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BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

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

Nationstar Mortgage, LLC Opposer, v. Mujahid Ahmad Applicant.	Opposition No. 91177036

OPPOSER'S MOTION FOR SUMMARY JUDGMENT

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Opposer Nationstar Mortgage LLC ("Opposer") hereby moves the Board to grant Summary Judgment to Opposer for the reasons stated below.

I. INTRODUCTION

This Opposition is based upon Applicant Mujahid Ahmad's ("Applicant") fraudulent allegation, at the time the application was filed, that Applicant was using the mark in commerce in connection with all of the services listed in Application Serial No. 78/866,376.[1]

The factual record is now complete, and demonstrates beyond any genuine issue of material fact that Applicant was not using the mark on **any** of Applicant's Services at the time the application was filed. Applicant has provided extensive deposition testimony. Applicant has provided his complete responses to interrogatories, requests for admissions, and document requests, and has unambiguously stated that he has produced all documents. Nevertheless, Applicant has not provided any evidence that he has used the mark in connection with any of the services listed in the application, or that he had a good faith belief for making that claim at the time his sworn declaration was filed.

The record clearly demonstrates that, for several reasons, Applicant cannot show actual use in commerce as alleged in his April 20, 2006 declaration of use, including:

- Applicant's alleged "use" of the mark at the time of the filing date of the application, if any, was limited to token advertising, not use in commerce, in connection with mortgage brokerage and real estate brokerage services only.
- There is absolutely no evidence that Applicant has ever used or even advertised the NATIONSTAR mark in connection with almost all of the Applicant's Services, including rental of real estate; real estate management services; real estate investment; insurance brokerage; or business finance procurement services.
- There is no evidence to corroborate the dates of the advertisements produced by Applicant.

[1] These services are "real estate brokerage; rental of real estate; real estate management services, namely management of commercial and residential properties; real estate investment; residential and commercial property and insurance brokerage; mortgage brokerage; and business finance procurement services" (hereinafter referred to collectively as "Applicant's Services").

- Applicant has attempted to cure his fraud by amending the basis to his application to intent-to-use.
- Finally, the record establishes beyond any genuine issue of material fact that Applicant knew that the declaration of use was false at the time of filing.

In sum, even when the complete record is viewed in the light most favorable to Applicant, Applicant lacks any evidence to counter his clear fraud in claiming actual use of the NATIONSTAR mark in connection with Applicant's Services. The Board should therefore grant summary judgment to Opposer and refuse registration of the '376 Application.

II. STATEMENT OF FACTS

Opposer previously filed a Motion for Summary Judgment on February 29, 2008. The Board issued an Order (the "Summary Judgment Order") denying this motion (and Applicant's Motion for Summary Judgment) on June 17, 2008. Summary Judgment Order, at 12-13. The Board agreed with Opposer that Applicant had not explained in detail how he allegedly used the NATIONSTAR mark, and that it was unclear whether Applicant's purported customers ever even encountered the NATIONSTAR mark. However, the Board concluded that there were genuine issues of material fact that were sufficient to preclude summary judgment at the time.

Those issues of material fact have now been resolved. Applicant has been given every opportunity to produce evidence to establish that he was using the NATIONSTAR mark for Applicant's services as of the filing date of the Application, or that he at least had a basis for his purported good faith allegation of use. Nevertheless, Applicant has not provided any evidence that he has used the mark in connection with any of Applicant's Services, or that he had a good faith belief for making that claim at the time the opposition was filed.

The parties have completed discovery concerning Applicant's alleged use of Applicant's Mark. This discovery has been extensive and thorough. Opposer has conducted a lengthy deposition of Applicant, and has served requests for admission, and two sets of document requests and interrogatories on Applicant requesting information and documents pertaining to Applicant's alleged use of the NATIONSTAR mark prior to the April 20, 2006 filing date.

Applicant has unequivocally stated that Applicant has produced all relevant documents and information regarding Applicant's use of the mark. Ex. A, Applicant's Responses to Opposer's Second Set of Interrogatories, at Nos. 2, 5. However, Mr. Ahmad's document production consists of a mere 52 pages of documents. Ex. B, Applicant's Responses to Opposer's First Set of Document Requests and Document Production. Applicant also repeatedly testified in his deposition that "we give you all the documents" [sic] that support his use. E.g., Ex. C, Transcript of Deposition of Mr. Ahmad ("Ahmad Tr.") pp. 11, 37, 38, 46, 54, 63. He further confirmed that he has thoroughly searched his files and no more documents exist. Ahmad Tr., p. 121. Thus, it is undisputed that the record is complete.

