

DECLARATION

I, Kevin P. Moore, being hereby warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of this application or any registration resulting therefrom, declare that I am Executive Vice President of Applicant and am properly authorized to execute this application on behalf of Applicant (37 C.F.R. § 2.33(a)(1)); that Applicant has adopted and is using the mark shown in the accompanying drawing; that I believe Applicant is the owner of the mark; that the mark is in use on and in connection with the above services in commerce; that to the best of my knowledge and belief, no other person has the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when applied to the services of the other person, to cause confusion or mistake, or to deceive; that the specimen shows the mark as used on and in connection with the services; that the facts set forth in the application are true; that all statements made of my own knowledge are true; and that all statements made on information and belief are believed to be true.

Dated this 15 day of May, 2008.

MANHATTAN CONSTRUCTION COMPANY

By: 

Kevin P. Moore, Executive Vice President