

PETITION TO AMEND BASIS AFTER PUBLICATION

Applicant: NGK SPARK PLUG CO., LTD
“NTK (stylized)” in International Class 7
U.S. Application No. 86/017,389
Our File No.: 278669

The Notice of Allowance relating to the subject application issued on March 4, 2014. Applicant has filed First, Second, Third, Fourth, and Fifth Requests for Extensions of Time to file a Statement of Use. Applicant currently has until March 4, 2017 to file its Statement of Use.

At this time, Applicant petitions to amend the subject application to add a Section 44(e) basis so that the subject application will be based both on intent to use and on Applicant’s home country registration. Applicant hereby submits a copy of the Japanese Trademark Registration No. 4484423, registered on June 22, 2001, including its English translation signed by the translator.

Applicant would like to maintain the Section 1(b) basis of this application until the Japanese registration has been found acceptable to support registration under Section 44(e). Once this has been established, Applicant requests that the intent-to-use basis for this application be deleted and that the application proceed based solely on the Section 44(e) basis for registration.

The Japanese registration covers, in relevant part, “Non-electric prime movers [not for land vehicles]; Parts and fittings of non-electric prime movers for land vehicles.” The U.S. application currently covers “Ignition apparatus and their accessories being parts of internal combustion engines of all kinds, namely spark plugs, glow plugs, spark plug caps, spark plug cables and spark plug ignition coils” International Class 7. Applicant requests that the Commissioner allow it to amend its goods in the U.S. application to the following in International Class 7:

Parts and fittings of non-electric prime movers for land vehicles, namely, ignition apparatus and their accessories being parts of internal combustion engines of all kinds, namely spark plugs, glow plugs, spark plug caps, spark plug cables and spark plug ignition coils.

Applicant respectfully submits that the goods as amended fall within the scope of the goods in the corresponding Japanese registration as well as within the scope of the current description of goods in the U.S. application.

Therefore, Applicant respectfully requests that the application be amended to add the Section 44(e) basis, and that if found acceptable, the Section 1(b) basis be deleted. Applicant requests that the Notice of Allowance then be cancelled and the mark be republished. In the

event the Commissioner believes there are any remaining issues, Applicant kindly requests a telephone conference call in order to resolve said issues. The undersigned can be reached at 312-616-5693.

Very truly yours,

LEYDIG, VOIT & MAYER, LTD.

/Tamara A. Miller/