

04-27-2001

FORM PTO-1594

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U.S. Department of Commerce
Patent and Trademark Office
Attorney Docket No. 04004.0017

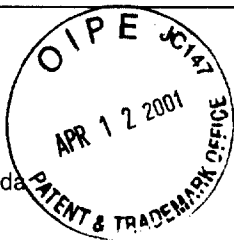
To the Honorable Commissioner of Patents and

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original documents or copy thereof.

1. Name(s) of conveying party(ies):
Kalish Canada Inc.

- Individual(s)
- Association
- Limited Partnership
- Corporation of Canada
- General Partnership
- Other:



Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

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

Execution Date: October 1, 1998

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

Name: Kalish Inc.
Address: 165 Oneida Drive
Point-Claire, Montreal, Quebec
Canada H9R 1A9

- Individual(s)
- Association
- General Partnership
- Limited Partnership
- Corporation existing under the laws of the Province of New Brunswick, Canada
- Other:

If assignee is not domiciled in the United States, a domestic representative is attached: Yes No

(Designation must be a separate document from Assignment)

Additional name(s) & address(es) attached? Yes No

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

A. Trademark Application Number(s):

B. Trademark Registration Number(s):

1,863,507

Additional numbers attached?

Yes No

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

Name: Susan M. Freedman
Address: FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.
1300 I Street, N.W.
Washington, D.C. 20005-3515

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41): \$40

- Enclosed
- Authorized to be charged to deposit account
- Authorized to be charged to deposit account only if fee is deficient

8. Deposit Account No.: 06-0916

DO NOT USE THIS SPACE

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.

Susan M. Freedman

Name of person signing

Signature

April 12, 2001

Date

Total number of pages including cover sheet, attachments and documents: 1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mark: FILLIT
Reg. No.: 1,863,507
Registered: November 22, 1994
Int. Cls. 7
U.S. Cls: 23

DECLARATION UNDER SECTIONS 8 & 15

The undersigned, DAVID BUCKLEY, declares that he is the V.P. Technical Operations of KALISH CANADA INC. (formerly H.G. Kalish Inc.), a Canadian corporation, and is authorized to execute this Declaration on behalf of said corporation; that KALISH CANADA INC. owns registration No. 1,863,507 issued November 22, 1994, as shown by records in the Patent and Trademark Office; that the mark shown in said registration has been in continuous use in commerce with the United States for five consecutive years from a date subsequent to the grant of the registration, to the present, and specifically for the five year period immediately preceding the date of execution of this Declaration, on the following goods recited in the registration:

machines for filling containers with liquids,

the said mark is still in use in commerce with the United States; as evidenced by the accompanying specimen showing the mark as currently used; that there has been no final decision adverse to registrant's claim of ownership of said mark on the goods, or to registrant's right to register the said mark or to maintain same on the register; and that there is no proceeding involving any of said rights pending and not disposed of either in the Patent and Trademark Office or in the Courts; that all statements made herein of his

own knowledge are true; and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge 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 this document or the aforementioned registration.

POWER OF ATTORNEY

Registrant appoints David M. Kelly, a member of the Bar of _____, and each of the attorneys of the firm of **Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P.**, all of 1300 I Street, N.W., Washington, D.C. 20005-3315, to file this declaration, to register, to transact all business in the Patent & Trademark Office in connection therewith and in connection with the trade-mark registration referred to above, and ask that all correspondence in connection with this matter be directed to **Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P.**

APPOINTMENT OF DOMESTIC REPRESENTATIVE

The undersigned hereby designates **Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P.**, whose postal address is 1300 I Street, N.W., Washington, D.C. 20005-3315, as registrant's representative upon whom notices or process in proceedings affecting the mark may be served.

by: 

Name: DAVID BUCKLEY

Title U.P. TECHNICAL OPERATIONS

Date: Nov 24TH. 99.

**SUPPORTING DOCUMENTATION FOR TRADEMARK
CHANGE OF NAME DOCUMENTS IS**

NO LONGER REQUIRED

UNDER THE

TRADEMARK LAW TREATY ACT

EFFECTIVE

OCTOBER 30, 1999