UNITED STATES PATENT AND TRADEMARK OFFICE APPLICATION FOR REGISTRATION OF A TRADEMARK

MARK:

FLX

CLASSES:

9, 18, 25, and 28

APPLICANT:

Decathlon

ADDRESS:

4, Boulevard de Mons

59650 Villeneuve d'Ascq

France

ENTITY:

Societas Europaea (SE), a corporation organized and existing under the laws

of the European Union

OUR REF.:

DCTH 2001805

The above-identified applicant has a bona fide intention to use the above mark in commerce on or in connection with the following goods and asserts a claim of priority based upon the application identified below in accordance with Section 44(d):

Class 9: Sports helmets for the practice of cricket

Class 18: Sports bags adapted for cricket

<u>Class 25</u>: Sports clothes; sports shoes; sports caps and hats; all these products being intended for the practice of cricket

<u>Class 28</u>: Cricket balls; cricket bats; studs; stakes; reinforced protective articles; all these products being intended for the practice of cricket

Application to register said mark in France was filed on August 13, 2019 under Application No. 4575063. Applicant requests that said mark be registered in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946.

The mark is in standard characters and no claim is made to any particular font style, size, or color.

FLX appearing in the mark has no significance nor is it a term of art in the relevant trade or industry or as used in connection with the goods listed in the application, or any geographical significance.

The word(s) FLX has no meaning in a foreign language.

ADDRESS FOR CORRESPONDENCE

Applicant requests that all correspondence in connection with this application be directed to its attorneys, the law firm of Fross Zelnick Lehrman & Zissu, P.C., 151 West 42nd Street, 17th Floor, New York, New York 10036, Attention: Charles T. J. Weigell (Telephone 212-813-5900).

APPOINTMENT OF DOMESTIC REPRESENTATIVE

Fross Zelnick Lehrman & Zissu, P.C., 151 West 42nd Street, New York, New York 10036 (Telephone: 212-813-5900), is hereby designated applicant's representative upon whom notices or process in proceedings affecting the mark may be served.

INTENTION AS OF FILING DATE

If this application is signed after the application filing date, the applicant verifies that it had a bona fide intention to use the mark in commerce on or in connection with the goods listed in this application as of the application filing date.

DECLARATION

I have read all of the statements below before signing.

- The signatory believes that the applicant is entitled to use the mark in commerce;
- The applicant has a bona fide intention to use the mark in commerce on or in connection with the goods in the application; and
- To the best of the signatory's knowledge and belief, the facts recited in the application are accurate.
- To the best of the signatory's knowledge and belief, no other persons, except, if applicable, concurrent users, have the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services of such other persons, to cause confusion or mistake, or to deceive.
- To the best of the signatory's knowledge, information, and belief, formed after an inquiry reasonable under the circumstances, the allegations and other factual contentions made above have evidentiary support.
- The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of the application or submission or any registration resulting therefrom, declares that all statements made of his own knowledge are true and all statements made on information and belief are believed to be true.

Decathlon

By:

Title: Intellectual Property Legal Manager

Dated: 2020 February 15th