

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK EXAMINING BOARD

Applicant: William K. Dabaghi : 157,646
Serial No.: 76/382,915 :
Filed: March 18, 2002 : Trademark Law Office 109
Mark: **MAXIMUS INTERNATIONAL** : Examiner: Nicholas K. D. Altree
Class: 35 :

Assistant Commissioner for Trademarks
United States Patent & Trademark Office
2900 Crystal Drive
Arlington, Virginia 22202-3513

AMENDMENT TO ALLEGE USE UNDER 37 C.F.R. § 2.76

Sir:

Applicant requests registration of the above-identified trademark in the United States Patent and Trademark Office on the Principal Register established by the Act of 1946 (15 U.S.C. 1094 *et seq.*, as amended). A specimen showing the mark as used in commerce is submitted with this amendment.

Applicant is using the mark in commerce or in connection with the following services:

**BUSINESS CONSULTING SERVICES FOR OTHERS
IN THE FIELDS OF MULTILATERAL TRADE
POLICY, INTERNATIONAL TRADE, WORLD
TRADE ORGANIZATION NEGOTIATIONS, AND
IMPORTS AND EXPORTS; all in International Class 35**

The mark was first used with the services in Class 35 at least as early as August 1, 2002. The mark was first used in interstate commerce with the services at least as early as August 1, 2002.

The mark is used in connection with the services by imprinting on brochures, promotional and advertising materials, the Internet, and/or in other ways common in the trade. A specimen is attached hereto.

The \$100.00 fee, and any additional fees in connection with this filing, should be charged to the Arter & Hadden, LLP Deposit Account No. 01-2520.

DECLARATION

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he is properly authorized to execute this Amendment to Allege Use on behalf of the Applicant; he believes the Applicant to be the owner of the mark sought to be registered; the trademark is now in use in commerce; and all statements made of his own knowledge are true and all statements made on information and belief are believed to be true.

WILLIAM K. DABAGHI

Date: December 17, 2002

By: William K. Dabaghi
Name: William K. Dabaghi
Title: Founder and Managing Member

Maximus International LLC

December 16, 2002

About Us

Services

Client List

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Our Vision

Video or Audio

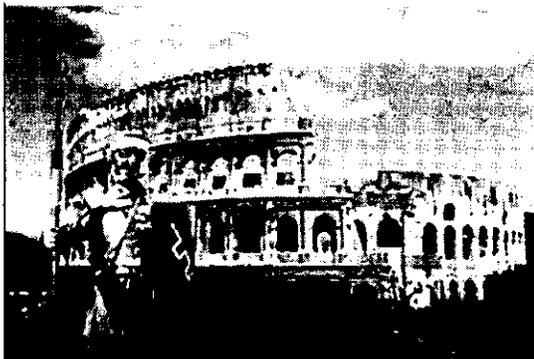


Maximus International LLC is a business advisory and consulting firm that specializes in **international trade, financial services and agribusiness policy** with a special focus on the World Trade Organization and the North American Free Trade Agreement.

We serve multinational corporations, co-operatives, non-governmental organizations and governments by offering keen strategic advice and in-depth analysis on international trade policies and international disputes. We also offer advice to decision-makers in corporations abroad on their own strategic decision-making with respect to their activities in Europe and Asia.

PHILOSOPHY OF MAXIMUS

- Our fundamental belief is that multilateralism, respect and cooperation go together.
- As leaders in the field of international trade we do not try to impose our personal beliefs on foreign clients. Rather we work the clients to accomplish their own goals, which we believe will ultimately benefit both their country and our own.
- We firmly believe it is possible to establish successful and mutually beneficial trade and corporate relationships with developed / developing countries without



Doing business in the international arena is akin to being a gladiator in ancient Rome.



Agribusiness News

[EU offers WTO farm subsidy cuts...](#)
BBC Mon Dec 16 16:54:00 EST 2002

[Eu/nr 71/02: Wto And Agriculture: European Commission Proposes More Market-opening, Less Trade-distorting Supp...](#)
European Union Mon Dec 16 16:25:00 EST 2002

[Crisis traumatised farmers - report...](#)
Teletext Mon Dec 16 13:46:00 EST 2002

[Split Supreme Court uphold fines for California farmer for plowing...](#)
AP via New Jersey Online Mon Dec 16 13:19:00 EST 2002

[Split Supreme Court upholds fines for California farmer for plowing...](#)
AP via New Jersey Online Mon Dec 16 13:15:00 EST 2002

[Farmer's sheep were starving...](#)
BBC Mon Dec 16 12:30:00 EST 2002

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denigrating their culture or their societies.

