive replacement parts, belt drive clutches, primary drive covers, fasteners and covers, self-adjusting chain tensioners, compensating engine covers fasteners and covers, self-adjusting chain tensioners, compensating engine sprocket nuts, clutch pushrods, clutch pressure plates, adjustable clutch hub retainers, hub liners and hub bearings, clutch cable adjusting sleeves, clutch and brake adjusters, hub liners and hub bearings, clutch cable adjusting sleeves, clutch and brake adjusters, clutches, disc brake hub spacers, switch housing and master cylinder cover mounting screws, front hand brake pivot pin retaining rings, brake line fittings, rear brake fittings, front brake caliper pins, caliper mounting pin rebuild kits comprising brake pad pins, caliper mount bushings, mounting stud, locknut and washers; caliper mount bushings; caliper antivibration kits comprising spring bracket and fastener, caliper covers, front brake disc covers, disc brake rotor mounting kits comprising fasteners,

repair kits for stripped bleeder screws comprising two piece precision machined parts replacing stripped bleeder screw, brake hose kits comprising hose and compression fittings, brake pedal retaining rings, brake lever return springs, allen head powertrain assembly sets comprising allen head screws; fasteners, namely knurled valve stem caps, in International Class 12.

(Application Serial No. 78/112,806).

3. Norton's alleged DOMINATOR mark was published for opposition in the *Official Gazette* on May 20, 2003.

4. Holley has obtained the necessary extensions of time to oppose Norton's DOMINATOR application.

II. Opposer's DOMINATOR® Family of Marks

5. For over a century, Holley has manufactured automotive parts, beginning with its first carburetor design for the Ford Model T. Holley currently specializes in automotive and motorcycle products for the replacement and performance aftermarket.

6. For nearly two decades, Holley has produced a line of carburetors and intake manifolds under the DOMINATOR® family of trademarks. Over the years, Holley has expanded its DOMINATOR® line to include carburetors and intake manifolds sold under the marks DOMINATOR®, PRO DOMINATOR®, STREET DOMINATOR®, and STRIP DOMINATOR®.

7. Holley owns several longstanding registrations of its DOMINATOR® family of marks on the U.S. Patent and Trademark Office's Principal Register. Specifically, Holley owns two valid, subsisting, and longstanding registrations of its DOMINATOR® trademark with the United States Patent and Trademark Office, Reg. No. 1,133,503 and Reg. No. 2,346,330. Moreover, Holley owns valid, subsisting, and longstanding registrations for PRO DOMINATOR®, Reg. No. 1,553,662; STREET DOMINATOR®, Reg. No. 1,066,680; and

STRIP DOMINATOR®, Reg. No. 2,493,739. Registrations 1,133,503; 1,553,662; and 1,066,680 have become incontestable under § 15 of the Lanham Trademark Act. 15 U.S.C. § 1065 (2003). True copies of Holley's DOMINATOR® Reg. Nos. 1,133,503 and 2,346,330; PRO DOMINATOR® Reg. No. 1,553,662; STREET DOMINATOR® Reg. No. 1,066,680; and STRIP DOMINATOR® Reg. No. 2,493,739, are attached hereto as Exhibit A. Holley has vigorously protected its DOMINATOR® trademarks from third party infringement.

III. Grounds For Denying Norton's Application To Register DOMINATOR

8. Holley's date of first use for its DOMINATOR® family of marks predates the filing of Norton's intent-to-use application to register DOMINATOR for motorcycles and motorcycle components by more than three decades. Holley has five valid and subsisting federal registrations of its DOMINATOR® family of marks, and has used its DOMINATOR® marks continuously in interstate commerce since 1970.

9. Holley has invested significant resources in building consumer recognition and goodwill for its DOMINATOR® marks, and they have become well known to consumers. For example, in 1994 the DOMINATOR became the first carburetor to enable cars to break the elusive six-second barrier. Exhibit B. Moreover, Holley sponsors car and motorcycle races bearing the DOMINATOR name, the Holley Pro Stock Dominator Duel. See Exhibit C. Holley sponsors cash prizes in this race for both motorcycles and automobiles.

10. The goods identified in Applicant's DOMINATOR application are virtually identical to the goods identified in Holley's registrations, as they both cover components for land vehicles in International Class 12.

11. In addition to carburetors and intake manifolds marketed by Holley under the DOMINATOR® marks, Holley also manufactures other types of motorcycle components under other trademarks. See Exhibit D.

12. Both Norton's DOMINATOR products and Holley's DOMINATOR products would likely travel through the same channels of trade. Many retailers sell both motorcycle and car components. See examples in Exhibit E. Additionally, Norton and Holley would likely use similar marketing to promote their DOMINATOR products, such as advertising in vehicle component or racing print media. Currently, Holley's name is already used to sell motorcycle parts. Exhibit F. Holley also markets and sells motorcycle equipment through many online and local motorcycle part dealers. Exhibit G.

13. For these reasons, Norton's DOMINATOR mark consists of and comprises a mark which so closely resembles Holley's DOMINATOR® mark, which was previously registered in the U.S. Patent and Trademark Office and has been previously used, advertised and promoted in the United States and not abandoned, as to be likely, when used on or in connection with Norton's goods, to cause confusion, to cause mistake, or to deceive.

14. The likelihood of confusion is especially apparent given Holley's broad line of automotive and motorcycle parts; the prominence of its DOMINATOR® mark; and the fact that Holley has previously expanded its DOMINATOR® line of products, and can be expected to further expand it in the future. Considered together, these factors indicate that consumers encountering Norton's DOMINATOR mark would be likely to consider Norton's goods to be related to Holley's DOMINATOR® line of goods, or otherwise to be confused as to the origin or sponsorship of the products. As a result, consumers would be misled to believe they are purchasing an item related to one of the most trusted brand names in automobile racing components, when in reality, they are not.

15. Norton's alleged DOMINATOR mark should therefore be refused registration pursuant to Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d).

WHEREFORE, Opposer Holley Performance Products Inc. prays that this Opposition be sustained and that Norton America, LLC be denied registration of the alleged mark DOMINATOR, identified in Application Serial No. 78/112,806.

Respectfully submitted,

ATTORNEYS FOR OPPOSER
HOLLEY PERFORMANCE PRODUCTS INC.



Stephen P. Demm
Kimberley A. Isbell
John Gary Maynard III
Edward T. White
HUNTON & WILLIAMS
Riverfront Plaza, East Tower
951 East Byrd Street
Richmond, Virginia 23219-4074
(804) 788-8200

Signer's Direct Dial: (804) 788-7383
Signer's Email: kisbell@hunton.com

Dated: August 18, 2003



Nº 1133503

THE UNITED STATES OF AMERICA

CERTIFICATE OF REGISTRATION

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

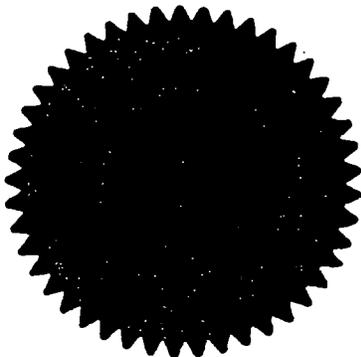
And there having been due compliance with the requirements of the law and with the regulations prescribed by the Commissioner of Patents and Trademarks,

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

PRINCIPAL REGISTER

to the registrant named herein.

