

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

IN RE APPLICATION:

Mark:	PREMIER
Applicant:	Lincare Licensing Inc.
Serial No.:	88617384
Attorney File No:	LNCR.18002

DECLARATION OF DISTINCTIVENESS

I, Gregory McCarthy, hereby declare that:

1. I am a citizen and a resident of the United States of America.
2. I am an officer of the above-referenced Applicant for the mark sought to be registered on the Principal Register of the United States Trademark Office.
3. I am authorized to make this Declaration on behalf of said Applicant.
4. On or about September 1, 2018, the subject mark was sold, assigned, and transferred unto Applicant, and all right, title and interest in and to the subject mark, together with the good will of the business symbolized by said mark assigned to Applicant.
5. Upon information and belief, Applicant's predecessor-in-interest adopted the subject mark on March 31, 2013, and continuously used the mark in interstate commerce from March 31, 2013, to September 1, 2018.
6. Applicant has continuously used the subject mark in interstate commerce from September 1, 2018, to the present date.
7. Upon information and belief, the subject mark has been in continuous use in interstate commerce for at least the seven (7) years immediately preceding the date of this statement.
8. The subject mark has become distinctive of the services of Applicant by the substantially exclusive and continuous use of the mark by the Applicant, and Applicant's predecessor-in-interest, in interstate commerce for the seven (7) years preceding the date of this statement.
9. I further declare that all statements made on information known to me are true and that all statements made on information and belief are believed to be true, and further that all statements made herein have been made with the knowledge that willful false statements and the like are punishable by fine or imprisonment under Section 1001 of Title 18 of the United States Code and may jeopardize the validity of the subject application or any registration granted on the present application.

Lincare Licensing Inc.

04.15.2020

Date



Gregory McCarthy, Chief Operating Officer