

# United States of America

## United States Patent and Trademark Office

# oerlikon

**Reg. No. 3,899,269**

**Registered Jan. 04, 2011**

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**Int. Cl.: 7, 9, 12, 37, 42**

**Service Mark**

**Trademark**

**Principal Register**

OC Oerlikon Corporation AG, Pfäffikon (SWITZERLAND CORPORATION)  
Churerstraße 120  
CH-8808 Pfäffikon SZ, SWITZERLAND 0

CLASS 7: [ Machines and machine tools and parts therefor, namely, transaxles for industrial machines; motors and engines except for land vehicles; machine coupling and transmission components except for land vehicles and replacement parts therefor; replacement parts for motors, not for land vehicles; gears for industrial machinery, namely, gears and speed change gears, planet gears, angular gears, two-speed change gears, gearheads and associated intermediate gears, except for land vehicles; intermediate gears for industrial machinery, except for land vehicles; force transfer mechanisms for mechanical branch drives in the form of an intermediate gear, static and dynamic brakes, applied and released by hydraulic springs, rear wheel drives and planetary drives, except for land vehicles; transmission parts for industrial machinery, namely, gears, shafts, cardan shafts, differentials of all types and replacement parts therefor, except for land vehicles; transmissions for machines, namely, hydraulic and mechanical apparatus for gear changing, except for land vehicles; torque converters, other than for land vehicles; axles for machines, other than for land vehicles; reduction gears for machines, other than for land vehicles; gear and engine reducers for industrial machines, other than for land vehicles; apparatus for synchronization of machines, other than for land vehicles; embroidery machines; spinning machines of all kinds for textile fibers and filaments, in particular rotor spinning machines, ring spinning machines, friction spinning machines, air spinning machines, pre-spinning machines in the nature of flyers, winding machines, draw twisting machines, draw winding machines, combing machines, twisting machines in general, namely, twin wire machines, ring twisting machines, hollow spindle machines as well as combinations hereof, individual replacement parts of the aforesaid machines, in particular spinning boxes, rotor bearings, winding heads, spindles, spindle bearings, stretching units, stretching unit rollers, bobbin carriers, drives, wearing parts of the aforesaid machines, in particular spinning rotors, combing rollers, extractor nozzles, grooved rollers, bearings, additional devices for the aforesaid machines, namely, bobbin changing apparatus, splicing apparatus, transport apparatus for the supply of input material and the removal of end material, thread setting apparatus, thread guidance apparatus, compact spinning apparatus, ] melt spinning apparatus for the manufacture of threads, fibers, monofilaments, spin cables from thermoplastics, and their machine parts, namely, raw material storage containers, raw material driers, extruders, mixers, spinning pumps, spinning nozzles, blow cooling shafts, air channels, preparation units, air conditioning units with compressors sold as an integral element of the aforesaid machines; [ staple fiber machines for the manufacture of spinning fibers and their machine parts, namely, can creels, delivery units, drawing rollers, water baths, cooling rollers, moistening

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Director of the United States  
Patent and Trademark Office



