

November 2, 1971.

The name of the registrant was
changed from

NATIONAL LEAD COMPANY

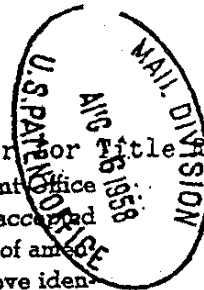
TO

N L INDUSTRIES, INC.

and said name change was recorded in the
U. S. Patent Office on November 2, 1971
on Reel 212, Frames 569 - 571 (Trademark).

P.D.² Reg. No. 563,902
~~EXPIRY~~ Trademark Dutch Boy (Des.)
~~INVENTOR~~
FILED.....

Affidavit Under Sec. 8, Order for Title Report &
Authorization of Agents of the Patent Office
affixed hereto will be accepted
RECEIVED as evidence of receipt of amended
NATIONAL LEAD CO. statutory paper in the above identified
AUG 12 1958 application.



PATENT. DEPT.

REGISTRATION NO.	ISSUED
563,902	SEPT. 9, 1952
RECEIPT IS HEREBY ACKNOWLEDGED OF THE AFFIDAVIT FILED	
BY NATIONAL LEAD COMPANY	
ON AUGUST 6, 1958	
☒	SEC. 8 - AFFIDAVIT ACCEPTED
☐	SEC. 15 - AFFIDAVIT FILED
BY DIRECTION OF THE COMMISSIONER	
AUG 25 1958	
DIRECTOR, TRADEMARK EXAMINING OPERATION	
FORM POL-138 B 7-57	CHARLES F. KAEGERHIN 111 BROADWAY NEW YORK 6, N. Y.
AFFIDAVIT ACKNOWLEDGMENT	
U.S. DEPARTMENT OF COMMERCE - PATENT OFFICE	

0007-SWP-000005356

N14252.01

BEFORE THE UNITED STATES PATENT OFFICE

AFFIDAVIT UNDER SECTION 8

MARK : DUTCH BOY (Des.)

REG. NO.: 563,902

CLASS NO.: 6

State of New York)
County of New York) ss.

JOHN J. LAMTOR, being sworn, states that
NATIONAL LEAD COMPANY owns Registration No. 563,902,
issued September 9, 1952 as evidenced by the accompanying
title report; and that the mark shown therein is still
in use as evidenced by the attached labels and photo-
graphs showing the mark as currently used.

JOHN J. LAMTOR (S)
Assistant Secretary in
NATIONAL LEAD COMPANY

State of New York)
County of New York) ss.

Subscribed and sworn to before me this 3rd
day of July, 1958.

Thomas M. Munn (S)
Notary Public

0007-SWP-000005357

N14252.02

AUTHORIZATION OF AGENTS

The undersigned hereby appoints Charles F. Kaegebehn,
Patent Office Registration No. 14161 and Robert L. Leland,
Patent Office Registration No. 17300, both of 111 Broadway,
New York 6, New York, to file this affidavit, with full
power of substitution and revocation, and to transact all
business in the Patent Office in connection therewith.

NATIONAL LEAD COMPANY

By: John F. L. CORLE (S)
Assistant Secretary

Dated: July 31, 1958

0007-SWP-000005358

N14252.03

IN THE UNITED STATES PATENT OFFICE

The Honorable

The Commissioner of Patents

Washington 25, D. C.

Sir:

ORDER FOR TITLE REPORT

Please take whatever steps are necessary to provide a title report for Patent Office use in connection with the attached affidavit under section eight of the Trademark Act of July 5, 1946, in the matter of Registration No. 563,902.

Charge the cost of same to Account No. 14-311,
Patent Department, National Lead Company.


Robert L. Fisher
Patent Department

Dated: Aug. 5, 1958

0007-SWP-000005359

N14252.04

ADDRESSES ONLY
THE COMMISSIONER OF PATENTS
TRADEMARK EXAMINING OPERATION
WASHINGTON 25, D. C.