None of Applicant's documents support Mr. Ahmad's sworn declaration that he was using the mark for "real estate brokerage; rental of real estate; real estate investment; residential and commercial property and insurance brokerage; mortgage brokerage; and business finance procurement services" at the time the '376 Application was filed. Although Applicant claimed in his deposition that "it says clearly in those documents what date and what I did for what client," there is no evidence in Applicant's document production that he has ever rendered any of Applicant's Services in connection with the NATIONSTAR mark. Ex. C, Ahmad Tr., p. 23.

The only documentary evidence that Mr. Ahmad has produced bearing the NATIONSTAR mark is copies of several fliers and solicitation letters that Mr. Ahmad allegedly

used to promote the NATIONSTAR mark. Ex. B. However, at most these documents merely show that Mr. Ahmad may have advertised mortgage brokerage and real estate brokerage services.[2] There is no evidence that he actually provided these services, which is necessary to establish use in commerce. There is also no evidence of use in commerce, or even advertising, for the remaining five services in his sworn April 20, 2006 declaration of use.

Mr. Ahmad was also unable to explain the circumstances surrounding his purported use of the mark in his deposition. He refused to provide any specific examples of any transactions where he had used the NATIONSTAR mark and merely referred to his document production. Ex. C, Ahmad Tr., pp. 23-24. Mr. Ahmad was also unable to identify any customers for whom he had actually rendered services under the NATIONSTAR mark. Ex. C, Ahmad Tr., pp. 27-28.

In sum, Mr. Ahmad has no evidence showing actual use in commerce of his services. There is also no evidence that would support his claim to have had a good-faith belief that he was using the mark in commerce at the time the declaration was submitted. Mr. Ahmad testified in his deposition that he is the only person with responsibility for the services purportedly offered under the NATIONSTAR mark. Ex. C, Ahmad Tr., pp. 100-101. Therefore, he clearly knew that he was not using the NATIONSTAR mark in connection with real estate brokerage, rental of real estate, real estate investment, residential and commercial property and insurance brokerage, mortgage brokerage, and business finance procurement services at the time he submitted the false declaration. Mr. Ahmad's story rests solely on his testimony and lacks the corroboration necessary to avoid a finding of fraud.

Therefore, the Board should grant summary judgment to Opposer and refuse registration of Applicant's application for the NATIONSTAR Mark.

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[2] As discussed in more detail *infra*, there is no evidence that these fliers were ever actually distributed, and Mr. Ahmad was unable to recall any of the circumstances surrounding the creation and alleged distribution of his advertising fliers.

III. STANDARD FOR SUMMARY JUDGMENT

The Board has found that claims of fraud based upon false allegations of use are appropriate for disposition on summary judgment. *Hurley Int'l LLC v. Volta*, 82 U.S.P.Q.2d 1339 (TTAB 2007).

Summary judgment is appropriate where there are no genuine issues of material fact and a case can be resolved as a matter of law. Fed. R. Civ. P. 56(c). A party moving for summary judgment has the burden of demonstrating the absence of any genuine issue of material fact. *Sweats Fashions Inc. v. Pannill Knitting Co. Inc.*, 833 F.2d 1560 (Fed Cir. 1987). When the moving party's motion is supported by evidence demonstrating the absence of a genuine issue of material fact, the burden shifts to the nonmoving party to demonstrate the existence of genuinely disputed issues of fact that must be resolved at trial. *Id.* The nonmoving party may not rest on the mere assertions of its counsel, but must show actual evidence demonstrating the existence of a genuine issue of material fact. A dispute as to a material fact is "genuine" only if a reasonable fact finder viewing the entire record could resolve the dispute in favor of the nonmoving party. *Olde Tyme Foods Inc. v. Roundy's Inc.*, 22 U.S.P.Q.2d 1542, 1544 (Fed. Cir. 1992).

