

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re App : Topeak Inc. : Examining Attorney: Rebecca Eubank
Serial No. : 88/487,854 : Law Office: 116
Filing Date : June 25, 2019 : Class: 12
Mark : SMARTHEAD

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

REQUEST TO AMEND APPLICATION TO SECTION 2(F)

The mark has become distinctive of the goods through the applicant's substantially exclusive and continuous use of the mark in commerce that the U.S. Congress may lawfully regulate for at least the five years immediately before the date of this statement.

DECLARATION UNDER 37 C.F.R. §2.20

The owner or holder/owner was using the mark in commerce on or in connection with the goods and/or services identified in the registration for which use of the mark in commerce is claimed, as evidenced by the submitted proof of use, during the relevant period for filing the affidavit of use.

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 this submission, declares that the facts set forth above are true; all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

/Alan D. Kamrath/

Alan D. Kamrath
Attorney of record, MN Bar Member
Membership No. 53417
October 1, 2019