

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
 Toshiba Memory Corporation)
 Mark: Kiocto)
 Serial No.: 88/223,254)
 Filed: December 10, 2018)

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

DECLARATION & SUPPORTING STATEMENT

This Declaration and supporting statement is submitted in support of the application filed on December 10, 2018.


The undersigned declares that:

Basis: The applicant is filing the application based on an intent to use the mark in commerce under 15 U.S.C. § 1051(b), § 1126(d), and/or § 1126(e):

- 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.

Toshiba Memory Corporation

Date: Feb. 5, 2019

By: 
 Name: Michihito Hatsumi, General Manager,
 Intellectual Property Division