Trademark Snap Shot Prosecution History for Review Correspondence (Table presents the data on Prosecution History for Review Correspondence)

OVERVIEW

SERIAL NUMBER	71502013	FILING DATE	05/13/1946
REG NUMBER	0443591	REG DATE	12/06/1949
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	TM ATTORNEY NOT ASSIGNED	L.O. ASSIGNED	NONE

PUB INFORMATION

TODINION					
RUN DATE	08/21/2009				
PUB DATE	N/A				
STATUS	800-REGISTERED AND RENEWED				
STATUS DATE	01/24/2000				
LITERAL MARK ELEMENT	WONDEROD				
DATE ABANDONED	N/A	DATE CANCELLED	N/A		
SECTION 2F	NO	SECTION 2F IN PART	NO		
SECTION 8	NO	SECTION 8 IN PART	NO		
SECTION 15	NO	REPUB 12C	N/A		
RENEWAL FILED	NO	RENEWAL DATE	12/06/1999		
DATE AMEND REG	N/A				

FILING BASIS

FILED BASIS		CURREN	IT BASIS	AMENDED BASIS	
1 (a)	YES	1 (a)	YES	1 (a)	NO
1 (b)	NO	1 (b)	NO	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	NO
LITERAL MARK ELEMENT	WONDEROD
MARK DRAWING CODE	1-TYPESET WORD(S)/LETTER(S)/NUMBER(S)
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	40-SUBSEQUENT OWNER AFTER REGISTRATION
NAME	SHAKESPEARE COMPANY
ADDRESS	3801 WESTMORE DRIVE COLUMBIA, SC 29223
ENTITY	03-CORPORATION

CITIZENSHIP	Delaware				
ASSIGNEE OF	BY MERGER WITH AND CHANGE OF NAME FROM				
GOODS AND SERVICES					
GOODS AN	D SERVICES				
GOODS AN	DSERVICES				
U.S. CLASS	O SERVICES 022				

				GOODS A	ND SERVICES			
U.S. CLASS					022			
DESCRIPTION TEXT				FISHING RODS	FISHING RODS			
GOODS AND SERVICES CLASSIFICATION								
INTERNATIONAL 028 FIRST USE DATE 08/01/1938 CLASS			FIRST USE IN COMMERCE DATE	08/01/1938	CLASS STATUS	6-ACTIVE		
			MISCELI	ANEOUS INF	ORMATION/STA	TEMENTS		
CHANGE IN REGIS	TRATION				NO			
				PROSECUT	TION HISTORY			
DATE		ENT CD	ENT TYP	E DESCRIPTION	N			ENT NUM
08/20/2009		CORV	Р	REVIEW OF	CORRESPONDENCE (COMPLETE		009
10/07/2008		CFIT	0	CASE FILE II	N TICRS			008
07/17/2002		TCCA	I	TEAS CHAN	GE OF CORRESPOND	ENCE RECEIVED		007
01/24/2000		RNL3	Q	REGISTERE	O AND RENEWED (TH	IRD RENEWAL - 10	YRS)	006
01/24/2000		9G8P	0	REGISTERE	O - SEC. 9 GRANTED/0	CHECK RECORD FO	R SEC. 8	005
10/18/1999		89AF	I	REGISTERE	O - COMBINED SECTION	ON 8 (10-YR) & SEC	9 FILED	004
11/22/1989		RNL3	Q	REGISTERE	O AND RENEWED (TH	IRD RENEWAL - 10	YRS)	003
09/11/1989		9.AF	I	REGISTERE	O - SEC. 9 FILED/CHE	CK RECORD FOR S	EC. 8	002
12/06/1969		REN1	R	REGISTERE	REGISTERED AND RENEWED (FIRST RENEWAL - 20 YRS) 00			
			CURREN	NT CORRESPO	ONDENCE INFOR	RMATION		
ATTORNEY					NONE			
CORRESPONDENCE ADDRESS					Darren J. Jones K2 Inc. 19215 Vashon Highway SW Vashon WA 98070			
DOMESTIC REPRE	SENTATIVE				NONE			
PRIOR OWNER INFORMATION								
PARTY TYPE					30-ORIGINAL REG	ISTRANT		
NAME					SHAKESPEARE CO	OMPANY		
ADDRESS					241 E. KALAMAZO KALAMAZOO, MI	O AVE.		
ENTITY					03-CORPORATION	1		
CITIZENSHIP					Michigan	Michigan		

WONDEROD



UNITED STATES DEPARTMENT OF COMMERCE

rademark Office Patent & ASSISTANT COMMISSIONER FOR TRADEMARKS 2900 Crystal Drive Arlington, VA 22202-3513

REGISTRATION NO. 0443591 SERIAL NO. 71/502013

PAPER NO.

MAILING DATE: Feb 17, 2000

MARK: WONDEROD

REGISTRANT: SHAKESPEARE COMPANY

CORRESPONDENCE ADDRESS: SYLVIA A. PETROSKY 1050 GHENT ROAD AKRON, OH 44333

TMPRU

Please furnish the following in all correspondence:

- Your phone number and ZIP Code.
 Mailing date of this action.
 Affidavit-Renewal Examiner's name.
 Mark all correspondence to the attention of "PRU" using the above
- address.
 5. Registration No.

RECEIPT IS ACKNOWLEDGED OF THE SUBMITTED REQUEST UNDER:

SECTION 9 OF THE TRADEMARK ACT AND 37 CFR SECS. 2.181-2.184.

YOUR REQUEST FULFILLS THE STATUTORY REQUIREMENTS AND RENEWAL HAS BEEN GRANTED.

> FRANCES A. PFOHL AFFIDAVIT-RENEWAL EXAMINER TRADEMARK EXAMINING OPERATION (703) 308-9500 EXT. 127



UNITED STATES DEPARTMENT OF COMMERCE Patent and Traderark Office ASSISTANT SECRETARY AND COMMISSIONER

OF PATENTS AND TRADEMARKS Washington, D.C. 20231

REGISTRATION NO. 0443591 SERIAL NO. 71/502013

PAPER NO.

MAILING DATE: 11/28/89

MARK: WONDEROD

REGISTRANT: SHAKESPEARE COMPANY

CORRESPONDENCE ADDRESS: RENNER, KENNER, GREIVE, BOBAK & TAYLOR ATTN: JACK L. RENNER 1610 FIRST NATIONAL TOWER AKRON, OH 44308-1456

40 B

Please furnish the following in all correspondence:

- Your phone number and zip code.
 Mailing date of this action.
 Affidavit-Renewal Examiner's name.
 The address of all correspondence not containing fees should include the words "Box 5".
 Registration No.

RECEIPT IS ACKNOWLEDGED OF THE SUBMITTED REQUEST UNDER:

SECTION 9 OF THE TRADEMARK ACT AND 37 CFR SECS. 2.181-2.184.