IV. ARGUMENT

A. Applicant's Knowingly False Use Allegations Constitute Fraud

"The law is clear that an applicant may not claim a Section 1(a) filing basis unless the mark was in use in commerce on or in connection with *all* of the goods or services covered by the Section 1(a) basis as of the application filing date." *Hurley*, 82 U.S.P.Q.2d at 1344. The Board takes a 'zero tolerance' policy with respect to fraudulent allegations of use, and a registration or use-based application is invalid in its entirety if the owner signs a declaration alleging use on all goods and/or services listed knowing that the mark is not actually in use in

connection with some of those goods or services. *See, e.g., Medinol Ltd. v. Neuro Vasx, Inc.*, 67 U.S.P.Q.2d 1205 (TTAB 2003); *Standard Knitting, Ltd. v. Toyota Jidosha Kabushiki Kaisha*, 77 U.S.P.Q.2d 1917 (TTAB 2006). "A trademark applicant commits fraud . . . when it makes material misrepresentations of fact in its declaration which it knows or should know to be false." *Medinol Ltd. v. Neuro Vasx Inc.*, 67 U.S.P.Q.2d 1205 (TTAB 2003). Statements alleging the use of a mark on the goods or services covered by an application "are certainly material." *First Int'l. Svcs. Corp. v. Chuckles Inc.*, 5 U.S.P.Q.2d 1628 (TTAB 1988). The actual intent of the person signing the declaration is irrelevant; the question is whether the applicant knew or should have known that the allegation of use was incorrect. *Standard Knitting,* 77 U.S.P.Q.2d 1917.

The only remedy for fraud is refusal of the entire class of services covered by the fraudulent statement, even where the applicant or registrant has used the mark on some of the identified goods or services in that class. *See Standard Knitting*, 77 U.S.P.Q.2d 1917 (cancelling three registrations in their entireties where registrant had not used the mark on certain goods listed in the registrations); *Medinol Ltd. v. Neuro Vasx Inc.*, 67 U.S.P.Q.2d 1205 (TTAB 2003). Therefore, in order to prevail on summary judgment, Opposer does not need to show that Applicant submitted a false declaration of use in connection with all of the services listed in the '376 Application; rather, Opposer is entitled to summary judgment if Opposer can show beyond any genuine issue of material fact that Applicant knowingly made a false allegation of use in connection with any of the seven services listed in the application.

As shown in detail below, there is no disputed issue of material fact that Applicant knew or should have known that he did not use the mark in connection with all of the recited services when he filed and signed a declaration attesting to actual use on the April 20, 2006

filing date of the '376 Application. Therefore, the Board must grant summary judgment to Opposer on Opposer's fraud claim.

B. Applicant Has No Evidence Corroborating that He Was Using the Mark in Commerce in Connection With the Services He Listed at the Time He Filed the '376 Application

Applicant failed to provide any evidence during the discovery process that he had used the NATIONSTAR mark in connection with any of the alleged services in his application.

In support of his April 20, 2006 application based on actual use, Applicant stated in a January 31, 2008 Declaration that he "advised clients regarding real estate brokerage, rental of real estate, real estate management, real estate investment, residential and commercial property, insurance brokerage, mortgage brokerage, and business finance procurement" prior to April 20, 2006. Ex. D, Jan. 31, 2008 Ahmad Decl. ¶3. As proof, he merely attached several advertising flyers which he allegedly "distributed and posted prior to April 20, 2006." Id. at ¶2. In his deposition, Applicant also insists that these flyers advertise Applicant's services:

> Q. In paragraph 3 [of the January 31, 2008 Declaration], you refer to real estate brokerage, rental or real estate, real estate management, real estate investment, residential and commercial property, insurance brokerage, mortgage brokerage and businss finance procurement. Do you see that ?
>
> A. Yes, I see that.
>
> Q. Can you show me specifically on the attached fliers where these services are advertised, if they are?
>
> A. Yeah. I mean, the fliers, once again is only one-page document, so I cannot put everything there and also it says right there "one stop for all your real estate needs." (Ex. C, Ahmad Tr., pp. 94-95):

However, there is no reference to any of Applicant's Services anywhere on the flyers that Applicant produced. See Ex. B, Applicant's Flyers, APP0004-6. The mere fact that the flyers refer to "all your real estate needs" is clearly insufficient to establish use for the broad laundry list of services encompassed by Applicant's Services. The TMEP states that a specimen must "show an association between the mark and the services for which registration is sought" and

that "a specimen that shows only the mark, with no reference to the services, does not show service mark usage." TMEP § 1301.04(b).

The other documentary evidence Applicant submitted also does not contain any reference to the majority of Applicant's Services. The few documents that bear the NATIONSTAR mark do not demonstrate use of the mark in connection with Applicant's Services.

