

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: U.S. Trademark Application  
Mark: HOUSEPLANT  
Serial No.: 88/047087  
Applicant: Plantopia Global ULC  
Atty Ref.: 136846.434339

Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

Declaration to Perfect Application and Power of Attorney

Declaration

The undersigned declares and states that he/she is authorized to execute and sign this instrument on behalf of and for the said Applicant; that 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; that the Applicant has, and has had at least since the application filing date of July 21, 2018, a bona fide intent to use the mark in commerce on or in connection with the goods/services identified in the application (see below); that the Applicant believed it was entitled to use the mark in commerce as of the application filing date; that to the best of the declarant's 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 goods/services of the other person, to cause confusion or mistake, or to deceive; and that all facts set forth in the application are true.

Applicant requests that the application filing basis be established as follows: intent to use the mark in commerce under Trademark Act Section 1(b), 15 U.S.C. §1051(b), and the right of priority under Trademark Act Section 44(d), 15 U.S.C. §1126(d) based on Canada Application No. 1910410, filed on July 19, 2018. The goods/services identified in the application are:

“Non-medicated skin care preparations; essential oils for aromatherapy; essential oils for personal use; massage oil; Cosmetics; perfumes, colognes, aftershaves; anti-perspirant; personal deodorant; talcum powder; toilet water; body powder; dusting powder; face and body creams and lotions; bronzers and sun tanning creams and lotions; sun protection creams and lotions; products for hair care, namely, shampoos, conditioner, hair creams and lotions, brilliantines and scalp-stimulating preparations; products for the bath and shower, namely, toilet soaps, body shampoos, body scrubs, body smoothers, bath salts, bath and shower gels, bath and shower oils; Cleaning preparations; laundry detergent; dish detergent; dishwasher detergent” in International Class 3.

“Mouse pads; USB flash drives; cases for mobile phones; decorative magnets; earphones and headphones; audio speakers; Chargers for electronic cigarettes; batteries for electronic cigarettes; sunglasses; sunglass cases; sunglass cords; sunglass frames; hard hats” in International Class 9.

“Jewellery and imitation jewellery; watches and clocks; watch bands; watch boxes; jewellery boxes; tie clips; key rings; key chains; key fobs of common metal; key fobs of leather; key fobs of imitation leather; key fobs of precious metals; ornamental pins; statues of precious metals” in International Class 14.

“Bags, namely, athletic bags, carry-all bags, cosmetic bags, duffle bags, grocery tote bags and luggage; purses; wallets and card wallets; business card holders; umbrellas; All-purpose sports bags; All-purpose athletic bags; backpacks” in International Class 18.

“Folding chairs; decorative pillows; pillows; inflatable pillows; picture frames; Mirrors; Ornaments not of metal; Statues not of metal; Picture frames not of metal; Bar stools, chairs, sofas, ottomans, coffee tables, side tables, bed frames, living room furniture, bedroom furniture, dining room furniture, kitchen furniture; outdoor patio furniture; home furnishings” in International Class 20.

“Drink coasters; mugs; travel mugs; drinking glasses; cocktail glasses; beer glasses; beer steins; wine glasses; shooter glasses; champagne flutes; martini glasses; drinking flasks; goblets; water bottles; vacuum bottles; bottle openers; corkscrews; ice buckets; cocktail shakers; pitchers; decanters; glass carafes; Thermal insulated containers and bags for food; thermal insulated bags for beverages; cooler bags; insulating sleeve holder for beverage cups; Cookie cutters; cookie jars; oven mitts; cooking utensils; cookware and bakeware; dinnerware; china dinnerware; bowls; plates; serving dishes; picnic baskets; serving trays; napkin rings; candlesticks; incense burners; candle holders; vases; ashtrays; hair brushes; paint brushes” in International Class 21.

“Casual clothing; dress clothing; t-shirts; shirts; sweatshirts; hooded sweatshirts; tank tops; jackets; lab coats; headwear, namely, hats, caps, visors and toques; dresses; skirts; sweatpants; pants; undergarments; scarves; belts; gloves; outdoor winter clothing; sweaters; coats; shorts; aprons; socks; mittens; shoes; underwear; bath robes; pajamas; slippers; tights; athletic tights; athletic clothing; loungewear; sleepwear” in International Class 25.



The undersigned, 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 this submission, 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.

Power of Attorney

Applicant hereby appoints Marjorie W. Norman and Mark B. Harrison, all members of the bar of the District of Columbia or of their respective states, and the law firm of Venable LLP, having the address 2049 Century Park East, Suite 2300, Los Angeles, California 90067, as applicant's attorneys with full powers of association, substitution and revocation, to transact all business in the U.S. Patent and Trademark Office associated with the present application, including without limitation to prosecute the application and receive the certificate of registration.

Send all notices, official letters, documents, communications and other correspondence concerning this application to: Marjorie W. Norman, Venable LLP, 2049 Century Park East, Suite 2300, Los Angeles, California 90067, telephone no. 310. 229.0468, fax no. 310.229.9901, email address: ipdocketingla@venable.com; mwnorman@venable.com; lbkim@venable.com.

**PLANTOPIA GLOBAL ULC**

By: 

Name: Michael Mohr

Title: Authorized Signatory

Date: 2/15/19