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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In The Matter of Application Serial Nos. 76/103,447 and 76/103448
Published In The Official Gazette of May 22, 2001
and April 24, 2001, Respectively



04-11-2003

U.S. Patent & TMOfc/TM Mail Rcpt Dt. #39

Mark: HYPERSONIC

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Central Mfg. Co., :

Opposer, : Opposition No. 123,765

- against- :

Paramount Parks Inc., :

Affidavit

Applicant. :

-----X

STATE OF NEW YORK)
: SS.:
COUNTY OF NEW YORK)

Michelena Hallie, being duly sworn, deposes and says:

1. I am Vice President of Applicant Paramount Parks Inc. ("Paramount") in the above-captioned opposition. I have personal knowledge of the matters set forth herein.

2. I submit this affidavit in support of Applicant's opposition to the motion of Opposer Central Mfg. Co. for summary judgment, and of Applicant's cross-motions to dismiss and for sanctions.

3. Paramount has filed a number of Intent-to-Use trademark applications in connection with a thrill ride known as "Hypersonic XLC: Xtreme Launch Coaster", or "Hypersonic" for short (the "Applications"). A number of these Applications have matured into registrations.

4. Paramount's Applications are for the trademarks HYPERSONIC alone, or in combination with XLC XTREME LAUNCH COASTER, in various international classes. Paramount has also registered design marks incorporating the above marks.

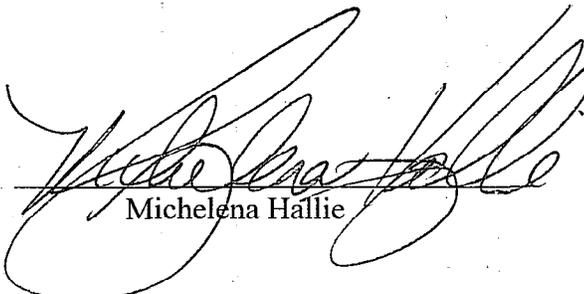
5. The two Applications that are the subject of this opposition are: (1) Application Serial No. 76/103,447 in International Class 25, for "t-shirts, sweatshirts, hats, jackets, pajamas, masquerade costumes, tank tops, footwear, sweatpants, shorts"; and (2) Application Serial No. 76/103,448 in International Class 16, for paper goods and printed matter, namely calendars, fiction magazines, comic books, greeting cards, posters, a series of fiction books, trading cards, stickers, notepads, notebooks, postcards, gift wrapping paper, bumper stickers, rubber stamps".

6. Paramount inadvertently attempted to file its Amendments to Allege Use during the black-out period, on October 25, 2001, during the pendency of this opposition. It is my understanding that in such a case the amendments are ineffective. A recent review of the United States Patent & Trademark Office public database revealed that the amendments have not been listed for either application.

7. Paramount intends to file new amendments to allege use once Notices of Allowance issue for Application Nos. 76/103,447 and 76/103,448.

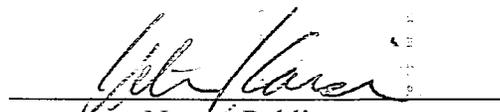
8. Certain aspects of Paramount's legal work in connection with trademark

registration and compliance are handled by Viacom corporate counsel. In those circumstances, Viacom attorneys are acting as counsel for Paramount.



Michelena Hallie

Subscribed and sworn to before me
this 8th day of April, 2003



Notary Public

PETER KAISER
Notary Public, State of New York
No. 01KA6038116
Qualified in New York County
Commission Expires March 6, 2006