devices, steam generators all sold as integral components of the aforesaid machines; crimping machines for use in the textile industry; fiber cutting machines; ball pressing machines for pressing textiles, yarns, fibers and threads ] ; spinning texturizing machines for the manufacture of crimped threads, fibers and their machine replacement parts, namely, raw material storage containers, raw material driers, extruders, mixers, spinning pumps, spinning nozzles, blow cooling shafts, air channels, preparation units, air conditioning units with compressors sold as an integral component of the aforesaid machines, delivery units, godets, texturizing units, turbulence nozzles; accessory parts for the machines, namely, thread guides, supply rolls, heating elements, thread cutters, machine monitoring devices, all sold as a component part of the aforesaid machines; [ polymer tape machines for the manufacture of tapes cut from films and their machine parts, namely, raw material storage containers, raw material driers, extruders, melt filters, film nozzles, water baths, delivery units, fiber removal walls with conveying rollers, stretching rollers, heating ovens, fibrillators, winding up units, all sold as component parts of said machines; removal machines for the transport and guiding of threads, fibers, tapes, spinning cables and their machine parts, namely, delivery units, fiber removal walls with conveying rollers, godets, all sold as component parts of said machines; ] stretching machines for the stretching of threads, fibers, tapes, spinning cables and their machine parts, namely, stretching rollers, godets, heating devices for stretching rollers and godets, all sold as component parts of said machines; [ placement machines for spinning cables and their machine parts, namely, reels, can changers, cans, can conveying devices all sold as component parts of said machines ] ; reeling machines for the winding up of threads, fibers, [ tapes ] for reeling and their machine parts, namely, thread guides, changing units, contact rollers, chucks, bobbin sleeves, all sold as component parts of said machines; extruders for plastics and spinnable polymers; spinning extruders and their machine parts, namely, extruder conveyors, sold as component parts of said machines; pumps as parts of machines, motors and engines, namely, pumps for the transport and metering of liquid or melt liquid media, discharge pumps and metering pumps of melt liquid polymers, spinning pumps, gear pumps; melt filter units for melt liquid polymers for motors, engines and industrial machines; machine parts, namely, godets, rolls, rollers, overflow rollers, delivery units, stretch godets, stretching rollers, heated godets for the transport, guidance and treatment of threads and fibers, in particular in melt spinning machines and textile machines; machines for the working, treatment and manufacture of texturized threads, namely, stretching texturizing machines, false twist texturizing machines and air texturizing machines and their machine parts, namely, bobbin creels, delivery units, godets, thread heaters, texturizing devices, turbulence nozzles, wind up units all sold as component parts of said machines; accessory parts of the aforesaid machines, namely, thread guides, delivery rollers, heating elements, thread cutters, friction plates all sold as component parts of said machines; twin wire twisting machines and twin wire spindles for continuous endless threads, spinning threads, cord threads; replacement parts of all aforesaid goods \* ; all the aforementioned goods of this class - apart from the fields of thermal spray, mechanical cutting and/or additive and build-up manufacturing which are not subject to any restrictions - not in the following fields; welding, brazing, laser cladding, hardfacing, welding equipment, welding consumables, welding apparel, welding accessories, welding flux, cutting products \*

CLASS 9: [ Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking, supervision, life-saving and teaching apparatus and instruments, namely, computers and peripheral devices; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity, namely, adapters, electricity conduits, cables, conductors, wires, transformers, switches, and accumulators; apparatus for recording, transmission or reproduction of sound, images or data, namely, blank recordable optical and magneto-optical disks, cd's, dvd's; automatic vending machines and mechanisms for coin-operated apparatus; cash registers, calculating machines, data processing equipment and computers; electronic control and information processing devices, namely, electronic apparatus and machine readable data carriers provided with programs and peripheral devices, namely, data input, data output and data transfer devices for the automatic

selection of the production parameters on textile machines and/or for the data transfer/data comparison between textile machines] ; electrical and electronic units, consisting of software and hardware for process control, process regulation, process monitoring, process guidance, measuring, control, regulation and data processing, for the working and manufacture of threads, fibers, [ tapes, ] spinning cables; replacement parts of all aforesaid goods; electrical and electronic processing apparatus for measurement, control, regulation, process control, process regulation and data processing, sensors and monitoring apparatus, for thread monitoring in textile machines and replacement parts of all aforesaid goods; visualization and operating apparatus, namely, computer screens, computer monitors, video monitors, liquid crystal displays, multimedia displays; quality control and quality management apparatus, namely, computers equipped with quality control software and testing abilities for use in the textile industry [ and for the manufacture of automobile components, ] for the working and manufacture of threads, fibers, [ tapes, ] spinning cables and replacement parts of all aforesaid goods; computer programs for industrial process control, process regulation and process guidance; visualization and operating computer programs for industrial plant control; microprocessors and computer programs for industrial process monitoring, process control and process regulation, for the working and manufacture of threads, fibers, [ tapes, ] spinning cables; control computer program for the control and/or visualization of industrial method procedures; metering pumps of melt liquid polymers, not being machine parts; calibrating machines, thread monitoring and test apparatus for use on machines in the textile industry and replacement parts of aforesaid goods \* ; all the aforementioned goods of this class - apart from the fields of thermal spray, mechanical cutting and/or additive and build-up manufacturing which are not subject to any restrictions - not in the following fields; welding, brazing, laser cladding, hardfacing, welding equipment, welding consumables, welding apparel, welding accessories, welding flux, cutting products \*

