

07-17-2000

Docket No.:

N/A



101404285

Tab settings → → → ▼ 6. ▼
To the Honorable Commissioner of Patent

Attached original documents or copy thereof.

1. Name of conveying party(ies):

Roche Diagnostics Corporation

- Individual(s)
- General Partnership
- Corporation-State Indiana
- Other
- Association
- Limited Partnership

Additional names(s) of conveying party(ies) Yes No

2. Name and address of receiving party(ies):

Name: Roche Diagnostics GmbH

Internal Address:

Street Address: Sandhofer Strasse 116

City: D-68305 Mannheim State: ZIP:

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State
- Other limited liability company Fed. Rep. of Germany

If assignee is not domiciled in the United States, a domestic designation is Yes N
(Designations must be a separate document from Additional name(s) & address(es) Yes N

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

Execution Date: June 15 2000

4. Application number(s) or registration numbers(s):

A. Trademark Application No.(s)

75/467114



MRD
06-15-2000

B. Trademark Registration No.(s)

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #70

Additional numbers Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: D. Michael Young

Internal Address: Patent Department

Roche Diagnostics Corporation

Street Address: 9115 Hague Road

City: Indianapolis State: IN ZIP: 46250

6. Total number of applications and registrations involved:.....

1

7. Total fee (37 CFR 3.41):.....\$ \$40.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

02-2958

DO NOT USE THIS SPACE

7/14/2000 INBUYEN 00000190 022958 75467114

01 FC:481 40.00 CH

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

D. Michael Young

Name of Person Signing

D. Michael Young
Signature

June 15, 2000

Date

Total number of pages including cover sheet, attachments, and

10

TRADEMARK

REEL: 002101 FRAME: 0621

ASSIGNMENT

WHEREAS, Roche Diagnostics Corporation, formerly known as Boehringer Mannheim Corporation, hereafter referred to as Assignor, a corporation of Indiana, having a principal place of business at 9115 Hague Road, Indianapolis, Indiana 46250, has adopted, and used, and is the owner of the following intent-to-use trademark application now pending in the United States Patent and Trademark Office:

<i>Trademark</i>	<i>Application No.</i>	<i>Filed</i>
ACCU-CHEK SIMPLICITY	75/467114	April 13, 1998

and WHEREAS, Assignor hereby submits a copy of the Statement of Use filed June 14, 2000 for the pending intent-to-application.

WHEREAS, Roche Diagnostics GmbH, hereafter referred to as Assignee, a corporation of the Federal Republic of Germany, having a principal place of business at Sandhofer Strasse 116, D-68305 Mannheim, Germany, desires to acquire said registered trademark;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Assignor does hereby assign unto Assignee all rights, title, and interest in, to and under said registered trademark, together with the goodwill of the business associated with said trademark.

Signed at Indianapolis, this 15th day of June, 2000.

Roche Diagnostics Corporation

By Steve A. Oldham
Steve A. Oldham
Vice President



STATE OF INDIANA)
) ss:
COUNTY OF MARION)

Subscribed and sworn to before me a Notary Public in and for said county and state this 15th day of June, 2000.

Wanda M. Dougan
, Notary Public

My Commission Expires: _____

County of Residence: Madison

WANDA M DOUGAN
NOTARY PUBLIC STATE OF INDIANA
MADISON COUNTY
MY COMMISSION EXP. MAR. 21, 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TRANSMITTAL LETTER (GENERAL)
(With Certificate of Mailing by Express Mail)

Applicant/Registrant: **Roche Diagnostics Corporation**
Serial No.: **75/467114**
Registration No.:
Trademark: **ACCU-CHEK SIMPLICITY**

Docket No.
N/A

TO THE ASSISTANT COMMISSIONER FOR TRADEMARKS:

Transmitted herewith is/are the following document(s):

STATEMENT OF USE UNDER 37 CFR 2.88 (With Declaration)

THREE SPECIMENS

POSTCARD



06-15-2000

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #70

- No fee is required.
- Please charge Deposit Account No. **02-2958** in the amount of **\$100.00**
A duplicate copy of this sheet is enclosed.
- A check in the amount of _____ is attached.
Any excess or insufficiency should be credited or debited to Deposit Account No. **02-2958**
A duplicate copy of this sheet is enclosed.