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



In Testimony Whereof I have hereunto set my hand and caused the seal of the Patent and Trademark Office to be affixed this twenty-second day of April, 1980.

Silvery A. Diamond

COMMISSIONER OF PATENTS AND TRADEMARKS

NOTICE

This Registration will be canceled by the Commissioner of Patents and Trademarks at the end of six years following the date of registration, unless within one year next preceding the expiration of such six years, the registrant files in the Patent and Trademark Office an affidavit showing that said mark is still in use or showing that its nonuse is due to special circumstances which excuse such nonuse and is not due to any

Int. Cl.: 7

U.S. Cl.: 23

Reg. No. 1,133,503

U.S. Patent and Trademark Office

Reg. Apr. 22, 1980

TRADEMARK

Principal Register

DOMINATOR

Colt Industries Operating Corp. (Delaware corporation)
430 Park Ave.
New York, N.Y. 10022

For: Carburetors and Parts Thereof for Engines —in Class
7. (U.S. Cl. 23).
First use Feb. 20, 1970; in commerce Feb. 20, 1970.
Owner of U.S. Reg. No. 1,050,018.

Ser. No. 201,174. Filed Jan. 24, 1979.

WILLIAM T. NEWMAN, Examiner

The United States of America



CERTIFICATE OF REGISTRATION PRINCIPAL REGISTER

The Mark shown in this certificate has been registered in the United States Patent and Trademark Office to the named registrant.

The records of the United States Patent and Trademark Office show that an application for registration of the Mark shown in this Certificate was filed in the Office; that the application was examined and determined to be in compliance with the requirements of the law and with the regulations prescribed by the Director of the United States Patent and Trademark Office; and that the Applicant is entitled to registration of the Mark under the Trademark Act of 1946, as Amended.

A copy of the Mark and pertinent data from the application are part of this certificate.

This registration shall remain in force for TEN (10) years, unless terminated earlier as provided by law, and subject to compliance with the provisions of Section 8 of the Trademark Act of 1946, as Amended.



A handwritten signature in cursive script, appearing to read "J. Ford".

Director of the United States Patent and Trademark Office

Requirements for Maintaining a Federal Trademark Registration

SECTION 8: AFFIDAVIT OF CONTINUED USE

The registration shall remain in force for 10 years, except that the registration shall be canceled for failure to file an Affidavit of Continued Use under Section 8 of the Trademark Act, 15 U.S.C. §1058, upon the expiration of the following time periods:

- i) At the end of 6 years following the date of registration.
- ii) At the end of each successive 10-year period following the date of registration.

Failure to file a proper Section 8 Affidavit at the appropriate time will result in the cancellation of the registration.

SECTION 9: APPLICATION FOR RENEWAL

The registration shall remain in force for 10 years, subject to the provisions of Section 8, except that the registration shall expire for failure to file an Application for Renewal under Section 9 of the Trademark Act, 15 U.S.C. §1059, at the end of each successive 10-year period following the date of registration.

Failure to file a proper Application for Renewal at the appropriate time will result in the expiration of the registration.

No further notice or reminder of these requirements will be sent to the Registrant by the Patent and Trademark Office. It is recommended that the Registrant contact the Patent and Trademark Office approximately one year before the expiration of the time periods shown above to determine the requirements and fees for the filings required to maintain the registration.

Int. Cl.: 12

Prior U.S. Cls.: 19, 21, 23, 31, 35 and 44

Reg. No. 2,346,330

United States Patent and Trademark Office

Registered May 2, 2000

**TRADEMARK
PRINCIPAL REGISTER**

DOMINATOR

HOLLEY PERFORMANCE PRODUCTS INC.
(DELAWARE CORPORATION)
1801 RUSSELLVILLE ROAD
BOWLING GREEN, KY 42102 . BY ASSIGN-
MENT COLTEC INDUSTRIES (PENNSYLVANIA
CORPORATION) CHARLOTTE, NC 28217

FOR: CARBURETORS, INTAKE MANIFOLDS
AND STRUCTURAL PARTS THEREFOR, ALL

FOR USE IN LAND VEHICLES' ENGINES, IN
CLASS 12 (U.S. CLS. 19, 21, 23, 31, 35 AND 44).
FIRST USE 2-20-1970; IN COMMERCE
2-20-1970.
OWNER OF U.S. REG. NOS. 1,066,680,
1,133,503, AND 1,553,662.

SER. NO. 75-349,741, FILED 9-2-1997.

PAULA MAYS, EXAMINING ATTORNEY



Nº 1553662

THE UNITED STATES OF AMERICA

CERTIFICATE OF REGISTRATION

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

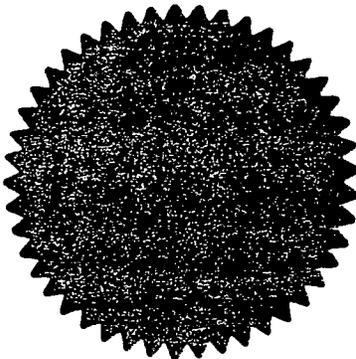
And there having been due compliance with the requirements of the law and with the regulations prescribed by the Commissioner of Patents and Trademarks,

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

PRINCIPAL REGISTER

to the registrant named herein.

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



In Testimony Whereof I have hereunto set my hand and caused the seal of the Patent and Trademark Office to be affixed this twentieth-ninth day of August, 1989.

A handwritten signature in cursive script, reading "Ronald J. Higgins".

Commissioner of Patents and Trademarks

NOTICE

This Registration will be canceled by the Commissioner of Patents and Trademarks at the end of six years following the date of registration, unless within one year next preceding the expiration of such six years, the registrant files in the Patent and Trademark Office an affidavit showing that said mark is in use in Commerce or showing that its nonuse is due to special circumstances which excuse such nonuse and is not due to any intention to abandon the mark. A fee of \$100.00 for each class must accompany the



Int. Cl.: 12

Prior U.S. Cls.: 19 and 23

United States Patent and Trademark Office

Reg. No. 1,553,662

Registered Aug. 29, 1989

**TRADEMARK
PRINCIPAL REGISTER**

PRO DOMINATOR

COLT INDUSTRIES INC (PENNSYLVANIA
CORPORATION)
430 PARK AVE.
NEW YORK, NY 10022

FIRST USE 12-31-1979; IN COMMERCE
12-31-1979.

OWNER OF U.S. REG. NOS. 1,050,017,
1,050,018, AND 1,066,680.

FOR: INTAKE MANIFOLDS FOR INTERNAL
COMBUSTION ENGINES FOR LAND VEHI-
CLES, IN CLASS 12 (U.S. CLS. 19 AND 23).

SER. NO. 777,196, FILED 1-30-1989.

