

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Boyle, Bruce and Schaefer, John

Mark: LIVINGDISC (IC 010)

Attorney's Reference: 3075-002tmus

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. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he is properly authorized to execute this application on behalf of the applicant; he 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. 1051(b), 1126(d) or 1126(e), he believes applicant to be entitled to use such mark in commerce and that the applicant has had a *bona fide* intention to use the mark in commerce on or in connection with the goods listed in the application *as of the application filing date*; to the best of his 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; he believes the facts set forth in this application are true or believed to be true; and that all statements made of his own knowledge are true and all statements made on information and belief are believed to be true.

Dated: By: Bruce Boyle By: John Schaeffer
(Signature) (Signature)

Name: Boyle, Bruce

Name: Schaefer, John

Applicant

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