

FORM NO. 100 (5-6-65) FILING RECEIPT U. S. Dept. of Commerce Patent Office Receipt is ac- knowledged of the application and filing fee for the regis- tration of the TRADEMARK identified at right. Commissioner of Patents (Over)	19	JUL 26, 1972	430 870
	CLASS	FILING DATE	SERIAL NO. (SERIES OF 1900)
	MAREMONT CORPORATION, CHICAGO, ILL. CORP. 168 N. MICHIGAN AVE. CHICAGO, ILL. 60601		
	APPLICANT MARK BRAKE-IN-A-BOX CUSHMAN, DARBY & CUSHMAN 1801 K ST., N.W. WASHINGTON, D.C. 20006		

OF COUNSEL
 C. WILLARD HAYES
 P. J. FEDERICO
 ARLON V. CUSHMAN (1922-1980)
 JOHN J. DARBY (1920-1980)
 WILLIAM M. CUSHMAN (1928-1984)
 CABLE
 MYCUSHRA FAX WASHINGTON
 TELEX-24453
 TELEX SYMBOL
 CUMAN

PLAINTIFF'S EXHIBIT
 MAR-541

Miss Sandra L. Parker
 Maremont Corporation
 168 North Michigan Avenue
 Chicago, Illinois 60601

Subject: Trademark BRAKE-IN-A-BOX
 Serial No. 430,870
 Dkt. 76

Dear Sandy:

We enclose herewith the Official receipt of filing of the above entitled application, together with two copies of the papers as filed. We shall advise you as soon as any Official action is received.

If you are using, or plan to use, the mark in foreign countries, we suggest that you advise us accordingly, so that we may give you information with respect to the importance of obtaining registration in such countries, and the procedure involved.

Until the registration of this mark is actually issued by the United States Patent Office, the statutory notice of registration, such as "Reg. U. S. Pat. Off.", or the letter R enclosed within a circle, thus ®, should not be used. We will advise when use of such notice is permitted.

Yours very truly,
 CUSHMAN, DARBY & CUSHMAN

By *Ray Lippitt*

RFL:L
 Enc.

cc: Jon Kubiak, Esq.

APPLICATION FOR TRADEMARK REGISTRATION

Maremont Corporation

Filed July 26, 1972

Serial No. 430,870

BRAKE-IN-A-BOX

Dkt. 76

MAR

003705

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 to be likely, when applied to the goods of such other person, to cause confusion, or to cause mistake, or to deceive; and the facts set forth in this application are true.

POWER OF ATTORNEY

Applicant hereby appoints Cushman, Darby & Cushman, 1801 K Street, Northwest, Washington, D.C., 20006, said firm being registered with the United States Patent Office, Registration No. 7196, and all of its members having been admitted to the Bar of the District of Columbia, to prosecute this application to register, to transact all business in the Patent Office in connection therewith, and to receive the certificate of registration.

MAREMONT CORPORATION

By: /s/ Richard B. Black
Richard B. Black
Executive Vice President

Subscribed and sworn to before me, a Notary Public,
this 20th day of July, 1972.

/s/ Sandra L. Parker
Notary Public

SEAL

MAR

003707

APPLICANT: Maremont Corporation

ADDRESS: 168 North Michigan Avenue
Chicago, Illinois 60601

FIRST USE: January 25, 1972; IN COMMERCE: January 25, 1972.

GOODS: Brake Parts

BRAKE-IN-A-BOX

MAR

003708

JOHN W. MALLEY
PAUL M. KOKULIS
ALLEN KIRKPATRICK
DAVID E. VARNER
LLOYD J. STREET
GEORGE T. MOBILE
JAMES L. ODOLEY
ALVIN CUTTAG
RAYMOND F. LIPPI
G. LLOYD KNIGHT
CARL G. LOVE
LAWRENCE A. NYHO
ARIN T. DAVIS
EDGAR H. MARTIN
WILLIAM R. WEST, JR.
KEVIN E. JOYCE
EDWARD M. PRINCE
DONALD B. DEEVER
DAVID W. BRINKMAN
GEORGE M. SIRILLA
FRED S. WHISENHUNT, JR.
ROBERT B. MURRAY
WILLIAM T. BULLINGER
DONALD J. BIRD
LARRY S. NIXON
JAMES R. LONGACRE
ARTHUR R. CRAWFORD
W. WARREN TALTAVAL

