

TRADEMARK

I hereby certify that on the date specified below, this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to the Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513.

July 18, 2002  
Date

Tara Armbruster  
Tara Armbruster

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
DECLARATION OF EXCUSABLE NONUSE OF MARK

To the Commissioner of Trademarks:

**Trademark Information**

Mark: RE-NU  
Reg. No.: 1,201,684 40268  
Reg. Date: July 20, 1982

**Registrant Information**

Registrant: Bardahl Manufacturing Corporation  
Address: Post Office Box 70607  
Seattle, Washington 98107-0607

08/20/2002 TSMITH 00000005 1201684  
01 FC:365 400.00 OP

**Use Information**

Although Registrant is not currently using the mark for the goods described in this registration, it does not intend to abandon the mark and believes that special circumstances are existing, sufficient to permit the continuance of this registration as provided in TMEP Section 1605.07. Registrant has continuously had plans to use the mark since registration, but the low cost of refined oil has resulted in a lapse in sales. Registrant plans to use its RE-NU mark as a brand on a chemical additive to improve and replace composition of new and used motor oil, and is prepared to deliver products once the cost of refined oil rises to a level high enough to create customer demand. To that effect, Registrant has facilities, packaging and labels ready to distribute product when ordered. Enclosed with this response are photographs of empty packages for Registrant's product, which can be filled and delivered on demand. Registrant last used the mark on the listed goods in 1998, but believes that consumers continue to recognize and associate the RE-NU name and mark with registrant. Because of this ongoing recognition, registrant has remained interested in using this mark.

The undersigned being hereby warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U. S. C. Section 1001, and that such willful false statements and the like may jeopardize the validity of this document, declares that he is properly authorized to execute this document on behalf of the Registrant; and all statements made of his knowledge are true and that all statements made on information and belief are believed to be true.

**Power of Attorney**

Registrant hereby appoints William O. Ferron, Jr., David V. Carlson, Karl R. Hermanns, Richard G. Sharkey, Jane E. R. Potter, Robert Iannucci, Lorraine Linford, David W. Parker, E. Russell Tarleton, Ellen M. Bierman, Robert M. Ward, Frank Abramonte, Carol J. Roth, Stephen J. Rosenman, Kevin S. Costanza, William T. Christiansen, Susan D. Betcher, Timothy L. Boller, Brian L. Johnson, Jeffrey C. Pepe, James A. Mesher, Mae J. Rosok, Dale R. Cook, Katherine J. Drakos, and Dennis M. de Guzman, each a member of the bar of the state of Washington, comprising the firm of Seed Intellectual Property Law Group PLLC, 701 Fifth Avenue, Suite 6300, Seattle, Washington 98104-7092, to transact all business in the Patent and Trademark Office in connection with the registration and to receive all notices relating to the registration.

**Correspondence Information**

Please direct all correspondence and phone inquiries to:

**Kevin S. Costanza**

Seed Intellectual Property Law Group PLLC  
701 Fifth Avenue, Suite 6300  
Seattle, Washington 98104-7092  
Fax: (206) 682-6031  
Phone: (206) 622-4900

Bardahl Manufacturing Corporation

Date

7/15/02.

By

David B. Pearce

Name: David B. Pearce

Title: VICE-PRES. NORTH AMERICAN MARKETING.



