

OHIO SECRETARY OF STATE  
PROCESSING STATEMENT  
05/15/92

**H0351-1343**

CHARTER NUMBER: SM067617  
ROLL AND FRAME: H351-1343

CORPORATION:

| DOCUMENT NUMBER | CODE | FEE   |
|-----------------|------|-------|
| -----           | ---- | ---   |
| 92050620701     | SM0  | 20.00 |

MAN IN WORK CLOTHES WEARING HARD HAT

082556

RETURN TO: EMENS,KEGLER,BROWN,HILL & RITTER  
ATTN J L GRAY  
65 E STATE ST STE 1800  
COLUMBUS OH 43215-4294

H351-1344



# The State of Ohio

**Bob Taft**  
Secretary of State

SM 67617

## Certificate

It is hereby certified that the Secretary of State of Ohio has custody of the Records of Incorporation and Miscellaneous Filings; that said records show the filing and recording of: SMO

of:

MAN IN WORK CLOTHES WEARING HARD HAT

APPLICANT/ASSIGNEE: THE FISHEL COMPANY  
ADDRESS: 1170 KINNEAR RD  
COLUMBUS OH 43212

STATE OF INCORP: OH

DATE OF 1ST USE: 04/15/1960  
EXPIRATION DATE: 05/06/2002  
CLASS OF FILINGS: 35

United States of America  
State of Ohio  
Office of the Secretary of State

Recorded on Roll H351 at Frame 1345 of  
the Records of Incorporation and Miscellaneous Filings.

Witness my hand and the seal of the Secretary of State at  
Columbus, Ohio, this 6TH day of MAY,  
A.D. 19 92.



*Bob Taft*  
**Bob Taft**  
Secretary of State

H351-1345

Prescribed by  
BOB TAFT  
Secretary of State  
30 East Broad Street, 14th Floor  
Columbus, Ohio 43266-0418

Form TSMO May 1988

SERVICE MARK APPLICATION  
STATE OF OHIO

Approved MFS  
Date 5/6/92

92050620701  
\$20.00

To the SECRETARY OF STATE:

BE IT KNOWN, that the undersigned applicant, a corporation, has adopted and used in this State the servicemark for which application for registration is here made in compliance with the provisions of Revised Code Sections 1329.54 to 1329.67 by filing with the Secretary of State of Ohio the following information:

1. a. The name of the applicant is The Fishel Company
- b. The business address of the applicant is 1170 Kinnear Road, Columbus, Ohio 43212 (FRANKLIN Co.)
2. If applicant is a corporation, the state of incorporation is Ohio
3. The goods or services in connection with which the mark is used ditch digging
4. The manner in which the mark is used in connection with such goods or services by affixing by label or tag to advertising, brochures, letterhead, business cards, and other media
5. The class in which such goods or services fall is 35
6. The date when the trade service mark was first used anywhere. April 15, 1969
7. The date when the mark was first used in Ohio by the applicant or his predecessor in business. April 15, 1969
8. If mark used by predecessor in business, give name and address of predecessor. NA
9. The applicant is the owner of the servicemark and no other person has the right to use the mark in the State of Ohio either in the identical form or in such near resemblance as might be calculated to deceive or be mistaken for it.
10. No other person has a registration of the same or of a confusingly similar servicemark in the United States Patent Office for the same or similar goods.
11. I am not the owner of a concurrent registration in the United States Patent Office of this servicemark covering an area including this State.
12. The mark is described IN WORDS as follows: Man Logo. Cartoon figure of man in work clothes wearing hard hat
13. Attached is a specimen or facsimile of the mark.

State of Ohio :  
: ss.  
County of Franklin :

I, Eric C. Smith, the applicant herein, being first duly sworn, depose and say that the facts set forth in this application are true, as I verily believe, and that the copies, counterparts or facsimiles filed herewith are true and correct.

THE FISHEL COMPANY

By: Eric C. Smith

Eric C. Smith, Vice President

Subscribed and sworn to before me this 1st day of May, 1992.