- Applicant's business cards list "Mujahid Ahmad Mortgage Broker" for "Residential .Commercial .Land"
- Applicant's flyer for "Nationstar Mortgage, Inc. Mujahid Ahmad Mortgage Broker" promotes "One Stop for all your Real Estate Needs" but does not promote any of Applicant's other alleged services.
- Applicant's postcard for "NationStar Real Estate" states "Not Just Another Agent!"
- Applicant's Correspondence to potential customers on "NationStar Mortgage, Inc." letterhead indicates "NationStar Mortgage, Inc. assists its customers in the purchase" of real estate and "We can help you with multiple loan options."

At most, these flyers and letters advertise mortgage brokerage services and real estate agent services (which are not covered by the application),[3] and do not support the broad list of Applicant's Services. Mr. Ahmad has no credible explanation for why these flyers, which at most specifically promote Mr. Ahmad's mortgage brokerage and real estate brokerage services, did not specifically mention the other services listed in his ' 376 Application. His explanation is "I cannot put everything there" on his full page flyers, yet the full page flyers contain plenty of room to list his services. Ex. C, Ahmad Tr., p. 92.

In addition, Mr. Ahmad has no evidence as to whether or where the flyers were actually distributed or proof as to how many were printed. He also has no proof concerning when they

[3] Applicant has subsequently filed an application for the NATIONSTAR mark in connection with "real estate agent services" (Application Serial No. 77/195,561).

were printed, such as canceled checks or credit card receipts. Concerning the flyers, Mr. Ahmad testified:

> Q. And they were printed at some kind of local print shop?
> A. That's right. Yeah.
> Q. Do you remember where?
> A. I don't remember. Some of them I produce on my computer and some of them were printed outside.
> Q. Do you remember how you paid for the printing outside?
> A. No, I don't remember, sir.
> Q. So you don't know if you wrote a check or used your credit card?
> A. I don't remember what kind. Of course, I paid, but I don't remember.
> Q. If you had a receipt, you would have produced it to us?
> A. I think we give all the receipts that you guys have. (Ex. C, Ahmad Tr., p. 39-40)

There are no such receipts in Applicant's document production. See Ex. B.

Applicant has no other documents on which he claims to have used Applicant's Mark. Applicant admitted that, other than his business cards and through "word of mouth," none of his purported customers would have encountered the NATIONSTAR mark. Ex. C, Ahmad Tr., pp. 115-16. If Applicant had truly engaged in the rendering of Applicant's Services under Applicant's NATIONSTAR mark, there should be plenty of documents bearing the mark used in the rendering of the services, such as purchase agreements, rental agreements, insurance policies, and correspondence with title companies, mortgage lenders, and other parties in a typical real estate transaction.

Applicant has also admitted that he has not made any sales of any of Applicant's Services. In response to Opposer's Interrogatories concerning annual sales of Applicant's services, Applicant has only identified real estate agent activities.

> INTERROGATORY NO. 6:
>
> State the volume of annual sales (in units and equivalent dollar value) of all of Applicant's Services from the claimed date of first use to the present.

RESPONSE TO INTERROGATORY NO. 6:

Between January and December 2005, Applicant served as the real estate agent and otherwise assisted and advised with the sale of approximately $4,164,900 worth of real estate. Such sales resulted in payment of $72,433.37 to Applicant. Between January and December 2006, Applicant served as the real estate agent and otherwise assisted and advised with the sale of approximately $872,000 worth or real estate. Such sales resulted in payment of $22,928 to Applicant. Between January 2007 and the present, Applicant served as the real estate agent and otherwise assisted and advised with the sale of approximately $1,050,000 worth of real estate.

This response is an admission that Applicant has no sales of any services other than as a real estate agent (which are not covered by the application being opposed). Even for these services, there is no evidence that they were delivered under the NATIONSTAR mark. There is also no evidence that Applicant's other purported services were ever provided or even advertised under Applicant's NATIONSTAR Mark.

Further, Applicant himself has admitted that the sole basis of his declaration of use was the *advertisement* of his services. Applicant testified:

Q. What is the basis of the 2005 date ?

A. Yeah, because I started advertising my services under the name of NationStar in the beginning of 2005.

Ex. C, Ahmad Tr., p. 90.

This is consistent with Applicant's evidence which merely shows advertisement of no more than two of Applicant's seven alleged services.

