This mark has been registered on the Supplemental Register for the past 5 years, Reg. No. 5038236 and this new application is being filed on the Principal Register in order to continue using the registration of the mark.

Additionally, the following information was required for the previous registration and is being provided again for the new record.

(1) A written statement as to whether the applied-for mark, or any feature(s) thereof, is or has been the subject of a design or utility patent or patent application, including expired patents and abandoned patent applications. Applicant must also provide copies of the patent and/or patent application documentation.

The applied-for mark is not the subject of a design or utility patent or patent application.

(2) Advertising, promotional, and/or explanatory materials concerning the applied-for configuration mark, particularly materials specifically related to the design feature(s) embodied in the applied-for mark.

Please see attached exhibits.

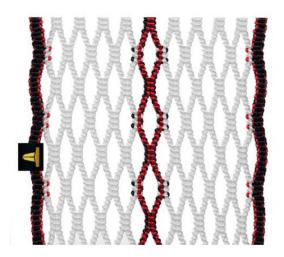
(3) A written explanation and any evidence as to whether there are alternative designs available for the feature(s) embodied in the applied-for mark, and whether such alternative designs are equally efficient and/or competitive. Applicant must also provide a written explanation and any documentation concerning similar designs used by competitors.

There are no alternative designs available for the features embodied in the applied-for mark, other than the design is being used in various colors as color was not claimed as a feature of the mark.

There are a few competitors trying to use similar designs. One competitor is Lax Room XPRO Mesh. This company copied our design and is even calling the pattern striker mesh which is what we refer to this design as (See attached XPRO Mesh exhibit).



Another competitor is Throne of String - Fiber Mesh. This competitor's design is an attempt to compete with our striker mesh, except they did one stripe down the middle instead of our two (see attached Throne of String exhibit)



(4) A written statement as to whether the product design or packaging design at issue results from a comparatively simple or inexpensive method of manufacture in relation to alternative designs for the product/container. Applicant must also provide information regarding the method and/or cost of manufacture relating to applicant's goods.

The method to manufacture this product is not simple or inexpensive. The cost to produce striker mesh is higher than producing a solid color piece of mesh because you must blend two different colors of fibers in one piece of mesh which can be complicated to manufacture as different colors of fiber often act differently when knitting. This causes more labor time and an increased cost to produce.

(5) Any other evidence that applicant considers relevant to the registrability of the applied-for configuration mark.

None.

Thus, Applicant petitions the PTO to respectfully request the PTO accept these statements of information and process the application towards publication and registration.



Two clean setups we put together yesterday. UA commands with striker #HeroMesh on matching #ECDcarbon handles. Which would you use? #Carbon #FeelTheDifference #HeroMesh #HeroStrings #Terps #Loyola #Twins_

7.06 am 4/27/2016

