

EXHIBIT E

Combined Declaration of Use and/or Excusable Nonuse/Application for Renewal of Registration of a Mark under Sections 8 & 9

The table below presents the data as entered.

Input Field	Entered
REGISTRATION NUMBER	3579077
REGISTRATION DATE	02/24/2009
SERIAL NUMBER	77429577
MARK SECTION	
MARK	POTTY TIME (see, https://tmng-al.uspto.gov/resting2/api/img/77429577/large)
CORRESPONDENCE SECTION (current)	
NAME	POTTY TIME, INC.
STREET	12007 Aspen Ridge Road
CITY	SANDY
STATE	Utah
POSTAL CODE	84094
COUNTRY	United States
PHONE	(801) 523-5080
FAX	(801) 523-8720
EMAIL	alan@pottytimeinc.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
CORRESPONDENCE SECTION (proposed)	
NAME	POTTY TIME, INC.
STREET	12007 Aspen Ridge Road
CITY	SANDY
STATE	Utah
POSTAL CODE	84094
COUNTRY	United States
PHONE	(801) 523-5080
FAX	(801) 523-8720
EMAIL	alan@pottytimeinc.com; alanparkinson@gmail.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	009

GOODS OR SERVICES	Timers
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT17\IMAGEOUT 17\774\295\77429577\xml3\S890002.JPG
SPECIMEN DESCRIPTION	Photo of the Potty Time Potty Watch packaging currently being sold with the words Potty Time circled in red
INTERNATIONAL CLASS	014
GOODS OR SERVICES	Clocks and watches
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT17\IMAGEOUT 17\774\295\77429577\xml3\S890003.JPG
SPECIMEN DESCRIPTION	photo of the Potty Time Potty Watch with the words Potty Time circled in red
OWNER SECTION (current)	
NAME	POTTY TIME, INC.
STREET	12007 Aspen Ridge Road
CITY	Sandy
STATE	Utah
ZIP/POSTAL CODE	84094
COUNTRY	United States
PHONE	(801) 523-5080
FAX	(801) 523-8720
EMAIL	XXXX
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
LEGAL ENTITY SECTION (current)	
TYPE	corporation
STATE/COUNTRY OF INCORPORATION	Utah
PAYMENT SECTION	
NUMBER OF CLASSES	2
NUMBER OF CLASSES PAID	2
COMBINED §§ 8 & 9 DECLARATION/APPLICATION FILING FEE	850
TOTAL FEE PAID	850
SIGNATURE SECTION	
SIGNATURE	/Alan Parkinson/
SIGNATORY'S NAME	Alan Parkinson
SIGNATORY'S POSITION	President
DATE SIGNED	04/14/2018
SIGNATORY'S PHONE NUMBER	(801) 879-4879
PAYMENT METHOD	CC
FILING INFORMATION	
SUBMIT DATE	Sat Apr 14 16:20:02 EDT 2018

TEAS STAMP

USPTO/S08N09-XX.XX.XXX.XX
X-20180414162002947354-35
79077-510ec629eb5d37a639d
27e69208ce1b06c4ebe3c883c
30927ca7827c118885cf-CC-6
528-20180414152342761759

Combined Declaration of Use and/or Excusable Nonuse/Application for Renewal of Registration of a Mark under Sections 8 & 9

To the Commissioner for Trademarks:

REGISTRATION NUMBER: 3579077

REGISTRATION DATE: 02/24/2009

MARK: POTTY TIME

The owner, POTTY TIME, INC., a corporation of Utah, having an address of
12007 Aspen Ridge Road
Sandy, Utah 84094
United States
(801) 523-5080
(801) 523-8720
XXXX (authorized)

is filing a Combined Declaration of Use and/or Excusable Nonuse/Application for Renewal of Registration of a Mark under Sections 8 & 9.

For International Class 009, the mark is in use in commerce on or in connection with **all** goods/services, or to indicate membership in the collective membership organization, listed in the existing registration for this specific class: Timers ; or, the owner is making the listed excusable nonuse claim.

The owner is submitting one(or more) specimen(s) showing the mark as used in commerce on or in connection with any item in this class, consisting of a(n) Photo of the Potty Time Potty Watch packaging currently being sold with the words Potty Time circled in red.

[Specimen File1](#)

For International Class 014, the mark is in use in commerce on or in connection with **all** goods/services, or to indicate membership in the collective membership organization, listed in the existing registration for this specific class: Clocks and watches ; or, the owner is making the listed excusable nonuse claim.

