

Attorney Docket: 09933.0030-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: The Toronto-Dominion Bank
Serial Number: 77/650,564
Filing Date: January 15, 2009
Mark: GREEN MACHINE

Examining Atty: Charles L. Jenkins, Jr., Esq.
Law Office: 105

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

VERIFIED STATEMENT

The undersigned, 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, declares that he/she is authorized to make this declaration on behalf of the applicant; the applicant now has, and has had since the filing date of the application, a bona fide intention to use in commerce the mark shown in the drawing accompanying the application in connection with the services specified in the application; he/she believes the applicant to be entitled to use in commerce the mark sought to be registered; to the best of his/her knowledge and belief, no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form or in such near resemblance thereto as may be likely, when applied to the goods or services of such other person, to cause confusion, or to cause mistake, or to deceive; the facts set forth in the application as filed are true and were true as of the filing date of the application; all statements made herein of his/her own knowledge are true; and all statements made herein on information and belief are believed to be true. Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P., 901 New York Avenue, N.W., Washington, D.C. 20001-4413, is designated as the applicant's domestic representative upon whom notices or process in proceedings affecting the mark may be served.

THE TORONTO-DOMINION BANK

By: Wendy Emerson
Name: Wendy Emerson
Title: AIP Marketing
Date: April 20/09