

**To:** Christopher M. Kindel([tmcentral@pirkeybarber.com](mailto:tmcentral@pirkeybarber.com))  
**Subject:** U.S. Trademark Application Serial No. 97120776 - HURRICANE BAND - GOWL044US  
**Sent:** August 23, 2022 09:48:18 PM EDT  
**Sent As:** [tmng.notices@uspto.gov](mailto:tmng.notices@uspto.gov)

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## Attachments

3026073

[screencapture-www-merriam-webster-com-dictionary-hurricane-16613039836931](#)

[screencapture-www-merriam-webster-com-dictionary-band-16613040050811](#)

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**U.S. Application Serial No.** 97120776

**Mark:** HURRICANE BAND

**Correspondence Address:**

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**Applicant:** Building Products of Canada Corp./La Cie Matériaux de Construction BP Canada

**Reference/Docket No.** GOWL044US

**Correspondence Email Address:** tmcentral@pirkeybarber.com

## **NONFINAL OFFICE ACTION**

**The USPTO must receive applicant's response to this letter within six months of the issue date below or the application will be abandoned.** Respond using the Trademark Electronic Application System (TEAS). A link to the appropriate TEAS response form appears at the end of this Office action.

**Issue date:** August 23, 2022

The referenced application has been reviewed by the assigned trademark examining attorney. Applicant must respond timely and completely to the issues below. 15 U.S.C. §1062(b); 37 C.F.R. §§2.62(a), 2.65(a); TMEP §§711, 718.03.

**SUMMARY OF ISSUES:**

- Section 2(d) Partial Refusal – Likelihood of Confusion
- Section 2(e)(1) Refusal - Merely Descriptive
- Advisory: Section 2(f) Acquired Distinctiveness
- Requirement: Identification and Classification of Goods
- Advisory: Multiple-Class Application Requirements

### **SECTION 2(d) PARTIAL REFUSAL – LIKELIHOOD OF CONFUSION**

*The stated refusal refers to International Class 1 only and does not bar registration in the other class.*

Applicant seeks to register HURRICANE BAND for, in relevant part: International Class 001: Adhesive roofing strips

Registration of the applied-for mark is refused because of a likelihood of confusion with the mark in

U.S. Registration Nos. HURRICANE FORCE. Trademark Act Section 2(d), 15 U.S.C. §1052(d); *see* TMEP §§1207.01 *et seq.* See the attached registration.

Trademark Act Section 2(d) bars registration of an applied-for mark that is so similar to a registered mark that it is likely consumers would be confused, mistaken, or deceived as to the commercial source of the goods and/or services of the parties. *See* 15 U.S.C. §1052(d). Likelihood of confusion is determined on a case-by-case basis by applying the factors set forth in *In re E. I. du Pont de Nemours & Co.*, 476 F.2d 1357, 1361, 177 USPQ 563, 567 (C.C.P.A. 1973) (called the “*du Pont* factors”). *In re i.am.symbolic, llc*, 866 F.3d 1315, 1322, 123 USPQ2d 1744, 1747 (Fed. Cir. 2017). Any evidence of record related to those factors need be considered; however, “not all of the *DuPont* factors are relevant or of similar weight in every case.” *In re Guild Mortg. Co.*, 912 F.3d 1376, 1379, 129 USPQ2d 1160, 1162 (Fed. Cir. 2019) (quoting *In re Dixie Rests., Inc.*, 105 F.3d 1405, 1406, 41 USPQ2d 1531, 1533 (Fed. Cir. 1997)).

Although not all *du Pont* factors may be relevant, there are generally two key considerations in any likelihood of confusion analysis: (1) the similarities between the compared marks and (2) the relatedness of the compared goods and/or services. *See In re i.am.symbolic, llc*, 866 F.3d at 1322, 123 USPQ2d at 1747 (quoting *Herbko Int'l, Inc. v. Kappa Books, Inc.*, 308 F.3d 1156, 1164-65, 64 USPQ2d 1375, 1380 (Fed. Cir. 2002)); *Federated Foods, Inc. v. Fort Howard Paper Co.*, 544 F.2d 1098, 1103, 192 USPQ 24, 29 (C.C.P.A. 1976) (“The fundamental inquiry mandated by [Section] 2(d) goes to the cumulative effect of differences in the essential characteristics of the goods [or services] and differences in the marks.”); TMEP §1207.01.

#### RELATEDNESS OF THE GOODS

The applicant identifies the following goods:

International Class 001: Adhesive roofing strips

Registrant identifies the following goods:

International Class 001: roofing adhesives

Determining likelihood of confusion is based on the description of the goods and/or services stated in the application and registration at issue, not on extrinsic evidence of actual use. *See In re Detroit Athletic Co.*, 903 F.3d 1297, 1307, 128 USPQ2d 1047, 1052 (Fed. Cir. 2018) (citing *In re i.am.symbolic, llc*, 866 F.3d 1315, 1325, 123 USPQ2d 1744, 1749 (Fed. Cir. 2017)).

In this case, the registration uses broad wording to describe roofing adhesives, which presumably encompasses all goods of the type described, including applicant’s more narrow adhesive roofing strips. *See, e.g., In re Solid State Design Inc.*, 125 USPQ2d 1409, 1412-15 (TTAB 2018); *Sw. Mgmt., Inc. v. Ocinomled, Ltd.*, 115 USPQ2d 1007, 1025 (TTAB 2015). Thus, applicant’s and registrant’s goods are legally identical. *See, e.g., In re i.am.symbolic, llc*, 127 USPQ2d 1627, 1629 (TTAB 2018) (citing *Tuxedo Monopoly, Inc. v. Gen. Mills Fun Grp., Inc.*, 648 F.2d 1335, 1336, 209 USPQ 986, 988 (C.C.P.A. 1981); *Inter IKEA Sys. B.V. v. Akea, LLC*, 110 USPQ2d 1734, 1745 (TTAB 2014); *Baseball Am. Inc. v. Powerplay Sports Ltd.*, 71 USPQ2d 1844, 1847 n.9 (TTAB 2004)).

Additionally, the goods of the parties have no restrictions as to nature, type, channels of trade, or classes of purchasers and are “presumed to travel in the same channels of trade to the same class of

purchasers.” *In re Viterra Inc.*, 671 F.3d 1358, 1362, 101 USPQ2d 1905, 1908 (Fed. Cir. 2012) (quoting *Hewlett-Packard Co. v. Packard Press, Inc.*, 281 F.3d 1261, 1268, 62 USPQ2d 1001, 1005 (Fed. Cir. 2002)). Thus, applicant’s and registrant’s goods are related.

### SIMILARITY OF THE MARKS

Marks are compared in their entireties for similarities in appearance, sound, connotation, and commercial impression. *Stone Lion Capital Partners, LP v. Lion Capital LLP*, 746 F.3d 1317, 1321, 110 USPQ2d 1157, 1160 (Fed. Cir. 2014) (quoting *Palm Bay Imps., Inc. v. Veuve Clicquot Ponsardin Maison Fondee En 1772*, 396 F.3d 1369, 1371, 73 USPQ2d 1689, 1691 (Fed. Cir. 2005)); TMEP §1207.01(b)-(b)(v). “Similarity in any one of these elements may be sufficient to find the marks confusingly similar.” *In re Inn at St. John’s, LLC*, 126 USPQ2d 1742, 1746 (TTAB 2018) (citing *In re Davia*, 110 USPQ2d 1810, 1812 (TTAB 2014)), *aff’d per curiam*, 777 F. App’x 516, 2019 BL 343921 (Fed. Cir. 2019); TMEP §1207.01(b).

When comparing marks, “[t]he proper test is not a side-by-side comparison of the marks, but instead whether the marks are sufficiently similar in terms of their commercial impression such that [consumers] who encounter the marks would be likely to assume a connection between the parties.” *Cai v. Diamond Hong, Inc.*, 901 F.3d 1367, 1373, 127 USPQ2d 1797, 1801 (Fed. Cir. 2018) (quoting *Coach Servs., Inc. v. Triumph Learning LLC*, 668 F.3d 1356, 1368, 101 USPQ2d 1713, 1721 (Fed. Cir. 2012)); TMEP §1207.01(b). The proper focus is on the recollection of the average purchaser, who retains a general rather than specific impression of trademarks. *In re Ox Paperboard, LLC*, 2020 USPQ2d 10878, at \*4 (TTAB 2020) (citing *In re Bay State Brewing Co.*, 117 USPQ2d 1958, 1960 (TTAB 2016)); *In re Inn at St. John’s, LLC*, 126 USPQ2d 1742, 1746 (TTAB 2018); TMEP §1207.01(b); *see In re St. Helena Hosp.*, 774 F.3d 747, 750-51, 113 USPQ2d 1082, 1085 (Fed. Cir. 2014).

Where the goods and/or services of an applicant and registrant are “similar in kind and/or closely related,” the degree of similarity between the marks required to support a finding of likelihood of confusion is not as great as in the case of diverse goods and/or services. *In re J.M. Originals Inc.*, 6 USPQ2d 1393, 1394 (TTAB 1987); *see Shen Mfg. Co. v. Ritz Hotel Ltd.*, 393 F.3d 1238, 1242, 73 USPQ2d 1350, 1354 (Fed. Cir. 2004); TMEP §1207.01(b). Here the goods are legally identical and thus highly related.

Applicant has applied for the standard character mark HURRICANE BAND and the cited registration is the standard character mark HURRICANE FORCE. The marks begin with the same first word, and results in marks with a highly similar sound, appearance, and connotation, being used on highly similar goods. This results in marks with an overall similar commercial impression.

Consumers are generally more inclined to focus on the first word, prefix, or syllable in any trademark or service mark. *See Palm Bay Imps., Inc. v. Veuve Clicquot Ponsardin Maison Fondee En 1772*, 396 F.3d 1369, 1372, 73 USPQ2d 1689, 1692 (Fed. Cir. 2005) (finding similarity between VEUVE ROYALE and two VEUVE CLICQUOT marks in part because “VEUVE . . . remains a ‘prominent feature’ as the first word in the mark and the first word to appear on the label”); *Century 21 Real Estate Corp. v. Century Life of Am.*, 970 F.2d 874, 876, 23 USPQ2d 1698, 1700 (Fed Cir. 1992) (finding similarity between CENTURY 21 and CENTURY LIFE OF AMERICA in part because “consumers must first notice th[e] identical lead word”); *see also In re Detroit Athletic Co.*, 903 F.3d 1297, 1303, 128 USPQ2d 1047, 1049 (Fed. Cir. 2018) (finding “the identity of the marks’ two initial words is particularly significant because consumers typically notice those words first”).