- We feel it is important, even critical, for us to have a sense of the history, time and place in each country in which we are engaged. We seek to define the present situation -- where the particular country stands now with respect to economic and trade policy and the future they envision -- where they want to go. And, so, we strive to learn the context within which each country operates and we structure our work from that perspective.
- We are in favor of and we recognize that globalization is a process that cannot be reversed; yet we believe it can be steered and Maximus is at the forefront of doing so.
- We are greatly devoted to each of our clients in a unique and intimate manner. We offer a high degree of personal attention and strategic counsel. Each client is our most important one.
- We know and work with a wide network of individuals in the public and private sectors here and abroad. We have credibility and our personnel have a long track record of achieving marketable results and successful outcomes. We will leave no stone unturned in our quest to meet a client's needs and help you achieve its goals.

[Click here to learn how your organization can benefit from our services >>](#)

Technologies

How can we help you?

Name

E-mail

Phone

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<http://www.maximusinternational.com>

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Maximus International LLC

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ISSUES OF EXPERTISE

International Trade

The number of international trade agreements is growing rapidly and a new round of World Trade Organization negotiations, the Doha Development Agenda negotiations is under way. As a result, international trade rules change practically daily and these changes will certainly affect your competitiveness.

In addition, international trade disputes are increasingly frequent and continuing globalization and more complex trade networks will lead to more frequent disputes.

Along with disputes often comes retaliation, which may affect your organization, as well, even if you are not directly a party to the dispute.

We follow developments on all fronts of international trade talks in the U.S. and the European Union and continually analyze their impact for our clients. We can leverage knowledge of and relationships within the WTO in practically every sector.

We were engaged as an active partner in the Uruguay Round of the GATT negotiations, which we closely monitored. Now we are involved in the ongoing Doha Development Agenda negotiations.

Within the context of the typically secret government-to-government negotiations we stay abreast of activities among the various blocks of parties. As a result of our extensive contacts we continually know the US position, other country's positions and



OUR PROFESSIONAL CONTACTS AND PARTNERS AROUND THE WORLD

- WTO
- NAFTA
- OPIC
- USTR
- European Commission
- Food and Agriculture Organization
- Federal Reserve Board
- US Treasury Department
- G-7 central banks
- Investment banking houses
- Foreign government officials
- International organizations
- Commodity groups
- Non-profit organizations

How can we help you?

Name

E-mail

the positions of most of the players.

We know the fine points and procedures of negotiating; we have a thorough understanding of the rhythm that evolves during these negotiations; we believe they are a complex art form and an example of globalization and internationalism in the truest sense.

We offer unparalleled access to the best and most current information, always giving our clients the advantage.

International Trade Services

- Trade capacity building and technical assistance to developing countries -- we assist country officials in preparing and presenting their case to international organizations and we operate under our self-described guideline "learn by doing"
- WTO dispute settlement
- Trade policy formulation
- Market access for imports and exports of good and services; and of financial services on behalf of Asian countries and the European Union
- Developing Country Cases

Agribusiness and Agriceuticals Services

- International and domestic regulations
- Agricultural policy and trade
- Food Security

Phone | _____

Financial Services

- International financing and banking policy
- Investment policy across country borders

Relocation Services

- We identify US companies, especially in the telecommunications, biotechnology and information technology industries, which are contemplating moving corporate headquarters abroad.
- We penetrate key areas in this country such as the Netplex area in metropolitan Washington, DC; Silicon Valley; Austin; and Boston and secure meetings with the top company officials.

Importation of a Foreign Agricultural Commodity

- Product development, brand name development and marketing in North America.
- We determine the interest level of a new and foreign product in the North American market.
- We find out how to penetrate a particular sector of our market, for example, the gourmet food market on behalf of the Japanese food manufacturer "Kumai Harvest" for a highly unique and expensive rice unavailable in the US or Canada.
- We define a marketing strategy for the product.

- We develop spin-off opportunities for sales beyond stores and we create variations of the product and thus new products.