The owner is submitting one(or more) specimen(s) showing the mark as used in commerce on or in connection with any item in this class, consisting of a(n) photo of the Potty Time Potty Watch with the words Potty Time circled in red.

[Specimen File1](#)

The registrant's current Correspondence Information: POTTY TIME, INC.

12007 Aspen Ridge Road
SANDY, Utah 84094
United States

The phone number is (801) 523-5080.

The fax number is (801) 523-8720.

The email address is alan@pottytimeinc.com. (authorized)

The registrant's proposed Correspondence Information: POTTY TIME, INC.

12007 Aspen Ridge Road
SANDY, Utah 84094
United States

The phone number is (801) 523-5080.

The fax number is (801) 523-8720.

The email address is alan@pottytimeinc.com; alanqparkinson@gmail.com. (authorized)

A fee payment in the amount of \$850 will be submitted with the form, representing payment for 2 class(es), plus any additional grace period fee, if necessary.

Declaration

- Unless the owner has specifically claimed excusable nonuse, the mark is in use in commerce on or in connection with the goods/services or to indicate membership in the collective membership organization identified above, as evidenced by the attached specimen(s).
- Unless the owner has specifically claimed excusable nonuse, the specimen(s) shows the mark as currently used in commerce on or in connection with the goods/services/collective membership organization.
- The registrant requests that the registration be renewed for the goods/services/collective organization identified above.
- 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 this submission and the registration, 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.

Signature: /Alan Parkinson/ Date: 04/14/2018

Signatory's Name: Alan Parkinson

Signatory's Position: President

Signatory's Phone: (801) 879-4879

Serial Number: 77429577

Internet Transmission Date: Sat Apr 14 16:20:02 EDT 2018

TEAS Stamp: USPTO/S08N09-XX.XX.XXX.XXX-2018041416200

2947354-3579077-510ec629eb5d37a639d27e69

208ce1b06c4ebe3c883c30927ca7827c118885cf

-CC-6528-20180414152342761759

ROUTING SHEET TO POST REGISTRATION (PRU)

Registration Number: 3579077



Serial Number: 77429577



RAM Sale Number: 3579077

RAM Accounting Date: 20180416

Total Fees: \$850

Note: Process in accordance with Post Registration Standard Operating Procedure (SOP)

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Number of Classes Paid</u>	<u>Total Fee</u>
§8 affidavit	7205	20180414	\$125	2	2	\$250
Application for Renewal (§9)	7201	20180414	\$300	2	2	\$600

Physical Location: MADCD- ALEX. CENTRAL DOCKET

Lost Case Flag: False

In TICRS (AM-FLG-IN-TICRS): True

Transaction Date: 20180414



Combined Declaration of Use and Incontestability under Sections 8 & 15

The table below presents the data as entered.

Input Field	Entered
REGISTRATION NUMBER	3579077
REGISTRATION DATE	02/24/2009
SERIAL NUMBER	77429577
MARK SECTION	
MARK	POTTY TIME
CORRESPONDENCE SECTION (current)	
NAME	POTTY TIME, INC.
FIRM NAME	POTTY TIME, INC.
STREET	12007 ASPEN RIDGE RD
CITY	SANDY
STATE	Utah
POSTAL CODE	84094-5758
COUNTRY	United States
PHONE	(801) 523-5080
FAX	(801) 523-8720
EMAIL	alan@pottytimeinc.com
CORRESPONDENCE SECTION (proposed)	
NAME	POTTY TIME, INC.
STREET	12007 Aspen Ridge Road
CITY	SANDY
STATE	Utah
POSTAL CODE	84094
COUNTRY	United States
PHONE	(801) 523-5080
FAX	(801) 523-8720
EMAIL	alan@pottytimeinc.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	009
GOODS OR SERVICES	Timers
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT16\IMAGEOUT 16\774\295\77429577\xml2\8150002.JPG