YOUR REQUEST FULFILLS THE STATUTORY REQUIREMENTS AND RENEWAL HAS BEEN GRANTED.

> PATRICIA ANN EVERETT AFFIDAVIT-RENEWAL EXAMINER TRADEMARK EXAMINING OPERATION (703) 557-1988

300.00-302 TM/R



#12 Ren. Pet.

Mark:

WONDEROD

Reg. No.:

443,591

Class:

Int. 28

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS

SHAKESPEARE COMPANY a corporation of the State of Delaware doing business at 3801 Westmore Drive Columbia, South Carolina 29204

The above-identified applicant for renewal requests that the aboveidentified registration, which applicant for renewal now owns, be renewed in accordance with the provisions of Section 9 of the Act of July 5, 1946.

The mark shown in said registration is still in use in interstate commerce on each of the following goods recited in the registration: fishing rods -- the attached photographic facsimile showing the mark as actually used on the goods themselves.

The renewal fee is presented herewith.

The applicant for renewal hereby appoints Jack L. Renner (Reg. No. 20,116) as the principal attorney of record but in whose absence the Examiner should contact one or more of the following attorneys to whom a power of attor-

Mark:

WONDEROD

Reg. No.:

443,591

Class:

Int. 28

ney is also hereby granted: Reese Taylor (Reg. No. 22,325), Phillip L. Kenner (Reg. No. 22,353), Edward G. Greive (Reg. No. 24,726), Donald J. Bobak (Reg. No. 27,182), Ray L. Weber (Reg. No. 26,519), Howard S. Robbins (Reg. No. 28,254) and Douglas J. Hura (Reg. No. 33,249), all members of the Bar of the State of Ohio, whose mailing address is Renner, Kenner, Greive, Bobak & Taylor, 1610 First National Tower, Akron, Ohio 44308-1456 (Telephone: 216/376-1242) to prosecute this application to register, to transact all business in the Patent and Trademark Office in connection therewith, and to receive the Certificate of Renewal from the Patent and Trademark Office.

SHAKESPEARE COMPANY

David H. Herzberg

Vice President

STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

į́ ss

David H. Herzberg, being sworn, states that the applicant for renewal owns the above-identified registration; and, that to the best of his knowledge and

Mark:

WONDEROD

Reg. No.:

443,591

Class:

Int. 28

belief, the facts set forth in this application for renewal are true.

David H. Herzberg
Vice President
Shakespeare Company

Subscribed and sworn to before me this 30 day of August,

1989.

My Commission Expires September 2, 1992

FROM

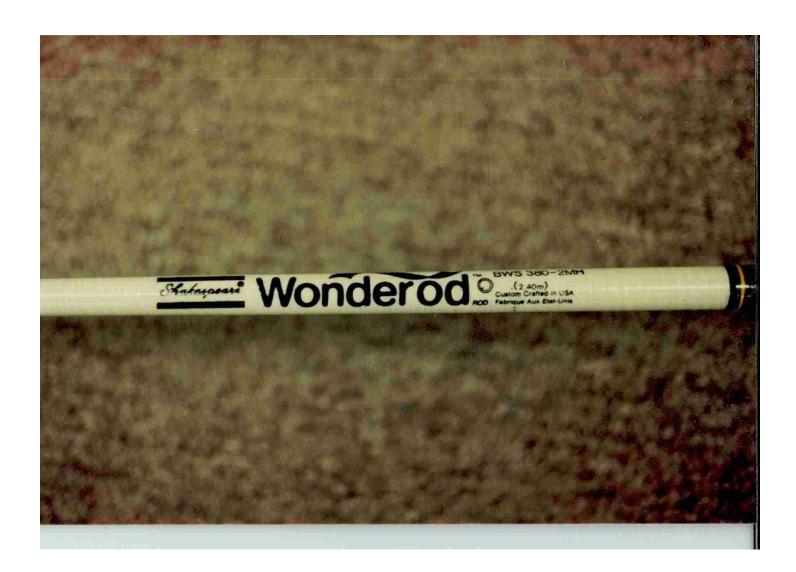
LAW OFFICES OF

RENNER, KENNER, GREIVE, BOBAK, TAYLOR & WEBER

SIXTEENTH FLOOR, FIRST NATIONAL TOWER • AKRON, OHIO 44308-1456

Shakespeare Company Mark: WONDEROD Reg. No. 443,591 Class: Int. 28

One photographic facsimile





REGISTRATION NO.

DEC 6 1949

12-C PUB JAN 6 1970

RECEIPT IS HEREBY ACKNOWLEDGED OF THE AFFIDAVIT FILED
BY SHAKESPEARE COMPANY

ON JUN 6, 1975

X SEC. 8 - AFFIDAVIT ACCEPTED
X SEC. 15 - AFFIDAVIT FILED
BY DIRECTION OF THE COMMISSIONER

JUL 2 1975

DIRECTOR, TRADEMARK EXAMINING OPERATION

FORM POL-136 A Hamilton, Renner & Kenner
2-60

1610 First National Tower,
AFFIDAVIT Akron, Ohio 14308

ACKNOWLEDGMENT

U. S. DEPARTMENT OF COMMERCE-PATENT OFFICE

10,00 2/3 T.

Mark: WONDEROD

Reg. No.: 443,591

Class: Int. 28: U. S. 22

AFFIDAVIT UNDER SECTIONS 8 AND 15 OF THE TRADEMARK ACT OF 1946

STATE OF SOUTH CAROLINA COUNTY OF RICHLAND

BEN T. HARDESTY, being sworn, states that: He is the Vice President - Public Relations of Shakespeare Company; Shakespeare Company owns Registration No. 443,591, issued on December 6, 1949 and published under Section 12(c) on January 6, 1970, as shown by records in the United States Patent and Trademark Office; the mark shown therein is still in use, as evidenced by the attached specimen showing the mark as currently used; the mark shown therein has been in continuous use in interstate commerce for five consecutive years from January 6, 1970 to the present for the following goods recited in the registration -- fishing rods; said mark is still in use in interstate commerce; there has been no final decision adverse to the registrant's claim of ownership of said mark, to its right to register the same or maintain it on register; and there is no proceeding involving any of said rights pending and not disposed of either in the Patent and Trademark Office 06/16/75 0443591 10.00CK or in the courts.

Vice President - Public Relations

Shakespeare Company

Subscribed and sworn to before me this

day of

- , 1975.

My Commission Expires June 4, 1980

Shakespeare WONDEROD

Howald Process Glass Fiber

MADE IN U.S.A.