Marks may be confusingly similar in appearance where similar terms or phrases or similar parts of terms or phrases appear in the compared marks and create a similar overall commercial impression. *See Crocker Nat'l Bank v. Canadian Imperial Bank of Commerce*, 228 USPQ 689, 690-91 (TTAB 1986), *aff'd sub nom. Canadian Imperial Bank of Commerce v. Wells Fargo Bank, Nat'l Ass'n*, 811 F.2d 1490, 1495, 1 USPQ2d 1813, 1817 (Fed. Cir. 1987) (holding COMM CASH and COMMUNICASH confusingly similar); *In re Corning Glass Works*, 229 USPQ 65, 66 (TTAB 1985) (holding CONFIRM and CONFIRMCELLS confusingly similar); *In re Pellerin Milnor Corp.*, 221 USPQ 558, 560 (TTAB 1983) (holding MILTRON and MILLTRONICS confusingly similar); TMEP §1207.01(b)(ii)-(iii).

Because the marks are similar in appearance, sound, connotation and commercial impression, the marks are confusingly similar. And because the marks are confusingly similar and the goods are related, there is a likelihood of confusion to relevant consumers, and therefore registration is refused.

*Applicant should note the following additional ground for refusal.*

## SECTION 2(e)(1) REFUSAL - MERELY DESCRIPTIVE

Applicant has applied for the mark "HURRICANE BAND" for:

International Class 001: Adhesive roofing strips

International Class 019: Roofing shingles

Registration is refused because the applied-for mark merely describes a function and purpose of applicant's goods. Trademark Act Section 2(e)(1), 15 U.S.C. §1052(e)(1); *see* TMEP §§1209.01(b), 1209.03 *et seq.*

A mark is merely descriptive if it describes an ingredient, quality, characteristic, function, feature, purpose, or use of an applicant's goods and/or services. TMEP §1209.01(b); *see, e.g., In re TriVita, Inc.*, 783 F.3d 872, 874, 114 USPQ2d 1574, 1575 (Fed. Cir. 2015) (quoting *In re Oppedahl & Larson LLP*, 373 F.3d 1171, 1173, 71 USPQ2d 1370, 1371 (Fed. Cir. 2004)); *In re Steelbuilding.com*, 415 F.3d 1293, 1297, 75 USPQ2d 1420, 1421 (Fed. Cir. 2005) (citing *Estate of P.D. Beckwith, Inc. v. Comm'r of Patents*, 252 U.S. 538, 543 (1920)).

The determination of whether a mark is merely descriptive is made in relation to an applicant's goods and/or services, not in the abstract. *DuoProSS Meditech Corp. v. Inviro Med. Devices, Ltd.*, 695 F.3d 1247, 1254, 103 USPQ2d 1753, 1757 (Fed. Cir. 2012); *In re The Chamber of Commerce of the U.S.*, 675 F.3d 1297, 1300, 102 USPQ2d 1217, 1219 (Fed. Cir. 2012); TMEP §1209.01(b). "Whether consumers could guess what the product [or service] is from consideration of the mark alone is not the test." *In re Am. Greetings Corp.*, 226 USPQ 365, 366 (TTAB 1985).

HURRICANE is defined in the attached Merriam-Webster dictionary as "a tropical cyclone with winds of 74 miles (119 kilometers) per hour or greater that is usually accompanied by rain, thunder, and lightning, and that sometimes moves into temperate latitudes" and BAND is defined as "a strip serving to join or hold things together". This shows the term HURRICANE describes the goods because their function is to resist hurricanes and BAND describes the goods because they have a literal strip or band of adhesive.

Finally, applicant's own brochure clearly states that the HURRICANE BAND and the WEATHER-TITE BAND are literal strips and that the goods are designed to withstand the "wind speed found in a

Category 4 Hurricane".

For purposes of evaluating a trademark, material obtained from the Internet is generally accepted as competent evidence. *See In re Bayer Aktiengesellschaft*, 488 F.3d 960, 966, 82 USPQ2d 1828, 1833 (Fed. Cir. 2007); *In re Reed Elsevier Props., Inc.*, 482 F.3d 1376, 1380, 82 USPQ2d 1378, 1381 (Fed. Cir. 2007); TBMP §1208.03; TMEP §710.01(b).

Generally, if the individual components of a mark retain their descriptive meaning in relation to the goods and/or services, the combination results in a composite mark that is itself descriptive and not registrable. *In re Fat Boys Water Sports LLC*, 118 USPQ2d 1511, 1516 (TTAB 2016) (citing *In re Tower Tech, Inc.*, 64 USPQ2d 1314, 1317-18 (TTAB 2002)); TMEP §1209.03(d); *see, e.g., DuoProSS Meditech Corp. v. Inviro Med. Devices, Ltd.*, 695 F.3d 1247, 1255, 103 USPQ2d 1753, 1758 (Fed. Cir. 2012) (holding SNAP SIMPLY SAFER merely descriptive for various medical devices, such as hypodermic, aspiration, and injection needles and syringes); *In re Fallon*, 2020 USPQ2d 11249, at \*12 (TTAB 2020) (holding THERMAL MATRIX merely descriptive of a heat-responsive, malleable liner that is an integral component of an oral dental appliance).

Only where the combination of descriptive terms creates a unitary mark with a unique, incongruous, or otherwise nondescriptive meaning in relation to the goods is the combined mark registrable. *See In re Omniome, Inc.*, 2020 USPQ2d 3222, at \*4 (TTAB 2019) (citing *In re Colonial Stores, Inc.*, 394 F.2d 549, 551, 157 USPQ 382, 384 (C.C.P.A. 1968); *In re Shutts*, 217 USPQ 363, 364-65 (TTAB 1983)); *In re Positec Grp. Ltd.*, 108 USPQ2d 1161, 1162-63 (TTAB 2013).

In this case, both the individual components and the composite result are descriptive of applicant's goods and do not create a unique, incongruous, or nondescriptive meaning in relation to the goods. Specifically, the goods are a roofing strip or roofing shingle with an adhesive strip, all designed to withstand a hurricane.

For the reasons stated above, applicant's mark is merely descriptive of the applied-for goods and registration is refused.

#### ADVISORY: SECTION 2(f) ACQUIRED DISTINCTIVENESS

In response to the Section 2(e)(1) refusal, applicant may assert a claim that the applied-for mark has acquired distinctiveness under Trademark Act Section 2(f). Applicant may respond by submitting (1) actual evidence (such as verified statements of long term use, advertising and sales expenditures, examples of advertising, affidavits and declarations of consumers, customer surveys) and/or (2) a verified statement of applicant's five years' use in commerce. *See* 15 U.S.C. §1052(f); 37 C.F.R. §2.41(a)(2)-(3); TMEP §1212.08.

To establish acquired distinctiveness based on use in commerce, an applicant may rely only on use in commerce that may be regulated by the U.S. Congress. *See* 15 U.S.C. §§1052(f), 1127. Use solely in a foreign country or between two foreign countries is not evidence of acquired distinctiveness in the United States. TMEP §§1010, 1212.08; *see In re Rogers*, 53 USPQ2d 1741, 1746-47 (TTAB 1999).

**Extrinsic evidence of acquired distinctiveness.** This evidence must demonstrate that the relevant public understands the primary significance of the mark as identifying the *source* of applicant's product or service rather than identifying the product or service itself. *In re Steelbuilding.com*, 415 F.3d 1293, 1297, 75 USPQ2d 1420, 1422 (Fed. Cir. 2005).

When determining whether the evidence shows the mark has acquired distinctiveness, the trademark examining attorney will consider the following six factors: (1) association of the mark with a particular source by actual purchasers (typically measured by customer surveys linking the name to the source); (2) length, degree, and exclusivity of use; (3) amount and manner of advertising; (4) amount of sales and number of customers; (5) intentional copying; and (6) unsolicited media coverage. *See Converse, Inc. v. ITC*, 909 F.3d 1120, 1120, 128 USPQ2d 1538, 1546 (Fed. Cir. 2018) (“the *Converse* factors”). “[N]o single factor is determinative.” *In re Steelbuilding.com*, 415 F.3d at 1300, 75 USPQ2d at 1424; *see TMEP §§1212.06 et seq.* Rather, all factors are weighed together in light of all the circumstances to determine whether the mark has acquired distinctiveness. *In re Steelbuilding.com*, 415 F.3d at 1300, 75 USPQ2d at 1424.

**Verified statement of five years’ use in commerce.** To amend the application to assert Section 2(f) based on five years’ use, applicant should provide (1) information regarding the length of use of the mark in commerce and/or dates of use, and (2) the following written statement claiming acquired distinctiveness, if accurate:

**The mark has become distinctive of the goods and/or services through the applicant’s substantially exclusive and continuous use of the mark in commerce that the U.S. Congress may lawfully regulate for at least the five years immediately before the date of this statement.**

*See 15 U.S.C. §1052(f); 37 C.F.R. §2.41(a)(2); TMEP §§1212.05(d), 1212.08.* This statement must be verified with an affidavit or signed declaration under 37 C.F.R. §2.20. 37 C.F.R. §2.41(a)(2); TMEP §1212.05(d); *see 37 C.F.R. §2.193(e)(1).*

Applicant is advised that, if the application is amended to seek registration on the Principal Register under Trademark Act Section 2(f) or on the Supplemental Register, applicant will be required to disclaim “BAND” because such wording appears to be generic in the context of applicant’s goods and/or services. *See 15 U.S.C. §1056(a); In re Wella Corp.*, 565 F.2d 143, 144, 196 USPQ 7, 8 (C.C.P.A. 1977); *In re Creative Goldsmiths of Wash., Inc.*, 229 USPQ 766, 768 (TTAB 1986); TMEP §1213.03(b).

Applicant may submit a disclaimer in the following format:

**No claim is made to the exclusive right to use “BAND” apart from the mark as shown.**

TMEP §1213.08(a)(i).

For an overview of disclaimers and instructions on how to provide one using the Trademark Electronic Application System (TEAS), see the [Disclaimer webpage](#).

Although applicant’s mark has been refused registration, applicant may respond to the refusals by submitting evidence and arguments in support of registration. However, if applicant responds to the refusals, applicant must also respond to the requirement(s) set forth below.

## REQUIREMENT: IDENTIFICATION AND CLASSIFICATION OF GOODS

Applicant must clarify the wording in the identification of goods because it is indefinite and too broad.

*See* 37 C.F.R. §2.32(a)(6); TMEP §§1402.01, 1402.03. This wording "adhesive roofing strips" is indefinite because it does not make clear the nature of the goods or their function and "roofing shingles" is indefinite because the material is not specified. Further, all this wording could identify goods in more than one international class. Roofing adhesives themselves are in Class 1, but adhesive roofing sealants are in Class 17, and roofing itself and roofing shingles are in Class 6 or Class 19, depending on whether it is metal or non-metal.

Applicant may substitute the following wording, if accurate (additions are shown in bold, deletions are in strike-through):

International Class 001: roofing adhesives **in the form of adhesive strips**

International Class 019: **Non-metal** roofing shingles; **Non-metal** roofing shingles **with an adhesive strip**; **non-metal roofing in the nature of roofing strips containing an** adhesive

Applicant may amend the identification to clarify or limit the goods and/or services, but not to broaden or expand the goods and/or services beyond those in the original application or as acceptably amended. *See* 37 C.F.R. §2.71(a); TMEP §1402.06. Generally, any deleted goods and/or services may not later be reinserted. *See* TMEP §1402.07(e). Additionally, for U.S. applications filed under Trademark Act Section 44(e), the scope of the identification for purposes of permissible amendments may not exceed the scope of the goods and/or services identified in the foreign registration. 37 C.F.R. §2.32(a)(6); *Marmark, Ltd. v. Nutrexpaa, S.A.*, 12 USPQ2d 1843, 1845 (TTAB 1989) (citing *In re Löwenbräu München*, 175 USPQ 178, 181 (TTAB 1972)); TMEP §§1012, 1402.01(b).

