

IP Australia Service Request

Trade Mark Number
652804

Request Date & Time
06-May-2016 15:18:36

Submitting Party

Party Identifier	PZD7284559932
Agency Code	F7
Name	Corrs Chambers Westgarth
Customer's Reference	9119738
Email	Tony.paton@corrs.com.au

General Correspondence Relating to a Trade Mark Application/Registration

Fees

FANG Batch Identifier 8279038

Fee # 1	Fee Code	TMGC
	Fee Type	OTHER
	Fee Description	General Correspondence Relating to a Trade Mark Application/Registration
	Number of Goods and Services Classes	1
	Fee Unit Count	1
	Fee Amount	\$0.00
	Calculation Date & Time	06-May-2016 15:18:06

Fee Total Amount \$0.00

Service Request Details	
Channel	WEB
Batch Identifier	SMBM-0000922607
Batch Reference	
Service Request Identifier	STEX-0001740476
Service Request Code	TCX
Request Date & Time	06-May-2016 15:18:36
Customer's Reference	9119738
Application numbers	Customer's IP Right Reference
652804	9119738
Contact Details	
Phone	03 9672 3000

Customer Supplied Documents

Document Sequence	Document Type	Document File Name	Physical Media
1	Other	Renewal.pdf	No

Our reference
SMS/NB/ASPA21976-9119738

567 Collins Street Melbourne VIC 3000
GPO Box 9925 Melbourne VIC 3001
Tel +61 3 9672 3000
Fax +61 3 9672 3010
www.corrs.com.au

**CORRS
CHAMBERS
WESTGARTH**
lawyers

Sydney
Melbourne
Brisbane
Perth

6 May 2016

VIA ESERVICES

Registrar of Trade Marks
IP Australia
PO Box 200
WODEN ACT 2606

Contact
Natalia Blecher (03) 9672 3398
Email: natalia.blecher@corrs.com.au

Partner
Stephen Stern

Dear Sir/Madam

Australian trade mark no. 652804  in class 28 in the name of Playspace Playground Pty Ltd - Assignment to A SPACE RECREATION PTY LTD

The Applicant requests that the due date for renewal of this application be extended by 10 months from 13 August 2015 to 13 June 2016. I **attach** a declaration in support of this request.

The \$1,000 extension fee and \$395 renewal fee is being paid by credit card, details of which are also **attached**.

Yours faithfully
Corrs Chambers Westgarth



Natalia Blecher
Senior Associate

attachments

Commonwealth of Australia

Trade Marks Act 1995

IN THE MATTER of Australian trade
mark registration no 652804 in class
28 (**Registration**) in the name of
Playspace Playground Pty Ltd
(**Assignor**)

Request for Extension of Time under Section 224

Declaration

I, **Dean Steven Joel** of 8 Findon Ave Caulfield North, Victoria, do solemnly and sincerely declare:

- 1 I am the Managing Director at A Space Recreation Pty Ltd (ACN 081 333 173) (**ASR**). ASR is the beneficial owner of the Registration. I am authorised to make this declaration on behalf of ASR.
- 2 ASR requests a 10 month extension of the final deadline for attending to payment of the renewal fees, from 13 August 2015 to 13 June 2016. This extension request under s 224 is made on the ground of error or omission.
- 3 The factual statements contained within this declaration are either within my own knowledge or are in accordance with documents I have examined or information provided to me which I believe to be true and correct.

Basis for extension under s 224

- 4 The Registration was assigned from the Assignor to ASR by an Assignment Agreement dated 26 September 2011. ASR engaged lawyers to prepare the Assignment Agreement and had always understood that the lawyers would, following execution of the Agreement, take all steps necessary to record the transfer of legal ownership of the Registration from the Assignor to ASR
- 5 It recently came to my attention that the lawyers acting for ASR in its acquisition of the Registration never recorded the assignment of the Registration at the Trade Marks Office. Accordingly, the Assignor remained the address for service of the Registration since 26 September 2011.
- 6 The Registration became due for renewal on 13 February 2015. The 6 month grace period expired on 13 August 2015. I understand that the Trade Marks Office issued a renewal reminder notice on 15 December 2014. ASR never received that renewal notice as it was not the address for service of the Registration at the time and the Assignor did not provide ASR with a copy of the renewal notice.
- 7 Had ASR's lawyers acting in the trade mark assignment recorded the assignment of the Registration with the Trade Marks Office, ASR would have been notified of the

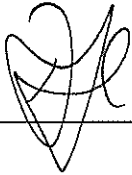
renewal fee due date and the grace period provisions and would have attended to prompt payment of the renewal fees.

