

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Digital Harmonic, LLC
Serial Number: 88/230371
Filing Date: December 14, 2018
Mark: **DIGITAL HARMONIC**
Examining Atty: Jeffrey S. DeFord
Law Office: 115

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

DECLARATION

1. I, Walter Mitnick, being warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of this application or any resulting registration, 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.

2. Currently, I am a Senior Engineer for a government contractor that builds spacecraft for NASA.

3. I have worked as an engineer for approximately 43 years, including approximately 30 years in the space industry.

4. In 1975, I earned a Bachelor of Science degree in Computer Science and Electrical Engineering from MIT (Massachusetts Institute of Technology).

5. I understand that Digital Harmonic, LLC. ("Digital Harmonic") is the owner of the **DIGITAL HARMONIC** trademark for

scientific research equipment and software for waveform and image analysis and characterization; sonar; radar apparatus; waveform and image analysis and characterization equipment, namely, waveform and image analyzers, for use in military, law enforcement, civil, scientific, and industrial applications; waveform and image analysis and characterization software for use in military, law enforcement, civil, scientific, and industrial applications, in **Class 9**; and

medical diagnostic equipment, namely, waveform and image analyzers, for waveform and image analysis and characterization in **Class 10**.

6. I am unaware of any significance of the term DIGITAL HARMONIC in the engineering, aeronautics, or aerospace industries, or in relation to a particular feature, characteristic, function, or purpose of Digital Harmonic's products.

7. I do not believe, nor do I think that my peers in my industry, or likely consumers of Digital Harmonic's products, would believe, that the term DIGITAL HARMONIC immediately conveys direct information about the exact nature of the software products or equipment, i.e., a feature, characteristic, purpose, or use.

8. There is no such "thing" as a "digital harmonic."

9. I understand and recognize DIGITAL HARMONIC as a term that has been coined by Digital Harmonic.

By: Walter Mitnick

Name: Walter Mitnick

Date: 11/20/19