For assistance with identifying and classifying goods and services in trademark applications, please see the USPTO's online searchable *U.S. Acceptable Identification of Goods and Services Manual*. *See* TMEP §1402.04.

#### ADVISORY: MULTIPLE-CLASS APPLICATION REQUIREMENTS

The application identifies goods in more than two international classes; therefore, applicant must satisfy all the requirements below for each international class based on Trademark Act Sections 1(b) and 44:

- (1) **List the goods by their international class number** in consecutive numerical order, starting with the lowest numbered class.
- (2) **Submit a filing fee for each international class** not covered by the fees already paid (view the [USPTO's current fee schedule](#)). The application identifies goods that are classified in at least 3 classes; however, applicant submitted fees sufficient for only 2 classes. Applicant must either submit the filing fees for the classes not covered by the submitted fees or restrict the application to the number of classes covered by the fees already paid.

*See* 37 C.F.R. §2.86(a); TMEP §§1403.01, 1403.02(c).

For an overview of the requirements for a Sections 1(b) and 44 multiple-class application and how to satisfy the requirements online using the Trademark Electronic Application System (TEAS) form, see the [Multiple-class Application webpage](#).

**Assistance available.** Please call or email the assigned trademark examining attorney with questions

about this Office action. Although an examining attorney cannot provide legal advice, the examining attorney can provide additional explanation about the refusal(s) and/or requirement(s) in this Office action. *See* TMEP §§705.02, 709.06.

The USPTO does not accept emails as responses to Office actions; however, emails can be used for informal communications and are included in the application record. *See* 37 C.F.R. §§2.62(c), 2.191; TMEP §§304.01-.02, 709.04-.05.

**How to respond.** [\*\*Click to file a response to this nonfinal Office action.\*\*](#)

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## **RESPONSE GUIDANCE**

- **Missing the response deadline to this letter will cause the application to abandon.** The response must be received by the USPTO before midnight **Eastern Time** of the last day of the response period. TEAS maintenance or [unforeseen circumstances](#) could affect an applicant's ability to timely respond.
- **Responses signed by an unauthorized party** are not accepted and can **cause the application to abandon**. If applicant does not have an attorney, the response must be signed by the individual applicant, all joint applicants, or someone with [legal authority to bind a juristic applicant](#). If applicant has an attorney, the response must be signed by the attorney.
- If needed, **find contact information for the supervisor** of the office or unit listed in the signature block.

**(4) STANDARD CHARACTER MARK**

HURRICANE FORCE

**Mark Punctuated**

HURRICANE FORCE

**Translation**

**Goods/Services**

- IC 001. US 001 005 006 010 026 046.G & S: ROOFING ADHESIVES. FIRST USE: 20000320. FIRST USE IN COMMERCE: 20000828

**Mark Drawing Code**

(4) STANDARD CHARACTER MARK

**Design Code**

**Serial Number**

76617058

**Filing Date**

20041018

**Current Filing Basis**

1A

**Original Filing Basis**

1A

**Publication for Opposition Date**

20050920

**Registration Number**

3026073

**Date Registered**

20051213

**Owner**

(REGISTRANT) MILLENNIUM ADHESIVE PRODUCTS INCORPORATED CORPORATION OHIO  
16855 Park Circle Drive Chagrin Falls OHIO 44023 (LAST LISTED OWNER) MILLENNIUM ADHESIVE  
PRODUCTS, LLC LIMITED LIABILITY COMPANY OHIO WLB - Law - Trademarks 2001 West  
Washington Street South Bend INDIANA 46628

**Priority Date**

**Disclaimer Statement**

**Description of Mark**

**Type of Mark**

TRADEMARK

**Register**

**PRINCIPAL**

**Live Dead Indicator**

**LIVE**

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**hurricane** noun

Save Word

hurricane | \hər-ə-kān, -kān, hə-rāv, hə-rē\

**Definition of hurricane (Entry 1 of 2)**

**1** : a tropical cyclone with winds of 74 miles (119 kilometers) per hour or greater that is usually accompanied by rain, thunder, and lightning, and that sometimes moves into temperate latitudes

NOTE: Hurricane has traditionally been used especially when naming or referring to storms occurring in the western Atlantic; it is used for storms in the northeastern Pacific as well.

// The people who bought homes there would never find out the truth, unless a hurricane came and blew off their roofs and knocked down their walls.  
— Carl Hiaasen

// A few days after Hurricane Katrina slammed into New Orleans, a small group of strangers on bicycles showed up in the Algiers neighborhood, knocking on doors and asking if anyone needed medical attention.  
— Tim Shorrock

// The most recent system was Hurricane Erick, which charged towards Hawaii with winds topping 130mph as a category four system.  
— Katie Sewell

— compare TYPHOON

— see BEAUFORT SCALE TABLE

**2** : something resembling a hurricane especially in its turmoil  
// a rushing *hurricane* of blows struck him as he stood up  
— Donn Byrne

**hurricane** adjective

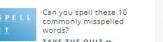
**Definition of hurricane (Entry 2 of 2)**

: having or being a glass chimney (see CHIMNEY sense 4) providing protection from wind

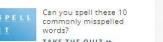
// a *hurricane* lamp

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**COX** Unpredictable Swift Relentless

 Can you spell these 10 commonly misspelled words?  
TAKE THE QUIZ

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[↓ More Example Sentences](#)

[↓ Learn More About \*hurricane\*](#)

#### Synonyms for *hurricane*

##### Synonyms: Noun

ado, alacrity, and excursions, ballyhoo, blather, bluster, boldberry, bother, bustle, clamor, clatter [*chiefly dialect*], coil, commotion, corroborate [*Harmonious*], disturbance, do [*chiefly dialect*] foofaraw, fun, furor, furore, fuss, helter-skelter, hoo-ha (also hoo-hah), hoopla, hubble-bubble, hubbub, hullabaloo, hurly, hurly-burly, hurry, hurry-scurry (or hurry-skurry), kerfuffle [*chiefly British*], moll, pandemonium, pother, row, ruckus, ruction, rumpus, shindy, splore [*Scottish*], squall, stew, stir, storm, to-do, tumult, turmoil, uproar, walter, whirl, williwaw, zoo

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[TAKE THE QUIZ ➤](#)



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#### Examples of *hurricane* in a Sentence

##### Noun

// economic news that unleashed a *hurricane* on the trading floor

#### Recent Examples on the Web: Noun

// Find favorites like piña coladas, jungle juice, bellinis, and the dangerously boozy Cat 5 *hurricane*, available in souvenir cups or gallons to-go.  
— Megha Mcswain, *Chron*, 19 Aug. 2022  
// ARs are essentially rivers of water vapor in the sky that are pushed along by strong, low-altitude winds, sometimes at *hurricane* speeds.  
— F. Martin Ralph, *Scientific American*, 19 Aug. 2022  
// Inclement weather set in one weekend, a *hurricane* muscling through from the south.  
— Weiwei Wang, *The New Yorker*, 18 Aug. 2022

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These example sentences are selected automatically from various online news sources to reflect current usage of the word 'hurricane'. Views expressed in the examples do not represent the opinion of Merriam-Webster or its editors. Send us feedback.

#### First Known Use of *hurricane*

##### Noun

1555, in the meaning defined at [sense 1](#)

**Adjective**  
1894, in the meaning defined above



#### History and Etymology for *hurricane*

Noun and Adjective  
Spanish *huracán*, from Taino *hurakán*

#### Buying Guide

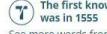
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#### Share *hurricane*



#### Time Traveler for *hurricane*



The first known use of *hurricane* was in 1555

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[Statistics for \*hurricane\*](#)

**HURRICANE** LOOKING AHEAD**hurricane**

Hurrian

**hurricane**

hurricane bird

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23 Aug 2022

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Dictionary, Merriam-Webster,

[https://www.merriam-](https://www.merriam-webster.com/dictionary/hurricane)[merriam-webster.com/dictionary/hurricane.](https://www.merriam-webster.com/dictionary/hurricane)

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FerdinandRampaul · 9 June, 2011

I am doing a project with my niece who is standard 4.

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VenoDozSantos · 19 July, 2014

The WORD Hurricane was derived from the Caribbean Slaves, Who lived in Make-shift and poorly erected homes. When the strong winds blew away their houses, they took Shelter in the Sugar Cane fields, and were instructed by their elders to Hold onto, or strap themselves to the root stalks to avoid bei...[See more](#)[Reply](#) · [11](#) [3](#) · [Share](#)

ClaudemirReis · 18 March, 2014

I was just confused about the diff in between tornadoes and hurricane.

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## More Definitions for *hurricane*

### **hurricane** noun

hur-ri-kān | \ har-ə-kan \ har-i-kan \

#### Kids Definition of *hurricane*

: a tropical cyclone with winds of 74 miles (119 kilometers) per hour or greater usually accompanied by rain, thunder, and lightning

#### More from Merriam-Webster on *hurricane*

English: Translation of *hurricane* for Spanish Speakers

Britannica English: Translation of *hurricane* for Arabic Speakers

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'Dunderhead' and Other  
'Nice' Ways to Say  
Stupid

As illustrated by some very  
smart pups



10 Words from Place  
Names

Bikini, bourbon, and  
badminton were places first



'Pride': The Word That  
Went From Vice to  
Strength

Do you take pride in Pride?



When Were Words First  
Used?

