

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re: Application No.: **97074252**

Applicant: **The American Radio Relay League, Inc.**

Mark: **THE NATIONAL ASSOCIATION FOR AMATEUR RADIO**

Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514

EXHIBITS & SUPPLEMENTAL DECLARATION of
ROBERT B. FAMIGLIO

I, Robert B. Famiglio, Esquire, in support of The American Radio Relay League, Inc.'s response to the above captioned Trademark Office Action of August 2, 2022, in the above registration, in support of the amendments made therein state as follows and provide documents as follows:

1. I am the Director of the Atlantic Division of The American Radio Relay League, Inc. (hereinafter "the ARRL"), a volunteer position with this nationally respected non-profit corporation. I am also currently responsible as a volunteer for assisting in and overseeing the rehabilitation and maintenance of the ARRL's trademark portfolio including the present application above referenced.
2. As Director of the Atlantic Division, I hold such elected office representing FCC-licensed radio amateurs who are members of the ARRL in the following sections, Northern New York, Western New York, Western Pennsylvania, Eastern Pennsylvania, Southern New Jersey, Maryland, District of Columbia, and Delaware. I am also familiar with the national proceedings and undertakings by the ARRL in the entire United States.
3. All the below referenced Exhibits as attached to this Supplemental Declaration are true and correct copies of the documents, events, or

occurrences they purport to represent in the descriptions I provide below. They are taken from the books and records of the Applicant as they exist in the business records and archives of the Applicant.

4. As an elected representative of the ARRL, a member presently of its board of directors, a 56-year member of the ARRL and licensed by the FCC as a radio amateur continuously for such time, I can state with certainty the following assertions and summary of acts in this Declaration in support of each of the attached documents with each description below.
5. **EXHIBIT 1** is a true and correct excerpt and copy of the front cover page from the Applicant's flagship national publication magazine known as QST in October of 1999 displaying prominently the Applicant's new name THE NATIONAL ASSOCIATION FOR AMATEUR RADIO, a name still used today for the Applicant's many goods and services provided exclusively under the Mark. This is taken from the official records and archives of the Applicant.
6. **EXHIBIT 2** is a true and correct copy of the popular publication – *The ARRL Handbook for Radio Amateurs* as published 24 years ago in 1999 for the book year 2000. The cover page, notice of copyright page, inside cover page of this 77th edition displaying the Mark, and the rear cover with the Mark embossed is attached. This edition is a limited edition though the popular handbook is widely available in paperback with the same printing and presentation as this limited edition.
7. **EXHIBIT 3** is a true and correct copy of a page excerpt from the Applicant's book publication - *Now You're Talking!* The cover page, notice of copyright page, inside cover page of this nationally popular book displaying the Mark, and the rear cover of the book with the Mark prominently displayed. This excerpt from the book is illustrative of the long-time use of the Mark in close association with the Applicant.
8. **EXHIBIT 4** is a true and correct copy of a 2011 brochure publication of the Applicant provided at trade shows, science fairs and other STEM oriented demonstrations referencing Applicant's programs promoted in close association with the Mark.
9. **EXHIBIT 5** is a true and correct photograph of the front and back of one of Applicant publication of 2005 which shows the Mark in close association with the Applicant's name and other logos. This publication is still in print, is updated, and uses the Mark in prominent fashion.

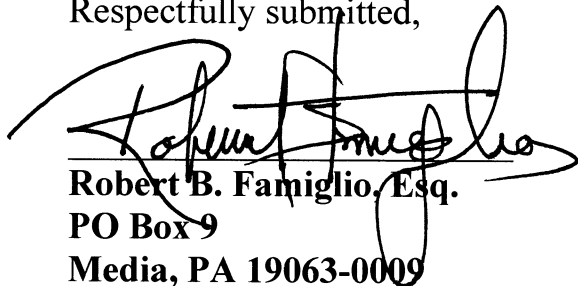
- 10. EXHIBIT 6** is a true and correct JPEG format copy of a photograph of one of the booths presented for display by the Applicant at the Dayton National Amateur Radio Convention in May of 2003.
- 11. EXHIBIT 7** is a true and correct JPEG format copy of a photograph of one of the many booths presented for display by the Applicant at many different annual and publicly attended amateur radio trade shows where the Mark is prominently displayed. The instant photo is from the Dayton Amateur Radio convention taken on May 21, 2005. This annual show, attended by over 25,000 FCC licensed radio amateurs has been held every year (except for covid-19 cancellation) and the Applicant has the largest display in the convention.
- 12. EXHIBIT 8** is a true and correct JPEG format copy of a sample of a wearable pin given to attendees of the above referenced Dayton Amateur Radio convention in 2012 as a promotional give away to all displaying the Mark in close association with the ARRL name and logo.
- 13. EXHIBIT 9** is a true and correct excerpt from the Applicant's flagship magazine for January 2012 presenting Applicant's Mark on the front cover shown at the bottom of the page. Each page also uses the Mark at the bottom of the page as shown on a sample page 74 of the same issue.
- 14. EXHIBIT 10** is a true and correct JPEG format copy of a photograph of one of the many booths presented for display by the Applicant at the Dayton Amateur Radio convention taken in May of 2019 demonstrating the use of the Mark.
- 15. EXHIBIT 11** is a true and correct JPEG format copy of a photograph of one of the many booths presented for display by the Applicant at the Dayton Amateur Radio convention taken in May of 2022 demonstrating the use of the Mark.
- 16. EXHIBIT 12** is a true and correct copy of the front and back of one of Applicant's publications entitled More Arduino Projects published 2017 which shows the Mark in close association with the Applicant's name and other logos. This publication is still in print, is updated, and uses the Mark in prominent fashion demonstrating the use of the Mark.
- 17. EXHIBIT 13** is a true and correct copy of a membership application used by the Applicant displaying the Mark.
- 18. EXHIBIT 14** is a true and correct copy of the popular publication – the 2023 edition of the new *The ARRL Handbook for Radio Communications*,

but a special 100th edition 6 volume set published in 2022. The cover page, notice of copyright page, inside cover page along with a first page as sample of this 100th edition displaying the Mark, and the rear cover with the Mark embossed is attached. This edition is a limited edition though the popular handbook is widely available in paperback with the same printing and presentation as this limited-edition multi-volume set sold under and in close association of the Mark.

19. **EXHIBIT 15** is a sample web page featuring the downloadable publications available by the Applicant's vendors and by Applicant itself.
20. **EXHIBIT 16** is a sample of the Applicant's web page which provides information on a variety of subject matter regarding amateur radio and related activities.
21. **EXHIBIT 17** is a certificate of membership issued by the Applicant.

I provide this Declaration in good faith, based on my own research and observations of the facts, my research and my knowledge of the history and details set forth above and after investigating the matter in the Applicant's books and records and that the documents referenced are true and correct. I hereby acknowledge that any willful false statements made in this Declaration is punishable under 18 U.S.C. §1001 by fine or imprisonment, or both.

Respectfully submitted,



Robert B. Famiglio, Esq.
PO Box 9
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*As Director of the Atlantic Division of
The American Radio Relay League, Inc.*

Dated: February 2, 2023