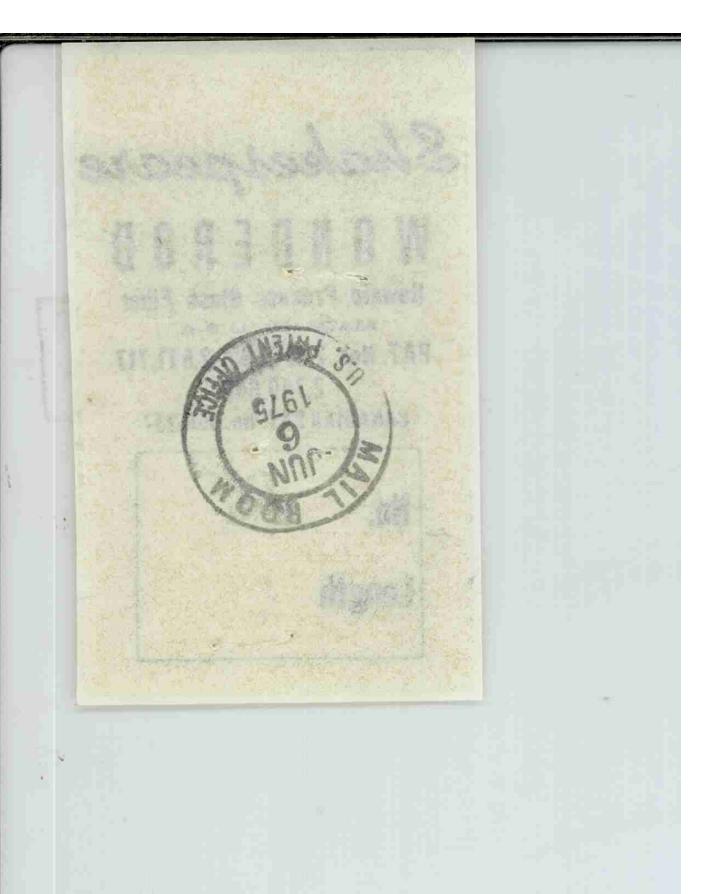
PAT. No's. 2,571,692-2,571,717

2,749,643

CANADIAN PAT. No. 556,257

No.

Length



Mark: WONDEROD

Reg. No.: 443,591

Class: Int. 28; U.S. 22

The registrant, Shakespeare Company, hereby designates E. R. Hamilton (Reg. No. 13,182), Jack L. Renner (Reg. No. 20,116), Phillip L. Kenner (Reg. No. 22,353), Edward G. Greive (Reg. No. 24,726), Donald J. Bobak (Reg. No. 27,182) and Bruce M. Winchell (Reg. No. 27,474), all members of the Bar of the State of Ohio, whose mailing address is Hamilton, Renner & Kenner, 1610 First National Tower, Akron, Ohio 44308, its attorneys with full power of substitution and revocation, to prosecute this affidavit, and to transact all business in and to receive all correspondence from the United States Patent and Trademark Office connected therewith.

Shakespeare Company

Ben T. Hardesty

Vice President - Public Relations



U.S. DEPARTMENT OF COMMERCE PATENT OFFICE WASHINGTON, D.C. 20231

Hamilton, Cook, Renner and Kenner

1610 First National Tower

Akron, Ohio 44308

ADDRESS ONLY
THE COMMISSIONER OF PATENTS
WASHINGTON, D.C. 20231

Mailed December 12, 1969

Reg. No.: 443,591

Registered to: Shakespeare

Company Aff. Filed by: Same

Publication Date: Jan 6, 1970

NOTICE OF PUBLICATION UNDER SECTION 12(c)

Notice of the filing of the affidavit under the provisions of Section 12(c) of the Trademark Act of 1946 and a reproduction of the mark shown in the above identified registration will be published in the Official Gazette on the date indicated above.

This registration will be canceled by the Commissioner after the end of 6 years following the date of this publication unless within one year next preceding the expiration of such 6 years the registrant shall file in the Patent Office an affidavit showing that said mark is still in use or showing that its nonuse is due to special circumstances which excuse such nonuse and is not due to any intention to abandon the mark.

PUBLICATION UNDER SECTION 12(c) DOES NOT EXTEND THE TERM OF REGISTRATION, AND UNLESS RENEWED UNDER SECTION 9 OF THE TRADEMARK ACT OF 1946, THIS REGISTRATION WILL EXPIRE ON December 6, 1989.

By direction of the Commissioner.

USCOMM-DC 51321-P66

Examining Operation.



Trademark:

WONDEROD

Registration No.: 443,591

Date of Issue:

December 6, 1949

To: Shakespeare Company

TO THE COMMISSIONER OF PATENTS:

JUL-16-69 03709 A -- NISCA 204 10.00

SHAKESPEARE COMPANY a corporation of the State of Delaware doing business at 241 E. Kalamazoo Ave. Kalamazoo, Michigan 49001

AFFIDAVIT FOR PUBLICATION UNDER SECTION 12(c)

STATE OF MICHIGAN COUNTY OF KALAMAZOO)

EVERETT R. HAMES, being sworn, states that: He is Vice-President of Shakespeare Company; Shakespeare Company owns Registration No. 443,591, as shown by records in the Patent Office; said Registration is now in force; the mark shown thereon is in use in interstate commerce on the following goods -- to wit: Fishing Rods -recited in the aforesaid Registration No. 443,591; the attached specimen label shows the mark as currently used on such goods; and, the benefits of the Act of July 5, 1946, are hereby claimed for said Registration.

SHAKESPEARE COMPANY

Subscribed and sworn to before me this

1969.

Notary Public

HELEN GRAHAM Notary Public, Kalamazoo County, Mich. My Commission Expires Oct. 16, 1972



THE STRAIGHT FIBER PATENTED ROD TRADEMARKED BY THE SPIRAL MARKINGS

PAT. 2.571,717 & 2.749,643 - CANADIAN PAT 556,257 HOWALD PROCESS - MADE IN U.S.A. 2. SLIDE FROM
BACKING PAPER
INTO POSITION.
3. REMOVE AIR

TRADEMARK: WONDEROD

SHAKESPEARE COMPANY hereby appoints Hamilton, Cook, Renner & Kenner, a firm consisting of Everett R. Hamilton, Mack D. Cook, II, Jack L. Renner and Phillip L. Kenner, 1610 First National Tower, Akron, Ohio 44308, Registration No. 14,437, members of the bar of the State of Ohio, to prosecute this application to register, to transact all business in the Patent Office in connection therewith and to receive the Notice of Publication.

SHAKESPEARE COMPANY

VG no ext Square of



IN THE UNITED STATES PATENT OFFICE

In the application of)
SHAKESPEARE COMPANY)
Serial No. 443,591) Renewal Section) Examiner: R.C. Cole
Filed July 8, 1969)
Trademark WONDEROD)

Honorable Commissioner of Patents

Washington, D.C. 20231

Sir:

In response to the Official Action dated September 19, 1969, the applicant replies with the following remarks.

The Examiner has quite properly noted that the assignment records, as of the date of the aforesaid action, indicated title of the registration for which renewal is sought by the subject application to be in the name of Shakespeare Company, a corporation of Michigan, rather than Shakespeare Company, a corporation of Delaware.