GERARD ROGERS, EXAMINING ATTORNEY



Nº 1066680

THE UNITED STATES OF AMERICA

CERTIFICATE OF REGISTRATION

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

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

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

PRINCIPAL REGISTER

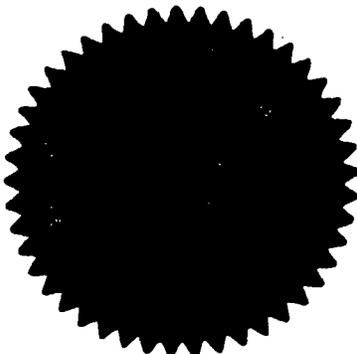
to the registrant named herein.

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

In Testimony Whereof I have hereunto set my hand and caused the seal of the Patent and Trademark Office to be affixed this thirty-first day of May, 1977.

C. Marshall Davis

COMMISSIONER OF PATENTS AND TRADEMARKS



NOTICE

This Registration will be canceled by the Commissioner of Patents and Trademarks at the end of six years following the date of registration, unless within one year next preceding the expiration of such six years, the registrant files in the Patent and Trademark Office an affidavit showing that said mark is still in use or showing that its nonuse is due to special circumstances which excuse such nonuse and is not due to any intention to abandon the mark. A fee of \$10.00 for each class must

Int. Cl.: 12

Prior U.S. Cl.: 23

United States Patent Office



Reg. No. 1,066,680
Registered May 31, 1977

TRADEMARK
Principal Register

STREET DOMINATOR

Colt Industries Operating Corp. (Delaware corporation)
430 Park Ave.
New York, N.Y. 10022

For: INTAKE MANIFOLDS FOR INTERNAL
COMBUSTION ENGINES FOR LAND VEHICLES, in
CLASS 12 (U.S. CL. 23).

First use at least as early as Jan. 22, 1976; in com-
merce at least as early as Jan. 22, 1976.

Owner of Reg. Nos. 1,021,023, 1,021,903, and 1,050,-
017.

Ser. No. 76,451, filed Feb. 6, 1976.

M. B. SILEN, Examiner

The United States of America



CERTIFICATE OF REGISTRATION PRINCIPAL REGISTER

The Mark shown in this certificate has been registered in the United States Patent and Trademark Office to the named registrant.

The records of the United States Patent and Trademark Office show that an application for registration of the Mark shown in this Certificate was filed in the Office; that the application was examined and determined to be in compliance with the requirements of the law and with the regulations prescribed by the Director of the United States Patent and Trademark Office; and that the Applicant is entitled to registration of the Mark under the Trademark Act of 1946, as Amended.

A copy of the Mark and pertinent data from the application are part of this certificate.

This registration shall remain in force for TEN (10) years, unless terminated earlier as provided by law, and subject to compliance with the provisions of Section 8 of the Trademark Act of 1946, as Amended.



Nicholas P. Ebdici

Acting Director of the United States Patent and Trademark Office

Requirements for Maintaining a Federal Trademark Registration

SECTION 8: AFFIDAVIT OF CONTINUED USE

The registration shall remain in force for 10 years, except that the registration shall be canceled for failure to file an Affidavit of Continued Use under Section 8 of the Trademark Act, 15 U.S.C. §1058, upon the expiration of the following time periods:

- i) At the end of 6 years following the date of registration.
- ii) At the end of each successive 10-year period following the date of registration.

Failure to file a proper Section 8 Affidavit at the appropriate time will result in the cancellation of the registration.

SECTION 9: APPLICATION FOR RENEWAL

The registration shall remain in force for 10 years, subject to the provisions of Section 8, except that the registration shall expire for failure to file an Application for Renewal under Section 9 of the Trademark Act, 15 U.S.C. §1059, at the end of each successive 10-year period following the date of registration.

Failure to file a proper Application for Renewal at the appropriate time will result in the expiration of the registration.

No further notice or reminder of these requirements will be sent to the Registrant by the Patent and Trademark Office. It is recommended that the Registrant contact the Patent and Trademark Office approximately one year before the expiration of the time periods shown above to determine the requirements and fees for the filings required to maintain the registration.

Int. Cl.: 7

Prior U.S. Cls.: 13, 19, 21, 23, 31, 34 and 35

United States Patent and Trademark Office

Reg. No. 2,493,739

Registered Oct. 2, 2001

**TRADEMARK
PRINCIPAL REGISTER**

STRIP DOMINATOR

HOLLEY PERFORMANCE PRODUCTS INC. (DE-
LAWARE CORPORATION)
1801 RUSSELLVILLE ROAD
BOWLING GREEN, KY 42102 , BY ASSIGNMENT
COLTEC INDUSTRIES INC. (PENNSYLVANIA
CORPORATION) CHARLOTTE, NC 28217

FIRST USE 1-6-1976; IN COMMERCE 1-6-1976.

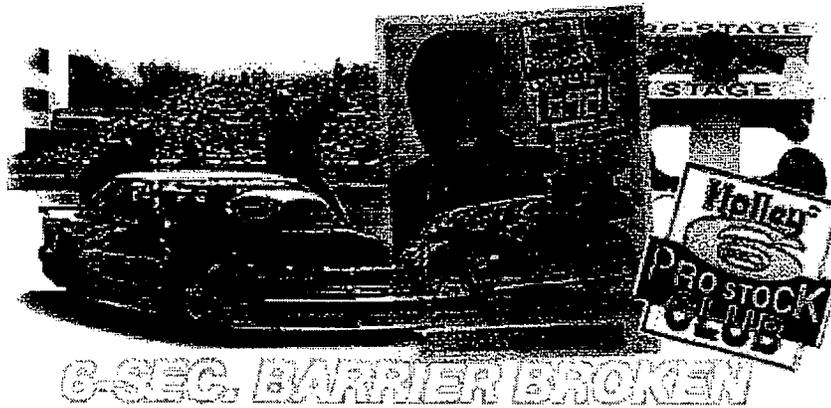
OWNER OF U.S. REG. NOS. 1,066,680, 1,133,503,
AND 1,553,662.

FOR: CARBURETORS, INTAKE MANIFOLDS
AND STRUCTURAL PARTS THEREFOR, ALL
FOR USE IN LAND VEHICLES ENGINES, IN CLASS
7 (U.S. CLS. 13, 19, 21, 23, 31, 34 AND 35).

SER. NO. 75-349,914, FILED 9-2-1997.

KATHLEEN KOLACZ, EXAMINING ATTORNEY

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Holley

SIX SECOND CLUB

Who can forget the 6.98-second run completed by Pro Stocker Kurt Johnson at the 1994 Mopar Parts Nationals? That run, made possible by Johnson's Olds Cutlass equipped with Holley DOMINATOR® carbs, qualified him to collect \$25,000 and become the first inductee into Holley's 6-Second Club. Since then, 15 more racers have broken the elusive 6-second barrier and added their names to this Pro Stock Hall of Fame: Darrell Alderman, Warren Johnson, Bill Glidden, Jim Yates, Scott Geoffrion, Rickie Smith, Jerry Eckman, Mark Pawuk, Mike Edwards Troy Coughlin, and most recently,

BE A PART OF HISTORY!



on March 7th and 8th at the Mac Tools Gatornationals in Gainesville, Florida - Bruce Allen, Steve Schmidt, Ray Franks, George Marnell and Mike Thomas closes the club, on April 11, 1997.