UNIT

U. S. DEPARTMENT OF COMMERCE
PATENT OFFICE
WASHINGTON

PAPER No.

All communications respecting
this registration should give the
registration number and date
of registration.

NATIONAL LEAD COMPANY
111 BROADWAY
NEW YORK 6, NEW YORK

Att: Legal Counsel

MAILED: JULY 11, 1958

Reg. No.: 563,902

Dated: SEPTEMBER 9, 1952

Sec. 12 (c) pub.: _____

Mark:
- T.M. DES.

NOTICE

Notice is hereby given that the above-identified registration will be canceled by the Commissioner at the end of the sixth year following the date of registration or publication under section 12 (c), as the case may be, unless the owner files in the Patent Office the affidavit of use or excusable nonuse required by section 8 of the Trademark Act of 1946.

The affidavit should contain facts showing that the mark is still in use, such as, the annual sales volume under the mark, or other appropriate statements supported by specimen labels showing the mark as used, or if the mark is not actually being used, the affidavit should recite facts to show that the nonuse is excusable and not due to any intention to abandon the mark.

There also must be submitted \$1.00 for a title report for Office use.

If the affidavit has been filed, please disregard this notice.

(Office copy to be signed if affidavit is not filed within sixth year.)

CANCELED

Date:

By direction of the Commissioner.

Affidavits Section.

J. McClaren

Director, Trademark Examining Operation.

RECEIVED
NATIONAL LEAD CO.

JUL 14 1958

PATENT. DEPT.

0007-SWP-000005360

670 : 152 - 0 - 4375-48

N14252.05

Registered Sept. 9, 1952

Registration No. 563,902

PRINCIPAL REGISTER
Trade-Mark

UNITED STATES PATENT OFFICE

National Lead Company, Sayreville, N. J., and
New York, N. Y.

Act of 1946

Application September 12, 1951, Serial No. 618,711



STATEMENT

National Lead Company, a corporation duly five facsimiles showing the trade-mark as actu-

0007-SWP-000005361

N14252.06

FOL-63

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

DEPARTMENT OF COMMERCE
UNITED STATES PATENT OFFICE
WASHINGTON

All communications respecting
this application should give the
registration number and name
of the applicant.

jag

Charles F. Kaesgebehn
111 Broadway
New York 6, N. Y.

U. S. PATENT OFFICE

AUG 14 1952

MAILED

Notice of Allowance

The issuance of a CERTIFICATE OF REGISTRATION has been approved
in the matter of the following application:

APPLICANT National Lead Company

SERIAL NO. 618,711 FILED Sept 12, 1951 CLASS 6

FOR MARKT. M. Design

The Certificate of Registration will be issued and mailed to you

on **SEP 9 1952**

By direction of the Commissioner.

Examiner.

U. S. GOVERNMENT PRINTING OFFICE 16-50833-6

RECEIVED
NATIONAL LEAD CO.

AUG 15 1952

PATENT. DEPT.

0007-SWP-000005362

N14252.07

POL-47
(1-45)

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

RECEIVED
MAY 12 1952

DEPARTMENT OF COMMERCE
UNITED STATES PATENT OFFICE
WASHINGTON

PAPER No. 3

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

file

PATENT. DEPT.

Charles P. Kaegbehn
111 Broadway,
New York 6, N. Y.

U. S. PATENT OFFICE

MAY 20 1952

MAILED

NOTICE OF PUBLICATION

The application for the Registration of a Trade-Mark filed by **National Lead Company**
Cl. 6 **Ser. No. 618,711**
Filed Sep 12, 1951 **T. M. DESIGN**

has been examined and passed for publication in compliance with section 12 (a) of the Trade-Mark Act of 1946 which authorizes the registration of trade-marks.

The mark will be published in the Official Gazette of

JUN 10 1952

Any person who believes he would be damaged by the registration of this mark upon the Principal Register may, upon payment of the required fee, oppose the same by filing notice of opposition, stating the grounds therefor, in the Patent Office within 30 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 11 of the Trade-Mark Act of 1946.