SPECIMEN DESCRIPTION	A photograph of the Potty Watch toilet training timer and packaging with the use of the words Potty Time circled.
INTERNATIONAL CLASS	014
GOODS OR SERVICES	Clocks and watches
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT16\IMAGEOUT 16\774\295\77429577\xml2\8150003.JPG
SPECIMEN DESCRIPTION	A photograph of the packaging and physical sample of a Potty Watch with the usage of Potty Time circled.
OWNER SECTION (current)	
NAME	POTTY TIME, INC.
STREET	12007 Aspen Ridge Road
CITY	Sandy
STATE	Utah
ZIP/POSTAL CODE	84094
COUNTRY	United States
PHONE	(801) 523-5080
FAX	(801) 523-8720
EMAIL	XXXX
LEGAL ENTITY SECTION (current)	
TYPE	corporation
STATE/COUNTRY OF INCORPORATION	Utah
PAYMENT SECTION	
NUMBER OF CLASSES	2
NUMBER OF CLASSES PAID	2
SUBTOTAL AMOUNT	600
TOTAL FEE PAID	600
SIGNATURE SECTION	
SIGNATURE	/Alan Parkinson/
SIGNATORY'S NAME	Alan Parkinson
SIGNATORY'S POSITION	President, Potty Time, Inc.
DATE SIGNED	01/03/2015
SIGNATORY'S PHONE NUMBER	(801) 523-5080
PAYMENT METHOD	CC
FILING INFORMATION	
SUBMIT DATE	Sat Jan 03 13:07:27 EST 2015
TEAS STAMP	USPTO/S08N15-XX.XXX.XX.XX -20150103130727684098-357 9077-5005337c9278e16e228b da68431221695d7b112c166a3 e788e4955e191013c5606b-CC

-3353-2015010312342107719

6

Combined Declaration of Use and Incontestability under Sections 8 & 15

To the Commissioner for Trademarks:

REGISTRATION NUMBER: 3579077

REGISTRATION DATE: 02/24/2009

MARK: POTTY TIME

The owner, POTTY TIME, INC., a corporation of Utah, having an address of
12007 Aspen Ridge Road
Sandy, Utah 84094
United States

is filing a Combined Declaration of Use and Incontestability under Sections 8 & 15.

For International Class 009, the mark is in use in commerce on or in connection with **all** of the goods/**all** of the services, or to indicate membership in the collective membership organization, listed in the existing registration for this specific class: Timers; **and** the mark has been continuously used in commerce for five (5) consecutive years after the date of registration, or the date of publication under Section 12(c), and is still in use in commerce on or in connection with **all** goods/**all** services, or to indicate membership in the collective membership organization, listed in the existing registration for this class. Also, no final decision adverse to the owner's claim of ownership of such mark for those goods/services, or to indicate membership in the collective membership organization, exists, or to the owner's right to register the same or to keep the same on the register; and, no proceeding involving said rights pending and not disposed of in either the U.S. Patent and Trademark Office or the courts exists.

The owner is submitting one(or more) specimen(s) for this class showing the mark as used in commerce on or in connection with any item in this class, consisting of a(n) A photograph of the Potty Watch toilet training timer and packaging with the use of the words Potty Time circled..

[Specimen File1](#)

For International Class 014, the mark is in use in commerce on or in connection with **all** of the goods/**all** of the services, or to indicate membership in the collective membership organization, listed in the existing registration for this specific class: Clocks and watches; **and** the mark has been continuously used in commerce for five (5) consecutive years after the date of registration, or the date of publication under Section 12(c), and is still in use in commerce on or in connection with **all** goods/**all** services, or to indicate membership in the collective membership organization, listed in the existing registration for this class. Also, no final decision adverse to the owner's claim of ownership of such mark for those goods/services, or to indicate membership in the collective membership organization, exists, or to the owner's right to register the same or to keep the same on the register; and, no proceeding involving said rights pending and not disposed of in either the U.S. Patent and Trademark Office or the courts exists.

The owner is submitting one(or more) specimen(s) for this class showing the mark as used in commerce on or in connection with any item in this class, consisting of a(n) A photograph of the packaging and physical sample of a Potty Watch with the usage of Potty Time circled..

[Specimen File1](#)

The registrant's current Correspondence Information: POTTY TIME, INC. of POTTY TIME, INC.

12007 ASPEN RIDGE RD
SANDY, Utah (UT) 84094-5758
United States

The registrant's proposed Correspondence Information: POTTY TIME, INC.

12007 Aspen Ridge Road
SANDY, Utah (UT) 84094
United States

The phone number is (801) 523-5080.

The fax number is (801) 523-8720.

The email address is alan@pottytimeinc.com.

A fee payment in the amount of \$600 will be submitted with the form, representing payment for 2 class(es), plus any additional grace period fee, if necessary.

