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Trademark Electronic Application System

Under the Paperwork Reduction Act of 1995 no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO Form 1553 (Rev 09/2005)

OMB No. 0651-0054 (Exp 12/31/2020)

Trademark/Service Mark Statement of Use (15 U.S.C. Section 1051(d))

Handwritten Signature

To the Commissioner for Trademarks:

MARK: M (Stylized and/or with Design, see below)



SERIAL NUMBER: 88381510

OWNER AND/OR ENTITY INFORMATION

The owner proposes to amend the following:

Current: Mistral International BV, having an address of

Industrieweg 4A

Wierden, 7641AT

Netherlands

Phone: 317-634-3456

Fax: 317-637-7651

Email: docketdept@uspatent.com

Proposed: Mistral International BV, having an address of

Industrieweg 4A

Wierden, 7641AT

Netherlands

Phone: 317-634-3456

317-637-7651

Email: mmorris@uspatent.com

The owner is submitting the following allegation of use information:

For International Class 009:

Current identification: Scuba masks; diving equipment, namely, helmets, protective diving shoes, protective diving gloves, diving face masks, scuba air tanks, regulators, snorkels

All ITU goods/services in this class are to be deleted or processed according to a request to divide.

For International Class 018:

Current identification: Leather and imitations of leather, and goods made of these materials and not included in other classes, namely bags, rucksacks, sports bags, shopping bags, satchels, duffle bags, beach bags, drawstring bags, backpacks; trunks being luggage and travelling bags, namely leather bags, gym bags, sports bags, satchels, duffle bags, water proof bags, beach bags, drawstring bags, backpacks; shopping bags, namely, mesh shopping bags, canvas shopping bags, leather shopping bags; rucksacks; handbags; travelling bags; sports bags; satchels; bags made from textile included in this class, namely shopping bags, rucksacks, handbags, travelling bags, sports bags, satchels, drawstring bags, beachbags, water proof bags, tarpaulin duffle bags, swimming gear bags, swimming duffle bags, swimming utility bags, swimming pouch bags, backpacks; parasols

The mark is in use in commerce on or in connection with all of the goods/services, or to indicate membership in the collective organization listed in the application or Notice of Allowance or as subsequently modified for this specific class.

The mark was first used by the applicant, or the applicant's related company, licensee, or predecessor in interest at least as early as 06/20/2018, and first used in commerce at least as early as 06/20/2018, and is now in use in such commerce. The applicant is submitting one specimen for the class showing the mark as used in commerce on or in connection with any item in the class, consisting of a(n) Screen page of web site showing the mark as used in commerce.

Specimen-1 [SPN1-206532382-20200429112741140796_-_Class_18.pdf]

For International Class 025:

Current identification: Wetsuits

The mark is in use in commerce on or in connection with all of the goods/services, or to indicate membership in the collective organization listed in the application or Notice of Allowance or as subsequently modified for this specific class.

The mark was first used by the applicant, or the applicant's related company, licensee, or predecessor in interest at least as early as 03/20/2020, and first used in commerce at least as early as 03/20/2020, and is now in use in such commerce. The applicant is submitting one specimen for the class showing the mark as used in commerce on or in connection with any item in the class, consisting of a(n) Screen shot of web page showing the mark as used in commerce.

Specimen-1 [SPN2-206532382-20200429112741140796_-_Class_25.pdf]

For International Class 028:

Current identification: Bags for surfboards; scuba fins; bags specifically designed for carrying swimming gear; bags specifically designed for carrying swimming utilities

The mark is in use in commerce on or in connection with all of the goods/services, or to indicate membership in the collective organization listed in the application or Notice of Allowance or as subsequently modified for this specific class.

The mark was first used by the applicant, or the applicant's related company, licensee, or predecessor in interest at least as early as 11/06/2017, and first used in commerce at least as early as 11/06/2017, and is now in use in such commerce. The applicant is submitting one specimen for the class showing the mark as used in commerce on or in connection with any item in the class, consisting of a(n) Screen shot of web page showing the mark as used in commerce.

Specimen-1 [SPN3-206532382-20200429112741140796_-_Class_28.pdf]

REQUEST TO DIVIDE

The applicant is requesting to divide the application and specifies the following:

The following good(s) or service(s) is/are now in use: 18 25 28

The following good(s) or service(s) remain(s) under the Section 1(b), intent to use basis: 09

The owner's/holder's current attorney information: Michael M. Morris. Michael M. Morris of WOODARD EMHARDT HENRY REEVES & WAGNER LLP, is located at

SUITE 3700
111 MONUMENT CIRCLE
INDIANAPOLIS, Indiana 46204
United States

The docket/reference number is 84076-4.

The phone number is 317-634-3456.

The fax number is 317-637-7561.

The email address is docketdept@uspatent.com

The owner's/holder's proposed attorney information: Michael M. Morris. Other appointed attorneys are John C. McNett; Thomas Q. Henry; Charles R. Reeves; Vincent O. Wagner; Steve Zlatos; Spiro Bereveskos; Daniel J. Lueders; Kenneth A. Gandy; Timothy N. Thomas; Charles J. Meyer; Lisa A. Hiday; Christopher A. Brown; Charles P. Schmal; Quentin G. Cantrell; William A. McKenna; James R. Blaufuss; Michael M. Morris; Jeremy J. Gustrowsky; Matthew M. Gardlik; Joshua P. Astin; Andrew M. Nevill; Scott J. Collins. Michael M. Morris of WOODARD EMHARDT HENRY REEVES & WAGNER LLP, is a member of the Indiana bar, admitted to the bar in 2011, bar membership no. 30047-53, and the attorney(s) is located at

SUITE 3700
111 MONUMENT CIRCLE
INDIANAPOLIS, Indiana 46204
United States

The docket/reference number is 84076-4.