If no notice of opposition is filed within the time specified by rules 20.1 and 20.2 of the Rules of Practice in Trade-Mark Cases, the Commissioner of Patents 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 25 cents each from the Superintendent of Documents, Government Printing Office.

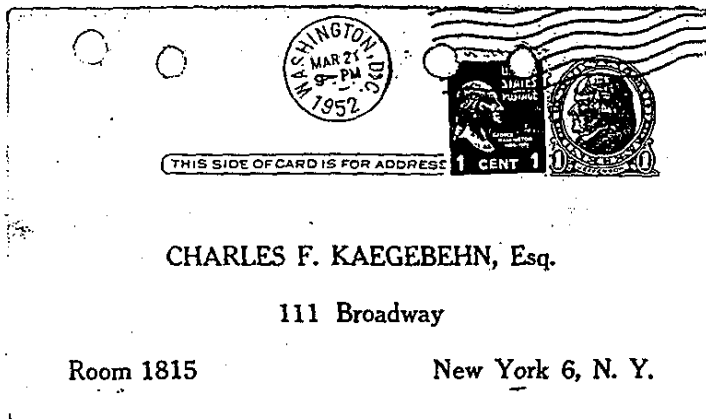
By direction of the Commissioner.

Examiner.

GPO 16-52245-1

0007-SWP-000005363

N14252.08



P. D. 2

SERIAL 61711

INVENTOR: National Lead Co.

FILED: MAR 21 1952

Amendment in Trademark Design

Stamp of the Patent Office
affixed hereto will be accepted
as evidence of receipt of amend-
atory paper in the above iden-
tified application.

MAIL DIVISION
MAR 21 1952
U.S. PATENT OFFICE

0007-SWP-000005364

IN THE UNITED STATES PATENT OFFICE

Applicant: National Lead Company

Serial No. 618,711

Filed: September 12, 1951

For: TRADEMARK DESIGN

Trademark Division 3

Room 6129

The Honorable

The Commissioner of Patents

Washington 25, D. C.

Sir:

In response to Patent Office action of March 13, 1952, kindly amend the above-identified trademark application as follows:

IN THE STATEMENT:

Line 10, after "6" insert chemicals and chemical compositions

Line 11, after "5" delete "photographs" and insert in place thereof facsimiles

In the list of registrations of which applicant claims ownership strike out numbers 120,770, 383,644, 390,280 and 392,128.

IN THE DECLARATION:

Line 9, after "the" delete "photographs" and in place thereof insert facsimiles

0007-SWP-000005365

N14252.09

REMARKS

Patent Office action of March 13, 1932, has been carefully considered.

Applicant has herein directed amendment of the application according to Examiner's suggestions.

Inasmuch as a search of the Office records shows no other mark which would be confusingly similar to the mark of the instant application it is respectfully urged that this case is now in condition for allowance and publication.

Such action is respectfully requested.

Agent for Applicant

POL-28

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

DEPARTMENT OF COMMERCE
UNITED STATES PATENT OFFICE
WASHINGTON

PAPER No. 1

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 EXAMINER in
charge of this application.

MAR 13 1952

F. M. DIV. I

CHARLES F. KASCHBEIN
111 BROADWAY
NEW YORK, 6, NEW YORK

John A. Marzall

Commissioner of Patents.

Applicant: NATIONAL LEAD COMPANY

Serial No. 618,711
Filed SEP 15, 1951
For TRADE MARK

RECEIVED
NATIONAL LEAD CO.

MAR 14 1952

P. M. DIV. I.

PATENT DEPT.

The title for claim 8 is as follows: "Chemicals and
Chemical Compositions" in accordance with the Official
Gazette of November 15, 1949, Volume 628, page 605. An
amendment is required.

The word "photographs" in line eleven of the
Statement should be cancelled and the word "facsimiles"
substituted therefor to agree with the ones on file.

The following registrations claimed by the Applicant
are not pertinent to the subject application and should
be cancelled therefrom: Nos. 180,770, 383,644, 388,800
and 392,128.