By way of explanation, the applicant effected a statutory merger on December 13, 1968, by which the State of incorporation for Shakespeare Company was changed from Michigan to Delaware. A short form certificate under the signature and seal of the Treasurer of the State of Michigan evidencing the statutory merger was filed with the Patent Office for recording on October 3, 1969. A Schedule denominating the Trademark Registrations effected by said merger accompanied the

Ser. No. 443,591 - WONDEROD

Certificate, and the subject registration was included on said Schedule. For the Examiner's convenience, a Xerox copy of the Certificate, as filed, is attached hereto.

Because the evidence of ownership in the renewal applicant has now been filed for recording, the renewal of this registration is earnestly solicited.

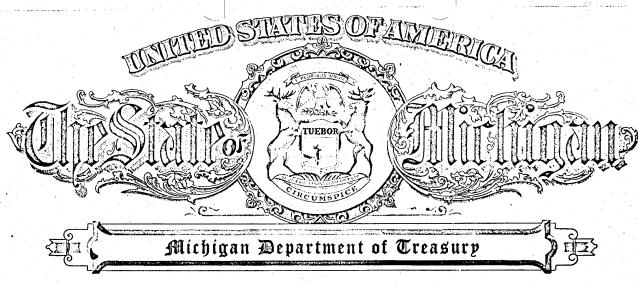
Respectfully submitted,

HAMILTON, COOK, RENNER & KENNER

Attorneys for Applicant 216 - 434-6105

Akron, Ohio 44308

October 9 ,1969



Lansing, Michigan

To All To Whom These Presents Shall Come:

I, Allison Green, Treasurer of the State of Michigan, Do Hereby Certify That

a Plan and Agreement of Merger was filed in this office on December 13, 1968, merging SHAKESPEARE COMPANY, a Michigan corporation, into SHAKESPEARE COMPANY, a Delaware corporation, whose name was changed by the merger to SHAKESPEARE COMPANY, qualifying simultaneously in Michigan.

This certificate is in due form and made by me as the proper officer, and is entitled to have full faith and credit given it in every court and office within the United States.

In testimony whereof,	I have hereunto set my
hand and affixed the	Seal of the Department,
	g, this 24th day
	,196_9
allison	Shun
	State Treasurer.





U.S. D ATMENT OF COMMERCE Patent Grice

Address Only: COMMISSIONER OF PATENTS Washington, D.C. 20231

Date:

Reply to Attn of:

Subject:

To:

Hamilton, Cook, Renner & Kenner
1610 First National Tower
Akron, Ohio 44308

and the same of th					
In Reply Please Refer To Registration Number and Date					
SEP 1 9 1969					
Reg. No.					
443.591					
Dated					
Dec. 6, 1949					
Mark					
WONDEROD					
Applicant for Renewal					
Shakespeare Company					

This will acknowledge receipt on <u>Jul. 8, 1969</u> of an application for renewal of the above-identified registration presented under the provisions of Section 9 of the Trademark Act of 1946.

The assignment records indicate title in Shakespeare Company, a corporation of Mich., rather than applicant for renewal, Shakespeare Company, a corporation of Deleware.

Evidence of ownership in the renewal applicant, such as an assignment or change of name should be recorded, or other acceptable evidence of ownership must be submitted.

Renewal Section

EXAMINER

R.C. Cole:cbw

A proper response to this Office action must be received within 6 months from the date of this action in order to avoid ABANDONMENT.



Trademark:

WONDEROD

Registration No.: 443,591

Class:

22

TO THE COMMISSIONER OF PATENTS:

SHAKESPEARE COMPANY a corporation of the State of Delaware doing business at 241 E. Kalamazoo Ave. Kalamazoo, Michigan 49001

> JUL-16-69 03708 A - 202CA

25.00

The above-identified registrant requests that Registration No. 443,591, granted on December 6, 1949, to the Shakespeare Company, be renewed in accordance with the provisions of Section 9 of the Trademark Act of July 5, 1946, as revised on October 9, 1962.

The renewal fee is presented herewith.

The registrant, Shakespeare Company, hereby appoints Hamilton, Cook, Renner & Kenner, a firm consisting of Everett R. Hamilton, Mack D. Cook, II, Jack L. Renner and Phillip L. Kenner, 1610 First National Tower, Akron, Ohio 44308, Registration No. 14,437, members of the bar of the State of Ohio, to prosecute this application for renewal, to transact all business in the Patent Office in connection therewith, and to receive the Certificate of Renewal.

SHAKESPEARE COMPANY

STATE OF MICHIGAN

COUNTY OF KALAMAZOO

EVERETT R. HAMES, being sworn, states that: He is Vice-



THE STRAIGHT FIBER PATENTED ROD TRADEMARKED BY THE SPIRAL MARKINGS

PAT 2,371,717 & 2,749,643 · CANADIAN PAT 556,257 HOWALD PROCESS · MADE IN U.S.A. THE

MEYERCORD CO.

CAROL STREAM, ILLINOIS

P-48856 215-5-68

Trademark:

WONDEROD

President of Shakespeare Company; Shakespeare Company owns Registration No. 443,591; the mark shown thereon is still in use in interstate commerce on the following goods recited in the registration: Fishing Rods; the mark is used by applying it to the goods themselves, to labels affixed to the goods, and to containers in which the goods are packaged, and a specimen showing such a label as actually used is presented herewith.

SHAKESPEARE COMPANY

Subscribed and sworn to before me this 27

1969.

HELEN GRAHAM Notary Public, Kalamazoo County, Mich. My Commission Expires Oct. 16, 1972

-AY-13-46 202652 -ACheAPPLICATION.00

PETITION and STATEMENT

No502013

the Commissioner of Patents:

Shakespeare Company, a corporation duly organized under the laws of the State of Michigan, and located at Kalamazoo, Michigan, and doing business at 241 East Kalamazoo Avenue, Kalamazoo, Michigan, has adopted and used the trademark shown in the accompanying. drawing for Fishing Rods, in Class 22, Games, Moys, and Sporting Boods, and presents herewith five specimens showing the trademark as actually used by applicant upon the goods, and requests that the same be registered in the United States Patent Office in accordance with the Act of February 20, 1905, as amended. The trademark has been continuously used and applied to said goods in applicant's business since August 1, 1938. The trademark is applied or affixed to the rods by means of labels applied to the rods.

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The undersigned hereby appoints OTIS A. EARL, whose postal address is 344 South Park Street, Kalamazoo, Michigan, its attorney, to prosecute this application for registration, with full powers of substitution and revocation, and to make alterations and amendments therein, to receive the certificate, and to transact all business in the Patent Office connected therewith.

