

UNITED STATES SERVICE/TRADEMARK APPLICATION, PRINCIPAL REGISTER, WITH DECLARATION

**MARK: HERBALIFE
CLASS: 35**

To the Commissioner for Trademarks:

The applicant, HERBALIFE INTERNATIONAL, INC., a Nevada Corporation, residing at 800 W. Olympic Boulevard, Suite 406, Los Angeles, California 90015, United States, requests registration of the trademark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended.

Actual Use

The applicant, or the applicant's related company or licensee, is using the mark in commerce, and lists below the dates of use by the applicant, or the applicant's related company, licensee, or predecessor in interest, of the mark on or in connection with the identified services. 15 U.S.C. Section 1051(a), as amended.

International Class 35: Selling and marketing of products through direct or network sales.

In International Class 035, the mark was first used at least as early as 02/00/1980, and first used in commerce at least as early as 02/00/1980, and is now in use in such commerce.

The applicant is submitting or will submit one specimen for each class showing the mark as used in commerce on or in connection with any item in the class of listed services.

The applicant hereby appoints Elizabeth A. Linford and Richard P. Berg, Mavis S. Gallenson and M. Iris Hess, who are all members of the Bar of the State of California of Ladas & Parry LLP, Suite 2100, 5670 Wilshire Boulevard, Los Angeles, California, United States, 90036-5679 to submit this application on behalf of the applicant.

The applicant hereby appoints Elizabeth A. Linford as applicant's representative upon whom notice or process in the proceedings affecting the mark may be served.

The mark consists of standard characters, without claim to any particular font, style, size, or color.

The literal element of the mark consists of HERBALIFE.

The attorney docket/reference number is 5T12643998.

DECLARATION

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements, and the like, may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near

resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

APPLICANT NAME: Herbalife International, Inc.
MARK: HERBALIFE

Signature:  Date: 6/13/2012

Signatory's Name: Brett R. Chapman

Signatory's Position: General Counsel and Corporate Secretary