

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: U.S. Trademark Application



Mark:  
Serial No.: 88/118313  
Owner: The Outdoor Recreation Group

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

**Declaration to Perfect Application and Power of Attorney**

Declaration

The undersigned declares that Applicant had adopted and was using, or using through applicant's related company or licensee, the mark shown in the drawing accompanying the application, in commerce on or in connection with the specified goods/services (see below), as of the application filing date on **September 14, 2018**; that the mark was first used *anywhere* on or in connection with the specified goods/services at least as early as the date(s) shown below; that the mark was first used in *U.S. commerce* on or in connection with the specified goods/services at least as early as the date(s) shown below; that the Applicant is the owner of the trademark/service mark sought to be registered; that the mark is in use in commerce on or in connection with the goods/services in the application; that the specimen(s) shows the mark as used on or in connection with the goods/services in the application; that to the best of the signatory's knowledge and belief, the facts recited in the application are accurate; and that to the best of the signatory's knowledge and belief, no other persons 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.

Applicant requests that the application filing basis for the goods/services specified below be established as follows: use of the mark in commerce under Trademark Act **Section 1(a)**, 15 U.S.C. §1051(a). The goods/services identified in the application as filed are:

**“Backpacks,” in International Class 18.**

First use anywhere: at least as early as 7/20/17; and

First use in U.S. commerce: at least as early as 12/20/2017

Submitted herewith is at least one specimen of use showing the mark as used in commerce on or in connection with the above-identified goods/services.

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, 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). The goods/services identified in the application are:

**“Clothing, namely, hats, shirts, pants, shoes” in International Class 25.**

**“Fishing tackle bags; fishing tackle boxes; fishing tackle containers” in International Class 28.**

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 Susan E. Hollander and Marjorie W. Norman, 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.

**THE OUTDOOR RECREATION GROUP**

By: \_\_\_\_\_ *[Signature]*

Name: GEORGE ABA

Title: CFO

Date: 10/2/18