SIX-SECOND CLUB MEMBERS

#	MEMBER	DATE	ET	EVENT / PLACE
1	Kurt Johnson	5-20-94	6.988	25th Annual Mopar Parts Nationals Old Bridge Raceway, Englishtown, NJ
2	Darrell Alderman	8-5-94	6.994	7th Annual Northwest Nationals Seattle International Raceway, Kent, WA
3	Warren Johnson	3-95	6.981	Slick 50 Nationals Houston, TX
4	Bill Glidden	3-95	6.999	Slick 50 Nationals Houston, TX
5	Scott Geoffrion	4-2-95	6.985	26th Annual Mac Tools Gatornationals Gainesville Raceway, Gainesville, FL
6	Jim Yates	9-16-95	6.999	Pioneer Electronic Keystone Nationals Reading, PA
7	Rickie Smith	5-18-96	6.999	27th Annual Mopar Parts Nationals Old Bridge Raceway, Englishtown, NJ
8	Jerry Eckman	8-3-96	6.997	9th Annual Northwest Nationals Seattle International Raceway, Kent, WA
9	Mark Pawuk	10-26-96	6.999	NHRA Winston Select Finals Pomona, CA
10	Mike Edwards	10-27-96	6.999	NHRA Winston Select Finals Pomona, CA

11	Troy Coughlin	2-1-97	6.972	NHRA Chief Winternationals Pomona, CA
12	Bruce Allen	3-7-97	6.978	28th Annual Mac Tools Gatornationals Gainesville Raceway, Gainesville, FL
13	Steve Schmidt	3-7-97	6.962	28th Annual Mac Tools Gatornationals Gainesville Raceway, Gainesville, FL
14	Ray Franks	3-8-97	6.997	28th Annual Mac Tools Gatornationals Gainesville Raceway, Gainesville, FL
15	George Marnell	3-8-97	6.999	28th Annual Mac Tools Gatornationals Gainesville Raceway, Gainesville, FL
16	Mike Thomas	4-11-97	6.988	FRAM Nationals Commerce, GA

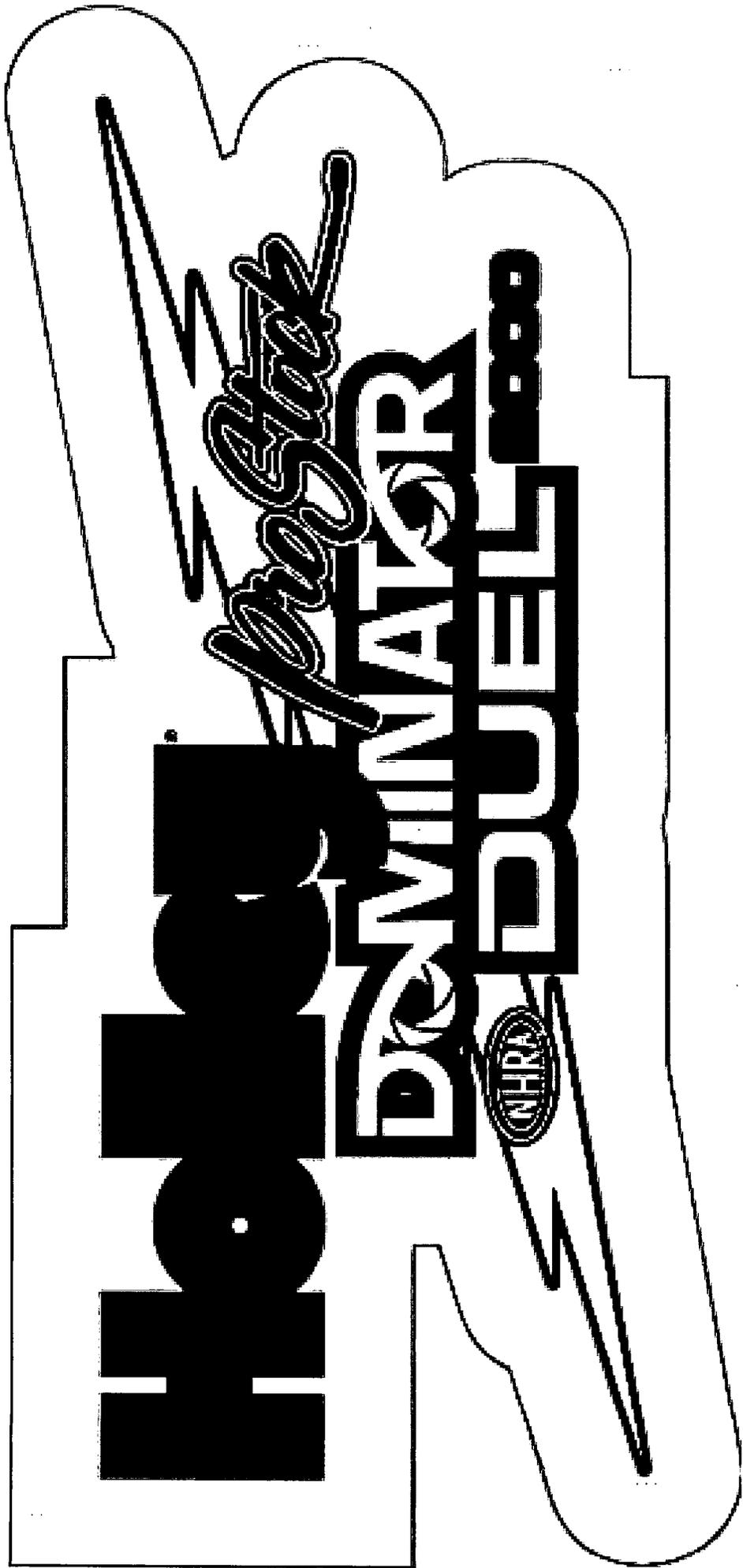
THE CLUB IS CLOSED!
CONGRATULATIONS TO THE DOMINATORS

Product Line
Sales
Tech Support
Motorsports

News & Information

What's New

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HOLLEY PRO STOCK
DOMINATOR DUEL
Indianapolis (Sept. 2)

Event Home
Results
Ladders
1999 Results
Current Standings
Previous Winners
Previous Competitors
About the Duel



BUDWEISER
SHOOTOUT
Indianapolis (Sept. 3)

Event Home
Results
Ladders
1999 Results
Current Standings
Previous Winners
Previous Competitors
About the Shootout



Holley Pro Stock Dominator Duel revs up

8/08/2000

Pro Stock Motorcycle riders in the NHRA Winston Drag Racing Series will race for a total purse of \$36,000 in the 10th annual Holley Pro Stock Dominator Duel, a special event during the 46th annual NHRA U.S. Nationals in 2000.

The eight riders accumulating the most points during season-long qualifying will earn a berth in the Holley Pro Stock Dominator Duel, Sept. 2, at Indianapolis Raceway Park in Clermont, Ind. Riders started earning points at the 1999 U.S. Nationals and will continue to collect points through the 2000 Colonel's Truck Accessories NHRA Nationals at Brainerd, Minn.

The Holley Pro Stock Dominator Duel winner will earn \$15,000. The runner-up will earn \$5,000. The two semifinalists will earn \$3,000 each. The four first-round finishers will earn \$2,500 apiece. The National Hot Rod Association will award a \$10,000 bonus to a rider who wins the Holley Pro Stock Dominator Duel and the U.S. Nationals.

