

Declaration of Use
15 U.S.C. §1051; 37 C.F.R. §2.20

Owner : Max J. Pomeranz
Trademark : CLIMAX
Appl. No. : 85/260,857
Filed : March 8, 2011

Hon. Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Sir:

Applicant requests registration of the above-identified trademark in the United States Patent and Trademark Office on the Principal Register established by the Act of 1946. A specimen showing the mark as it is actually used is presented herewith.

Applicant is the owner of the mark sought to be registered, and is using the mark in commerce on or in connection with all the goods and services listed in the application, as evidenced by the attached specimen(s) showing the mark as used in commerce.

The mark is in use in commerce, as defined by 15 U.S.C. §1127, and was in use in such commerce on or in connection with the goods or services listed in the application as of the application filing date.

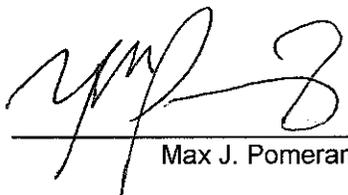
Date of first use of mark anywhere: 12/15/10

Date of first use of mark in commerce
that the U.S. Congress may regulate: 12/10/11

Type of commerce: Interstate

Applicant is using the mark in commerce by applying it to goods or using it in advertising.

The undersigned states that the facts set forth in this document are true, that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; that he is properly authorized to execute the Statement of Use on behalf of the applicant; that he believes the applicant to be the owner of the mark sought to be registered; that the mark is now in use in commerce; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or document or any registration resulting therefrom.



Max J. Pomeranz

1/21/15

Date