Declaration

The mark is in use in commerce on or in connection with the goods/services identified above, as evidenced by the attached specimen(s) showing the mark as used in commerce. The mark has been in continuous use in commerce for five consecutive years after the date of registration, or the date of publication under 15 U.S.C. Section 1062(c), and is still in use in commerce on or in connection with all goods/services listed in the existing registration. There has been no final decision adverse to the owner's claim of ownership of such mark for such goods/services, or to the owner's right to register the same or to keep the same on the register; and there is no proceeding involving said rights pending and not disposed of either in the United States Patent and Trademark Office or in a court.

The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of this submission, 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.

Signature: /Alan Parkinson/ Date: 01/03/2015

Signatory's Name: Alan Parkinson

Signatory's Position: President, Potty Time, Inc.

Signatory's Phone Number: (801) 523-5080

Serial Number: 77429577

Internet Transmission Date: Sat Jan 03 13:07:27 EST 2015

TEAS Stamp: USPTO/S08N15-XX.XXX.XX.XX-20150103130727

684098-3579077-5005337c9278e16e228bda684

31221695d7b112c166a3e788e4955e191013c560

6b-CC-3353-20150103123421077196

then press the **TIMER**
to begin mode selection.
" appears on the screen,
and press the **TIMER** button only
to select the next mode.
The screen will flash for 5 seconds, then begin.
Repeat steps 1 through 3.
Children can play the song and lights
the **TIMER** button.

MODES

- Try Me - PLAY
- 30 Minute - 30 : 00
- 60 Minute - 60 : 00
- 90 minute - 90 : 00
- Off - OFF

Fun Potty Time Sing-Along
Songs Inside Package

©2013 Potty Time, Inc.
Patent D587,600S, 7,885,146.
Made in China.

Manufacturer
Potty Time, Inc. •
For Potty Training Tips, visit
www.pottytimeinc.com

30 Day Manufacturer's Warranty*



Item #: PW998 GRN



ROUTING SHEET TO POST REGISTRATION (PRU)

Registration Number: 3579077



Serial Number: 77429577



RAM Sale Number: 3579077

RAM Accounting Date: 20150105

Total Fees: \$600

Note: Process in accordance with Post Registration Standard Operating Procedure (SOP)

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Number of Classes Paid</u>	<u>Total Fee</u>
§8 affidavit	7205	20150103	\$100	2	2	\$200
§15 affidavit	7208	20150103	\$200	2	2	\$400

Physical Location: MADCD- ALEX. CENTRAL DOCKET

Lost Case Flag: False

In TICRS (AM-FLG-IN-TICRS): True

Transaction Date: 20150103



Trademark/Service Mark Application, Principal Register

TEAS Plus Application

Serial Number: 77429577

Filing Date: 03/24/2008

NOTE: Data fields with the * are mandatory under TEAS Plus. The wording "(if applicable)" appears where the field is only mandatory under the facts of the particular application.

The table below presents the data as entered.

Input Field	Entered
TEAS Plus	YES
MARK INFORMATION	
*MARK	POTTY TIME
*STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	POTTY TIME
*MARK STATEMENT	The mark consists of standard characters, without claim to any particular font, style, size, or color.
REGISTER	Principal
APPLICANT INFORMATION	
*OWNER OF MARK	POTTY TIME, INC.
*STREET	12007 Aspen Ridge Road
*CITY	Sandy
*STATE (Required for U.S. applicants)	Utah
*COUNTRY	United States
*ZIP/POSTAL CODE (Required for U.S. applicants only)	84094
PHONE	(801) 523-5080
FAX	(801) 523-8720
EMAIL ADDRESS	XXXX
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
LEGAL ENTITY INFORMATION	
*TYPE	CORPORATION
* STATE/COUNTRY OF INCORPORATION	Utah
GOODS AND/OR SERVICES AND BASIS INFORMATION	
*INTERNATIONAL CLASS	009