Pro Stock Motorcycle riders receive \$50,000 of cash during the Duel series. Besides the \$36,000 available in the Duel, \$14,000 in bonuses are awarded to quick Pro Stock Motorcycle qualifiers throughout the Duel series. Low qualifiers earn \$1,000 at each of the 14 events in the Duel series.

Two-time NHRA Winston Pro Stock Motorcycle champion Matt Hines won the 1999 Holley Pro Stock Dominator Duel on his Vance & Hines-tuned Eagle One Suzuki GSXR, for his fourth straight victory in the special event. He beat Team Winston Suzuki rider Angelle Seeling.

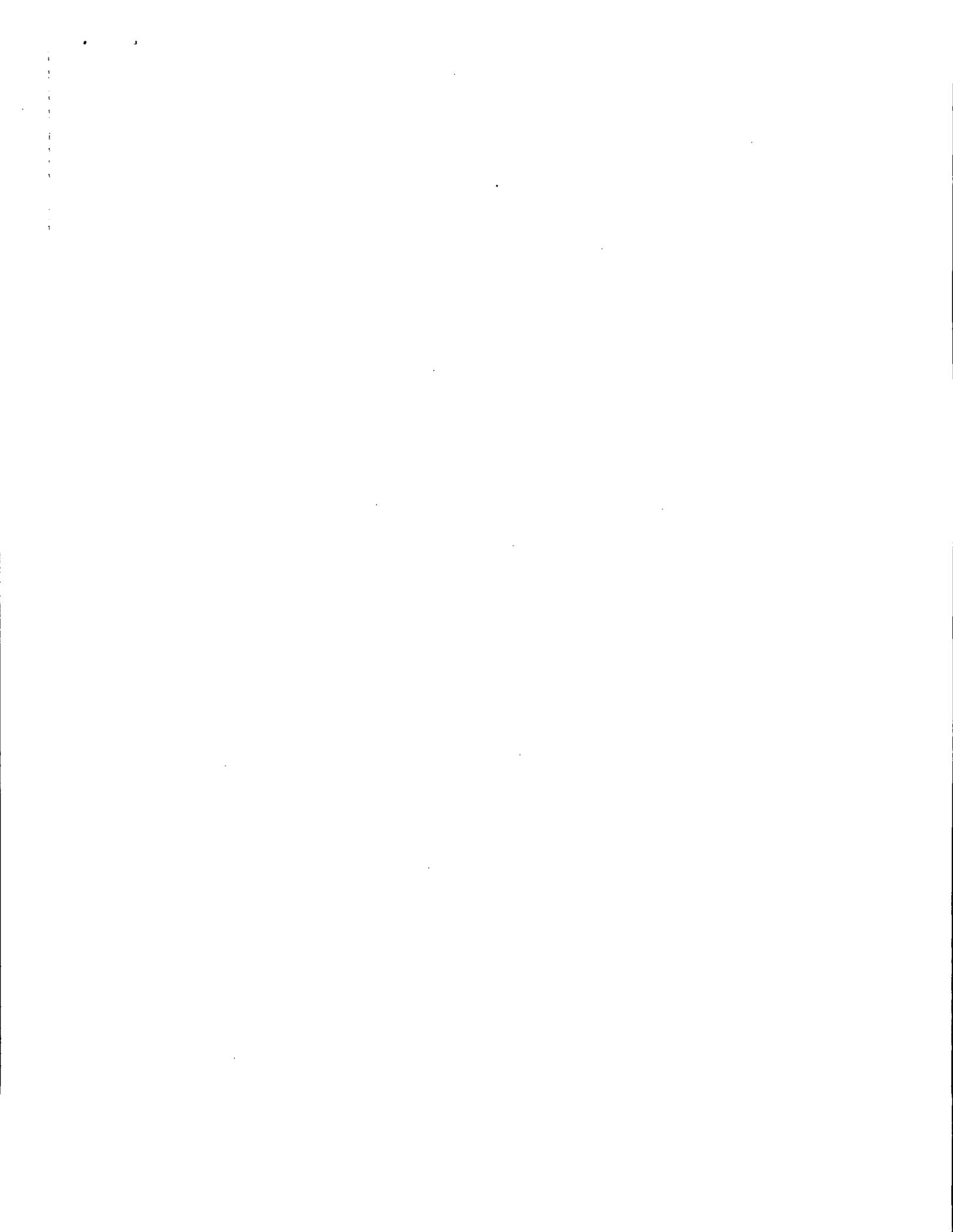
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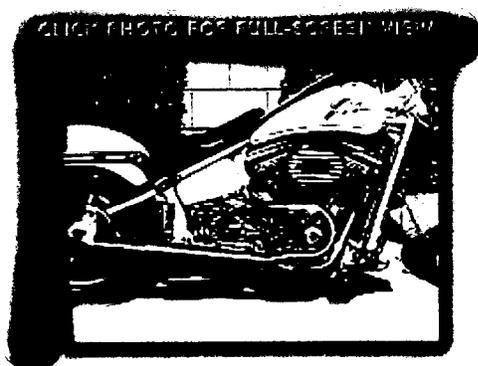
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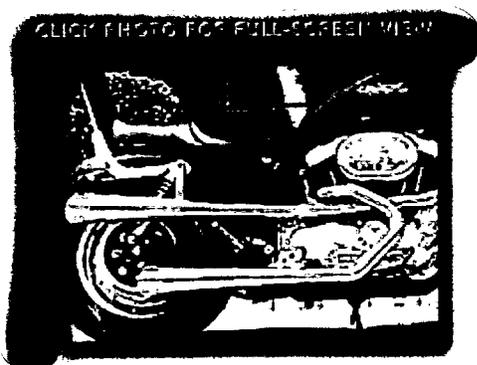
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IMPORTANT! Installation of exhaust products on motorcycles subject to E.P.A. noise and emissions regulations may violate federal law. For complete information, see Limitation of Liability Disclaimer. Check available ground clearance, it may be less with your new exhaust. Lowered motorcycles require special attention. Care must be taken when cornering to avoid contacting pavement.

For more information contact your local motorcycle shop or call 1-270-780-1828.

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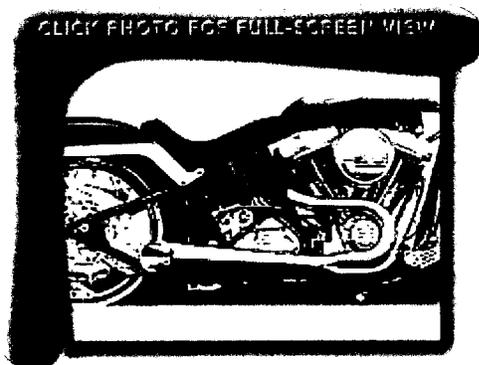
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- Tuned Flow® mufflers feature adjustable flow to allow precise tuning of performance and sound quality and require no disassembly.
- Full coverage heatshields for that big tube look with no visible blueing.
- Double wall collector that protects against blueing.
- Tuneable throaty sound that is adjustable up to 40%.
- Specific applications for big motors with bigger primaries and larger steps.
- Everything is provided; exhaust gaskets, c-clips, chromed flanges, chromed machined brackets, nuts, bolts and instructions for easy installation.