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SHAKESPEARE COMPANY

President

William J. Harrison

DECLARATION

16 STATE OF MICHIGAN 1 COUNTY OF KALAMAZOO 2 William J. Harrison, being duly sworn, deposes 3 and says that he is the President of the corporation, the applicant named in the foregoing statement; that he 5 believes the foregoing statement is true; that he believes said corporation is the owner of the trademark sought to be registered; that no other person, firm, corporation, 8 or association, to the best of his knowledge and belief, 9 has the right to use said trademark in the United States, 10 either in the identical form or in any such near resemblance 11 thereto as might be calculated to deceive; that said 12 trademark is used by said corporation in commerce among 13 the several/States of the United States; that the description 14 and drawing presented truly represent the trademark sought 15 to be registered; and that the specimens show the trademark 16 as actually used upon the goods. 17 18 19 20 Subscribed and sworn to before me, a notary 21 22 public, this___ day of May 23 24 My commission expires_ 25 26 27 28 29 Seal 30 31

.,~\c

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ADDRESS ONLY
THE COMMISSIONER OF PATENTS
TRADE-MARK OPERATIONS
WASHINGTON 25, D. C.

DEPARTMENO COMMERCE UNITED STATES PATENT OFFICE WASHINGTON

All communications respecting this application should give the serial number, date of filing and name of the applicant



Otis A. Earl 344 S. Park Street Kalamazoo, Michigan NUV 1 0 1949 MAILED

NOTICE OF ALLOWANCE

APPLICANT			wing apakespe						
AI I LIOANI									
SERIAL NO.	50201	.3	FILED	May :	13 1	.946		class 22	
FOR MARK	VONDER	(OD)	i de la companya de l				 		
			, i			-	 \ `		. 1
**************************************							 + 1.		:
The Certif	icate d	of Regi	stratio			1ssued 6194	mailed	l to you	

Examiner.

U. S. GOVERNMENT PRINTING OFFICE 16-56823-2

THE COMMISSIONER OF PATENTS
TRADE-MARK OPERATIONS
WASHINGTON 25, D. C.

DEPARTMENT CT COMMERCE UNITED STATES PATENT OFFICE WASHINGTON

All communications respecting this application should give the serial number, date of filing, and name of the applicant.

em

U. S. PATENT OFFICE

JUL 1 2 1949

MAILED

Otis A. Earl 344 South Park Street Kalamazoo, Michigan

NOTICE OF PUBLICATION

The application for the Registration of a Trade-Mark filed by

Shakespeare Company

In Class 22

Ser. No. 502,013

Fired: May 13, 1946

T.M. (Wonderod)

has been examined and passed for publication, in compliance with section 6 of the act authorizing the Registration of Trade-Marks, approved February 20, 1905.

The mark will be published in the Official Gazette of AUG 2 1949

Any person who believes he would be damaged by the registration of this mark may oppose the same by filing notice of opposition, stating the grounds therefor, in the Patent Office within thirty days after the publication thereof, which said notice of opposition shall be verified by the person filing the same before one of the officers mentioned in section 2 of the act of February 20, 1905.

If no notice of opposition is filed within said time the Commissioner may issue a certificate of registration.

Copies of the Trade-Mark portion of the Official Gazette containing the publication of the mark may be obtained as soon as published at 35 cents each, from the Superintendent of Documents, Government Printing Office.

. Very truly yours

Commissioner of Patents.

Lawrence to Kingeland





M#L Quedt &

UNITED STATES PATENT OFFICE

	In the matter of application of	Shakespeare Company
	Trade-Mark For a Extent for	WONDEROD
	Filed July 29, 1946	Serial No502,013
	Division No. T.M. 7	Room No. 6829
TRADE	MARKS of last office letter	March 4, 1948
MAR	COMMISSIONER OF PATENTS, 1 1949 Washington, D. O	C.
	Dear Sir:	

S. PATENT OFFICE

It is desired to amend the above entitled application by cancelling the disclaimer inserted by amendment after the period in line 16 of the Petition and statement.

Reconsideration of the rejection is respectfully requested. The Examiner's analysis and reasoning to the effect that "Black" is descriptive and therefore cannot be considered the dominant part of the mark is, we believe, without point and contrary to the facts. In the first place, marks are to be considered in their entirety. There are a multitude of decisions supporting this rule, among them being Hygienic Products Co. v. Huntington Laboratories, Inc., 60 USPQ 205; Franco-Italian Packing Corp. v. Van Camp sea Food Co., Inc. 61 USPQ 369; and Coca-Cola Co. v. Snow Crest Beverages, Inc., 73 USPQ 518.

That the adjective "Black" of the registered mark cannot be disregarded is, we believe, demonstrated by reversing the position of "Wonder" and "Black", the mark then reading "Wonder Black". That would entirely destroy the registered mark and would convey no such concept as "Black Wonder".

Unless they convey an idea or thought, trade-marks are meaningless and "Wonder Black" conveys an entirely different thought from "Black Wonder" - that is, if "Wonder Black"

conveys any thought other than that of a wonderful black.

The applicant's "Wonderod" mark is an inventive word. It is not a misspelling of wonder rod. It is true that the applicant's mark is pronounced as two words but that is true of many single words, for example railroad, household, and the like. "Wonderod" has no similarity in sound to "Black Wonder" when pronounced and there is no similarity in appearance. As a matter of fact, the applicant's mark has been extensively used for more than ten years and apparently no one other than the Examiner has ever thought there was any similarity to the "Black Wonder" mark.

If the Examiner desires to have an affidavit showing somewhat the extent of use of the applicant's mark and the character of the use and the fact ther there has been no thought of confusion in the minds of anyone other than the Examiner, such an affidavit will be furnished.

Therefore, it is believed that the applicant's mark should receive favorable consideration.

Respectfully submitted, SHAKESPEARE COMPANY

Attorney-in-Fact

-4-

February 26, 1949

Paper No. 3

ADDRESS ONLY
THE COMMISSIONER OF PATENTS
TRADE-MARK OPERATIONS
WASHINGTON 25. D. C.

DEPARTMENT OM TO WASHINGTON

T OFFICE

All communications respecting this application should give the serial number, date of filing, and name of the applicant.

Please find below a communication from the EXAMENER in charge of this application.

MAR 4 1948

Commissioner of Patents.

Otis A. Earl 344 South Park Street Kalamazoo, Michigan

GRO 18-52895-1

Division: TM 7, Room 6829
Applicant: Shakespeare Company

Serial No. 502,013 Filed July 29, 1946 For Trade-Mark

Responsive to communication filed October 14, 1947.

The disclaimer of the word "Rod" should be cancelled.

Because of a change in Office Policy, disclaimers of part of
a mark presented in a single word are no longer required.

Applicant's argument has been duly noted and seriously considered. However, it is the Examiner's position that the reference cited is a valid bar to the registration of applicant's mark.