Look up any year to find out

#### ASK THE EDITORS



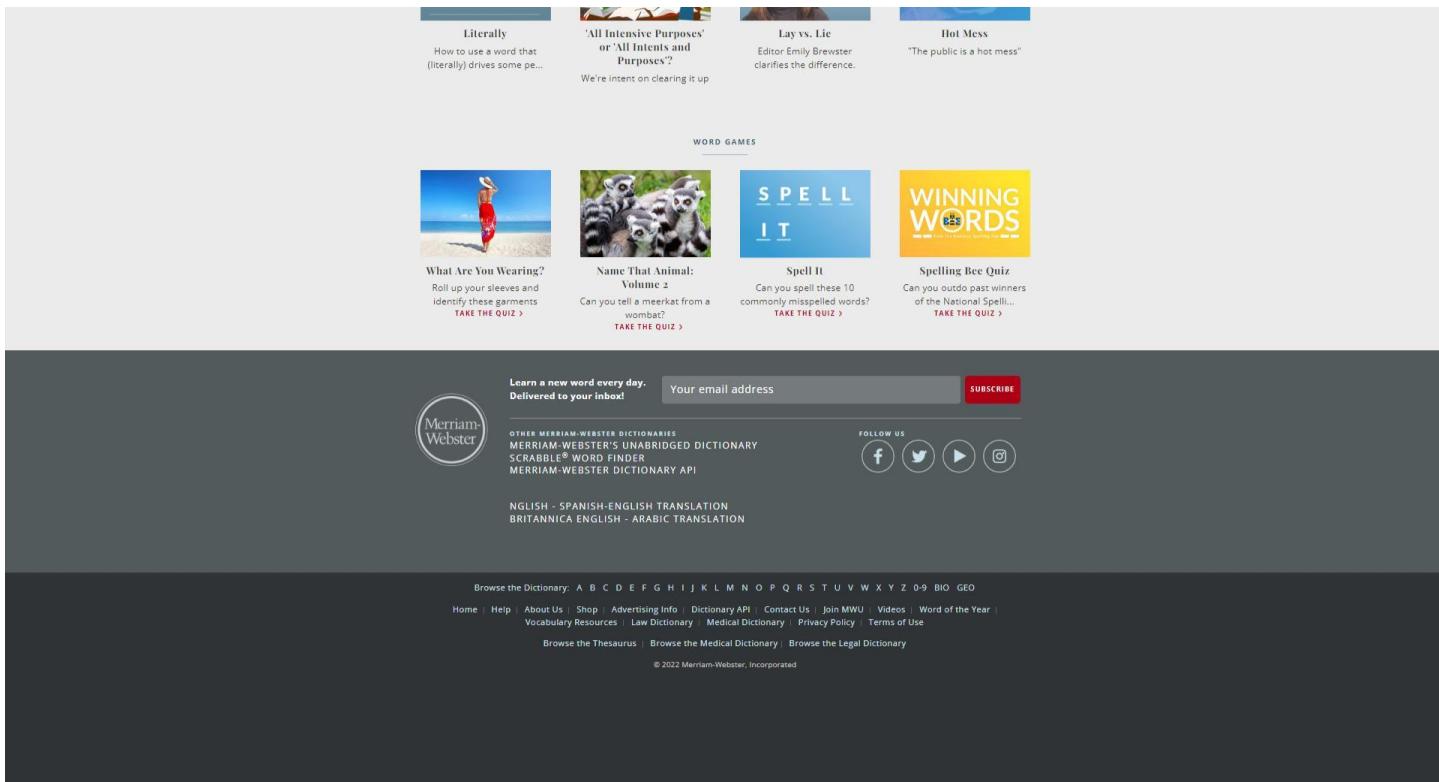
for all intensive purposes



lay  
vs.  
lie



HOT MESS



https://www.merriam-webster.com/dictionary/band at 09:20:15, 08/23/2022

SINCE 1828

Dictionary Thesaurus

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## band noun (i)

Save Word

\ band

### Definition of *band* (Entry 1 of 3)

- 1 : something that confines or constricts while allowing a degree of movement
- 2 : something that binds or restrains legally, morally, or spiritually
- 3 : a strip serving to join or hold things together: such as
  - a : BELT sense 2
  - b : a cord or strip across the back of a book to which the sections are sewn
- 4 : a thin flat encircling strip: such as
  - a : a close-fitting strip that confines material at the waist, neck, or cuff of clothing
  - b : a strip of cloth used to protect a newborn baby's navel — called also *bellyband*
  - c : a ring of elastic
- 5 : a : a strip (as of living tissue or rock) or a stripe (as on an animal) differentiable (as by color, texture, or structure) from the adjacent material or area  
b : a more or less well-defined range of wavelengths, frequencies, or energies  
c : RANGE sense 7a
- 6 : a narrow strip serving chiefly as decoration: such as
  - a : a narrow strip of material applied as trimming to an article of dress
  - b : bands *plural*: a pair of strips hanging at the front of the neck as part of clerical, legal, or academic dress
  - c : a ring without raised portions
- 7 : TRACK sense 2e(3)

## band verb

banded

\$59 fall sale, dropping now.

\$59 fall sale, dropping now.

Ad by Southwest Airlines

Definition transitive verb

- 1 : to affix a band to or tie up with a band
- 2 : to finish or decorate with a band



### WORD OF THE DAY

#### abrogate

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### TEST YOUR VOCABULARY

Words Named After People



Namesake of the leotard, Jules Leotard had what

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1.1 Can you spell these 10 commonly misspelled words?

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**3** : to gather together : **UNITE**  
*// banded* themselves together for protection

**intransitive verb**

: to unite for a common purpose —often used with *together*  
*// have banded* together in hopes of attacking the blight that is common to them all  
—J. B. Conant



**band** *noun* (2)

**Definition of band (Entry 3 of 3)**

: a group of persons, animals, or things  
*especially* : a group of musicians organized for ensemble playing

•

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[Phrases Containing band](#)

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**Other Words from band**

Verb

bander *noun*

**Synonyms & Antonyms for band**

**Synonyms:** Noun (1)

[circle](#), [eye](#), [hoop](#), [loop](#), [ring](#), [round](#)

**Synonyms:** Verb

[begird](#), [belt](#), [engird](#) [archaic], [engirdle](#), [enwind](#), [gird](#), [girdle](#), [girt](#), [girth](#), [wrap](#)

**Synonyms:** Noun (2)

[orchestra](#), [philharmonic](#), [symphony](#), [symphony orchestra](#)

**Antonyms:** Verb

[ungird](#), [unwrap](#)

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#### Examples of *band* in a Sentence

##### Verb

// *banded* the waist of the dress with a matching belt  
// *banded* the newspapers together for delivery

#### Phrases Containing *band*

absorption band	band-pass filter	band saw
band together	band shell	brass band
boy band	big band	elastic band

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#### First Known Use of *band*

##### Noun (1)

12th century, in the meaning defined at [sense 1](#)

##### Verb

15th century, in the meaning defined at transitive sense [1](#)

##### Noun (2)

15th century, in the meaning defined above



#### History and Etymology for *band*

##### Noun (1)

In senses 1 & 2, from Middle English *band*, *band* something that constricts, from Old Norse *band*; akin to Old English *bindan* to bind; in other senses, from Middle English *bande* strip, from Middle French, from Vulgar Latin \**binda*, of Germanic origin; akin to Old High German *binta* fillet; akin to Old English *bindan* to bind, *band* fetter — more at [BIND](#)

##### Noun (2)

borrowed from Middle French *bande* "troop, company of people," borrowed from

Old Occitan *bonda*, going back to Late Latin *banda*, plural of *bandum* “flag, standard” (attested in glosses); borrowed from Gothic *bandwo* “sign, signal” (or a cognate Germanic word), of uncertain origin

NOTE: The meaning of the Latin word is well illustrated by the following passage from Paul the Deacon’s *History of the Lombards* (*Historia Langobardorum*, 1.20), written in the late eighth century: “Tato vero Rodulfus regnum, quod bandum apparet, eiusdem signum est, quod etiam nomen suum habet. Quod vero Rodulfo [a Lombard king] indeed carried off the banner of Rodulf [a king of the Heruli, a Germanic people] which they call *bandum*, and his helmet, which he had been accustomed to wear in battle? The presumption is that the standard, which served as a rallying or assembly point for a group of soldiers, was applied to the group itself, and the meaning further generalized to any company of people. — The Gothic word *bandwo* is generally taken as descending from Indo-European *\*b̥eh₂-* “shine, give light, appear” (see FANTASY entry 1) though derivation detail is lacking. D. Kroonen (*Etymological Dictionary of Proto-Germanic*, 2019) sets it as derived directly from Old Norse *bandr* “banner,” “speak formally; call or order” (from *\*b̥anij-* e., per Kroonen; see BAN entry 1). The Gothic noun has a verbal derivative *bandwjan* “to give a sign, reveal,” with a prefixed form *gobandwjan*. The verb is matched by Old Icelandic *banda* “to beckon, give a sign, forebode,” apparently the only other Germanic evidence for the etymon.

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## Learn More About *band*

### Share *band*



### Time Traveler for *band*

The first known use of *band* was in the 12th century

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**band**  
banda

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 **DonnaVanZandt** · 29 March, 2011   
I feel so ignorant. Yesterday I was directed to a B&B that is owned by Bernard, who was described as "a former band member." My dumb self thought that Bernard is part of some hippie defunct Canadian band that then opened up a B&B after his music career. God, Donna. Band, as in, an Indian cultural... [See more](#)  
[Reply](#) ·  8  · [Share](#)

 **JoanTerflinger** · 21 September, 2014   
The Lone Ranger movie, where Tonto's chief tells the Lone Ranger that Tonto is "a band apart" because of the terrible thing that he did as a child.  
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 **DebbyHarquail** · 27 November, 2011   
Because Indian Reservations are referred to by the government as Indian Bands and I wanted to see the relation of the actual word in relation to its' actual meaning.  
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## More Definitions for *band*

### **band** noun

\ band \

#### Kids Definition of *band* (Entry 1 of 3)

- 1 : a strip of material that holds together or goes around something else  
// A plastic *band* held on the container's lid.
- 2 : a strip of something that is different from what it goes around or across  
// a hat *band*  
// a *band* of tall grass
- 3 : a range of frequencies (as of radio waves)

**band** **verb**

banded; banding

**Kids Definition of band (Entry 2 of 3)**

- 1 : to put a strip of material on or around : tie together with a band  
// The envelopes are *banded* in packs of 50.
- 2 : to unite in a group  
// "They don't want us *banding* together for higher wages or better housing," said Marta.  
— Pam Muñoz Ryan, *Esperanza Rising*

**band** **noun****Kids Definition of band (Entry 3 of 3)**

- 1 : a group of persons or animals  
// a *band* of outlaws
- 2 : a group of musicians performing together

**band** **noun**

\ band \

**Medical Definition of band**

- 1 : a thin flat encircling strip especially for binding: as
- a : a strip of cloth used to protect a newborn baby's navel
    - called also *bellyband*
  - b : a thin flat strip of metal that encircles a tooth
    - // orthodontic *bands*
- 2 : a strip separated by some characteristic color or texture or considered apart from what is adjacent: as
- a : a stripe, streak, or other elongated mark on an animal
    - especially: one transverse to the long axis of the body
  - b : a line or streak of differentiated cells
  - c : one of the alternating dark and light segments of skeletal muscle fibers
  - d : BAND CELL
  - e : a strip of abnormal tissue either congenital or acquired
    - especially: a strip of connective tissue that causes obstruction of the bowel

**More from Merriam-Webster on band**

Nglish: Translation of *band* for Spanish Speakers  
Britannica English: Translation of *band* for Arabic Speakers  
Britannica.com: Encyclopedia article about *band*

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#### 'Dunderhead' and Other 'Nice' Ways to Say Stupid

As illustrated by some very smart pups



#### 10 Words from Place Names

Bikini, bourbon, and badminton were places first



#### 'Pride': The Word That Went From Vice to Strength

Do you take pride in Pride?



#### When Were Words First Used?

Look up any year to find out

### ASK THE EDITORS



#### Literally

How to use a word that (literally) drives some pe...



#### 'All Intensive Purposes' or 'All Intents and Purposes'?

We're intent on clearing it up



#### Lay vs. Lie

Editor Emily Brewster clarifies the difference.