A search of the Office records fails to show that the
mark, when applied to applicant's goods, is confusingly similar
to any registered mark.

EXAMINER

(F. M. DESIGN)
AMV/dg

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

0007-SWP-000005367

N14252.1

Address only
 U.S. PATENT OFFICE
 618751
 SEP 12-51
 6-23016
 APPLICANT NATIONAL LEAD CO.
 SAYREVILLE, J. & H. Y. N.Y.
 LEAD PENCIL MIXTURE LEAD OXIDE
 CHARLES F. YARLES
 1311 BROADWAY
 NEW YORK, N. Y.
 TRADE MARK MOVING
 13-11-47
 SEE OTHER SIDE

0007-SWP-000005368

BENTONE 34

DUTCH BOY CHEMICALS



Dutch Boy
BENTONE 34

380-5 ... U.S. PATENT
50 LBS. NET WEIGHT
... REG. 1927

NATIONAL LEAD COMPANY
BAROID SALES DIVISION

Dutch Boy
BENTONE 34

0007-SWP-000005369

N14252.11



PROPRIETOR.
NATIONAL LEAD COMPANY

0007-SWP-000005370

TO THE COMMISSION OF PATENTS

Device

STATEMENT

National Lead Company, a corporation duly organized under the laws of the State of New Jersey located at Sayreville, New Jersey and doing business at 111 Broadway, New York 6, New York, has adopted and used the trademark shown in the accompanying drawing for lead oxide, mixtures of lead oxide with lead chromate, lead sulphate, mixtures of lead sulphate with lead silicate, mixtures of lead silicate with silica, lead silicyle, lead stearate, lead phosphite, lead phthalate, lead 2-ethyl hexanoate, lead malonate, barium ricinoleate, mixtures of barium ricinoleate with sodium phosphite, and organic derivatives of bentonite

in Class No. 6
and presents herewith five photographs showing the trademark as actually used in connection with each goods, the trademark being applied to the containers for the goods or labels attached thereto by printing, stencilling or in any other convenient manner

and requests that the same be registered in the United States Patent Office on the Principal Register in accordance with the Act of July 8, 1946.

The trademark was first used June 1, 1945 and first used in commerce among the several states of the United States which may lawfully be regulated by Congress June 1, 1945

Applicant claims ownership of Registrations Nos. 62,136; 120,770; 121,318; 121,319; 182,143; 183,644; 390,280; 392,128 and 423,844.

DECLARATION

H. T. Warshow being duly sworn, deposes and says that he is the Vice president of the National Lead Company, the applicant named in the foregoing statement; that he believes said corporation is the owner of the trademark which is in use in commerce among the several states of the United States and that no other person, firm, corporation or association, to the best of his knowledge and belief, has the right to use such trademark in commerce which may lawfully be regulated by Congress, either in the identical form thereof or in such near resemblance thereto as might be calculated to deceive, that the drawing and description truly represent the trademark sought to be registered, that the photographs show the trademark as actually used in connection with the goods, and that the facts set forth in the statement are true.

POWER OF ATTORNEY

The undersigned hereby appoints Charles P. Kaegobahn, Register No. 14,181, John E. Henrich, Jr., Register No. 14,866, and Clement E. Allen, Register No. 14,920, all of 111 Broadway, New York 6, New York, its attorneys, or agents, to prosecute this application for registration, with full power 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, such power to be exercised either separately or collectively by said attorneys or agents as they shall from time to time elect. Please address all communications to Charles P. Kaegobahn.

NATIONAL LEAD COMPANY

By /s/ H. T. Warshow
President

STATE OF NEW YORK)
COUNTY OF NEW YORK) SS

Before me personally appeared H. T. Warshow
to me known to be the person described in the above application for registration who signed the foregoing instrument in my presence and made oath before me to the allegations set forth therein on the 6th day of September 1946.

Notary Public

0007-SWP-000005371

N14252.12