**BARD AHL BARD AHL BARD AHL**  
**BARD AHL BARD AHL BARD AHL**  
**BARD AHL**

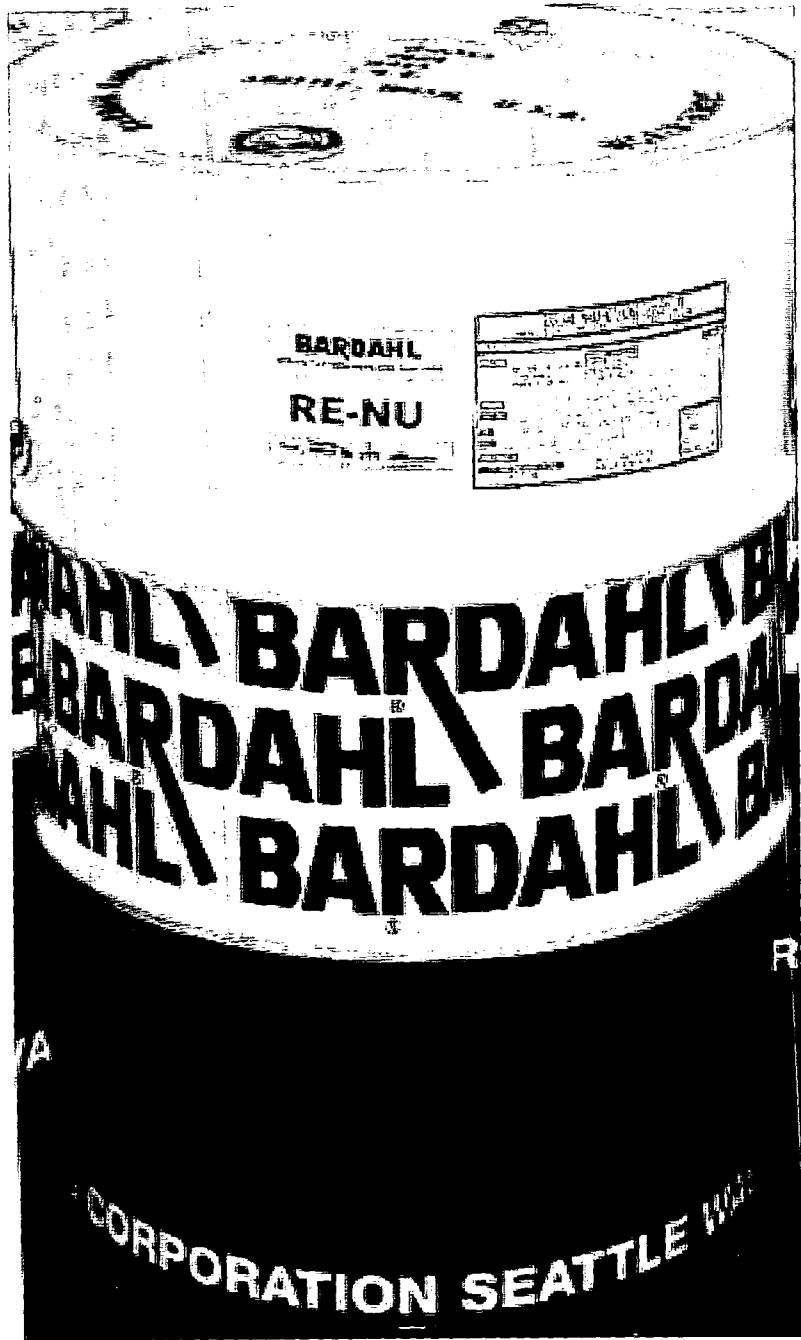
**BARD AHL**  
SPECIALTY OILS AND ADDITIVES

**RE-NU**

**MANUFACTURING CORPORATION SEA**

**BARD AHL MANUFACTURING CORPORATION**  
1111 W. 190th Street, Torrance, Calif. 90503  
TELEPHONE (213) 601-1111

**RE-NU**  
SAFETY: ...  
USE: ...  
STORAGE: ...  
DISTRIBUTORS: ...



# SEED

Intellectual Property Law Group PLLC

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Seattle WA 98104-7092 USA  
Facsimile: (206) 682-6031  
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July 17, 2002

Kevin S. Costanza  
kevinco@seedlaw.com

Box POST REG/FEE  
Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

Re: Bardahl Manufacturing Corporation  
U.S. Trademark Registration No. 1,201,684  
"RE-NU" in Class 1  
Filing of Declaration of Excusable Nonuse of Mark  
Our Reference: 130026.214

130026.214  
SEP - 6 PM 8:44  
TRACEMARK TRIAL AND  
OFFICIAL BOARD

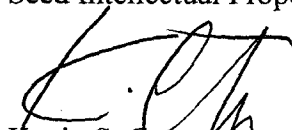
Commissioner for Trademarks:

Enclosed for filing in connection with the subject trademark registration is a Declaration of Excusable Nonuse.

Also enclosed is remittance in the amount of \$400 for the renewal fee.

Please charge any additional fees to Deposit Account No. 19-1090. A duplicate copy of this letter is enclosed.

Very truly yours,  
Seed Intellectual Property Law Group PLLC



Kevin S. Costanza

Enclosures:

- Copy of this letter
- Check
- Declaration
- Photograph of empty packages