Fit with most forward controls.

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NEWS RELEASE

NOS Nitrous Oxide
A Division of Holley Performance Products
1801 Russellville Road
Bowling Green, KY. 42101
270-782-2900
CONTACT: *Matthew Held*

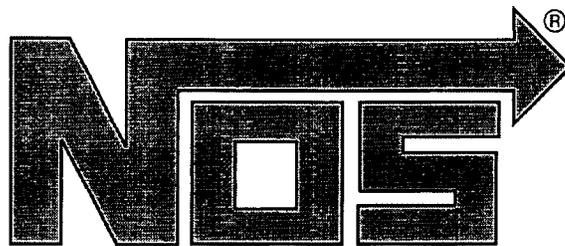
July 11, 2003
FOR: IMMEDIATE RELEASE



Want the Color Photos?

A hi-res color photo of this NOS Nitrous kit as well as the text of this press release is available on-line. To download a high-resolution print ready JPEG image, go directly to the following address:

<http://www.holley.com/HiOctr/News/Info/NewsReIs/N-42.jpg>



P/N 03012-OZ-PNOS, NOS Dual Bottle Show System for Harleys

BOWLING GREEN, KY – NOS is announcing the availability of their Dual Bottle show kit for Harley Davidson V-Twins and all twin cylinder customs, Part # 03012-OZ-PNOS. The 03012-OZ-PNOS is a great "dual purpose" kit: knock-'em dead at the shows, and knock-'em dead at the next stoplight with twice as much punch!

NOS kits are completely tunable by simply changing jets, and can add between 30-40% more horsepower and torque per cylinder with a simple push of a button. The fogger system utilizes two stainless steel Soft Plume Fogger nozzles allowing for the finest atomization of fuel and nitrous available from any fogger design. The fogger systems direct port design eliminates the washed down manifolds and inconsistent horsepower problems associated with the competition's plate systems, plus you get the added benefit of individual cylinder tuning with simple jet changes. P/N 03012-OZ-PNOS can be installed in an afternoon, without custom fabrication, using typical hand tools and comes complete with everything you need to add 6 to 40 extra horsepower per cylinder.

Each direct port kit includes two stainless steel Soft Plume Fogger nozzles, chrome solenoids, two polished 10-oz bottles, two billet aluminum bottle brackets, dual nitrous feed lines, nitrous "Y" fitting, filters, fittings, fuel pump, and all other necessary components, plus the industry's most comprehensive instruction manual to give you a professional installation right out of the box.

For more information contact Nitrous Oxide Systems, 189 West Victoria St., Long Beach, CA., 90805, Telephone 714-546-0592. For nearest dealer: 1-800-HOLLEY-1. Or visit us on the web: www.nosnitrous.com.

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● COMPONENTS & ACCESSORIES

..... *TUNED FLOW- Turn Out Tips / Fish Tail Tips / Cam Cover Brackets /*

-*Straight Cut Aluminum Retainer / 2 Into Collector Heat Shield*
-*STEP TUNED- Muffler Cartridges / Tuning Core & Tool /*
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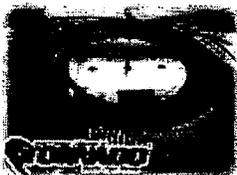
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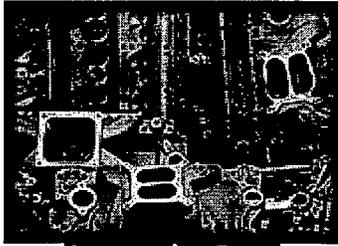
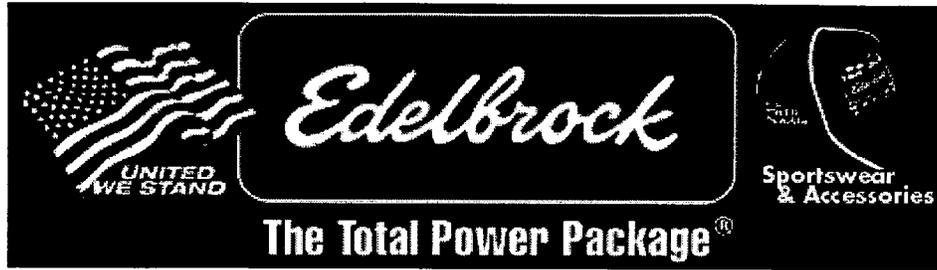
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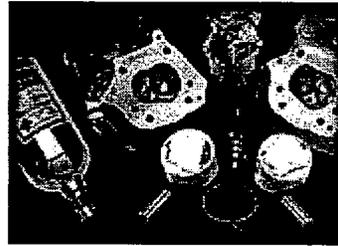
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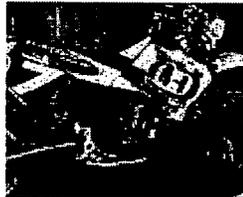
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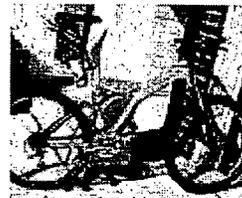
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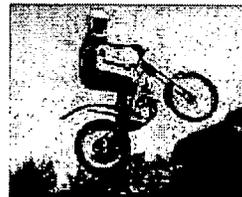
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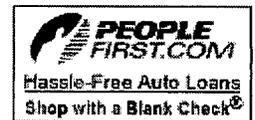
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March 1, 2000

LENGTH: 802 words

HEADLINE: CarParts.com Announces Agreement with Speedvision

BODY:

Three-Year Pact is Latest in a Series of Strategic Partnerships For the Leading Online Auto Parts Provider

SANTA MONICA, Calif., March 1 /PRNewswire/ — CarParts.com, the Internet's number one source of parts and accessories for cars, trucks and SUVs, announced today that it has reached an agreement to be the exclusive online auto parts advertiser on Speedvision, the only 24-hour cable outlet devoted to automotive, motorcycle, marine and aviation enthusiasts. As part of the multi-million dollar pact, on March 1, 2000, CarParts.com's powerful online infrastructure and selection of more than 1.5 million parts will be available to visitors to Speedvision's Web site, speedvision.com. Through this link, speedvision.com users will have seamless access to parts for 60,000 vehicle applications ranging from current models to those dating back to 1967.

"Speedvision is the perfect vehicle for us to reach our primary target customer," said Alan Bennett, CEO of CarParts.com. "This strategic partnership with a fast-growing cable network is the latest step in a series of relationships that reinforces our position as the leading online auto parts provider. Combined with our partnership with EMAP USA (formerly EMAP Petersen), we feel that CarParts.com has an unparalleled ability to reach automotive enthusiasts wherever they are. We believe that our business model, and strategic relationships such as these, will change the way consumers buy auto parts forever."

Under the agreement, CarParts.com will have advertising exclusivity as the only online auto parts provider in its category on select Speedvision programs such as EMAP USA's two branded programs, "Hot Rod TV" and "Motor Trend TV," as well as "This Week in NASCAR," "AutoWeek on Speedvision" and "Lost Drive-In," the network's popular movie series. CarParts.com will also be the exclusive online auto parts advertiser on live Formula One race broadcasts, NHRA drag racing broadcasts and American LeMans Series sports car races.