FIRST USE ANYWHERE DATE	At least as early as 11/30/2005
FIRST USE IN COMMERCE DATE	At least as early as 11/30/2005
*IDENTIFICATION	Timers
*FILING BASIS	SECTION 1(a)
FIRST USE ANYWHERE DATE	At least as early as 11/30/2005
FIRST USE IN COMMERCE DATE	At least as early as 11/30/2005
SPECIMEN FILE NAME(S)	\\TICRS2\EXPORT15\774\295_77429577.xml1\FTK0003.JP G
SPECIMEN DESCRIPTION	Photo of the POTTY TIME logo used on the watch band of the product
*INTERNATIONAL CLASS	014
FIRST USE ANYWHERE DATE	At least as early as 11/30/2005
FIRST USE IN COMMERCE DATE	At least as early as 11/30/2005
*IDENTIFICATION	Clocks and watches
*FILING BASIS	SECTION 1(a)
FIRST USE ANYWHERE DATE	At least as early as 11/30/2005
FIRST USE IN COMMERCE DATE	At least as early as 11/30/2005
SPECIMEN FILE NAME(S)	\\TICRS2\EXPORT15\774\295_77429577.xml1\FTK0004.JP G
SPECIMEN DESCRIPTION	POTTY TIME logo used on the watch band of the product.
ADDITIONAL STATEMENTS INFORMATION	
*TRANSLATION (if applicable)	
*TRANSLITERATION (if applicable)	
*CLAIMED PRIOR REGISTRATION (if applicable)	
*CONSENT (NAME/LIKENESS) (if applicable)	
*CONCURRENT USE CLAIM (if applicable)	
CORRESPONDENCE INFORMATION	
*NAME	POTTY TIME, INC.
FIRM NAME	POTTY TIME, INC.
*STREET	12007 Aspen Ridge Road
*CITY	Sandy
*STATE (Required for U.S. applicants)	Utah
*COUNTRY	United States
*ZIP/POSTAL CODE	84094
PHONE	(801) 523-5080
FAX	(801) 523-8720
*EMAIL ADDRESS	alan@pottytimeinc.com

*AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
FEE INFORMATION	
NUMBER OF CLASSES	2
FEE PER CLASS	275
*TOTAL FEE PAID	550
SIGNATURE INFORMATION	
* SIGNATURE	/Alan Parkinson/
* SIGNATORY'S NAME	Alan Parkinson
* SIGNATORY'S POSITION	President, Potty Time, Inc.
* DATE SIGNED	03/24/2008

Trademark/Service Mark Application, Principal Register

TEAS Plus Application

Serial Number: 77429577

Filing Date: 03/24/2008

To the Commissioner for Trademarks:

MARK: POTTY TIME (Standard Characters, see [mark](#))

The literal element of the mark consists of POTTY TIME.

The mark consists of standard characters, without claim to any particular font, style, size, or color.

The applicant, POTTY TIME, INC., a corporation of Utah, having an address of

12007 Aspen Ridge Road

Sandy, Utah 84094

United States

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended.

For specific filing basis information for each item, you must view the display within the Input Table.

International Class 009: Timers

Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, or the applicant's predecessor in interest used the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended.

In International Class 009, the mark was first used at least as early as 11/30/2005, and first used in commerce at least as early as 11/30/2005, and is now in use in such commerce. The applicant is submitting one specimen(s) showing the mark as used in commerce on or in connection with any item in the class of listed goods and/or services, consisting of a(n) Photo of the POTTY TIME logo used on the watch band of the product.

[Specimen File1](#)

For specific filing basis information for each item, you must view the display within the Input Table.

International Class 014: Clocks and watches

Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, or the applicant's predecessor in interest used the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended.

In International Class 014, the mark was first used at least as early as 11/30/2005, and first used in commerce at least as early as 11/30/2005, and is now in use in such commerce. The applicant is submitting one specimen(s) showing the mark as used in commerce on or in connection with any item in the class of listed goods and/or services, consisting of a(n) POTTY TIME logo used on the watch band of the product..

[Specimen File1](#)

Correspondence Information: POTTY TIME, INC.

12007 Aspen Ridge Road

Sandy, Utah 84094

(801) 523-5080(phone)

(801) 523-8720(fax)

alan@pottytimeinc.com (authorized)

A fee payment in the amount of \$550 has been submitted with the application, representing payment for 2 class(es).

Declaration

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18

U.S.C. Section 1001, and that such willful false statements, and the like, may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; 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 thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

Signature: /Alan Parkinson/ Date Signed: 03/24/2008

Signatory's Name: Alan Parkinson

Signatory's Position: President, Potty Time, Inc.

RAM Sale Number: 5968

RAM Accounting Date: 03/24/2008

Serial Number: 77429577

Internet Transmission Date: Mon Mar 24 13:26:05 EDT 2008

TEAS Stamp: USPTO/FTK-XXX.XX.XXX.XXX-200803241326055

99738-77429577-400567264aaaabbb302e93398

9a4d0b6b8-CC-5968-20080324120814392880

POTTY TIME

