

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:	VERTEX CONSTRUCTION,)	
	INC DBA VERTEX ROOFING)	
)	
MARK:	VERTEX)	
)	
SERIAL NO.:	90/685,301)	DECLARATION OF
)	DEVIN PARKER
FILED:	April 30, 2021)	UNDER 37 C.F.R. §2.20
)	IN SUPPORT OF
EXAMINING)	PETITION TO MAKE SPECIAL
ATTORNEY:	TBD)	
)	
LAW OFFICE NO.:	TBD)	
)	

Commissioner for Trademarks
P.O. Box 1451
Arlington, Virginia 22313-1451

Sir:

DEVIN PARKER declares:

1. I am President of Vertex Construction, Inc dba Vertex Roofing, the applicant of the above-captioned trademark application.
2. I am over the age of eighteen and am competent to make this Declaration.
3. The mark VERTEX, and the mark VERTEX & Design as applied for in the above-captioned application, were placed in actual use by my company, Vertex Construction, Inc dba Vertex Roofing, the applicant of the above-captioned application, several years ago and, as to the mark VERTEX & Design, as claimed in the above-captioned application.
4. My company has also discovered what appears to be, on information and belief, threatened infringement, or a possible risk of infringement, of my company's rights or potential rights in the mark VERTEX by a third party, which could lead to possible litigation, and could lead to a possible loss of substantial rights if examination of the above-captioned application is not accelerated. My attorneys have preserved evidence of the threatened infringement and/or possible risk of infringement in their files, to be produced in the future if called for.

5. The infringement issue mentioned above, if it continues, could possibly cause damage to my company's existing business and to its business opportunities. Any such damage could possibly be alleviated by expediting the examination of the above-captioned application pursuant to this petition, and thereby accelerating my company's (i.e. applicant's) ability to enforce the mark in the above-captioned application with the added benefits of federal registration, and/or accelerate the date by which any registration resulting from the above-captioned application might achieve incontestable status.

I, 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 the application or document or any registration resulting therefrom, declare that all statements made herein of my own knowledge are true; and all statements made herein on information and belief are believed to be true.

Signed at SLC, Utah, this 4 day of ~~April~~^{May}, 2021.

VERTEX CONSTRUCTION, INC DBA VERTEX ROOFING



Devin Parker
President