CLASS 12: [ Vehicles, namely, buses, trucks, tractors, automobiles and bicycles; apparatus for locomotion by land, air or water, namely, boats and space vehicles and structural parts therefor; combustion engines and engines for land, air or water vehicles, namely, engines for land vehicles, combustion engines for land vehicles; machine coupling and ] transmission components for land vehicles \* ; \* [ and replacement parts therefor; gears and speed change gears, planet gears, angular gears, two-speed change gears, gearheads and associated intermediate gears, all for land vehicles; intermediate gears for land vehicles; force transfer mechanisms for mechanical two-speed drives in the form of an intermediate gear, static and dynamic brakes, applied and released by hydraulic springs, rear wheel drives and planetary drives for land vehicles; gears, shafts, cardan shafts, differentials of all types and replacement parts therefor, all for land vehicles; transmissions and ] transmission parts for land vehicles, namely, [ steering gear casings, hydraulic and ] mechanical apparatus for gear changing, [ torque converters, axles, reduction gears, gear and engine reducers, ] apparatus for synchronization [ ; building materials, namely, lightweight components for space missiles, namely, structural parts of space vehicles, namely, shuttles, rockets, and plates and films as payload cladding for aerospace transport vehicles, namely, space shuttles and rockets; steering gear cases for land vehicles ] \* ; all the aforementioned goods of this class - apart from the fields of thermal spray, mechanical cutting and/or additive and build-up manufacturing which are not subject to any restrictions - not in the following fields; welding, brazing, laser cladding, hardfacing, welding equipment, welding consumables, welding apparel, welding accessories, welding flux, cutting products \*

CLASS 37: [ Installation and maintenance of textile processing equipment in the field of the erection of textile factories, of the machine engineering equipment and the processing of textile raw materials, intermediate products such as yarns, and the use of textile end products; ] installation, fitting, putting into operation, maintenance, servicing and repair of machine plants, namely, plants consisting of textile processing machines for melt spinning, stack fibers, spin texturizing, polymer tape, removal, stretching, placement, reeling, texturizing or twin wire machines \* ; all the aforementioned services of this class - apart from the fields of thermal spray, mechanical cutting and/or additive

and build-up manufacturing which are not subject to any restrictions - not in the following fields; welding, brazing, laser cladding, hardfacing, welding equipment, welding consumables, welding apparel, welding accessories, welding flux, cutting products \*

CLASS 42: Technological consultation in the field of [ aerospace, space travel, satellite systems, ] textile testing, engineering, [ agriculture ] and plant planning, plant planning, plant design, plant production and quality control; services of an engineer, namely, engineering; technical consultation with respect to product manufacture planning, manufacturing production planning, manufacturing plant planning and design; engineering services in the field of plant planning and plan design as well as in the field of the manufacture of threads, fibers, [ tapes, ] spinning cables from thermoplastics; software programming in the field of process and machine control; technical consultation with respect to the quality control of products and production; engineering services in the field of manufacturing plant and production control; software programming in the field of manufacturing plant and production control \* ; all the aforementioned services of this class - apart from the fields of thermal spray, mechanical cutting and/or additive and build-up manufacturing which are not subject to any restrictions - not in the following fields; welding, brazing, laser cladding, hardfacing, welding equipment, welding consumables, welding apparel, welding accessories, welding flux, cutting products \*

The color(s) red is/are claimed as a feature of the mark.

The mark consists of the color red with the color red appearing in the wording "OERLIKON".

PRIORITY DATE OF 01-12-2007 IS CLAIMED

OWNER OF INTERNATIONAL REGISTRATION 0965695 DATED 07-05-2007,  
EXPIRES 07-05-2027

SER. NO. 79-054,368, FILED 07-05-2007

## **REQUIREMENTS TO MAINTAIN YOUR FEDERAL TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

### **Requirements in the First Ten Years\***

#### **What and When to File:**

- **First Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.
- **Second Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date.\* See 15 U.S.C. §1059.

### **Requirements in Successive Ten-Year Periods\***

#### **What and When to File:**

- You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.\*

### **Grace Period Filings\***

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

**\*ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the United States Patent and Trademark Office (USPTO). The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

**NOTE:** Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

**NOTE:** A courtesy e-mail reminder of USPTO maintenance filing deadlines will be sent to trademark owners/holders who authorize e-mail communication and maintain a current e-mail address with the USPTO. To ensure that e-mail is authorized and your address is current, please use the Trademark Electronic Application System (TEAS) Correspondence Address and Change of Owner Address Forms available at <http://www.uspto.gov>.