In the cited mark, the word "Black" is descriptive and as such cannot be considered the dominant part of the mark. The dominant word in the cited mark is "Wonder". Applicant's mark "Wondered" though spelled as one word, may be pronounced as two words "Wonder Rod". Thus applicant's mark is merely an appropriation of the word "wonder" and the generic name of the goods "rod". It is still believed that concurrent use of the marks upon goods of the same descriptive properties is likely to result in confusion.

Registration is again refused on the reference of record.

Examiner Ten

(WONDEROD)

WALD: Cs

A proper response to this Office action must be received within 12 months from the date of this action in order to avoid the question of abandonment.

OCT 14 1947
TRADE MARKS PATENT OFFICE

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OCT 1 6 1947

UNITED STATES PATENT OFFICE

001	1 6 1347			
II C DAT	In the matter of application	of Shakespeare Co	mpany	
Ų 3. PAI	ENT OFFICE Trad	e-Mark		·····
	Filed May 13, 1946	Serial No.	502,013	
	Division No.	Room 1	No.	
	Date of last office letter	April 17, 1947 /		
	COMMISSIONER OF PAT	ENTS.		
	W ash	ington, D. C.		

Dear Sir:

It is desired to amend the above application as follows:

Line 16 of the Petition and Statement, after the period, insert

-- The word "rod" is disclaimed apart from the association shown. ---

REMARKS

While the applicant has disclaimed the word "rod" apart from the association shown, "rod" is an important part of the applicant's Mark. That is, the Mark is not "Wonder", but it is "Wonderod".

Registration has been refused on the Horton Company's registration of "Black Wonder" as applied to fishing lines. It is respectfully urged that "Black" is the dominating part of "Black Wonder" whether it is viewed or spoken. In the applicant's Mark, "Wonderod", there is no such emphasis.

The applicant's Mark is a one word Mark. It is not "Wonder-Rod". There is only one "r" which furthers its distinctiveness. There would be no chance of confusion between "Wonderod" and "Black Wonder", although both are used on items of fishing tackle.

It is respectfully urged that the Mark should be registered.

Respectfully submitted,
SHAKESPEARE COMPANY

Attorney-in-fact

October 13, 1947

4-

TRADE MARK DIVISION

ADDRESS ONLY

COMMERCE DEPARTMENT UNITED STATES PATENT OFFICE WASHINGTON

ALL COMMUNICATIONS RESPECTING THIS APPLICATION SHOULD GIVE THE SERIAL NUMBER, DATE OF FILING, AND NAME OF THE APPLICANT.

PAPER NO. 1

Please find below a communication from the EXAMINER ST/hm in charge of this application

asper W. Coms
Commissioner of Patents

Applicant:

Shakespeare Company

Otis A. Earl 344 South Park Street, Kalamazoo, Michigan.

Ser. No. Filed

502,013 May 13, 1946 MALE Trade-Mark

For

APR 17 1947

The word -Rod- in applicant's mark is merely descriptive, Suitable disclaimer is required.

Registration is refused however, in view of 298,096

e Horton Manufacturing Company, Registered October 11, 1932.

Head of Trade-Mark Operations

USCOMM-DC 26239-P61

ASSIGNMENTS

No previous assignments of record as of WAY 271969

FEG. NO. 443, 5-9/ SER. NO.

See Title Record for ownership information prior to this record

_1		184 623	Dec.	6, 1949	443,391
Serial No.	Filing Date	Reel Frame	Registra	ation Date	Reg. No.
Date	Sept. 24, 1969		Date Recorded	HOV, Z4,	71.03
Registrant	Shakespeare Company				
Assignor	Shakespeare Company		corp.		
	Shakespeare Corpore	-1370-			
Assignee	SHOWN PROTE CASTORS	LLUIS & M	art corbs		
	Shakespeare Company	•			
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	of name of the surv				1968.

APPLICATION No. 502013

REGISTERED

DEC 6 1949 B

CLASS 22, GAMES, TOYS,
-AND SPORTING GOODS

443591

C

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WONDEROD

PUBLISHED UNDER SEC. 12(C) IN O. G.

JAN 6 1970

U. S. PATENT OFFICE

PUBLISHED IN O. G.

AUG 2 1949

U. S. PATENT OFFICE

PROPRIETOR.

Shakespeare Company

The Compan

ATTORNEY.

21129

DRAFTSMAN

JUL 15 '46

ILS, PATENT DEFICE

PHOTOGRAPHS

JUL 12 1946

FOR EXAMINER

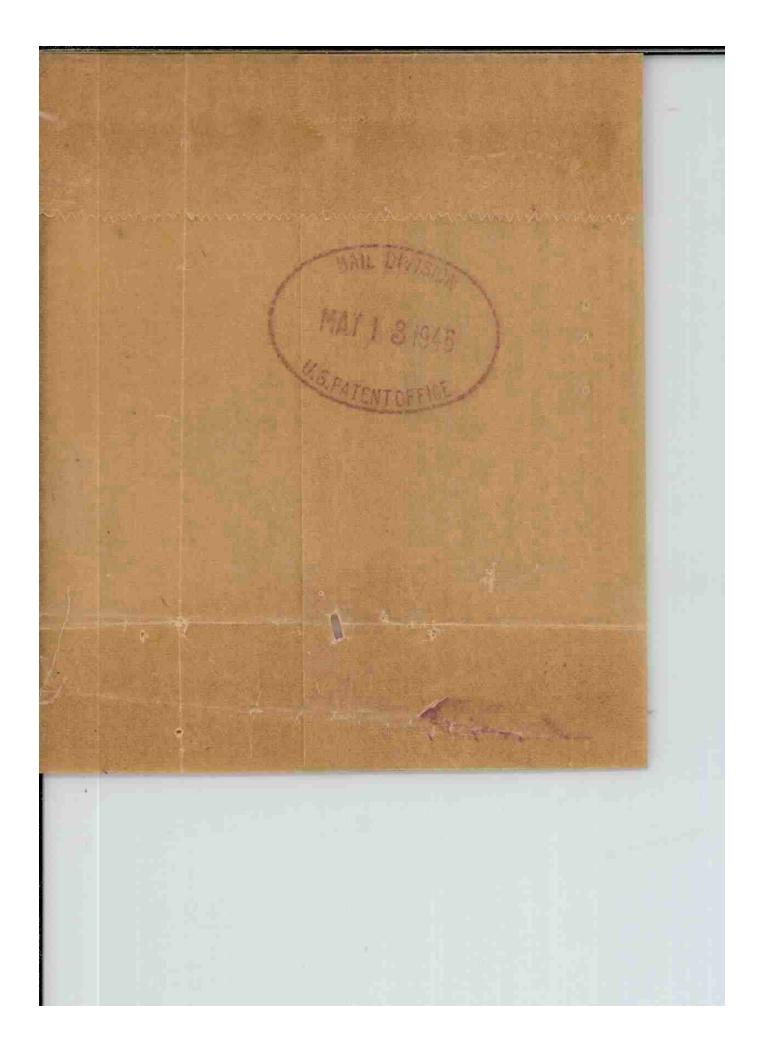
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THIRD RENEWAL

