

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Registration of:  
True Fitness Technology, Inc.

Registration No.: 3,503,218

Mark: AUTO STRIDE

Registered: September 16, 2008

**TRADEMARK REGISTRATION  
PRINCIPAL REGISTER**

**RESPONSE TO POST REGISTRATION OFFICE  
ACTION**

Attn: Dana L. Newton  
Trademark Specialist, Post Registration  
Division

**DECLARATION OF TODD A, MCKEE**

COMES NOW Todd A. McKee, and makes the following declaration.

1. My name is Todd A. McKee and I am the Director of Product Development of True Fitness Technology, Inc. (“Registrant”).

2. I certify that I have firsthand knowledge of the facts set forth in this statement and that I am authorized to make statements on behalf of the Registrant.

3. Since at least as early as December 12, 2007, Registrant has used the trademark AUTO STRIDE (the “Mark”) with exercise equipment component sold as part of the final product in the nature of controls for user input in International Class 028.

4. In support of the Mark, Registrant submits herewith as Exhibit A copies of two photographs which depict an elliptical exercise machine and a close-up of the control panel for the elliptical exercise machine (the “Substitute Specimens”).

5. Registrant further states that the Substitute Specimens were in use in commerce during the relevant period for filing the 6-year Section 8.

The 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 specimen, during the relevant period for filing the 6-year Section 8.

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

5/19/2014  
Date

Todd A. McKee  
TODD A. MCKEE  
Director of Product Development  
True Fitness Technology, Inc.

**EXHIBIT A**



DISTANCE  
**2.0** MI

CALORIES  
**125**

♥ 125

TIME  
**12:52**

Stride +

21.5"

Stride -

Stride Adjust

Auto Stride™

WORKLOAD  
**LEVEL 1**

PACE  
**60** RPM