

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
APPLICATION FOR TRADEMARK REGISTRATION

ACORN BASyC
CONTROLS

Mark:
Int'l. Class No.: 11

Acorn Engineering Company, dba Acorn Controls, is a corporation duly organized and existing under the laws of the state of California, located and doing business at P.O. Box 3527, City of Industry, California 91744.

Applicant requests registration of the above-identified mark in the U.S. Patent and Trademark Office on the Principal Register established by the Trademark Act of July 5, 1946 (15 U.S.C. §1051 et seq.) for: *"system for control, monitoring and maintenance of recirculating hot water systems, comprising digital mixing valve(s), valve actuator(s), temperature, pressure and flow sensors, monitoring control panel, and computer interface"*.

The mark ACORN CONTROLS was first used as to the goods at least as early as 2013. The mark ACORN BASyC LOGO was first used as to such as to the goods at least as early as May, 2017, was first used in commerce at least as early as May, 2018 and is now in such use. One specimen showing the mark as used in commerce is presented herewith.

Applicant disclaims the exclusive right to use the word "Controls" apart from the mark as shown.

The mark comprises the words "Acorn" and BASyC above the word "Controls", wherein the letter "T" extends above and over the letters "N" and "R" and two horizontal lines extend on either side of the letter "T" above the word "Controls". Below the word "CONTROLS" appears the depiction of a series of concentric curved lines.

The mark appears in the colors black, white, and gray to represent shading; but color is not claimed as a feature of the mark.

Applicant is the owner of Reg. No. 4585959 and 4660601, and others.

The undersigned hereby appoints **Simor L. Moskowitz**, Ken-Ichi Hattori, Scott M. Daniels, Stephen G. Adrian, John P. Kong, Sadao Kinashi, Nicolas E. Seckel, Thomas E. Brown, Michael J. Caridi, Shuji Yoshizaki, Ryan B. Chirnomas, Andrew G. Melick, George W. Lewis, Kumiko Ide, and Alan S. Cooper, as its attorneys representing Applicant in all matters

associated with this application, to prosecute the application to register, and to transact all business in the Patent and Trademark Office in connection therewith; and hereby revokes all previous powers of attorney herein. Please address all correspondence to the law firm of Westerman, Hattori, Daniels, & Adrian, LLP, 1250 Connecticut Avenue, NW, Suite 850, Washington, DC 20036.

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he is properly authorized to execute this application on behalf of the applicant; he believes the applicant to be the owner of the mark sought to be registered or, if the application is being filed under 15 U.S.C. §1051 (b), he believes applicant to be entitled to use such mark in commerce; to the best of his knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his own knowledge are true; that all statements made on information and belief are believed to be true; that all statements made on personal knowledge are true; and in the event that the instant application was filed without signature, that all of the facts and statements set forth herein are and were true and correct as of and on the date of filing of this application.

Acorn Engineering Company

By: 
Charles S. White
Vice President - Marketing

Dated: May 29, 2019
Atty. Dkt. No. TM190079US00