

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application No.: **97074174**

Mark: **NATIONAL TRAFFIC SYSTEM**

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

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 01, 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 that 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.

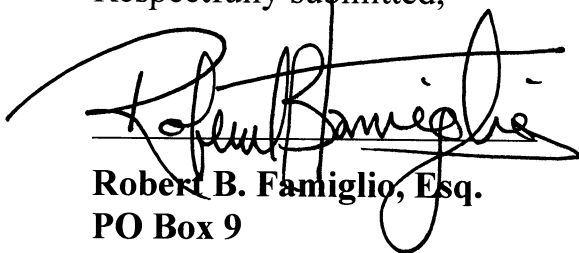
4. As an elected representative of the ARRL, a member presently of its board of directors, a 56-year member of the ARRL and licensed by the FCC as a radio amateur continuously for such time, I can state with certainty the following assertions and summary of acts in this Declaration in support of each of the attached documents with each description below.
5. **EXHIBIT 1** is a true and correct excerpt and copy from the Applicant's original national publication magazine known as QST in September of 1949 announcing the Applicant's program known as the NATIONAL TRAFFIC SYSTEM, the 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 a page excerpt of the second annual minutes of the Board of Directors of the ARRL, being on July 17th of 1999, recognizing, celebrating, and memorializing the fiftieth (50th) anniversary of the establishment of the NATIONAL TRAFFIC SYSTEM in 1949. I have highlighted in yellow at minute 51, page 10, the historic facts preamble to the resolution adapted that date, being from the official business records some 24 years ago.
7. **EXHIBIT 3** is a true and correct copy of a page excerpt from the Applicant's national publication QST, February 1951 with NATIONAL TRAFFIC SYSTEM news on page 58 seen beginning at the bottom third of the first column on that page. This excerpt is illustrative of the long-time use of the Mark in close association with the Applicant.
8. **EXHIBIT 4** is a true and correct excerpt from a book publication of the Applicant demonstrating reference to its programs under the Mark in this 1988 publication referencing the Applicant's NATIONAL TRAFFIC SYSTEM in the second paragraph of this chapter 10 excerpt.
9. **EXHIBIT 5** is a true and correct photograph of the front and back of a coffee mug circa 1999 which shows the Mark in close association with the Applicant's logos. This is an example of the Mark's use on incidents or accoutrements of Membership as given to operators associated with or participating in the Applicant's NATIONAL TRAFFIC SYSTEM.
10. **EXHIBIT 6** is a true and correct copy of an article from the Applicant's national magazine and flagship publication QST dated October of 2009 honoring the 60th Anniversary of the ARRL's NATIONAL TRAFFIC SYSTEM. The article opens acclaiming "The ARRL-sponsored system, which conveys message traffic across the continent in an orderly flow through

scheduled nets, is one of the longest-running public service programs in League history.” (See page 73, first para., Exhibit 6).

11. **EXHIBIT 7** is a true and correct copy of a sample of an actual certificate given to operators who participate in the Applicant’s NATIONAL TRAFFIC SYSTEM, dated April of 2013.
12. **EXHIBIT 8** is a true and correct excerpt from The Amateur Radio Public Service Handbook, dated 2012, one of Applicant’s many publications, presenting Applicant’s NATIONAL TRAFFIC SYSTEM at Chapter 13, page 106 as illustrated by the table of Content excerpt.
13. **EXHIBIT 9** is an example of present-day training for NATIONAL TRAFFIC SYSTEM members and is illustrative of many different services provided to the members and to the public at large in training to use the system. In the present example, the system is a joint exercise which includes the Military Auxiliary Radio Service (“MARS”) and NATIONAL TRAFFIC SYSTEM (“NTS”). Significant other examples are available throughout the internet.

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.
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Media, PA 19063-0009

*As Director of the Atlantic Division of
The American Radio Relay League, Inc.*

Dated: January 30, 2023