١	REG. NO.	MARK	SER. NO.	
v	4435910	WONDEROD	Dat. No.	
	Registered (date)	Type of Mark	Examiner	
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	22 JULY 8, 1969	Serial No.	PRINCIPAL REGISTER	
	Applicant and Post Office		Amended	
	SHAKESPEARE COMPANY, KALAMAZOO, MICH. Shakespeare) Company Del. Company Pub. by Registrant O Assignee of		ApplicationVerification	
1	Pub. by Registrant	Kalamiseo, mich	Parts Filed Specimens	
		☐ Assignee of ☐ By change of name from	A Free JOD	
	Mark O	Pl. 280	SUPERVISORY EXAMINER	ž
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1	Renner, Kenner, Grei Taylor Attn: Jack L. Renne		EXAMINER	
1	Repre 1610 First National Akron, OH 44308-145	Tower		
	ARTON, ON 11500 1150			
	Attorney		Passed for Publication Passed for Registration	
	HAMMETON, GOOK, RENNER & KENNER Associate Attorney			
Ì				
	Other Data # 300. Sept. 11, 1989		A Sec. 8 F M. E. BOWMS	
			I Sec. 15	
-	Claims Ownership of Paristration		A V Sec. 12c I Brown hay &	
	Claims Ownership of Registration		TOWN	
1	Goods—Services		Passed for Renewal 6, 1969 eurs	
1	JOVFISHING RODS		Renewed From NEC. 6, 1989	
			Examined for ren: J. a. Joh	
-	First Use	Int. Cl 28/	PUBLISHED UNDER SEC. 12(C) IN O. G.	
			JAN 6 1970	
	In Commerce		U. S. PATENT OFFICE	
			Constitution of the Consti	

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CONTENTS:

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TRADE MARKS
CLASS 22, GAMES, TOYS,
AND SPORTING GOODS

WONDER	RODIONDENEWAL			
2 466/22	443591			
TM. SERIAL No. (Series of 1905)	DE-MARK No.			
502013 CLASS 22, GAMES, AND SPORTING GOO	TOYS, REGISTEREDEC 61949			
10.22	DOS"			
Name SHAKESPEARE COMPANY				
Statespesse Company Rel Corp				
of KALAMAZOO,	folomo po Nice			
State of MICHIGAN	CE FEB. 20, 1300			
For FISHING RODS	Urit			
E15 1/247				
E Petition E 3/-280,				
Declaration Statement Specimens ,	Application filed complete			
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Tee Days	- 100 0 1000			
Examined and passed for publication less lack	JUL 6 - 1949 NOV 7 1949			
Examined for registration.	NOV 8 1949			
Notice of allowance	By Commissioner.			
Application for renewal filed				
Representative				
Attorney 0118 A. CARL, THE SOUTH PARK STREET, K	ALAMAZOO METETEGAN			
aty. Hamilton, Cook Kenner &	1 Days			
Associate Attorney 1616 First Mationa	4308			
Trade mark: The word "ROD" is disclo	simed apart from			
the association slown				
of the state of				
Merchandise Fishing Add 66				
A 1 (15)	PUBLISHED IN O. G.			
Claims use since UM 1 1 28	AUG 2 1949			
	U. S. PATENT CFFICE			
	U. S. INILITI GITTOL			

eTeas Change of Correspondence 71502013

<SERIAL NUMBER> 71502013 <MARK> WONDEROD

<LAW OFFICE ASSIGNED>

<CONTACT TYPE> Correspondent

1050 GHENT ROAD AKRON, OH 44333

US

<NEW ADDRESS>

<CORRESPONDENT> Darren J. Jones

<ORGANIZATION> K2 Inc.

<STREET ADDRESS> 19215 Vashon Highway SW

 <CTIY>
 Vashon

 <STATE>
 WA

 <POSTAL CODE>
 98070

 <PHONE>
 206-463-8

<PHONE> 206-463-8268 <FAX> 206-463-8880

<EMAIL> trademarks@k2sports.com

<EMAIL AUTHORIZED>

<SUBMIT DATE> Jul 17, 2002

<BOILERPLATE>

<EMAIL> The USPTO is authorized to communicate with the applicant at the

listed email address.

<SIGNATURE>

<SIGNATURE-NAME> /Lisa Miller/ <SIGNATORY-DATE> 20020717 <SIGNATORY-NAME> Lisa Miller <SIGNATORY-POSITION> Paralegal

10-18-1999

HE UNITED STATES PATENT AND TRADEMARK OFFICE

Mark: WONDEROD

Registration No.: 443,591

International Class: 28

To the Assistant Commissioner for Trademarks

Name: Shakespeare Company

Address: 3801 Westmore Drive, Columbia, South Carolina 29223

State of Incorporation: Delaware

The above-identified Registrant requests that Registration No. 443,591, issued December 6, 1949, be renewed in accordance with the provisions of Section 9 of the Act of July 5, 1946.

The mark shown in said registration is still in use in interstate commerce on the following goods recited in the registration: fishing rods.

The renewal fee and specimen of the mark as presently used are presented herewith.

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 properly authorized to execute this application on behalf of the registrant; and that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

10/21/1999 TEVANS 00000146 443591

01 FC:365

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5HF.T.US0010

POWER OF ATTORNEY

Applicant hereby consents and appoints **Sylvia A. Petrosky** as the principal attorney of record but in whose absence one or more of the following attorneys should be contacted and, to whom a power of attorney is also hereby granted: Phillip L. Kenner (Reg. No. 22,353); Edward G. Grieve (Reg. No. 24,726); Donald J. Bobak (Reg. No. 27,182); Reese Taylor (Reg. No. 22,325); Ray L. Weber (Reg. No. 26,519); Joseph G. Curatolo (Reg. No. 28,837); Rodney L. Skoglund (Reg. No. 36,010); Andrew B. Morton (Reg. No. 37,400); and Arthur M. Reginelli (Reg. No. 40,139); all members of the Bar of the State of Ohio, as its duly authorized agents and attorneys in the matter of the above-identified application, to prosecute this application, to transact all business in the Patent and Trademark Office and in the United States courts in connection with the application, to sign their name to all papers which may hereinafter be filed in connection therewith, and to receive all communications relating to the same. Sylvia Petrosky's mailing address and phone number is: 1050 Ghent Road, Akron, Ohio 44333 (Telephone: 330/668-3940).

By:

Scott M. Hogsett

Vice President

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mark:

WONDEROD

Registration No.:

443,591

International Class:

28

CERTIFICATE OF MAILING

I hereby certify that the following RENEWAL APPLICATION submitted herewith was deposited with the United States Postal Service as first class mail in an envelope addressed to: BOX POST REG FEE, Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 on October 14, 1999.