#### Hot Mess

"The public is a hot mess"

### WORD GAMES

### WORD GAMES



#### What Are You Wearing?

Roll up your sleeves and identify these garments

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Volume 2  
Can you tell a meerkat from a wombat?

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Featured product: Manor shingles in Baltimore.

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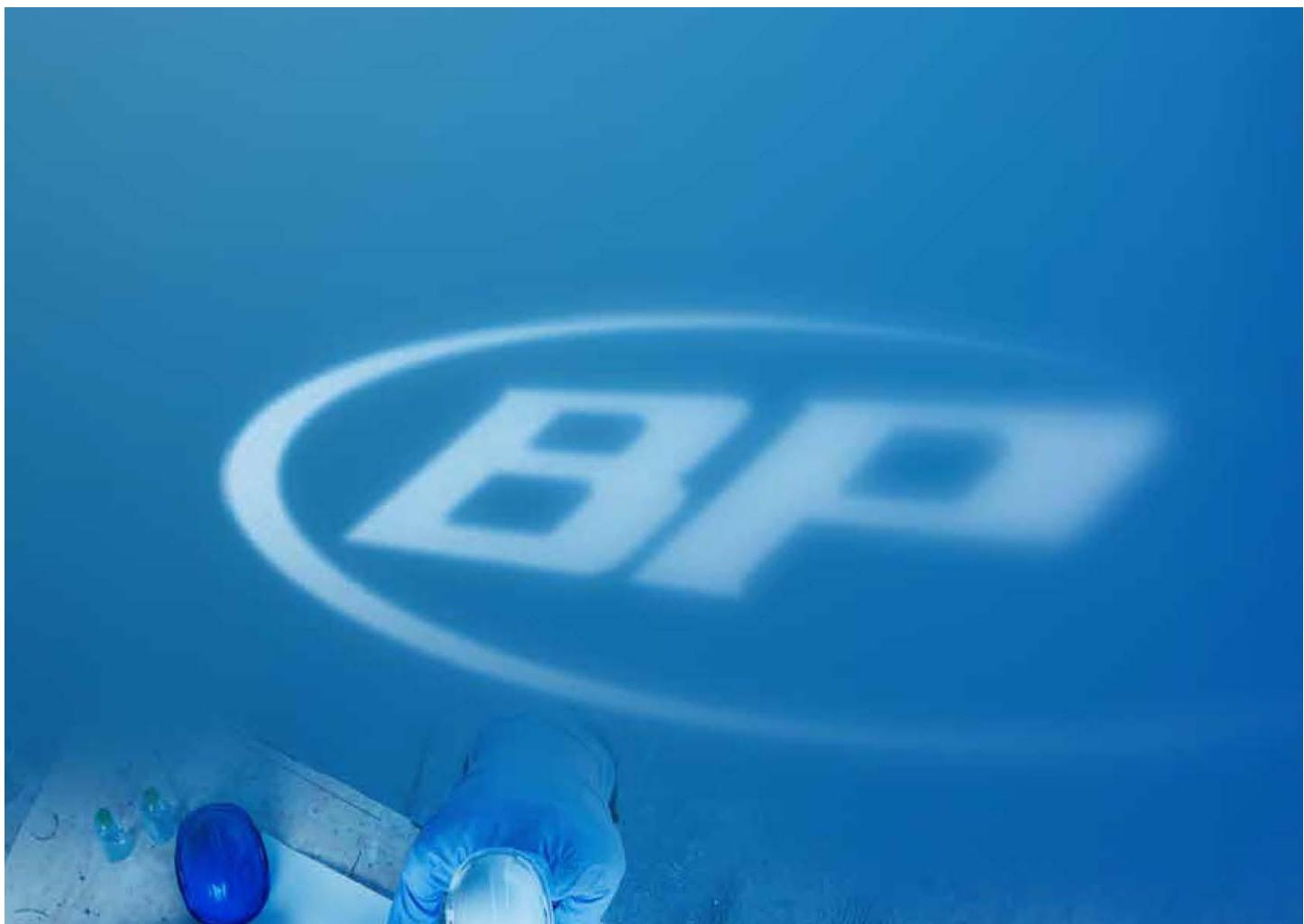
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COLOR LAB

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The result? Unique, sophisticated blends that replicate the traditional stone they are inspired by with unparalleled realism.

# WIND OF CHANGE

Our patented **WEATHER-TITE® TECHNOLOGY** has been an industry standard for a decade, but have you ever stopped and wondered why it is such an important feature? The reason is quite simple: nails may fix the shingles down, but it's the sealant that keeps them in place in the long run.

When the exposed portion of a shingle is lifted by the wind, the sealant can be contaminated by dust and other impurities thus preventing the shingle from sealing properly. Wind then moves up the roof and lifts the exposed part of the shingle, making it curl. Once released from the wind, the shingle will remain slightly deformed, which will also hinder its ability to seal. **Only properly sealed shingles can protect your home from water infiltration.**

SHINGLE BACK



The dotted **HURRICANE BAND®** is the primary wind protection component. Placed at the edge of the exposure ensuring the shingle remains in place over its lifetime.

The solid **WEATHER-TITE® BAND** is a second sealant strip which prevents water infiltration caused by wind-driven rain in addition to providing another level of protection against wind blow-off.

## SUPERIOR RESISTANCE AND PROTECTION AGAINST:

- 1 WIND BLOW-OFF
- 2 WIND-DRIVEN RAIN
- 3 WATER INFILTRATION
- 4 SURFACE UPLIFT





SHINGLE FRONT

NEW

## Weather-Tite® TECHNOLOGY

BP Canada's **Mystique** and **Vanguard** shingles all feature our exclusive Weather-Tite® technology. This patented breakthrough technology has been proven to hold its own against the elements while delivering superior protection against water infiltration.

## Weather-Tite®+ TECHNOLOGY

### WEATHER-TITE® PLUS - OR WHY SEALANT MATTERS

Surface uplift can leave shingles deformed and prevent them from properly sealing. Water, dust, and debris that find their way across a sealant strip can also render the seal ineffective. In both instances, the shingle is left exposed to wind-driven water infiltration and wind blow-off. That is why it is crucial that the adhesive seals off quickly after the installation.

With that in mind, our research and development team worked on ways to optimize the efficiency of the adhesive on our shingles.

The result? **Weather-Tite® Plus**. By improving upon the sealant itself and the way it is applied on the shingles, we were able to develop a sealing mechanism so efficient that it allows us to offer standard protection against winds of up to 135 mph on all the shingles it is applied on, such as Manoir – no special installation method required!



135 mph corresponds to wind speed  
found in a Category 4 Hurricane

### YOUR ULTIMATE PROTECTION AGAINST WIND BLOW-OFF

#### WIND WARRANTIES

	STANDARD Installation Method	HIGH-WIND Installation Method*	
<b>MANOIR</b>	135 mph	NOT REQUIRED	
<b>VANGARD</b>	110 mph	135 mph	
<b>MYSTIQUE</b>	110 mph	135 mph	
<b>YUKON</b>	110 mph	125 mph	

\* High-wind installation method must be followed for high-wind warranty to apply.

# IMPACT RESISTANCE

Product shown in STONE / Autumn Brown



## FLEXIBILITY, DURABILITY, AND PROTECTION

Our shingles are all designed with one goal in mind: to provide your home with the protection it needs.

And when you need that extra protection, we've got you covered. Whether you live in a hail prone area or whether you just want that extra peace of mind, we have the shingles to suit your needs.

Our proprietary SeBS and SBS asphalt formulations allow us to offer shingles bearing a rating of FM 4473 Class 3 and even UL 2218 Class 4 for impact resistance. That kind of rating offers protection against hail larger than golf balls!



Available in our **MYSTIQUE** and **MANOIR** Premium shingles, which meet the requirements of the FM 4473 Class 3 Impact Resistance rating.



For ultimate impact protection, turn to our **VANGARD** shingles with SBS asphalt formulation. They come with a Class 4 Impact Resistance rating, which is the highest rating possible!

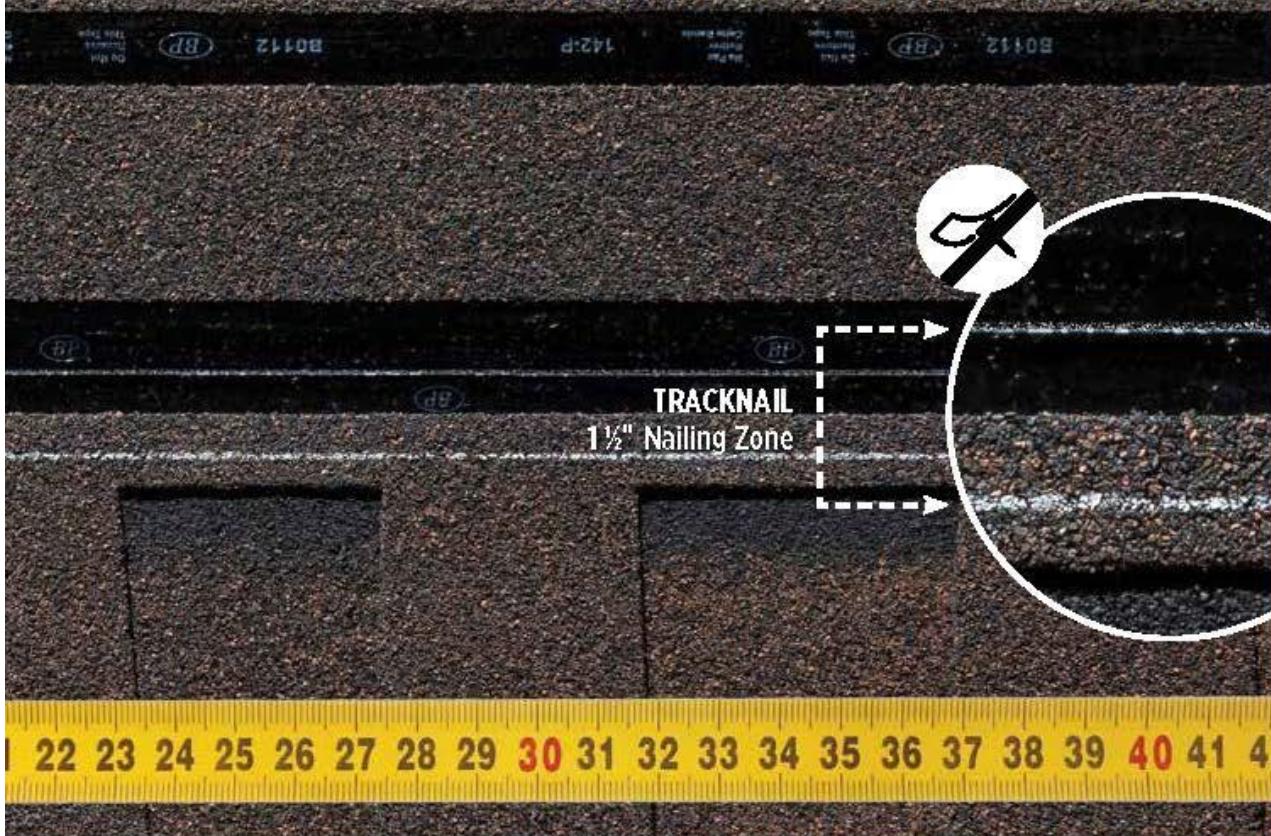
Did you know? Some insurance companies grant insurance premium discounts to homeowners who choose to use Class 4 Impact Resistance rated shingles for their roof! Contact your insurer to see if you qualify.

