

APPLICATION FOR TRADEMARK REGISTRATION
(DECLARATION)

Mark: ARISE & Design
Class No.: 041

HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS
Alexandria, Virginia 22314

AriseFit, LLC
a Florida limited liability company

555 Skokie Blvd, Suite 445
Northbrook, IL 60062

The above-identified Applicant has adopted and is using the trademark shown in the accompanying drawing in United States Commerce for **Specialty fitness training services in International Class 041**, and requests that said mark be examined for registration in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946. (15 U.S.C. 1051(a), as amended.)

The mark consists of the word ARISE in all capital letters and the letter "A" having left and right slanted legs meeting at a top apex and a base of the "A" having triangular portions inside of the left and right slanted legs and creating an arrow head within the "A", and the "R" missing the left vertical portion so that the "R" follows parallel to the slant of the right leg of the "A".

The trademark was first used anywhere in connection with Specialty fitness training services at least as early as **December 15, 2020**, was first used in interstate commerce at least as early as **December 15, 2020**, and is now in use in such commerce.

The mark is used on advertisements or promotional materials including but not limited to, flyers, pamphlets, signs, website and pricing lists/schedules.

Applicant appoints MALLOY & MALLOY, P.L., a firm composed of Jennie S. Malloy (a member of the Bar of the State of Florida), John Cyril Malloy, III (a member of the Bar of the State of Florida), Peter A. Matos (a member of the Bar of the State of Florida), Oliver A. Ruiz (a member of the Bar of the State of Florida), Meredith Frank Mendez (a member of the Bar of the State of Florida), Robert M. Downey (a member of the Bar of the State of Florida), William John Eagan (a member of the Bar of the

State of Florida), Jonathan Woodard (a member of the Bar of the State of Florida), and John Vander Wagen (a member of the Bar of the State of Virginia) with offices at 2800 S.W. Third Avenue, Historic Coral Way, Miami, Florida 33129, to prosecute this application, to transact all business in connection therewith and to receive all correspondence including the registration certificate.

The signatory believes that the applicant is entitled to use the mark in commerce; The applicant has a bona fide intention to use the mark in commerce on or in connection with the goods/services in the application; and, to the best of the signatory's knowledge and belief, the facts recited in the application are accurate.

To the best of the signatory's knowledge and belief, no other persons, except, if applicable, concurrent users, have the right to use the mark in commerce, either in the identical form or in such near resemblance as to be likely, when used on or in connection with the goods/services of such other persons, to cause confusion or mistake, or to deceive. To the best of the signatory's knowledge, information, and belief, formed after an inquiry reasonable under the circumstances, the allegations and other factual contentions made above have evidentiary support. The signatory being 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 the application or submission or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

ARISEFIT, LLC

Signed: _____

Print Name: David Storch

Title: Managing Member

Date: 9/17/2021