

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**TRADEMARK APPLICATION — PRINCIPAL REGISTER**  
**BASED ON ACTUAL USE**  
**INDIVIDUAL APPLICANT**

Mark: Design mark as shown on enclosed  
drawing page  
International Class: 11  
Attorney Docket No: LAUG-2-1218

**TO THE COMMISSIONER FOR TRADEMARKS:**

David M. Allen, a citizen of the United States  
P.O. Box 58  
Blachly, OR 97412

The above-identified Applicant requests registration of the mark shown in the accompanying drawing in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. § 1051, et seq., as amended), as used in commerce or in connection with the noted “goods”:

*Int'l Class 11:* Battery operated personal flashlights

*Date of first use of the mark anywhere:* At least as early as September 8, 1997

*Date of first use of the mark in commerce that the U.S. Congress may regulate:* At least as early as September 8, 1997

**Description of the mark:**

The mark consists of a configuration, namely, a series of diverging directed cutouts having an overall rectangular shape, in a package that is depicted in dotted lines, with the cutouts radiating from an elliptical opening in the package whereby a flashlight received in the opening and upon being energized generates a simulation of sunbeams through the diverging cutouts.

No claim is made to the exclusive right to use the external shape of the package, apart from the mark as shown.

**Specimen:**

The mark is used by applying the mark to the “goods” in a manner customary in the trade. A specimen showing the mark as used in commerce is submitted with this application.

**Power of Attorney:**

The Applicant appoints the firm of LOWE GRAHAM JONES<sup>PLLC</sup> and Richard R. Alaniz, WSBA No. 26,194; John J. Bamert, WSBA No. 48,128; Ellen M. Bierman, WSBA No. 23,224; Bruce E. Black, WSBA No. 36,399; Benedict R. Dugan, WSBA No. 36,910; Michael J. Folise, WSBA No. 15,276; Lawrence D. Graham, WSBA No. 25,402; Darren J. Jones, WSBA No. 21,953; David A. Lowe, WSBA No. 24,453; Kevin E. Regan, WSBA No. 44565; Mark P. Walters, WSBA No. 30,819; and, attorneys of the firm, as its attorneys with full power of substitution and revocation to prosecute this application, to transact all related business in the Patent and Trademark Office or the Courts, and to receive the Certificate of Registration.

Direct all communications to:

John J. Bamert, Esq.  
LOWE GRAHAM JONES<sup>PLLC</sup>  
701 Fifth Avenue, Suite 4800  
Seattle, Washington 98104  
Telephone: 206.749.9888  
Facsimile: 206.381.3301  
bamert@LGJip.com

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 statements may jeopardize the validity of this application or any resulting registration, declares that he/she is the counsel for the Applicant and is authorized to execute this application on behalf of the Applicant; that he/she believes the applicant to be the owner of the mark sought to be registered; that to the best of his/her knowledge and belief no other person, firm, corporation or association has the right to use said mark in commerce, either in the identical form or in such near resemblance thereto as may be likely, when used on or in connection with the goods and services of such other person, firm, corporation or association to cause confusion, or to cause

mistake, or to deceive; and that all statements made herein of his/her own knowledge are true and that all statements made on information and belief are believed to be true.

Date: 7/31/2020



John J. Bamert, WSBA No. 48,128  
Attorney for the Applicant