

100/302
10104

AMENDMENT TO ALLEGE USE UNDER 37 CFR 2.76, WITH DECLARATION

MARK (Identify the mark) MULCH PRO
SERIAL NO. 75/364,340

TO THE ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS AND TRADEMARKS:

APPLICANT NAME: Allied Products Corporation

Applicant requests registration of the above-identified trademark/service mark 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). Three specimens showing the mark as used in commerce are submitted with this amendment.

Check here if Request to Divide under 37 CFR 2.87 is being submitted with this amendment.

Applicant is using the mark in commerce on or in connection with the following goods/services:

Power operated foliage mowers.

(NOTE: Goods/services listed above may not be broader than the goods/services identified in the application as filed)

Date of first use of mark anywhere: February, 1998

Date of first use of mark in commerce which the U.S. Congress may regulate: February, 1998

Print

Specify type of commerce: (e.g., interstate, between the U.S. and a specified foreign country) Interstate commerce.

Specify manner or mode of use of mark on or in connection with the goods/services: (e.g., trademark is applied to labels, service mark is used in advertisements) The trademark is applied to labels affixed to the goods.



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U.S. Patent & TMOc/TM Mail Rpt Dt. #70

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 the application or any resulting registration, declares that he/she is properly authorized to execute this Amendment to Allege Use on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered; the trademark/ service mark is now in use in commerce; and all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

January 15, 1999
Date

Mark C. Standefer
Signature

312-782-4860
Telephone Number

Mark C. Standefer, Vice President
Print or Type Name and Position