D. Michael Young
Signature

Dated: **June 14 2000**

D. Michael Young, Esq,
Chief Patent Counsel
Roche Diagnostics Corporation
9115 Hague Road
Indianapolis, IN 46250
Tel. 317-576-7340
Fax 317-576-2883

I certify that this document and fee is being deposited
on **June 14 2000** with the U.S. Postal Service
"Express Mail Post Office to Addressee" service under 37
C.F.R. 1.10 and is addressed to the Assistant
Commissioner for Trademarks, 2900 Crystal Drive,

Debra Robinson

Signature of Person Mailing Correspondence

Debra Robinson

Typed or Printed Name of Person Mailing Correspondence

EL566557022US

"Express Mail" Mailing Label Number

cc:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

STATEMENT OF USE UNDER 37 CFR 2.88

(With Declaration)

Name of Applicant: **Roche Diagnostics Corporation**

Docket No.

Serial Number: **75/467114**Trademark: **ACCU-CHEK SIMPLICITY****TO THE ASSISTANT COMMISSIONER FOR TRADEMARKS**

Applicant requests registration of the above-identified trademark 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 per class showing the mark as used in commerce are submitted with this Statement of Use.

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

Applicant is using the mark in commerce on or in connection with the following goods: (Check One)

- Those goods identified in the Notice of Allowance in this application.
- Those goods identified in the Notice of Allowance in this application except:
(Identify goods to be deleted from application)

Date of first use of the mark in commerce which the U.S. Congress may regulate: **January 11, 1999**

Specify type of commerce:

- | | |
|--|---|
| <input checked="" type="checkbox"/> interstate commerce. | <input type="checkbox"/> commerce with the United States. |
| <input type="checkbox"/> territorial commerce. | <input type="checkbox"/> commerce between the United States and _____ |
| <input type="checkbox"/> foreign commerce. | <input type="checkbox"/> _____ |

Date of first use anywhere (the same as or before use in commerce date): **January 11, 1999**

The trademark is used by applying the mark:

- To the goods
- To containers for the goods
- To literature accompanying the goods
- To displays associated with the goods
- To tags or labels affixed to the goods
- _____

DECLARATION

I, the undersigned authorized signatory of Applicant, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declare that I am properly authorized to execute this Statement of Use on behalf of the Applicant; I believe the Applicant to be the owner of the trademark sought to be registered; the trademark is now in use in commerce; and all statements made of my own knowledge are true and all statements made on information and belief are believed to be true.

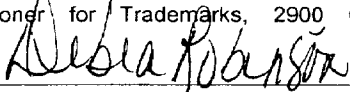
Address all future correspondence to:

D. Michael Young
Chief Patent Counsel
Roche Diagnostics Corporation
9115 Hague Road
Indianapolis, IN 46250
Tel. 317-576-7340
Fax 317-576-2883

Dated: June 14, 2000

By: _____

D. Michael Young
D. Michael Young, Attorney for Applicant

I certify that this document and fee is being deposited on June 14, 2000 with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 and is addressed to the Assistant Commissioner for Trademarks, 2900 Crystal Drive,

<i>Signature of Person Mailing Correspondence</i>
Debra Robinson
<i>Typed or Printed Name of Person Mailing Correspondence</i>
EL566557022US
<i>"Express Mail" Mailing Label Number</i>

SN: 751467114

Not For Individual Resale

ACCU-CHEK

**ACCU-CHEK
Simplicity™**

**For Testing Glucose
in Whole Blood**

**For use only with the
Accu-Chek® Simplicity™
Blood Glucose
Monitor**

**ACCU-CHEK
Simplicity™**

Store at room
temperature:
(less than 86° F, 30° C).

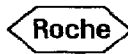
Do not freeze.

For *in vitro*
diagnostic use.