In addition, CarParts.com will be the exclusive online auto parts provider on speedvision.com. Visitors to speedvision.com will be able to seamlessly transition from speedvision.com to an unsurpassed selection of automotive parts and accessories powered by CarParts.com's unique online infrastructure.

"We chose to enter into this exclusive agreement with CarParts.com because of their powerful technology, commitment to delivering a superior customer shopping experience and outstanding product selection that appeals to our audience," said Roger Werner, president and CEO of Speedvision.

"The CarParts.com business strategy is truly compelling," said Peter Mills, managing partner of @Ventures, the affiliated venture capital arm of CMGI. "In a market opportunity that is larger than books, pet food and videos combined, CarParts.com's proprietary technology places them head-and-shoulders above any possible competition. What truly stands out about the CarParts.com strategy is the way their technology meets both the demands of the B2C and the B2B marketplaces. This new strategy is going to dramatically advance the current way of doing business in the auto parts industry."

With the addition of \$42 million through its second-round funding, CarParts.com plans to aggressively deliver on its growth strategy. By expanding and leveraging its blue chip list of strategic industry partners, CarParts.com is positioned

PR NEWSWIRE March 1, 2000

to become the central online source for aftermarket automotive parts including parts from AC Delco, Beck Arnley, Borg Warner, Accel, Motorcraft, Federal Mogul, Borla and Lund.

Speedvision is the first and only 24-hour cable network devoted to the millions of people who love cars, boats, airplanes and motorcycles. Available in more than 26 million homes, Speedvision offers more than 1,500 hours of original programming, including exclusive coverage of major motorsports events from around the world, industry and consumer news, profiles of the sports' unique personalities, motorsports history, special and original docu-series presentations and more. Speedvision is backed by Cox Communications, FOX, Comcast and MediaOne.

CarParts.com, headquartered in Santa Monica, Calif., is the Internet's number one source of replacement parts and accessories for cars, trucks and SUVs. The easy-to-use web site (www.carparts.com) offers the driving public the convenience of online access to, and immediate delivery of, more than 1.5 million automotive products from nearly 500 major suppliers.

/CONTACT: Eileen Fraser of CarParts.com, 310-819-1726, eileenf@carparts.com; or Fred Aikins of Hill and Knowlton, 949-223-2300, faikins@hillandknowlton.com, for CarParts.com; or Merrill Hope or Leif Helland of JMPR for Speedvision, 818-992-4353, [jmp2000@aol.com](mailto:jmpr2000@aol.com)/ 14:23 EST

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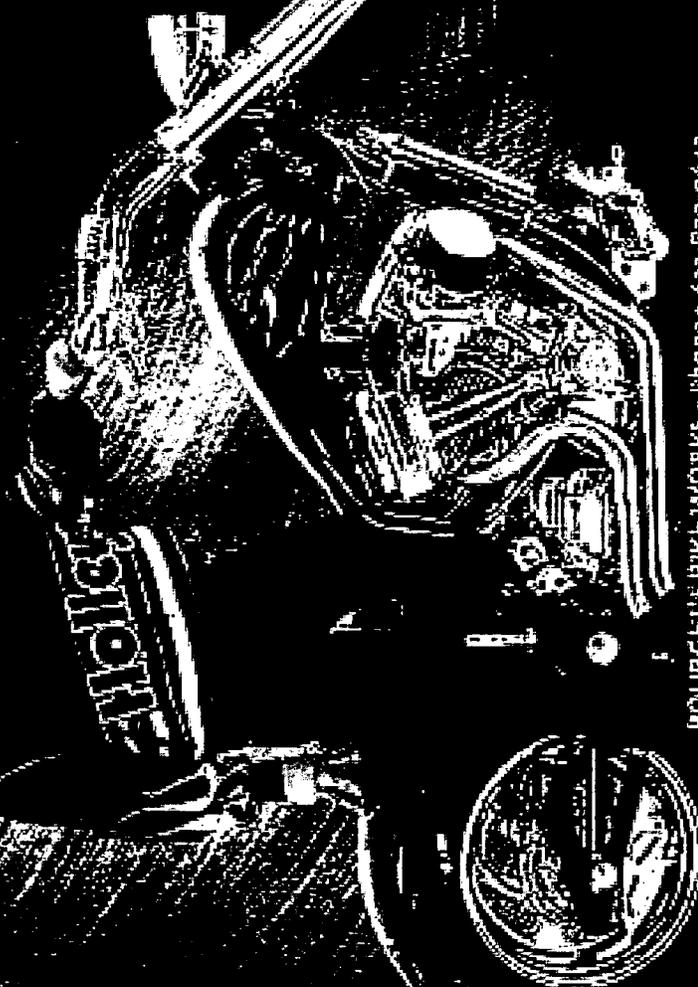
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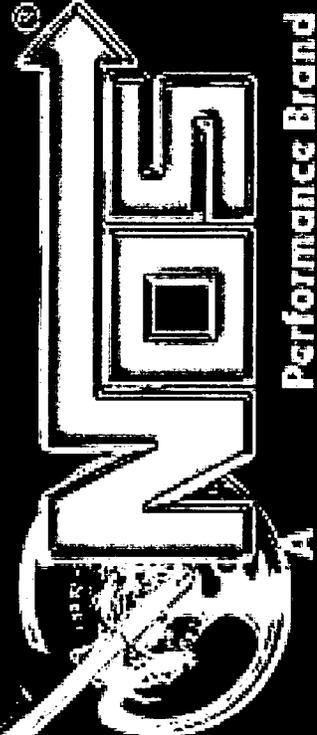
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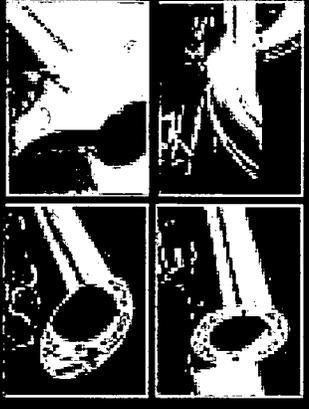