CUSHMAN, DARBY & CUSHMAN
ATTORNEYS AT LAW
EIGHTH FLOOR, 1801 K STREET, N. W.
WASHINGTON, D. C. 20006
(202) 833-3000

OF COUNSEL
C. WILLARD HAYES
P. J. FEDERICO

ARLON V. CUSHMAN (1882-1960)
JOHN J. DARBY (1820-1880)
WILLIAM M. CUSHMAN (1825-1884)

CABLE
MYCUSHRA FAX WASHINGTON

TELEX-24453
TELEX SYMBOL
CUMAN

July 26, 1972

AIR MAIL

Miss Sandra L. Parker
MAREMONT CORPORATION
Law Department
168 North Michigan Avenue
Chicago, Illinois 60601

Subject: Trademark BRAKE-IN-A-BOX
Docket 76

Dear Sandy:

This is to acknowledge receipt of your letter of
July 21, 1972 enclosing executed trademark application
relating to the above.

We have filed the application in the Patent Office
today and will keep you fully informed of all future develop-
ments.

Very truly yours,

CUSHMAN, DARBY & CUSHMAN

RFL:alg
cc: Jon Kubiak, Esq.

By



MAR

003709

July 21, 1972

Raymond F. Lippitt, Esquire
Cushman, Darby & Cushman
1801 K Street, N.W.
Washington, D.C. 20006

RE: Trademark BRAKE-IN-A-BOX

Dear Ray:

Enclosed is the application for trademark of
the captioned mark executed by Richard B. Black, Executive
Vice President of Maremont Corporation.

Please keep me advised of the progress of this
application.

Sincerely yours,

MAREMONT CORPORATION

Sandra L. Parker
Law Department

/sp
Enclosure

MAR

003710

R. B. Black

July 19, 1972

S. L. Parker

Trademark BRAKE-~~IN~~-A-BOX

Attached is an application for trademark BRAKE-IN-A-BOX for use on brake parts. Please sign as Executive Vice President of Maremont Corporation and return at your earliest convenience.

Thank you.

/sp
Enclosure

MAR

003711

JOHN W. HALLEY
PAUL N. KOKULIS
ALLEN KIRKPATRICK
DAVID C. VARNER
LLOYD J. STREET
GEORGE T. MORILLE
JAMES L. DOOLEY
ALVIN GUTTAG
RAYMOND F. LIPPITT
G. LLOYD KNIGHT
CARL G. LOVE
LAWRENCE A. HYMO
AKIN T. DAVIS
EDGAR H. MARTIN
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ARTHUR R. CRAWFORD
DENNIS J. HARNISH
LARRY S. NIXON
JAMES R. LONGACRE
W. WARREN TALAVULL

CUSHMAN, DARBY & CUSHMAN
ATTORNEYS AT LAW
EIGHTH FLOOR, 1801 K STREET, N. W.
WASHINGTON, D. C. 20006

(202) 833-3000

June
Twenty-nine
1972

OF COUNSEL
C. WILLARD HATES
P. J. FEDERICO

ARLON V. CUSHMAN (1882-1950)
JOHN J. DARBY (1820-1950)
WILLIAM M. CUSHMAN (1825-1884)

CABLE
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AIR MAIL

Miss Sandra L. Parker
MAREMONT CORPORATION
Law Department
168 North Michigan Avenue
Chicago, Illinois 60601

Subject: Trademark BRAKE-IN-A-BOX
Docket 76

Dear Sandy:

Enclosed please find an application for registration of the above trademark, prepared for execution by Mr. Black.

