MADRID AGREEMENT AND PROTOCOL CONCERNING THE

INTERNATIONAL REGISTRATION OF MARKS

DECLARATION OF INTENTION TO USE THE MARK – UNITED STATES OF AMERICA

(to be annexed to each international application or subsequent designation in which the United States of
America is a designated Contracting Party)

IMPORTANT

1. This form contains the exact wording of the declaration of intention to use the mark required by the United States of America. It should not be amended in any respect. Deletions, modifications or inclusions of text will result in the declaration being considered as irregular.

2. The United States of America has required that the declaration of intention to use the mark be made in English, even if the international application or the subsequent designation is in French. Therefore, this form is available in English only.

3. **Where this form is used to remedy an irregularity notified by the International Bureau** (either because the declaration of intention to use the mark was missing or did not comply with the applicable requirements), the applicant/holder must provide the information required by the International Bureau in the relevant section of this form.

World Intellectual Property Organization
34, chemin des Colombettes, P.O. Box 18,
1211 Geneva 20, Switzerland
Tel.: (41-22) 338 9111
Fax (International Trademark Registry): (41-22) 740 1429
e-mail: intreg.mail@wipo.int – Internet: http://www.wipo.int

DECLARATION OF INTENTION TO USE THE MARK:
UNITED STATES OF AMERICA

By designating the United States in the international application/subsequent designation, the person signing below declares that:

(1) the applicant/holder has a *bona fide* intention to use the mark in commerce that the United States Congress can regulate on or in connection with the goods/services identified in the international application/subsequent designation;

(2) he/she is properly authorized to execute this declaration on behalf of the applicant/holder;

(3) he/she believes applicant/holder to be entitled to use the mark in commerce that the United States Congress can regulate on or in connection with the goods/services identified in the international application/subsequent designation; and

(4) to the best of his/her knowledge and belief no other person, firm, corporation, association, or other legal entity 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.

I declare under penalty of perjury under the laws of the United States of America that all the foregoing statements are true and correct to the best of my knowledge and belief. I understand that willful false statements and the like may jeopardize the validity of the application or document or any registration resulting therefrom, and are punishable by fine or imprisonment, or both (18 U.S.C. §1001). 35 U.S.C. §25(b).

_____   _____

Signature   Date of execution (dd/mm/yyyy)

_____

Signatory's Name (Printed)

_____

Signatory's Title

INSTRUCTION

This declaration must be signed by:
(1) the applicant/holder or a person with legal authority to bind the applicant/holder; or
(2) a person with firsthand knowledge of the facts and actual or implied authority to act on behalf of the applicant/holder; or
(3) an attorney who is authorized to practice before the United States Patent and Trademark Office under 37 C.F.R. §10.1(c), who has an actual written or verbal power of attorney or an implied power of attorney from the applicant/holder.

INFORMATION REQUIRED BY THE INTERNATIONAL BUREAU
(the information below, where available, must be furnished where this form is sent separately from the international application or subsequent designation)

International Bureau's reference (indicated in the irregularity notice): ....

Basic application number: .... Date of the basic application: .... (dd/mm/yyyy)

Basic registration number: .... Date of the basic registration: .... (dd/mm/yyyy)

International registration number: ....

Name of applicant/holder: ....