[Contact us to learn more >>](#)

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Maximus International LLC

Home

ABOUT MAXIMUS REPRESENTATIVES

About Us

Our Founder and Managing Member, *William K. Dabaghi*, is a respected leader in the international trade community both here and abroad. Known as an ambassador for globalization he offers fresh thinking on the way to build the critical bridge between the U.S. government and U.S. corporations and the governments of other countries that is necessary to conduct business.

Services

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He and his team have significant experience working with non-Americans and serve as strategic advisors to many foreign governments. They offer a genuine, multifaceted perspective in their dealings with leaders abroad because they are cognizant of the cultural differences among nations and they are sensitive to the nuances of communications between nations.

They bring open minds, private sector experience and a team player mentality to the negotiating table together with inherent humility; Maximus is an American firm with multicultural sensibilities.

Mr. Dabaghi attended Harvard University and holds an MBA from the Wharton School of



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Business at the University of
Pennsylvania.

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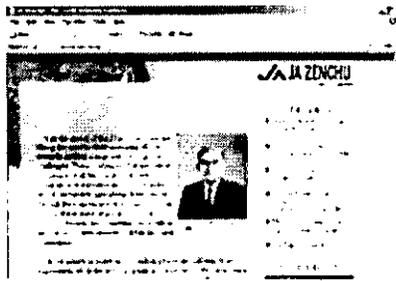
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SELECTED CLIENTS

Maximus International seeks to add value to clients in a variety of ways. Listed below is a brief representation of some international clients our team has served.



www.e-zenchu-ja.org

JA Zenchu - The Central Union of Agricultural Co-operatives, Japan. Represents the interests of Japanese farmers and has 9 million members.



www.kumaiharvest.com

Kumai Harvest. Imported premium Japanese rice products and recipes from world-renowned chefs.

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Maximus International LLC

International Trade Policy Consultancy with focus on the World Trade Organization

- ❖ *Strategically located in Washington, DC*
- ❖ *Virtually present in Geneva and Brussels*
- ❖ *Maintains an Extensive Worldwide Network of Professional Contacts*
- ❖ *Serves co-operatives, governments, non-governmental organizations, financial service organizations, central banks, and multinational corporations*

WILLIAM K. DABAGHI
FOUNDER AND MANAGING
MEMBER

AREAS OF EXPERTISE

- ❖ Our premier expertise in international trade policy allows us to offer comprehensive research and in-depth, timely policy analysis of international trade negotiations, specifically agribusiness/agricultural and the General Agreement on Trade in Services (GATS), with a particular focus on the Doha Round of World Trade Organization (WTO) negotiations.
- ❖ Our active engagement in the Uruguay Round of GATT negotiations and keen involvement in the ongoing Doha Development Agenda negotiations equips us with thorough knowledge of the normative program related to past and present rounds of WTO negotiations that enables us to provide strategic advice on WTO dispute settlement cases and complex trade negotiations as well as to examine their potential impact on an economic sector in a specific country.
- ❖ Our in-depth understanding of the Doha Development Agenda enables us to provide trade capacity building and technical assistance to developing countries, including trade policy formulation; preparation of "Requests and Offers" for developing country member representatives; and face-to-face consultations on issues relevant to the WTO.
- ❖ Our competence in the U.S. policy-making process stems from our extensive coverage of key congressional committees with jurisdiction over agriculture, banking, trade policy, and international affairs as well as of the U.S. Trade Representative, the U.S International Trade Commission, and the U.S. Departments of Agriculture, State, and Treasury.
- ❖ Our strategic location in Washington, DC and virtual presence in Geneva and Brussels, combined with our large network of worldwide contacts, permits us to

follow and stay abreast of significant developments on the many fronts of international trade talks in the United States, the European Union, and other major blocs in the global trade arena.