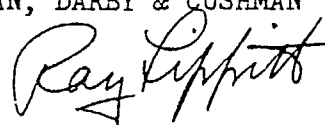
We have designated the goods to be "brake parts". However, there is some possibility that the Trademark Office will require us to specify the particular brake parts on which the mark is applied. In contemplation of such a requirement, would you please list each and every brake part which is included in the box to which the mark is applied, so that we can have this information in our file when it is needed? For the present, we feel it would be preferable to file the application with the broader designation of goods.

As soon as the executed application is received, we will file the same in the Patent Office.

Yours very truly,

CUSHMAN, DARBY & CUSHMAN

By:



cc Jon Kubiak, Esq.
RFL/fs

MAR

003712

JOHN W. MALLEY
PAUL N. KOKULIS
ALLEN KIRKPATRICK
DAVID E. WARNER
LLOYD J. STREET
GEORGE T. MOBILE
JAMES L. DOOLEY
ALVIN GUTTAG
RAYMOND F. LIPPITT
G. LLOYD KNIGHT
CARL G. LOVE
LAWRENCE A. HYMO
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EDGAR M. MARTIN
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GEORGE M. SIRILLA
FRED S. WHISENHUNT, JR.
RALPH E. HARPER
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DONALD J. BIRD
ARTHUR R. CRAWFORD
DENNIS J. HARNISH
LARRY S. NIXON
JAMES R. LONGACRE
W. WARREN TALTAVAL

CUSHMAN, DARBY & CUSHMAN
ATTORNEYS AT LAW
EIGHTH FLOOR, 1801 K STREET, N. W.
WASHINGTON, D. C. 20006

(202) 633-3000

June 20, 1972

OF COUNSEL
C. WILLARD HAYES
P. J. FEDERICO

ARLON V. CUSHMAN (1892-1960)
JOHN J. DARBY (1920-1980)
WILLIAM M. CUSHMAN (1928-1964)

CABLE
MYCUSHRA FAX WASHINGTON

TELEX-24453
TELEX SYMBOL
CUMAN

Miss Sandy L. Parker
Law Department
MAREMONT CORPORATION
168 North Michigan Avenue
Chicago, Illinois 60601

Subject: Trademark BRAKE-IN-A-BOX

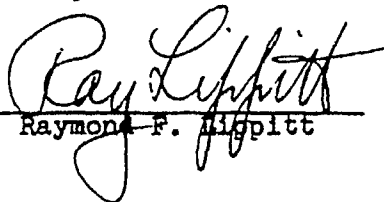
Dear Sandy:

This is to acknowledge receipt of your letter of June 15, 1972 enclosing six specimens relating to the above mark and a copy of the memorandum of shipment showing first use in interstate commerce of January 25, 1972.

Accordingly, we are proceeding with the preparation of an appropriate application for trademark registration and we will forward the same to you for execution as soon as completed.

Very truly yours,

CUSHMAN, DARBY & CUSHMAN

By 
Raymond F. Lippitt

RFL:emg

MAR

003713

June 15, 1972

Raymond F. Lippitt, Esquire
Cushman, Darby & Cushman
1801 K Street, N.W.
Washington, D.C. 20006

RE: Trademark BRAKE-IN-A-BOX

Dear Ray Lippitt:

Enclosed are six specimens of the captioned mark, together with a copy of a memorandum of shipping showing first use in interstate commerce of January 25, 1972.

The specimens are not drawings of a carton end. Believe it or not, the enclosed in its entirety appears on each carton.

Sincerely yours,

Sandra L. Parker
Law Department

/sp
Enclosures

MAR

003714

M. H. Lundquist

May 6, 1972

S. L. Parker

Trademark BRAKE-IN-A-BOX

In order to prepare an application for registration of the above mark it is necessary that we have the freight bill from Nashville (your memo to R. M. Collazo of 3/8/72) and six specimens of the mark.

Immediately upon receipt of the above material from you I will instruct our Washington attorneys to prepare the necessary documentation.

/slp

MAR

003715