Notary Seal

Phyllis A. Taylor  
Phyllis A. Taylor

PHYLLIS A. TAYLOR  
NOTARY PUBLIC STATE OF OHIO  
MY COMMISSION EXPIRES MARCH 1994  
Expiration

H0351-1346

FISCAL



# THE FISHEL COMPANY

4508 BISHOP LANE  
LOUISVILLE, KY 40213

**JOE WILLIS**  
AREA MANAGER

OFFICE: (502) 456-2900  
RESIDENCE: (502) 245-8065

H351-1347

EMENS, KEGLER, BROWN, HILL & RITTER

A Legal Professional Association

ATTORNEYS AND COUNSELORS AT LAW

CAPITOL SQUARE

SUITE 1800

65 EAST STATE STREET

COLUMBUS, OHIO 43215-4294

TELEPHONE: (614) 462-5400

FACSIMILE: (614) 464-2634

JOHN F. ALLEVATO  
DONALD A. ANTRIM  
JACK A. BJERKE  
JOHN P. BRODY  
WILLIAM J. BROWN  
LARRY K. CARNAHAN  
STEPHEN E. CHAPPELEAR  
J. RICHARD EMENS  
LAWRENCE F. FENELEY  
JOHN L. GRAY  
DONALD W. GREGORY  
ALLEN L. HANDLAN  
EDWARD C. HERTENSTEIN  
THOMAS W. HILL  
GENE W. HOLLIKER  
CHARLES J. KEGLER  
R. KEVIN KERNS  
RONALD L. MASON  
LARRY J. McCLATCHEY  
JOHN C. McDONALD  
SAMUEL C. RANDAZZO  
PAUL D. RITTER, JR.  
STEVEN R. RUSSI  
S. MARTUN STEGER  
ROGER P. SUGARMAN  
KEVIN L. SYKES  
JOHN R. THOMAS  
JOHN B. TINGLEY  
MELVIN D. WEINSTEIN  
BEATRICE E. WOLPER  
MICHAEL E. ZATEZALO

LORI A. BURRINGTON  
ROBERT G. COHEN  
ANN L. COLUSSI  
HOLLY ROBINSON FISCHER  
MICHAEL J. GALEANO  
ROGER A. GILCREST  
MARGARET L. GRAMANN  
JAMES M. GRONER  
PAUL R. HESS  
ROBIN SMITH HOKE  
PAUL L. HOKEMEYER  
DAVID M. JOHNSON  
MARIE-JOËLLE C. KHOUZAM  
GREGORY D. MAY  
SHELLEY A. MCBRIDE  
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RICHARD P. ROSENBERY  
O. JUDSON SCHEAF, III  
KARL W. SCHEDLER  
RICHARD W. SCHUERMAN, JR.  
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MICHAEL E. SCOLIERE  
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AMY M. SHEPHERD  
MARY TEN EYCK TAYLOR  
FRANK A. TITUS  
TIMOTHY T. TULLIS  
SHAWNELL WILLIAMS  
DOUGLAS V. WOLFE  
NOREEN S. WOLFF

May 5, 1992

CORRESPONDENCE

Secretary of State of Ohio  
State Office Tower  
30 East Broad Street  
Columbus, Ohio 43215

Dear Sir:

Re: Mark: MAN LOGO

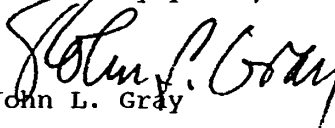
Enclosed is a Servicemark application for registration of the above-identified mark.

Also enclosed is an assignment of the mark from The Fishel Company to The Fishel Company, as well as a credit slip for \$10.00 to cover filing fees.

Also enclosed is your original Document No. 91121634401 which you requested.

Also enclosed is our check for \$20.00 to cover filing fees.

Very truly yours,

  
John L. Gray

JLG/kk  
Enc.  
[Sec. Fishel]

OF COUNSEL  
JOHN C. DEAL  
PAUL R. LEONARD  
ROBERT D. MAROTTA  
S. NOEL MELVIN  
JOSEPH M. MILLIOUS