Contents:
Accu-Chek Simplicity™
Test Strips

1 Accu-Chek™ S
Glucose Control
Solution, 4 mL

Cat. No. 2030306



U.S. Patent Nos. 5,206,147; 5,334,508;
5,382,523; 5,521,060; 5,424,035

ACCU-CHEK, ACCU-CHEK SIMPLICITY,
and SIMPLICITY are trademarks of a
member of the Roche Group.

1	2	3	4
5	6	7	8
9	10	11	12
13	14	15	16
17	18	19	20
21	22	23	24
25	26	27	28
29	30	31	32

SN: 751467114

Not For Individual Resale

ACCU-CHEK

**ACCU-CHEK
Simplicity™**

**For Testing Glucose
in Whole Blood**

**For use only with the
Accu-Chek® Simplicity™
Blood Glucose
Monitor**

**ACCU-CHEK
Simplicity™**

Store at room
temperature:
(less than 86° F, 30° C).

Do not freeze.

For *in vitro*
diagnostic use.

Contents:
Accu-Chek Simplicity™
Test Strips

1 Accu-Chek™ S
Glucose Control
Solution, 4 mL

Cat. No. 2030306



U.S. Patent Nos. 5,206,147; 5,334,508;
5,382,523; 5,521,060; 5,424,035

ACCU-CHEK, ACCU-CHEK SIMPLICITY,
and SIMPLICITY are trademarks of a
member of the Roche Group.



SN: 751467114

Not For Individual Resale

ACCU-CHEK

**ACCU-CHEK
Simplicity™**

**For Testing Glucose
in Whole Blood**

**For use only with the
Accu-Chek® Simplicity™
Blood Glucose
Monitor**

**ACCU-CHEK
Simplicity™**

Store at room
temperature:
(less than 86° F, 30° C).

Do not freeze.

For *in vitro*
diagnostic use.

Contents:
Accu-Chek Simplicity™
Test Strips

1 Accu-Chek™ S
Glucose Control
Solution, 4 mL



Cat. No. 2030306

U.S. Patent Nos. 5,206,147; 5,334,508;
5,382,523; 5,521,060; 5,424,035

ACCU-CHEK, ACCU-CHEK SIMPLICITY,
and SIMPLICITY are trademarks of a
member of the Roche Group.



UNITED STATES PATENT AND TRADEMARK OFFICE

TRANSMITTAL LETTER (GENERAL)
(With Certificate of Mailing by Express Mail)

06-15-2000

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #70

Applicant/Registrant: Roche Diagnostics Corporation
Serial No.: 75/467114
Registration No.:
Trademark: ACCU-CHEK SIMPLICITY

Docket No.

TO THE ASSISTANT COMMISSIONER FOR TRADEMARKS:

Transmitted herewith is/are the following document(s):

RECORDATION FORM COVER SHEET (IN DUPLICATE)

ASSIGNMENT

COPY OF STATEMENT OF USE FILED JUNE 14, 2000 BY EXPRESS MAIL

POSTALCARD

- No fee is required.
SEE RECORDATION FORM COVER SHEET for fee.
- Please charge Deposit Account No. _____ in the amount of _____
A duplicate copy of this sheet is enclosed.
- A check in the amount of _____ is attached.
Any excess or insufficiency should be credited or debited to Deposit Account No. _____
A duplicate copy of this sheet is enclosed.

Debra Robinson
Signature

Dated: June 15 2000

Debra Robinson
Trademark Consultant
Roche Diagnostics
9115 Hague Road
Indianapolis, IN 46250

I certify that this document and fee is being deposited on June 15 2000 with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 and is addressed to the Assistant Commissioner for Trademarks, 2900 Crystal Drive,

Debra Robinson
Signature of Person Mailing Correspondence

Debra Robinson

Typed or Printed Name of Person Mailing Correspondence

EL566556897US

"Express Mail" Mailing Label Number

CC:

TM09/REV03

RECORDED: 06/15/2000

TRADEMARK
REEL: 002101 FRAME: 0630