NOTEWORTHY EXPERIENCE

- ❖ Established previous employer's international practice group focusing on multilateral trade policy, international finance, and agribusiness/agricultural.
- ❖ Represented domestic and foreign clients before the U.S. Congress and federal departments/agencies, including the U.S. Departments of Agriculture, State, and Treasury, the U.S. Trade Representative (USTR), the U.S. International Trade Commission, the Office of Management and Budget, and the White House.
- ❖ Lobbied U.S. Congress and federal government departments/agencies on banking, trade, and agriculture related issues; especially active with banking, agriculture, commerce, and tax-writing committees of Congress.
- ❖ Represented client interests before international organizations, including the United Nations Food and Agriculture Organization, the International Telecommunications Union, and the World Intellectual Property Organization.
- ❖ Represented financial services groups and enterprises in several other business sectors before the European Commission (EC) in Brussels, Belgium and the WTO in Geneva.
- ❖ Advised decision-makers of multinational companies making strategic decisions about corporate activities in Europe.
- ❖ Lead investment/relocation efforts of a foreign government with emphasis on IT, biotechnology, and telecommunications companies in the Washington DC area, Silicon Valley, Austin, and Boston.
- ❖ Provided counsel on joint-ventures, matchmaking, and venture capital search for overseas clients relocating to North America.

PERSONAL INFORMATION

EDUCATION

2002, Certificate, Harvard Business School Agribusiness/Agriculture Seminar

1996, MBA, The Wharton School, University of Pennsylvania

1972, JD, University of Texas School of Law

C'1967, Harvard College

PAST EMPLOYMENT

1985-2002 Partner for 17 years in full-service, multi-state law firm--Arter & Hadden LLP

1993-1995 Solicitor, Shroeder Wertheim Investment Services

1982-1983 Director of Congressional Affairs, U.S. Department of Transportation

1976-1982 Federal Legislative Counsel, American Bankers Association

1974-1976 Office of the General Counsel, Small Business Administration

AFFILIATIONS

Member, Texas Bar (admitted 1972), District of Columbia Bar (admitted 1979), Ordre des Avocats of Geneva (admitted 1994), and Brussels Bar (admitted 1995); U.S. Court of International Trade Bar; American Bar Association; International Bar Association; Inter-Pacific Bar Association; MIT Enterprise Forum; Northern Virginia Technology Council

OTHER ACTIVITIES

Ambassador of the City of Dallas to Geneva; Lt. JAG Corps, U.S. Naval Reserve (Ret.); Delta Theta Phi law fraternity; Sons of the American Revolution, District of Columbia Chapter; Sons of the Republic of Texas, San Jacinto Chapter; Eagle Scout with Palm

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www.maximusinternational.com

- ❖ High-profile Washington DC attorney, global strategic planner and political/legal adviser.
- ❖ Serves his clients with a unique blend of geopolitical understanding and business acumen in a wide range of focus areas.
- ❖ Expert in cross-cultural communications, able to handle complex challenges with adept management skills.

WILLIAM K. DABAGHI

FOUNDER AND MANAGING MEMBER

AREAS OF EXPERTISE

MARKETING

- Provided strategic counsel in the importation of foreign agricultural commodities, including expertise on product and brand name development, marketing in North America and development of spin-off opportunities for sales beyond stores.
- Organized and managed a team of experts to lead investment and relocation efforts of foreign governments with emphasis on IT, biotechnology, and telecommunications in the Netplex area of the United States -- Washington DC, Northern Virginia, and Maryland -- as well as in Silicon Valley, CA; Austin, TX; and Boston, MA.
- Advised decision-makers of multinational companies (IT, telecommunications, and biotechnology) on market opportunities for corporate activities in Europe.
- Provided counsel on joint-ventures, matchmaking, and venture capital search for overseas clients relocating to North America.

MANAGEMENT

- Managing member of Maximus International LLC, an international trade policy consultancy strategically located in Washington DC and maintaining virtual presence in Geneva and Brussels. Active management of a large network of worldwide contacts in North America, Europe, and Asia.

- Manages the Kumai Harvest brand and the Kumai Harvest website (www.kumaiharvest.com) in North America with a special emphasis on trademark and copyright matters as well as marketing and advertisement. Organizes nationwide promotional and media events aimed at increased Kumai Harvest brand recognition in the U.S. and North America.
- Established and managed the International Practice Group of previous employer (a nationwide law firm with 400 attorneys) focusing on multilateral trade policy, international finance, and agribusiness/agricultural.
- Developed and implemented strategies to achieve legislative objectives concerning railroads, aviation, trucking, public transportation, taxation, and appropriations.
- Organized international conferences in Rome, Tokyo, and Washington DC, uniting participants from five continents.

