

Declaration of Incontestability of a Mark under Section 15

The table below presents the data as entered.

Input Field	Entered
REGISTRATION NUMBER	2312527
REGISTRATION DATE	01/25/2000
SERIAL NUMBER	75486178
MARK SECTION	
MARK	SHARPSHOOTER
OWNER SECTION (current)	
NAME	BAYER ENVIRONMENTAL SCIENCE SAS
STREET	16 rue Jean-Marie Leclair
CITY	Lyon
ZIP/POSTAL CODE	69009
COUNTRY	France
OWNER SECTION (proposed)	
NAME	BAYER SAS
STREET	16 Rue Jean-Marie Leclair
CITY	Lyon
ZIP/POSTAL CODE	69009
COUNTRY	France
ATTORNEY SECTION (current)	
NAME	STANLEY C. MACEL, III
FIRM NAME	FOR HIRSCH LAW
STREET	5970 FAIRVIEW ROAD, SUITE 106
CITY	CHARLOTTE
STATE	North Carolina

POSTAL CODE	28210
COUNTRY	United States
PHONE	3038108038
FAX	7046436425
EMAIL	smacel@cblh.com
ATTORNEY SECTION(proposed)	
NAME	Jeffrey M. Gitchel
FIRM NAME	Bayer Corporation
STREET	100 Bayer Road
CITY	Pittsburgh
STATE	Pennsylvania
POSTAL CODE	15205
COUNTRY	United States
PHONE	412-777-4860
FAX	412-778-4432
EMAIL	BayerTrademarkUS@bayer.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
ATTORNEY DOCKET NUMBER	20152
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	008
FILING COVERS ALL GOODS OR SERVICES IN THIS CLASS	KEEP ALL LISTED
PAYMENT SECTION	
NUMBER OF CLASSES	1
NUMBER OF CLASSES PAID	1
SUBTOTAL AMOUNT	200
TOTAL FEE PAID	200
SIGNATURE SECTION	
SIGNATURE	/Jeffrey M. Gitchel/

SIGNATORY'S NAME	Jeffrey M. Gitchel
SIGNATORY'S POSITION	Counsel - Trademarks & Copyrights
DATE SIGNED	01/19/2010
PAYMENT METHOD	DA
FILING INFORMATION	
SUBMIT DATE	Tue Jan 19 15:06:43 EST 2010
TEAS STAMP	USPTO/SECT15-192.122.250. 250-20100119150643620182- 2312527-46013198e2e38db31 ddc65e2e85696e7ed-DA-1527 -20100118113505882756

PTO Form 4.16 (Rev 5/2006)
OMB No. 0651-0055 (Exp. 12/31/2011)

**Declaration of Incontestability of a Mark under Section 15
To the Commissioner for Trademarks:**

REGISTRATION NUMBER: 2312527

REGISTRATION DATE: 01/25/2000

MARK: SHARPSHOOTER

The owner, BAYER ~~SAS~~ *SAS*, having an address of

16 Rue Jean-Marie Leclair
Lyon, 69009
France

is filing a Declaration of Incontestability of its mark under Section 15.

For International Class 008, the owner, or its related company, has continuously used the mark in commerce for five (5) consecutive years after the date of registration, or the date of publication under Section 12(c), and is still using the mark in commerce on or in connection with **all** goods or services listed in the existing registration for this class. Also, there has been no final decision adverse to the owner's claim of ownership of such mark for those goods or services, or to the owner's right to register the same or to keep the same on the register; and, there is no proceeding involving said rights pending and not disposed of in either the U.S. Patent and Trademark Office or the courts.

The registrant hereby appoints Jeffrey M. Gitchel of Bayer Corporation
100 Bayer Road
Pittsburgh, Pennsylvania 15205
United States

to file this Declaration of Incontestability of its mark under Section 15 on behalf of the registrant. The attorney docket/reference number is 20152.

A fee payment in the amount of \$200 will be submitted with the form, representing payment for 1 class(es), plus any additional grace period fee, if necessary.

Declaration

The mark has been in continuous use in commerce for five (5) consecutive years after the date of registration, or the date of publication under Section 12(c), and is still in use in commerce. There has been no final decision adverse to the owner's claim of ownership of such mark, or to the owner's right to register the same or to keep the same on the register; and there is no proceeding involving said rights pending and not disposed of either in the U.S. Patent and Trademark Office or in the courts.

The undersigned being hereby warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of this document, declares that he/she is properly authorized to execute this document on behalf of the Owner; and all statements made of his/her own knowledge are true and that all statements made on information and belief are believed to be true.

Signature: /Jeffrey M. Gitchel/ Date: 01/19/2010
Signatory's Name: Jeffrey M. Gitchel
Signatory's Position: Counsel - Trademarks & Copyrights

Mailing Address (current):
FOR HIRSCH LAW
5970 FAIRVIEW ROAD, SUITE 106
CHARLOTTE, North Carolina 28210

Mailing Address (proposed):
Bayer Corporation
100 Bayer Road
Pittsburgh, Pennsylvania 15205

Serial Number: 75486178
Internet Transmission Date: Tue Jan 19 15:06:43 EST 2010
TEAS Stamp: USPTO/SECT15-192.122.250.250-20100119150
643620182-2312527-46013198e2e38db31ddc65
e2e85696e7ed-DA-1527-2010011811350588275