

Mark: ALERT  
Ser. No.: 85/668,972

Atty Ref.: 720669.3058722  
Class: 5

### DECLARATION

The undersigned declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes applicant to be the owner of the mark sought to be registered, or if the application is being filed under 15 U.S.C. §1051(b), he/she believes the 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 said mark in commerce, either in the identical form or in such near resemblance thereto as may be likely, when applied to the goods and/or services of such other person, to cause confusion, or to cause mistake, or to deceive; that applicant had a bona fide intention to use the mark in commerce on or in connection with the goods and/or services listed in the application as of the filing date of the application, and that applicant continues to have a bona fide intention to use the mark in commerce for said goods and/or services; the facts set forth in this application are true; and all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true; and that these statements were made with the knowledge 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 that such willful false statements may jeopardize the validity of the application or any registration resulting therefrom.

**CHEMINOVA, INC.**

Date: 9/15/12

By: 

Print Name: Bradley Chalk

Title: Bus. Manager