FINANCIAL SERVICES

- Represented banking interests before the U.S. Congress to authorize regional compacts and establish more equitable regulations for regional clearing houses as promulgated by the Federal Reserve Board.
- Represented Investment Company Institute before the European Commission (EC) in Brussels, Belgium.
- Represented financial groups before the U.S. Comptroller of the Currency requesting authorization of a national bank charter.
- Represented the Bank of Japan on issues related to the U.S. Treasury Department as well as the WTO and EC.
- Worked with several prominent investment banking houses to raise funds for high-tech ventures, as well as large and small capital funds.
- Used knowledge of financial services markets and a network of international contacts to refer foreign fund managers and wealthy individuals to Wertheim Schroeder Investment Services in New York.
- Advised members of the American Bankers Association on policy issues in the areas of consumer credit, bank cards, commercial and international banking, and agricultural credit. Lobbied the U.S. Congress, the U.S. Administration, and federal agencies on behalf of the American Bankers association and member banks.
- Worked on bank restructuring and loan workout/litigation matters regarding failed saving and loan and commercial banks on behalf of U.S. Federal Bank regulators.
- Worked with a U.S. attorney on Chapter 11 multi-million dollar factor company bankruptcy.
- Financial services clients have included: Bank of Boston; Bank of Japan; Barnett Banks; Clearing House Association of the Southwest; Coalition of Regional Banks; U.S. Federal Deposit Insurance Corporation; U.S. Federal Home Loan Bank Board; Fleet Banks; Houston Clearing House Association; Investment Company Institute; Rabobank (the Netherlands); U.S. Farm Credit Council.

INTERNATIONAL TRADE POLICY

- Premier expertise in international trade policy, comprehensive research and in-depth, timely policy analysis of international trade negotiations, specifically agribusiness/agricultural and the General Agreement on Trade in Services (GATS), with a particular focus on the Doha Round of World Trade Organization (WTO) negotiations.
- Profound competence in the U.S. policy-making process stemming from extensive coverage of key congressional committees with jurisdiction over agriculture, banking, trade policy, and international affairs as well as of the U.S. Trade Representative, the U.S. International Trade Commission, and the U.S. Departments of Agriculture, State, and Treasury.

PERSONAL INFORMATION

EDUCATION

- 2002** Certificate, Harvard Business School Agribusiness/Agriculture Seminar
- 1996** MBA, The Wharton School, University of Pennsylvania
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OTHER ACTIVITIES

Ambassador of the City of Dallas to Geneva; Lt. JAG Corps, U.S. Naval Reserve (Ret.); Delta Theta Phi law fraternity; Sons of the American Revolution, District of Columbia Chapter; Sons of the Republic of Texas, San Jacinto Chapter; Eagle Scout with Palm.

CERTIFICATE OF HAND-DELIVERY

I hereby certify that the foregoing Amendment to Allege Use Under 37 C.F.R. § 2.76, Trademark: **MAXIMUS INTERNATIONAL**, Serial No: 76/382,915, was hand-delivered to the following address, this 17th day of December, 2002:

Assistant Commissioner for Trademarks
U.S. Patent and Trademark Office
2900 Crystal Drive
Arlington, Virginia 22202-3513


Marlene Copeland

ARTER & HADDEN^{LLP}

ATTORNEYS AT LAW

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Direct Dial Number: (202) 775-4419
E-mail: rebecca.mcdougall@arterhadden.com

December 17, 2002

Via Hand Delivery

Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513
ATTENTION: BOX ITU/FEE

Re: Applicant: William K. Dabaghi
Mark: **MAXIMUS INTERNATIONAL**
Serial No.: 76/382,915
International Class: 35
Arter & Hadden Ref. No.: 47652/21558

RECEIVED
2002 DEC 31 A 10:06
LAW OFFICE 109
TIME 01

Dear Sir or Madam:

Submitted are the following:

1. Amendment to Allege Use Under 37 C.F.R. §2.76;
2. Specimen; and
3. Certificate of hand delivery.

Please draw the statutory filing fee of \$100.00 from Arter & Hadden LLP's deposit account No. 01-2520. Please direct all inquiries and correspondence in this matter to Peter J. Riebling, Esquire at Arter & Hadden LLP at (202) 775-4457 or to the above address.

Sincerely,



Rebecca McDougall

Enclosures

cc: Mr. William K. Dabaghi (with enclosures)
Peter J. Riebling, Esquire (without enclosures)

WDC 318805.1
47652/21558

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