

Declaration of Use and/or Excusable Nonuse of Mark in Commerce under Section 8

The table below presents the data as entered.

Input Field	Entered
REGISTRATION NUMBER	2920335
REGISTRATION DATE	01/25/2005
SERIAL NUMBER	76461385
MARK SECTION	
MARK	OUTKAST
ATTORNEY SECTION (current)	
NAME	Julie C. VanDerZanden
FIRM NAME	K-2 CORPORATION
STREET	4201 6TH AVE. SOUTH
CITY	SEATTLE
STATE	Washington
POSTAL CODE	98108
COUNTRY	United States
PHONE	206-805-4800
FAX	206-805-4801
EMAIL	trademarks@k2sports.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
ATTORNEY SECTION (proposed)	
NAME	Michael F. Snyder
FIRM NAME	VOLPE AND KOENIG PC
STREET	30 S 17TH ST
CITY	PHILADELPHIA
STATE	Pennsylvania

POSTAL CODE	19103-4009
COUNTRY	United States
PHONE	215-568-6400
FAX	215-568-6499
EMAIL	trademarks@vklaw.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
DOCKET/REFERENCE NUMBER	NPS-TM136
OTHER APPOINTED ATTORNEY	John J. O'Malley; Kristine L. Butler
CORRESPONDENCE SECTION (current)	
NAME	JULIE C. VANDERZANDEN
FIRM NAME	K-2 CORPORATION
STREET	4201 6TH AVE. SOUTH
CITY	SEATTLE
STATE	Washington
POSTAL CODE	98108
COUNTRY	United States
PHONE	206-805-4800
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FIRM NAME	VOLPE AND KOENIG PC
STREET	30 S 17TH ST
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AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
DOCKET/REFERENCE NUMBER	NPS-TM136
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	028
GOODS OR SERVICES TO BE DELETED	components for paintball markers, namely, containers, fill adapters, regulators, barrels, fill adapters, open sights, telescopic sights; paintball guns for firing tag cartridges; paintball accessories, namely, tagging pellets and cartridges; and pellets
GOODS OR SERVICES IN USE IN COMMERCE OR FOR WHICH OWNER CLAIMS EXCUSABLE NONUSE	Paintball markers, paintball ammunition, namely, paintballs
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT11\IMAGEOUT\11\764\613\76461385.xml2\S080002.JPG
SPECIMEN DESCRIPTION	a photograph of the mark in use on the packaging for the goods
OWNER SECTION (current)	
NAME	KEE ACTION SPORTS LLC
STREET	570 MANTUA BOULEVARD
CITY	SEWELL
STATE	New Jersey
ZIP/POSTAL CODE	08080
COUNTRY	United States
LEGAL ENTITY SECTION (current)	
TYPE	limited liability company
STATE/COUNTRY WHERE LEGALLY ORGANIZED	Delaware
LEGAL ENTITY SECTION (proposed)	
TYPE	limited liability company
STATE/COUNTRY WHERE LEGALLY ORGANIZED	Delaware
PAYMENT SECTION	

NUMBER OF CLASSES	1
NUMBER OF CLASSES PAID	1
SUBTOTAL AMOUNT	100
GRACE PERIOD	100
TOTAL FEE PAID	200
SIGNATURE SECTION	
SIGNATURE	/Michael F. Snyder/
SIGNATORY'S NAME	Michael F. Snyder
SIGNATORY'S POSITION	Attorney of Record, PA bar member
DATE SIGNED	07/20/2011
PAYMENT METHOD	CC
FILING INFORMATION	
SUBMIT DATE	Wed Jul 20 15:52:19 EDT 2011
TEAS STAMP	USPTO/SECT08-38.98.247.98 -20110720155219556592-292 0335-480932d6adbc39abda2f e7f34975b90eb3-CC-2285-20 110719171135608153

Declaration of Use and/or Excusable Nonuse of Mark in Commerce under Section 8 To the Commissioner for Trademarks:

REGISTRATION NUMBER: 2920335

REGISTRATION DATE: 01/25/2005

MARK: OUTKAST

The owner, KEE ACTION SPORTS LLC, a limited liability company legally organized under the laws of Delaware, having an address of

570 MANTUA BOULEVARD

SEWELL, New Jersey 08080

United States

is filing a Declaration of Use and/or Excusable Nonuse of Mark in Commerce under Section 8.