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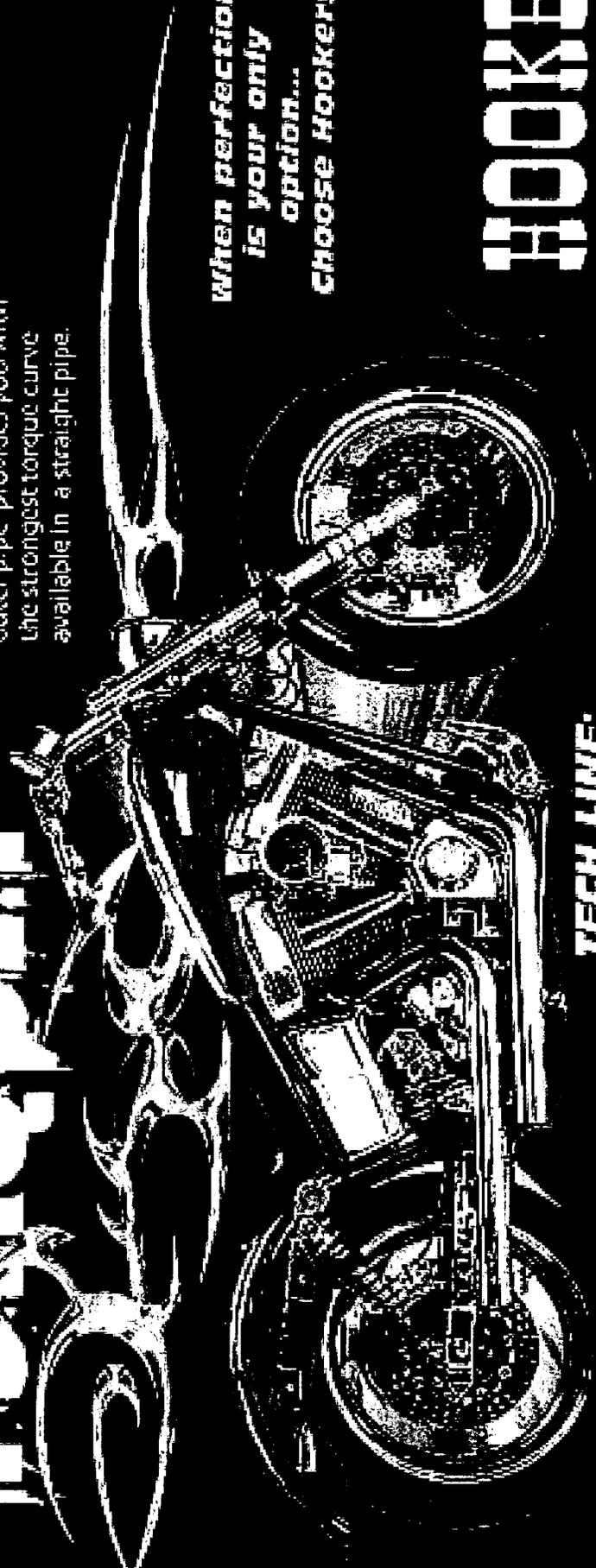
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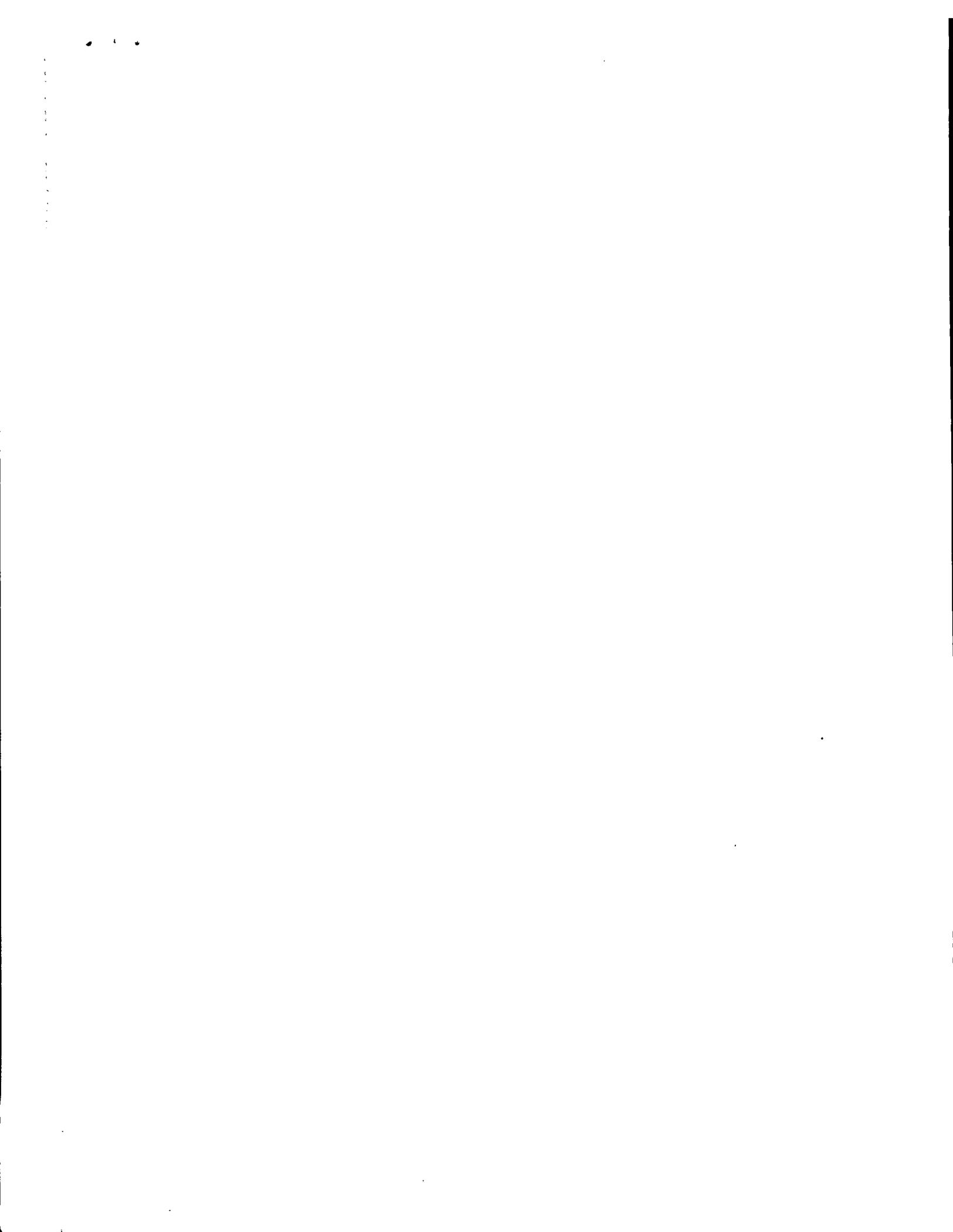
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August 18, 2003

VIA CERTIFICATE OF MAILING

BOX TTAB
FEE

Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3514

**Notice of Opposition in Connection With Trademark Application
Serial No. 78/112,806 Identifying the Mark DOMINATOR
Holley Performance Products Inc. v. Norton America, LLC**

Honorable Sir:

Enclosed for filing with the Trademark Trial and Appeal Board are the original and one copy of a Notice of Opposition in connection with Trademark Application Serial No. 78/112,806 for the mark DOMINATOR filed by Norton America, LLC, on March 5, 2002, for goods identified in International Class 12. Accompanying the Notice are:

- This firm's check in the amount of \$300 in payment of the filing fee for a Notice of Opposition in one class; and
- A self-addressed, postage prepaid postcard, which we request that you date stamp and return to us to acknowledge receipt of the above items.

If any additional fees or credits are required, the Office is authorized to utilize Hunton & Williams' Deposit Account No. 08-3436 for the necessary amount.

Please direct any correspondence or inquiries concerning the enclosed Notice of Opposition to Opposer's counsel.

Sincerely yours,

Sandra L. Wills, Trademark Specialist

/em

Enclosures

cc: Mr. Jason Bruce
Stephen P. Demm, Esq.
Kimberley A. Isbell, Esq.