A LAMINATED SHINGLE INNOVATION

Our expanded 1-1/2" TRACKNAIL Nailing Zone gives the installer the flexibility they need to make sure they nail the shingles right where they need to ensure optimal holding power while the adhesive gets activated.

Available on MYSTIQUE and VANGARD shingles.

# TRACKNAIL



# 42 INCHES

OR WHY SIZE MATTERS

Bigger shingles means fewer shingles to handle and install, and it also reduces the risk of water infiltration between shingles. In other words, this simple feature makes your installer's job easier while improving your roof's performance. Not bad, eh?

SAVE UP TO **13%**

# Weather-Tite®

## ROOFING SYSTEM

# WARRANTY

*Exclusive to BP!*

Install BP products, manufactured for quality and compatibility, to get the best return on your investment as well as long-lasting peace of mind.

## RESIDENTIAL BUILDING<sup>1,2</sup>

3-TAB SHINGLES (Yukon) & LAMINATED SHINGLES (Mystique, Manoir, Vangard)



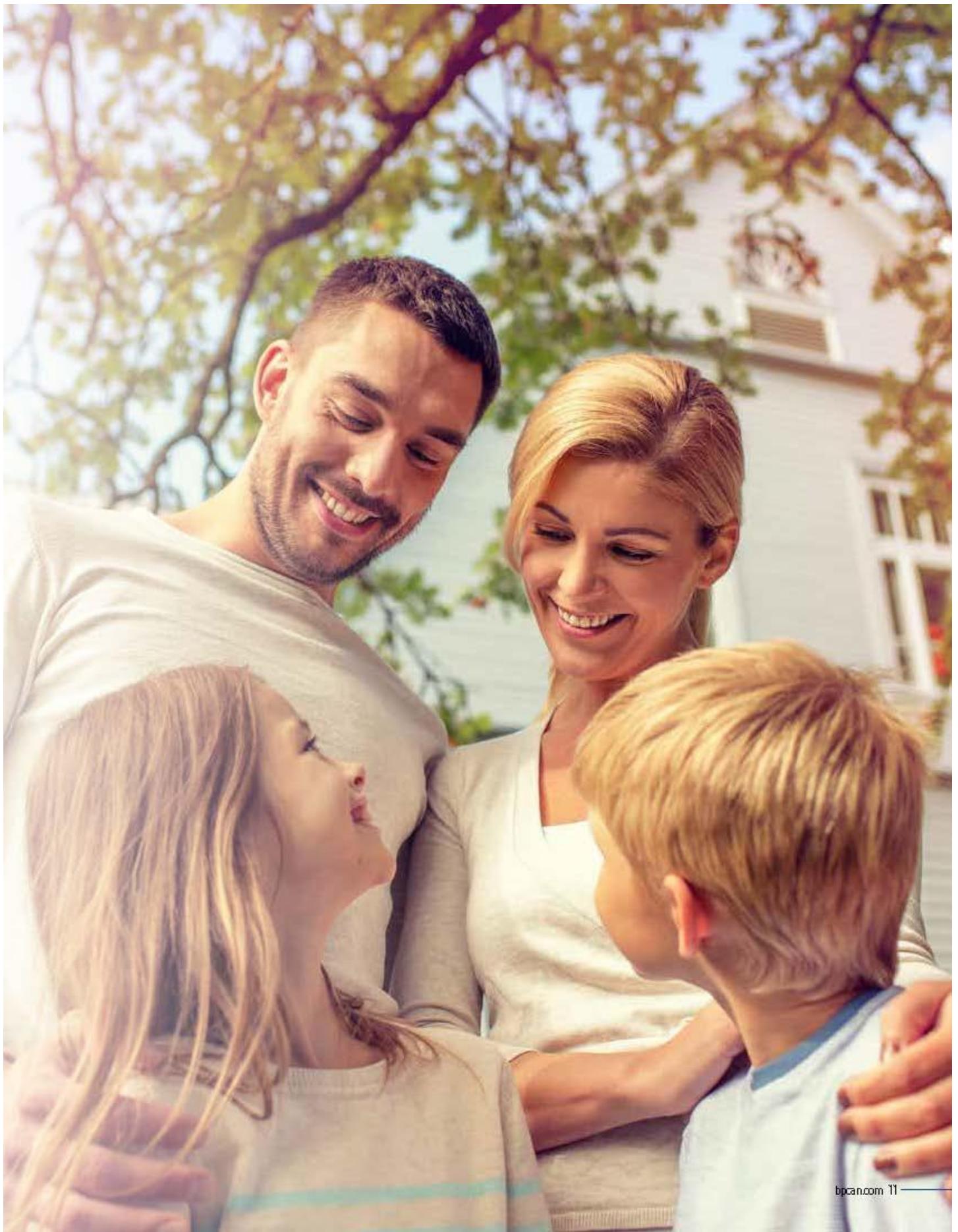
		YUKON		MYSTIQUE, MANOIR*		VANGARD	
		STANDARD LIMITED WARRANTY	WEATHER-TITE® ROOFING SYSTEM LIMITED WARRANTY	STANDARD LIMITED WARRANTY	WEATHER-TITE® ROOFING SYSTEM LIMITED WARRANTY	STANDARD LIMITED WARRANTY	WEATHER-TITE® ROOFING SYSTEM LIMITED WARRANTY
WARRANTY TERM		30 YEARS		LIMITED LIFETIME		LIMITED LIFETIME	
TOTAL PROTECTION PERIOD	UNAVAILABLE	YEAR 1 Replacement of all components of the defective area of the roof without exclusions	UNAVAILABLE	YEARS 1 to 2 Replacement of all components of the defective area of the roof without exclusions	UNAVAILABLE	YEARS 1 to 5 Replacement of all components of the defective area of the roof without exclusions	UNAVAILABLE
UP-FRONT PROTECTION PERIOD	YEARS 1 to 5 Defective shingles and labor to install shingles only	YEARS 2 to 10 Replacement of all components of the defective area of the roof excluding disposal	YEARS 1 to 15 Defective shingles and labor to install shingles only	YEARS 3 to 20 Replacement of all components of the defective area of the roof excluding disposal	YEARS 1 to 15 Defective shingles and labor to install shingles only	YEARS 3 to 20 Replacement of all components of the defective area of the roof excluding disposal	YEARS 6 to 20 Replacement of all components of the defective area of the roof excluding disposal
LIFETIME WARRANTY PROTECTION PERIOD	UNAVAILABLE	AFTER YEAR 10 Prorated coverage of defective shingles only	AFTER YEAR 15 Prorated coverage of defective shingles only	AFTER YEAR 20 Prorated coverage of defective shingles only	AFTER YEAR 15 Prorated coverage of defective shingles only	AFTER YEAR 20 Prorated coverage of defective shingles only	AFTER YEAR 20 Prorated coverage of defective shingles only
TRANSFERABILITY	1 TIME 100% - transfer within first 5 years Written Notification within 30 days Transfer Cost: \$100	1 TIME 100% - transfer within FIRST 10 YEARS Written Notification WITHIN 60 DAYS Transfer Cost: FREE	1 TIME 100% - transfer within first 10 years Written Notification within 30 days Transfer Cost: \$100	1 TIME 100% - transfer within FIRST 20 YEARS Written Notification WITHIN 60 DAYS Transfer Cost: FREE	1 TIME 100% - transfer within first 10 years Written Notification within 30 days Transfer Cost: \$100	1 TIME 100% - transfer within FIRST 20 YEARS Written Notification WITHIN 60 DAYS Transfer Cost: FREE	1 TIME 100% - transfer within FIRST 20 YEARS Written Notification WITHIN 60 DAYS Transfer Cost: FREE
WIND WARRANTY	REGULAR INSTALLATION 110 MPH HIGH WIND INSTALLATION 125 MPH		REGULAR INSTALLATION: 110 MPH HIGH WIND INSTALLATION: 135 MPH		*MANOIR STANDARD INSTALLATION: 135 MPH		
ALGAE WARRANTY	5 YEARS		10 YEARS				

Eligible Buildings: Single-family home (or row house with a physically delimited roof) provided the individual is the sole owner of the home that serves as the owner's residence.

DISCLAIMERS:<sup>1</sup> For NON RESIDENTIAL buildings, please refer to our website at [bpca.com](http://bpca.com). <sup>2</sup>Warranty limited to the original labor and materials cost.

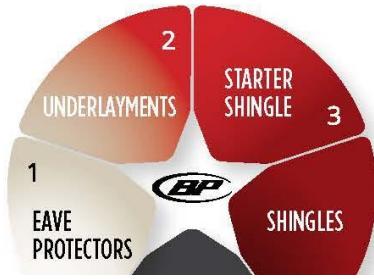
Please visit [bpca.com](http://bpca.com) to review all legal documents and requirements for the Standard Warranty (Standard Limited Warranty) and Weather-Tite® Roofing System Limited Warranty.

**FOR MORE DETAILS ON THE WEATHER-TITE® ROOFING SYSTEM, PLEASE TURN TO PAGE 12.**



# WEATHER-TITE® ROOFING SYSTEM





**Weather-Tite®**  
ROOFING SYSTEM

Shingles are the star of your roof. And just like any star, they perform their best when they can count on the support of the proper backup. That is why we have developed the **WEATHER-TITE® ROOFING SYSTEM**.

The concept is simple: use BP products on all 5 components of your roof, as per

manufacturer's instructions. By doing so, you automatically get enhanced warranty coverage. No fee, no registration, just the best protection of its kind.

Turn to page 10 for all the benefits of the **WEATHER-TITE® ROOFING SYSTEM WARRANTY**.

## STEP 1 WEATHER-TITE® ROOFING SYSTEM

### EAVE PROTECTION



1  
EAVE  
PROTECTORS



Apply eave protection in the areas that are most at risk for water infiltration: where snow/ice tends to accumulate (on eaves and along valleys), where planes connect (on hip and ridge, valleys), and alongside protruding objects (chimney, window). **Eave protection** will act as a gutter, keeping rainwater from infiltrating the roof deck.





#### **GRIPGARD®**

**GRIPGARD®** is a self-sealing granulated membrane available in a convenient box.



#### **WEATHERTEX®**

**WEATHERTEX®** is a self-sealing sanded membrane.



#### **SMOOTH SURFACE ROLL ROOFING**

Smooth surface base sheet roll roofing coated on both sides with fine mineral matter.



#### **SLATE SURFACE ROLL ROOFING**

This cap sheet slate surface roll roofing is finished on the exposed side with mineral granules.



**STEP 2 WEATHER-TITE® ROOFING SYSTEM**

2  
UNDERLAYMENTS

## UNDERLAYMENTS

Whether you opt for a synthetic membrane or organic saturated felt, apply this second line of defence over the entire surface of the roof to keep any water away from the roofing deck.