For International Class 028, this filing does **NOT** cover the following goods or services for this specific class listed in the registration, and these goods or services are to be permanently **deleted** from the registration: components for paintball markers, namely, containers, fill adapters, regulators, barrels, fill adapters, open sights, telescopic sights; paintball guns for firing tag cartridges; paintball accessories, namely, tagging pellets and cartridges; and pellets

The mark is in use in commerce on or in connection with the following goods or services listed in the existing registration for this specific class; or, the owner is making the listed excusable nonuse claim: Paintball markers, paintball ammunition, namely, paintballs

The owner is submitting one specimen showing the mark as used in commerce on or in connection with any item in this class, consisting of a(n) a photograph of the mark in use on the packaging for the goods.

[Specimen File](#)

The registrant's current Attorney Information: Julie C. VanDerZanden of K-2 CORPORATION

4201 6TH AVE. SOUTH

SEATTLE, Washington (WA) 98108

United States (USX)

The registrant's proposed Attorney Information: Michael F. Snyder of VOLPE AND KOENIG PC

30 S 17TH ST

PHILADELPHIA, Pennsylvania (PA) 19103-4009

United States (USX)

The docket/reference number is NPS-TM136.

The phone number is 215-568-6400.

The fax number is 215-568-6499.

The email address is trademarks@vklaw.com.

The registrant's current Correspondence Information: JULIE C. VANDERZANDEN of K-2 CORPORATION

4201 6TH AVE. SOUTH
SEATTLE, Washington (WA) 98108
United States (USX)

The registrant's proposed Correspondence Information: Michael F. Snyder of VOLPE AND KOENIG PC

30 S 17TH ST
PHILADELPHIA, Pennsylvania (PA) 19103-4009
United States (USX)

The docket/reference number is NPS-TM136.

The phone number is 215-568-6400.

The fax number is 215-568-6499.

The email address is trademarks@vklaw.com.

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

Unless the owner has specifically claimed excusable nonuse, the mark is in use in commerce on or in connection with the goods and/or services identified above, as evidenced by the attached specimen(s) showing the mark as used in commerce.

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: /Michael F. Snyder/ Date: 07/20/2011
Signatory's Name: Michael F. Snyder
Signatory's Position: Attorney of Record, PA bar member

Mailing Address (**current**):
K-2 CORPORATION
4201 6TH AVE. SOUTH
SEATTLE, Washington 98108

Mailing Address (**proposed**):
VOLPE AND KOENIG PC
30 S 17TH ST
PHILADELPHIA, Pennsylvania 19103-4009

Serial Number: 76461385

Internet Transmission Date: Wed Jul 20 15:52:19 EDT 2011
TEAS Stamp: USPTO/SECT08-38.98.247.98-20110720155219
556592-2920335-480932d6adbc39abda2fe7f34
975b90eb3-CC-2285-20110719171135608153

JT

PAINTBALL MARKER KIT
OUTCAST



PRE-FILLED CO2 TANK
READY TO USE
CO2 INCLUDED
READY TO USE

FREE ROOKIE PASS
FREE PAINTBALL FIELD ENTRY PASS
SEE BACK FOR DETAILS*

READY 2 PLAY
PLAYERS KIT WITH CO2 AND PAINTBALLS

COMES COMPLETE WITH
UNLIMITED LIMITED WARRANTY



MARKER FEATURES

SEMI-AUTOMATIC PAINTBALL MARKER FEATURING A FIRE RATE OF UP TO 8 BALLS PER SECOND. THE DOUBLE FINGER TRIGGER IS AVAILABLE IN EITHER REMOVABLE PORTED BARREL FOR INCREASED ACCURACY AND REDUCED NOISE. DOUBLE FINGER TRIGGER FOR INCREASED FIRING RATE. PICKAWAY MOUNTING RAIL FOR CUSTOMIZATION.

TOP COOKING FIELD STRIP PIN FOR QUICK AND EASY REMOVAL OF YOUR MARKER ON THE FIELD. OFFSET HEAD POST FOR INCREASED VISIBILITY AND ACCURACY. SOFT TOUCH GRIP PANELS FOR INCREASED COMFORT AND FEEL.

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ROUTING SHEET TO POST REGISTRATION (PRU)

Registration Number: 2920335



Serial Number: 76461385



RAM Sale Number: 2285

RAM Accounting Date: 20110721

Total Fees: \$200

Note: Process in accordance with Post Registration Standard Operating Procedure (SOP)

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Number of Classes Paid</u>	<u>Total Fee</u>
§8 affidavit	7205	20110720	\$100	1	1	\$100
Grace period for §8	7206	20110720	\$100	1	1	\$100

Physical Location: 900 - FILE REPOSITORY (FRANCONIA)

Lost Case Flag: False

In TICRS (AM-FLG-IN-TICRS): True

Transaction Date: 20110720