- 8 The Registration was removed from the Register with effect from 3 September 2015. It was never ASR's intention to allow the Registration to lapse. The mark the subject of the Registration has been used by ASR and its predecessors in title since 1995 and remains in use and of ongoing commercial interest to ASR. ASR has been producing and selling a range of products bearing the trade mark the subject of the Assignment for about five years. ASR intends to record the assignment of the Registration from the Assignor to ASR and is taking the necessary steps to ensure that the assignment can be recorded as soon as the Registration is revived.
- 9 In light of the above, we hereby request that the final deadline for attending to payment of the renewal fees be extended under section 224 by 10 months from 13 August 2015 to 13 June 2016.

I acknowledge that this declaration is true and correct and I make it in the belief that a person making a false declaration is liable to the penalties of perjury.

Declared by Dean Steven Joel
at Melbourne in the State of Victoria, Australia
on the fifth day of May 2016

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IP Australia Service Request

Trade Mark Number

Request Date & Time
06-May-2016 16:49:00

Submitting Party

Party Identifier

PZD7284559932

Agency Code

F7

Name

Corrs Chambers Westgarth

Customer's Reference

Email

Tony.paton@corrs.com.au

Unclassified Trade Marks Request

Fees

FANG Batch Identifier

8279975

Fee Total Amount

\$0.00

Service Request Details

Channel

PAPER

Batch Identifier

SGBU-0000924293

Batch Reference

652804

Service Request Identifier

STSO-0001743564

Service Request Code

TU

Request Date & Time

06-May-2016 16:49:00

Customer's Reference

Application numbers

Customer's IP Right Reference

Contact Details

Phone

03 9672 3000

Customer Supplied Documents

Document Sequence	Document Type	Document File Name	Physical Media
1	Other	TU OTHER.pdf	No



9 May 2016

Corrs Chambers Westgarth
GPO Box 9925
Melbourne, VIC 3001

Official Receipt

This is your official receipt. We recommend that you retain this document for your records.

Thank you for using IP Australia's services.

Amounts shown include GST where applicable. Under Division 81 of A New Tax System (Goods and Services Tax) ACT 1999, GST is not payable on the purchase of any statutory items from IP Australia.

IP Australia Batch Reference: SGBU-0000924293
Date/Time Received: 6/05/2016 4:49:00 PM
Submitted by: Corrs Chambers Westgarth
Customer Number: PZD7284559932
Your Reference: 652804
Payment Allocation: Trade Marks \$0.00

Office Use Only

FANG Batch:
SAP Receipt:
SAP CMR: 40000295
CCS ID: 4310156662

Contact us Visit www.ipaustralia.gov.au or call 1300 651 010 (9am-5pm Mon – Fri)

Privacy Information For more information on how your personal information is handled, refer to our Privacy Policy

IP Australia Service Request

Request Date/Time	06-May-2016 15:18:36
Channel	WEB
Batch Identifier	SMBM-0000922607
Submitter's Batch Reference	
SAP Receipt Number	0077717114
Payment Identifier	0000000000657432
Submitting Party	
Party Identifier	PZD7284559932
CMR Identifier	0040000295
Agency Code	F7
Name	Corrs Chambers Westgarth
Email	Tony.paton@corrs.com.au
Phone	03 9672 3000
Address	GPO Box 9925 Melbourne VIC, 3001 AU
Other payments	
Service Request Details	
Service Request Identifier	SGEO-0001740477
Service Request Code	BZGPZ
Request Date & Time	06-May-2016 15:18:36

Customer's Reference	9119738	
Fees		
FANG Batch Identifier	8279038	
Fee # 1	Fee Amount	\$1,395.00
	Calculation Date & Time	06-May-2016 15:18:07
Fee Total Amount	\$1,395.00	
Payment Instructions		
Official renewal + extension fee (652804).		
Customer Supplied Documents		
Document Sequence	Document Type	Document File Name
1	Payment Instruction	Renewal.pdf

Our reference
SMS/NB/ASPA21976-9119738

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Fax +61 3 9672 3010
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**CORRS
CHAMBERS
WESTGARTH**
lawyers

Sydney
Melbourne
Brisbane
Perth

6 May 2016

VIA ESERVICES

Registrar of Trade Marks
IP Australia
PO Box 200
WODEN ACT 2606

Contact
Natalia Blecher (03) 9672 3398
Email: natalia.blecher@corrs.com.au

Partner
Stephen Stern

Dear Sir/Madam

Australian trade mark no. **652804**  in class 28 in the name
of **Playspace Playground Pty Ltd - Assignment to A SPACE
RECREATION PTY LTD**

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Yours faithfully
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Natalia Blecher
Senior Associate

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mark registration no 652804 in class
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Basis for extension under s 224

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- 9 In light of the above, we hereby request that the final deadline for attending to payment of the renewal fees be extended under section 224 by 10 months from 13 August 2015 to 13 June 2016.

I acknowledge that this declaration is true and correct and I make it in the belief that a person making a false declaration is liable to the penalties of perjury.

Declared by Dean Steven Joel
at Melbourne in the State of Victoria, Australia
on the fifth day of May 2016

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