Sulvia A. Patrosky

Sylvia A. Petrosky 1050 Ghent Road Akron, Ohio 44333 (330) 668-3940

Attorney for Registrant

Shakespeare

SINCE 1897

Shakespeare

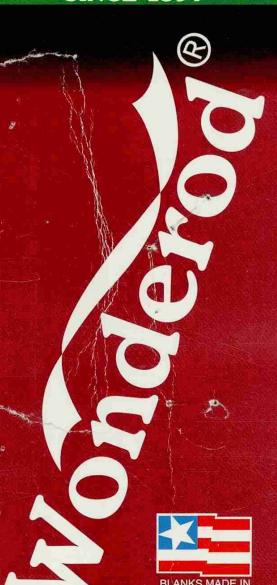
SINCE 1897

Wonderod

- 100% Fiberglass Blank
- Legendary Double-Built Construction
- Durable EVA Foam Grips
- Blank-Through-Handle Design For Added Strength and Sensitivity
- Graphite Reel Seats with Stainless Steel Hoods



2019-0689-00



U.S.A.

Shakespeare

One Year Limited Warranty

For one year from the date of purchase, the Shakespeare Company will repair or replace and return the covered items found to be defective in material or workmanship at no. charge. Shakespeare will have no other obligation and will not be liable for incidental or consequential damages. Shakespeare makes no implied warranty of MERCHANT-ABILITY OR FITNESS for any period beyond the one-year duration of this limited warranty. This warranty does not cover damage by addition to or alteration of the product, accident, abuse or normal expected wear. Damage that is determined to be of this nature will be repaired at the consumer's expense. This warranty does not extend to products which are put to commercial or rental use.

Some state laws do not allow exclusion of incidental or consequential damages or limitation of the duration of implied warranties,

so the above exclusion and limitation might not apply to you. This warranty gives you specific legal rights, and you may have other rights which vary from state to state.

To obtain service under this warranty, U.S. residents should return the rod or reel, freight postpaid, with proof of date of purchase, plus \$5.00 shipping and handling to:

Shakespeare Service Center 3801 Westmore Drive Columbia, SC 29223.

Do not send cash or checks to cover the cost of repair for merchandise on which a limited warranty has expired. Shakespeare will return the repaired item C.O.D. for the amount due, including handling and return shipping charges. If you prefer to pay in advance and save C.O.D. fees, request an estimate of charges when returning merchandise.

Int. Cl.: 28 Prior U.S. Cl.: 22

Reg. No. 443,591

United States Patent and Trademark Office

Registered Dec. 6, 1949

10 Year Renewal

Renewal Term Begins Dec. 6, 1999

TRADEMARK PRINCIPAL REGISTER

WONDEROD

SHAKESPEARE COMPANY (DELA-WARE CORPORATION)
380I WESTMORE DRIVE
COLUMBIA, SC 29223, BY MERGER
WITH AND CHANGE OF NAME
FROM SHAKESPEARE COMPANY
(MICHIGAN CORPORATION) KALA-MAZOO, MI

FOR: FISHING RODS, IN CLASS 22 (INT. CL. 28).
FIRST USE 8-1-1938; IN COMMERCE 8-1-1938.

SER. NO. 71-502,013, FILED 5-13-1946.

In testimony whereof I have hereunto set my hand and caused the seal of The Patent and Trademark Office to be affixed on Mar. 7, 2000.

COMMISSIONER OF PATENTS AND TRADEMARKS

Int. Cl.: 28

Prior U.S. Cl.: 22

United States Patent and Trademark Office

Reg. No. 443,591 Registered Dec. 6, 1949 Renewal Approved Nov. 22, 1989

10 Year Renewal

TRADEMARK PRINCIPAL REGISTER

WONDEROD

SHAKESPEARE COMPANY (DELA-WARE CORPORATION) 3801 WESTMORE DRIVE COLUMBIA, SC 29204, BY MERGER WITH AND CHANGE OF NAME FROM SHAKESPEARE COMPANY (MICHIGAN CORPORATION) KALA-MAZOO, MI

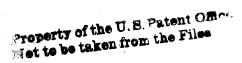
FOR: FISHING RODS, IN CLASS 22 (INT. CL. 28).

FIRST USE 8-1-1938; IN COMMERCE 8-1-1938.

SER. NO. 71-502,013, FILED 5-13-1946.

In testimony whereof I have hereunto set my hand and caused the seal of The Patent and Trademark Office to be affixed on Jan. 2, 1990.

COMMISSIONER OF PATENTS AND TRADEMARKS



STATES PATENT UNITED

Shakespeare Company, Kalamazoo, Mich.

Act of February 20, 1905

Application May 13, 1946, Serial No. 502,013

WONDEROD

STATEMENT

Shakespeare Company, a corporation duly organized under the laws of the State of Michigan, and located at Kalamazoo, Michigan, and doing business at 241 East Kalamazoo Avenue, Kalamazoo, Michigan, has adopted and used the trade-mark shown in the accompanying drawing, for FISHING RODS, in Class 22, Games, toys, and sporting goods, and presents herewith five specimens showing the trade-mark as actually used by applicant upon the goods, and requests

that the same be registered in the United States that the same be registered in the United States
Patent Office in accordance with the act of
February 20, 1905, as amended. The trade-mark
has been continuously used and applied to said
goods in applicant's business since August 1, 1938.
The trade-mark is applied or affixed to the rods
by means of labels applied to the rods
SHAKESPEARE COMPANY,
By WILLIAM J. HARRISON,
President.

President.

UNITED STATES PATENT OFFICE

Shakespeare Company, Kalamazoo, Mich.

Act of February 20, 1905

Application May 13, 1946, Serial No. 502,013

WONDEROD

STATEMENT

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that the same be registered in the United States Patent Office in accordance with the act of February 20, 1905, as amended. The trade-mark has been continuously used and applied to said goods in applicant's business since August 1, 1938. The trade-mark is applied or affixed to the rods by means of labels applied to the rods.

SHAKESPEARE COMPANY,

SHAKESPEARE COMPANY,
By WILLIAM J. HARRISON,
President.

Int. Cl.: 28

Prior U.S. Cl.: 22

United States Patent and Trademark Office 10 Year Renewal

Reg. No. 443,591 Registered Dec. 6, 1949

Renewal Approved Nov. 22, 1989

TRADEMARK

TRADEMARK PRINCIPAL REGISTER

WONDEROD

SHAKESPEARE COMPANY (DELA-WARE CORPORATION)
3801 WESTMORE DRIVE
COLUMBIA, SC 29204, BY MERGER
WITH AND CHANGE OF NAME
FROM SHAKESPEARE COMPANY
(MICHIGAN CORPORATION) KALAMAZOO, MI

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COMMISSIONER OF PATENTS AND TRADEMARKS