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ALAN SWABEY & CO. RECEIVED
PATENT ATTORNEYS

ALAN SWABEY
EDWARD MORRICE
A. McFURK,
A. B. GRASSIE, Office Mgr.

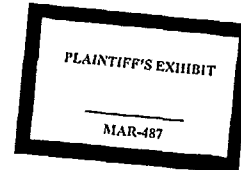
1456 DRUMMOND STREET
MONTREAL 25 FEB 4 1957
CANADA

PATENTS, TRADE MARKS, DESIGNS
MONTREAL HARBOUR 8255
CABLE "SWAPAT"

OUR FILE 791-328/329 MAF
YOUR REF.

CUSHMAN, DARBY & CUSHMAN
February 1, 1957.

Max C. Louis, Esq.,
Messrs. Cushman, Darby & Cushman,
American Security Building,
Washington 5, D.C.,
U. S. A.



Canadian Trade Mark Applications
Maremont Automotive Products, Inc.
S.N. 232,388 "GRIZZLY SILVERTIP"
S.N. 232,389 "GRIZZLY SYNCRO-SET"

Dear Max:

Thanks for your letter of January 28, 1957.

I am glad you wrote us because we were under the impression that it was your move on the basis of our letter of November 26, 1956.

We called you on the telephone to discuss the matter, but seeing you were out of town, we report as follows:

The citation of "GRIZZLY SYNCRO-SET" standing in the name of Grizzly Manufacturing Company will have to be brought into the name of Maremont or cancelled from the Register.

The mark can only be brought into the name of Maremont by either

- (a) An Assignment from Grizzly Manufacturing Company which, you have advised us, is not possible because there is no one available who could execute an Assignment and the company no longer exists, or
- (b) By showing, before the Registrar, by documents adequate to prove that Pratt Industries, Inc. actually took over Grizzly. Then, Pratt will have to assign to Maremont.

In other words, the Registrar will not record the same mark in the name of two different registrants, whether related or not.

MAR 007159

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Max C. Louis, Esq.

(c) Alternatively, we can file a request under section 44 to have the early registration expunged, on the grounds that it is no longer being used. Then, when no reply to the notice is received, the Registrar will expunge the registration. The disadvantage of this procedure is that it takes time, probably six to eight months.

We would suggest that, if you have documents adequate to prove that Pratt took over Grizzly, you should ship us certified copies so we can have them recorded to show Pratt's ownership. Then, an Assignment can be made from Pratt to Maremont. We should explain that the United States Assignment of the mark is not considered by the Registrar to be sufficient evidence of Canadian ownership.

You ask us if the applications should be filed in the name of Pratt who are the owners of record in the United States. This would depend to a large extent on who is actually using the trade marks in Canada. If Pratt is using the trade marks here, then we recommend that the applications should be in Pratt's name. If Maremont is using the trade marks here, then they could hold the registrations. If both are using the marks, then we would think that the registrations should stand in the name of the principal, Maremont, and Pratt, the subsidiary, by appointed as registered user.

We trust that the above will give you a basis on which to proceed, but if there is anything further you would like us to do for you, please do not hesitate to get in touch with us again.

Yours very truly,

ALAN SWABEY & CO.

Enc.

MAR 007160

Bulletin No. 410 BSheet 10 of 11

DIMENSIONAL SPECIFICATIONS
Woven Clutch Facing

Clutch No. <u>298-</u>	Application F.M.S.I. <u>Clutch No.</u>	DIMENSION (inches) <u>O.D. x I.D. x Thickness</u>	Nominal <u>Finish Wgt.-Grams</u>	
257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272	 8020 9011	 8.500x5.375x.137 10.375x6.50x.135	 168 250	
277 278 279 280 281 282 283 284 285 286 287 288	 1388 10000 10000A 1367 1325C 1335	 13.000x7.313x.181 10.375x6.50x.135 10.375x6.50x.137 13.750x7.375x.175 13.750x7.250x.187 13.875x8.000x.187	 592 250 253 667 722 680	
Date	E.C.O. No.	Line	Description of Change	APP.
6-23-72 7-12-72 8-31-72 3-23-74	60-5359 60-5367 60-5472 60-5563	 280	RELEASED Revised and Rewritten Revised and Rewritten Added MAR 007051	FCS FCS FCS FCS

BUFILE NO. 4102

Sheet 11 of 11

DIMENSIONAL SPECIFICATIONS
Woven Clutch Facing

Clutch No. 298-	Application F.M.S.I. Clutch No.	DIMENSION (inches) O.D. x I.D. x Thickness	Nominal Finish Wgt.-Grams
289	1517	15.000x8.000x.187	852
290	1430A	14.875x8.000x.190	845
291	1312	13.750x7.375x.187	713
292	1367S	13.750x7.375x.156	594
293			
294			
295	1553	15.250x8.875x.187	814
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297			
298	9012B	9.500x6.000x.137	210
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