

### **Response to Specimen Refusal**

With respect to the specimen refusal, the specimens do show the applied-for mark as actually used in commerce in connection with the services specified in International Class 41. In the boxing industry, the fighter decides who to select as his opponent and plays an instrumental role in arranging the fight, selecting its location and date, and establishing and agreeing to the material terms of the match such as the purse and corresponding splits/payouts between boxers. Having this level of significant input demonstrates the Applicant's rendering of the applied-for services in the arranging of the fight terms on behalf of and in connection with other fighters and the presentation, organization and conducting of the matches themselves. For the foregoing reasons, we respectfully request that the Examining Attorney accept the previously-submitted specimens.