#### **BP PRODECK®**

**BP PRODECK®** is a light-weight, synthetic roofing underlayment made of woven polypropylene and a non-woven topcoat.

#### **DECKGARD™**

**DECKGARD™** is a sturdy, woven polypropylene, synthetic roofing underlayment.

#### **SUREDECK®**

**SUREDECK®** is a woven polypropylene, synthetic roofing underlayment.

#### **ORGANIC SATURATED FELT**

Type 15 • Type 30  
#15 • #15 CSA Pro  
#15 CSA Classic

### STEP 3 WEATHER-TITE® ROOFING SYSTEM

## STARTER SHINGLE

STARTER  
SHINGLE

3



This first row of shingles will ensure the bottom part of your roof is properly sealed. For this step, you can use 3-tab shingles from which you cut out the tabs or you can go with our pre-cut, ready-to-use starter shingles to save yourself some time and reduce job site waste.

BP STARTER  
STRIPS



BP CLASSIC  
CUT-OFF  
3-TAB SHINGLES



### STEP 4 WEATHER-TITE® ROOFING SYSTEM

## SHINGLES

SHINGLES

4





Whether you opt for 3-tab or laminate shingles, you can count on our shingles to be your home's first line of defence against the elements. Beyond aesthetics, their main purpose is to allow rain to slide down your roof.



**TURN TO PAGES 18 - 25 FOR OUR COMPLETE RANGE OF SHINGLES.**

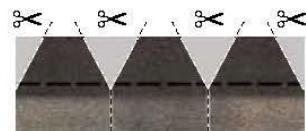


**STEP 5 WEATHER-TITE® ROOFING SYSTEM**

5  
HIP & RIDGE

## HIP & RIDGE

Cap off those hips and ridges to prevent water from infiltrating through joints on the top of your roof. This can be accomplished using cut-out 3-tab shingles, or you can turn to pre-cut products for an impeccable finish.



#### **WHITE CAP™ & CROWN RIDGE™**

**WHITE CAP™** and **CROWN RIDGE™** are pre-scored so they easily separate into 3 perfectly sized tabs without the need of a knife. Their EZ FOLD design also makes multi-ply installation a breeze by simply folding the shingle onto itself.

#### **SILHOUETTE®**

**SILHOUETTE®** Hip & Ridge are ready-to-use multi-ply shingles that allow for a quick and easy high-definition roofing line.

#### **CUT-OFF 3-TAB SHINGLES**

**CUT-OFF 3-Tab** shingles are traditionally used to cap off a roof. This method is still popular, though roofing professionals are now turning to more time - and material - efficient solutions.



**TURN TO PAGES 26 - 27 FOR OUR COMPLETE RANGE OF HIP & RIDGE SHINGLES.**

**STEP 4: SHINGLES**

**MYSTIQUE**  
LIMITED LIFETIME WARRANTY

*All-around worry-free protection*



MYSTIQUE shingles are uniquely designed with oversized tabs. They feature dramatic 3-dimensional shadow bands to create a sharp, unique look, that is both eye-catching and strikingly elegant.

Choose from an extensive palette of vintage and earth-tone colors designed to instantly enhance your home's curb appeal.

Product color shown: *Twilight Grey*



**Weather-Tech<sup>®</sup> TECHNOLOGY** LIMITED LIFETIME Warranty UP TO 135 MPH CLASS 3 High Wind Warranty Impact Resistance SBS<sup>®</sup> SHINGLED ROOFING SYSTEM

#### EARTH TONE SELECTION



ANTIQUE WOOD



BROWN STONE



BEACHWOOD



TWILIGHT GREY



STONE WOOD



SLATE BLACK

#### VINTAGE SELECTION



AUTUMN BROWN



SUNSET CEDAR



SILVER GREY



SEYCHELLES BLUE



WEATHERED ROCK



BOREAL GREEN



MAGENTA RED



SHADOW BLACK

NOTE : Due to limitations of the printing process, actual shingle colors and granule blends could be different from the photos. It is recommended that you view a full size shingle before making a final color selection. We reserve the right to change colors at any time.

**STEP 4: SHINGLES**



*Old-World Charm, New-World Performance.*

MANOIR is the crown jewel of our laminated shingle collection. Just like landmark castles of the old continent, Manoir shingles were made to last and handle the roughest weather, all while retaining their aura of prestige.

Their extensive dual-layer construction, elastomeric asphalt formulation, and Weather-Tite® Plus technology ensure longer-lasting protection.

Product color shown: *Balmoral*



**Weather-Tech<sup>®</sup> TECHNOLOGY**

**UP TO 135 MPH**  
Standard Wind Warranty

**LIMITED LIFETIME**  
Warranty

**CLASS 3**  
Impact Resistance

**SBS**  
MANUFACTURED AIRPORT



NOTE : Due to limitations of the printing process, actual shingle colors and granule blends could be different from the photos. It is recommended that you view a full size shingle before making a final color selection. We reserve the right to change colors at any time.

**STEP 4: SHINGLES**

**VANGARD**  
LIMITED LIFETIME WARRANTY

*Your home's own Canadian Shield*



VANGARD shingles bear a UL 2218 Class 4 rating against impacts, which is the highest possible rating for that category. This means that when it comes to hail and other impacts, these shingles will truly act as your Canadian Shield. And with a palette composed of our most popular colors, you know they will look good while doing it, too.

Product color shown: *Twilight Grey*



**Weather-Tite® LIMITED LIFETIME WARRANTY** **UP TO 135 MPH** **CLASS 4**  
High Wind Warranty Impact Resistance **SBS**  
SHINGLES



SILVER GREY



TWILIGHT GREY



AUTUMN BROWN



SHADOW BLACK



WEATHERED ROCK

NOTE : Due to limitations of the printing process, actual shingle colors and granule blends could be different from the photos. It is recommended that you view a full size shingle before making a final color selection. We reserve the right to change colors at any time.

**STEP 4: SHINGLES**

**YUKON**

30-YEAR WARRANTY

*A perfect blend of style and ruggedness*

YUKON 3-tab shingles are strong and durable so that their performance won't falter even in the toughest weather conditions.

Use them as starter shingles and hip & ridge to complement Mystique laminated shingles or use them on their own for a distinctive 3-tab pattern.

Product color shown: Weathered Rock



**30-YEAR**  
Warranty

**UP TO 125 MPH**  
High Wind Warranty



SILVER GREY



TWILIGHT GREY



SHADOW BLACK



WEATHERED ROCK



AUTUMN BROWN



SUNSET CEDAR

NOTE : Due to limitations of the printing process, actual shingle colors and granule blends could be different from the photos. It is recommended that you view a full size shingle before making a final color selection. We reserve the right to change colors at any time.

## STEP 5: HIP & RIDGE

### WHITE CAP™ CROWN RIDGE™



#### E-Z FOLD SHINGLE

for quick and easy layered application



**NO KNIFE REQUIRED:**  
pre-scored shingles with easy-to-tear tabs



**CHOOSE FROM 1, 2 OR 3-LAYER**  
application for a look as unique as you are.



**AVAILABLE IN A WIDE RANGE OF COLORS**  
to match our popular laminated shingles

They say you can't please everyone, but we beg to differ. Our new WHITE CAP™ and CROWN RIDGE™ Hip & Ridge shingles will delight homeowners with their color palette designed to match our existing laminated shingles and their choice of 1-, 2-, or 3-layer application. Roofing professionals will be just as thrilled with WHITE CAP™ and CROWN RIDGE™'s pre-scored E-Z FOLD design allowing for a no-knife quick and flawless installation.

#### HIP & RIDGE COLOR MATCH BY SHINGLE LINE

WHITE CAP™ Colors*	SILVER GREY	WEATHERED ROCK	AUTUMN WOOD	AUTUMN BROWN	BEACHWOOD	BROWNL STONE	STONE WOOD	SUNSET CEDAR	TWILIGHT GREY	SLATE BLACK	SHADOW BLACK	BOREAL GREEN	MAGENTA RED	SEAHORSE BLUE
MYSTIQUE Colors	SILVER GREY	WEATHERED ROCK	AUTUMN WOOD	AUTUMN BROWN	BEACHWOOD	BROWNL STONE	STONE WOOD	SUNSET CEDAR	TWILIGHT GREY	SLATE BLACK	SHADOW BLACK	BOREAL GREEN	MAGENTA RED	SEAHORSE BLUE
VANGARD Colors	SILVER GREY	WEATHERED ROCK		AUTUMN BROWN				TWILIGHT GREY		SHADOW BLACK				
CROWN RIDGE™ Colors* - for use with MANOIR shingles	VERSAILLES	BALMORAL	BAVARIA	VIENNA	CARCASSONNE									

The latest creation from our exclusive CHROMA™ Color Lab, CROWN RIDGE™'s 5 exclusive colors were created to match our premium MANOIR shingles beautifully.

**chroma™**  
COLOR LAB

NOTE: Due to limitations of the printing process, actual shingle colors and granule blends could be different from the photos. It is recommended that you view a full size shingle before making a final color selection.  
We reserve the right to change colors at any time.

## STEP 5: HIP & RIDGE

# SILHOUETTE®

### ADD AN EXTRA LAYER OF FLAIR TO YOUR HOME WITH SILHOUETTE® HIGH-PROFILE HIP & RIDGE SHINGLES.

With their superior two-ply laminated construction, these shingles are sure to bring depth to any roofing project!

SILHOUETTE® Hip & Ridge shingles come preformed in a convenient box for quick and easy installation. They are available in tones\* that will beautifully complement our world-class laminate shingles. Use the chart below for our recommended match, or create your own combination to add a touch of personality to your home!

### THE HIGHER PREFORMED HIP & RIDGE



#### HIP & RIDGE COLOR MATCH BY SHINGLE LINE

SILHOUETTE® Colors*	EBONY	QUARTZ	SILTSTONE	BRONZE	CLAYSTONE
MYSTIQUE Colors	SLATE BLACK	TWILIGHT GREY	AUTUMN BROWN	WEATHERED ROCK	SUNSET CEDAR
VANGARD Colors	SHADOW BLACK	TWILIGHT GREY	AUTUMN BROWN	WEATHERED ROCK	

\*Please note that while they are designed to complement our current shingle offering, the colors and patterns of Silhouette Hip and Ridge are not meant to be an exact match to our existing shingle colors. Final color selection should be made with actual products in hand.