The phone number is 317-634-3456.

The fax number is 317-637-7561.

The email address is docketdept@uspatent.com

Michael M. Morris submitted the following statement: The attorney of record is an active member in good standing of the bar of the highest court of a U.S. state, the District of Columbia, or any U.S. Commonwealth or territory.

Correspondence Information (current):

MICHAEL M. MORRIS
PRIMARY EMAIL FOR CORRESPONDENCE: docketdept@uspatent.com
SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES): cwiles@uspatent.com; mmorris@uspatent.com

Correspondence Information (proposed):

Michael M. Morris
PRIMARY EMAIL FOR CORRESPONDENCE: docketdept@uspatent.com
SECONDARY EMAIL ADDRESS(ES) (COURTESY COPIES): cwiles@uspatent.com; mmorris@uspatent.com

The docket/reference number is 84076-4.

Requirement for Email and Electronic Filing: I understand that a valid email address must be maintained by the applicant owner/holder and the applicant owner's/holder's attorney, if appointed, and that all official trademark correspondence must be submitted via the Trademark Electronic Application System (TEAS).

A fee payment in the amount of \$300 will be submitted with the form, representing payment for the allegation of use for 3 classes.

A fee payment in the amount of \$100 will be submitted with the form, representing payment for the request to divide fee.

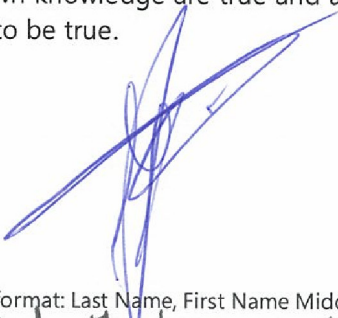
Declaration

Read the following statements before signing. Acknowledge the statements by signing below.

- The signatory believes that the applicant is the owner of the mark sought to be registered. **For a trademark or service mark application**, the mark is in use in commerce on or in connection with all the goods/services in the application or notice of allowance, or as subsequently modified. **For a collective trademark, collective service mark, collective membership mark application**, the applicant is exercising legitimate control over the use of the mark in commerce by members on or in connection with all the goods/services/collective membership organization in the application or notice of allowance, or as subsequently modified. **For a certification mark application**, the applicant is exercising legitimate control over the use of the mark in commerce by authorized users on or in connection with the all goods/services in the application or notice of allowance, or as subsequently modified, and the applicant is not engaged in the production or marketing of the goods/services to which the mark is applied, except to advertise or promote recognition of the certification program or of the goods/services that meet the certification standards of the applicant.
- The specimen(s) shows the mark as used on or in connection with the goods/services/collective membership organization in commerce.
- To the best of the signatory's knowledge and belief, no other persons, except, if applicable, authorized users, members, and/or concurrent users, have the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services/collective membership organization of such other persons, to cause confusion or mistake, or to deceive.
- To the best of the signatory's knowledge, information, and belief, formed after an inquiry reasonable under the circumstances, the allegations and other factual contentions made above have evidentiary support.
- 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 the application or submission or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Signature Section:

Signature: _____
Signatory's Name: A. Huisman



NOTE: The signatory must provide their first and last name. Use the following format: Last Name, First Name Middle Initial or Name, if applicable. Signatory's Position: CEO Mistral International



Date Signed: 19.5.2020
Signatory's Phone: 0031 0546 484680

NOTE TO APPLICANT: When filed as part of the electronic form (i.e., scanned and attached as an image file), the signature page **must** include both the signature information **and** the declaration language. Do **not** include the entire application, but do ensure that the declaration language actually appears; *a signature by itself will not be acceptable*. If, due to browser limitations, the declaration language appears on a previous page when printed, you must "merge" the declaration and signature block onto a single page prior to signing, so that the *one complete page* can be scanned to create an acceptable image file. It is recommended that you copy-and-paste the entire text form into another document, manipulate the spacing there to move the declaration and signature section to a separate page, and then print this new version of the text form to send to the signatory.

Submission Signature



Signature: _____
Signatory's Name: Huisman, A.

NOTE: The signatory must provide their first and last name. Use the following format: Last Name, First Name Middle Initial or Name, if applicable. Signatory's Position: _____

Date Signed: 19.05.2020
Signatory's Phone: 0031 516 484 639



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USPTO BACKGROUND

Federal Activity Inventory Reform Act (FAIR)
(https://www.uspto.gov/about-us/performance-and-planning/federal-activities-inventory-reform-fair-act)

Performance and Planning
(https://www.uspto.gov/about-us/performance-and-planning)

Freedom of Information Act
(https://www.uspto.gov/learning-and-resources/ip-policy/electronic-freedom-information-act-e-foia)

Information Quality Guidelines
(https://www.uspto.gov/learning-and-resources/information-quality-guidelines)

FEDERAL GOVERNMENT

Regulations.gov
(https://www.regulations.gov)

StopFakes.gov
(https://www.stopfakes.gov)

USA.gov
(https://www.usa.gov)

Department of Commerce
(https://www.commerce.gov)

Strategy Targeting Organized Piracy
(https://www.uspto.gov/learning-and-resources/ip-policy/enforcement/strategy-targeting-organized-piracy-stop)