# SPECIFICATIONS

## LAMINATED SHINGLES

DIMENSIONS (APPROX.)	EXPOSURE	AVERAGE NUMBER OF SHINGLES PER 3 BUNDLES	AVERAGE COVERAGE PER BUNDLE	INSTALLATION	SPECIFICATION COMPLIANCE	WARRANTY PERIOD (YRS)	WIND PROTECTION*	
<b>MYSTIQUE</b>								
1067 mm × 356 mm (42" × 14")	152 mm (6")	57	3.06 m <sup>2</sup> (32.9 sq. ft.)	Standard slope: ≥ 1:3 (4/12)  Low slope: ≥ 1:6 (2/12) to < 1:3 (4/12)	FM 4473 Class 3 Impact Resistance  CSA A123.5, CSA A123.51, CSA A123.52  ASTM D3462, ASTM D3018, ASTM D7158 – CLASS H ASTM D3161 – CLASS F UL 790 Fire Resistance A CAN/ULC S107, and ASTM E108 Fire Resistance Class A	Limited Lifetime	STANDARD Application <sup>1</sup> : 110 mph	HIGH WIND Application <sup>2</sup> : 135 mph
<b>MANOIR</b>								
1029 mm × 343 mm (40 1/2" × 13 1/2")	146 mm (5 3/4")	60	3 m <sup>2</sup> (32.3 sq. ft.)	Standard slope: ≥ 1:3 (4/12)  Low slope: ≥ 1:6 (2/12) to < 1:3 (4/12)	FM 4473 Class 3 Impact Resistance  CSA A123.5, CSA A123.51, CSA A123.52  ASTM D3462, ASTM D3018, ASTM D7158 – Class H, ASTM D3161 – Class F  CAN/ULC S107, UL790 and ASTM E108 Fire Resistance Class A	Limited Lifetime	STANDARD Application <sup>1</sup> : 135 mph	HIGH WIND Application <sup>2</sup> : Not required

## VANGARD

1067 mm × 356 mm (42" × 14")	152 mm (6")	57	3.06 m <sup>2</sup> (32.9 sq. ft.)	Standard slope: ≥ 1:3 (4/12)  Low slope: ≥ 1:6 (2/12) to < 1:3 (4/12)	UL2218 Class 4 Impact Resistance  CSA A123.5, CSA A123.51, CSA A123.52  ASTM D3462, ASTM D3018, ASTM D7158 – Class H, ASTM D3161 – Class F  CAN/ULC S107, UL790 and ASTM E108 Fire Resistance Class A	Limited Lifetime	STANDARD Application <sup>1</sup> :	HIGH WIND Application <sup>2</sup> :
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## 3-TAB SHINGLES

DIMENSIONS (APPROX.)	EXPOSURE	AVERAGE NUMBER OF SHINGLES PER BUNDLE	AVERAGE COVERAGE PER BUNDLE	INSTALLATION	SPECIFICATION COMPLIANCE	WARRANTY PERIOD (YRS)	WIND PROTECTION*	
<b>YUKON</b>								
1000 mm × 336 mm (39 3/8" × 13 1/4")	143 mm (5 5/8")	21	3 m <sup>2</sup> (32.3 sq. ft.) or 9 linear m (29.6 linear ft.) if used for hip & ridge	Standard slope: ≥ 1:3 (4/12)  Low slope: ≥ 1:6 (2/12) to < 1:3 (4/12)	CSA A123.5, CSA A123.51, CSA A123.52  ASTM D3462, ASTM D3018, ASTM D3161 – Class F  UL 790, CAN/ULC S107, and ASTM E108 Fire Resistance Class A	30	STANDARD Application <sup>1</sup> :	HIGH WIND Application <sup>2</sup> :

1. Standard Wind Warranty applies when shingles are installed using standard application. 2. High Wind Warranty applies when shingles are installed using high wind application.

\* Please refer to application instructions on [bpca.com](http://bpca.com) for more information.

# SPECIFICATIONS

(CONT.)

## HIP & RIDGE

DIMENSIONS (APPROX.)	EXPOSURE	SHINGLES / BUNDLE	COVERAGE / BUNDLE	SPECIFICATION COMPLIANCE	WARRANTY PERIOD (YEARS)	WIND PROTECTION*
<b>WHITE CAP &amp; CROWN RIDGE</b>						
1000 mm × 336 mm (39 3/8" × 13 1/8")	143 mm (5 5/8")	21	1-layer application: 29.6 lin. ft. (9 lin. m.)  2-layer application: 14.8 lin. ft. (4.5 lin. m.)  3-layer application: 9.8 lin. ft. (3 lin. m.)	CSA A123.5  ASTM D8462  ASTM D3161, Class A, D and F  Meets Class A requirements for roof coverings fire test in accordance with ASTM E108, UL790 and CAN/ULC S107		Same as shingles installed

\* Please refer to detailed warranty documents and application instructions for complete information.

DIMENSIONS (APPROX.)	EXPOSURE	PIECES / BOX	BOXES / PALLET	COVERAGE / BOX	APPLICATION STANDARDS	WARRANTY PERIOD (YEARS)	WIND PROTECTION*
<b>SILHOUETTE</b>							
292 mm × 254 mm (11 1/2" × 10")	210 mm (8 1/8")	30	42	20 lin. ft. (6.1 lin. m.)	ASTM D3462, CAN/CSA A123.5  Meets Class A requirements for roof coverings fire test in accordance with ASTM E108, UL790 and CAN/ULC S107  ASTM D3161 Wind Resistance Class F, UL-Listed RI437		Same as shingles installed

\* Please refer to detailed warranty documents and application instructions for complete information.

Featured product: *Mystique shingles in Twilight Grey*



# BUILT-IN QUALITY

## COMES WITH EVERY BP SHINGLE ENSURING SOLID PERFORMANCE

BP is committed to supplying contractors and property owners with highly reliable products and roofing systems.

At every step of the process, from raw materials to the finished product, stringent quality assurance tests are performed to ensure that our products are of the highest quality, inside and out.



FIBERGLASS MAT



The best inorganic fiberglass mat, dimensionally stable, strong and non-reactive to moisture.

#### **ASPHALT COATING**

Liquid asphalt is oxidized to our exact specifications in our own state-of-the-art facilities.

#### **MINERAL GRANULES**

Once the fiberglass mat is coated with the oxidized asphalt, we apply a layer of mineral granules precisely embedded to maximize retention, thus limiting long-term asphalt deterioration from exposure to UV light.

#### **SELF-ADHESIVE STRIPS AND WEATHER-TITE® TECHNOLOGY**

The processed mat is cut and the shingles are assembled with high-performance asphalt adhesive. The assembly process is evaluated continuously to ensure precision. In this phase, ultra-performing self-adhesive strips—including Weather-Tite® technology—are added to the shingles.

# FOR AMERICA

**WHERE RUGGED ENDURANCE AND TIMELESS BEAUTY CONVERGE**

As a leader in the building materials industry, Building Products of Canada has helped construct and renovate homes across America for over 100 years. Our reputation is built on a foundation of integrity, trust, and shared goals which have been at the heart of all of our long-lasting partnerships.

**LOWER ENVIRONMENTAL IMPACT**

Dedicated to reducing our environmental footprint, we source our materials locally, minimizing transportation-related green house gas emissions.

#### **QUALITY MATERIALS**

BP shingles are produced with locally-sourced, high-grade materials for distribution across America.

#### **WARRANTIES**

Our in-house warranty department is committed to serving and supporting our customers in Canada and across America.

#### **VALUE-DRIVEN CRAFTSPEOPLE AND PROFESSIONALS**

Whether you are a homeowner, professional builder, or architect, when you choose BP you can rest assured that the products and services you purchase will stand the test of time. At BP, we offer more than a guarantee of long-term quality and reliable protection—we promise you uncompromising peace of mind.



*By Choice!*



Proudly made for America

9510 St. Patrick St., La Salle, QC H8R 1R9 Canada  
3703 – 101 Avenue N.W., Edmonton, AB T6P 1X7 Canada

BPCAN.COM



*Due to limitations of the printing process, actual shingle colors and granule blends could be different from the photos.*

*It is recommended that you view a full size shingle before making a final color selection. We reserve the right to change colors at any time.*

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## **United States Patent and Trademark Office (USPTO)**

### **USPTO OFFICIAL NOTICE**

Office Action (Official Letter) has issued

on August 23, 2022 for

**U.S. Trademark Application Serial No. 97120776**

A USPTO examining attorney has reviewed your trademark application and issued an Office action. You must respond to this Office action in order to avoid your application abandoning. Follow the steps below.

(1) [\*\*Read the Office action\*\*](#). This email is NOT the Office action.

(2) **Respond to the Office action by the deadline** using the Trademark Electronic Application System (TEAS). Your response must be received by the USPTO on or before 11:59 p.m. **Eastern Time** of the last day of the response period. Otherwise, your application will be [abandoned](#). See the Office action itself regarding how to respond.

(3) **Direct general questions** about using USPTO electronic forms, the USPTO [website](#), the application process, the status of your application, and whether there are outstanding deadlines to the [Trademark Assistance Center \(TAC\)](#).

After reading the Office action, address any question(s) regarding the specific content to the USPTO examining attorney identified in the Office action.

## **GENERAL GUIDANCE**

- [\*\*Check the status of your application periodically\*\*](#) in the [Trademark Status & Document Retrieval \(TSDR\)](#) database to avoid missing critical deadlines.
- [\*\*Update your correspondence email address\*\*](#) to ensure you receive important USPTO notices about your application.
- [\*\*Beware of trademark-related scams\*\*](#). Protect yourself from people and companies that may try to take financial advantage of you. Private companies may call you and pretend to be the USPTO or may send you communications that resemble official USPTO documents to trick you. We will never request your credit card number or social security number over the phone. And all official USPTO correspondence will only be emailed from the domain “@uspto.gov.” Verify the correspondence originated from us by using your Serial Number in our database, [TSDR](#), to confirm that it appears under the “Documents” tab, or contact the [Trademark Assistance Center](#).

- **Hiring a U.S.-licensed attorney.** If you do not have an attorney and are not required to have one under the trademark rules, we encourage you to hire a U.S.-licensed attorney specializing in trademark law to help guide you through the registration process. The USPTO examining attorney is not your attorney and cannot give you legal advice, but rather works for and represents the USPTO in trademark matters.

User: Benjamin Rosen

**Statistics for Case  
97120776**

#	Search	Total Marks	Dead Marks	Live Viewed Docs	Live Viewed Images	Status/Search Duration
<b>1</b>	hurricane[bi,ti] and live[lid]	252	0	252	252	0:02
<b>2</b>	*hurricane*[bi,ti] and live[lid]	264	0	264	264	0:01
<b>3</b>	*h{v1:2}{"r"1:2}{v1:2}{"ckq"1:2}{v1:2}n*[bi,ti] and live[lid]	333	0	333	333	0:01
<b>4</b>	band[bi,ti] and live[lid]	1872	0	0	0	0:01
<b>5</b>	*band*[bi,ti] and live[lid]	4156	0	0	0	0:00
<b>6</b>	3 and 5	1	0	1	1	0:01
<b>7</b>	4 and ("001" "006" "017" "019" A B "200")[ic]	73	0	73	73	0:01
<b>8</b>	5 and ("001" "006" "017" "019" A B "200")[ic]	123	0	123	123	0:01
<b>9</b>	3 and ("001" "006" "017" "019" A B "200")[ic]	32	0	32	32	0:01
<b>10</b>	3 8	455	0	455	455	0:01

Session started 08/23/2022 8:46 pm

Session ended 08/23/2022 8:50 pm

Total search duration 10.00

Session duration 4 minutes 36 seconds

Adjacency Level 1

Near Level 1