Advertising alone does not establish use in commerce. *See Greyhound Corp. v. Armour Life Ins. Co.*, 214 U.S.P.Q. 473, 474 (TTAB 1982) ("[I]t is well settled that advertising of a service, without performance of a service, will not support registration. . . . The use in advertising which creates a right in a service mark must be advertising which relates to an existing service."); *In re The Port Authority of New York*, 3 U.S.P.Q.2d 1453

(TTAB 1987) ("The use of a mark in connection with advertising, promotion and preparatory activities for services to be available at some time in the future cannot support registration.").

The Lanham Act states that a mark shall be deemed to be used in commerce in connection with services "when it is used or displayed in the sale or advertising of services **and** the services are rendered in more than one State or in the United States and a foreign country." 15 U.S.C. § 1127 (emphasis added). The Lanham Act thus requires "that the mark be both used in the sale or advertising of services *and* that the services themselves have been rendered in interstate or foreign commerce." 3 J. Thomas McCarthy, McCarthy on Trademarks and Unfair Competition, § 19:103 (4th Ed. 2006).

Therefore, Applicant's signed statement that the mark was in use in connection with the identified services at the time the application was filed was clearly false. Moreover, as Applicant is the sole person responsible for use of the NATIONSTAR mark, it is clear beyond any genuine issue of fact that Applicant clearly that the declaration was false at the time of filing. Applicant's knowing submission of this false declaration constitutes fraud as a matter of law.

C. The Record Demonstrates Beyond Any Genuine Issue of Material Fact that Applicant Never Used the Mark in Connection with Any of Applicant's Services

A review of the final and complete record on a service by service basis clearly indicates that even drawing all inferences in favor of Applicant, Applicant has not rendered any services under the NATIONSTAR mark, and that his advertising of the mark has been limited to mortgage brokerage and/or real estate brokerage.

i. Mortgage Brokerage

Applicant's evidence of his alleged use of the NATIONSTAR mark in connection with mortgage brokerage services are the advertising flyers and letters attached to Applicant's January 31, 2008 declaration. Ex. D, App. Jan. 31, 2008 Decl. The flyers refer to the various

loan options allegedly available to Applicant's customers, such as "Interest-Only Loan Programs" and "PayOption ARMs." *Id.* The letters state that "we can help you with multiple loan options available to you in today's market."

Applicant has not provided any specific information about where, when, or how he allegedly distributed the advertising flyers, despite Opposer's requests for this information. Ex. G, Applicant's Responses to Opposer's First Set of Interrogatories, at Nos. 7, 10. Although the flyers are conveniently dated at the bottom, Applicant has admitted that he does not have any invoices for the copying or printing of these flyers or any computer files showing that the documents were created on the dates printed on the flyers. Ex. C, Ahmad Tr. pp. 39-40; Ex. E, Applicant's Responses to Opposer's Second Set of Document Requests, at Nos. 41, 48. In fact, there is not a single document to corroborate the date of these flyers.

Applicant further testified that he does not have any receipts from printing these fliers. Ex. C, Ahmad Tr. p. 39-40. Applicant estimated that he spent approximately $50 for printing the flyers, but his explanation of the basis for this estimate was, "I just came up with it because I was just thinking how much I produce and that's cause it depends." *Id.* at 91-92. Applicant admitted that he did not have any business records for the expenses incurred in the alleged printing of these flyers. *Id.*

Applicant also produced copies of business cards for "Mujahid Ahmad Mortgage Broker" and claims that he spent approximately $280 printing business cards, but failed to produce any supporting documents. Ex. E, Applicant's Responses to Opposer's Second Set of Document Requests, at 49. When pressed on his lack of proof about when and how many business cards were printed, Mr. Ahmad was unable to explain where he got them and how he paid for them. He testified:

Q. Do you know where the cards were printed?
A. No, sir. I can't recall.
Q. Do you know how you paid for them? Did you pay for them with a credit card?
A. I don't remember. I usually pay with cash.
Q. So you don't have a receipt for the printing of the business cards?
A. We give you all the documents that you guys have and also even these business card copies, I mean they were asked and my lawyer give it to you guys, so you guys have it.

Ex. C, Ahmad Tr., pp. 37-38.

Applicant did not in fact produce any receipts or other documents pertaining to the creation of these business cards. Ex. B, Applicant's Document Production. Moreover, even viewing the evidence in the light most favorable to Applicant, the flyers and cards merely demonstrate that Applicant may have *advertised* mortgage brokerage services under the NATIONSTAR mark. This alone is not sufficient to establish use in commerce.

The Board has consistently held that the advertising of services, without the actual rendering of those services under the mark, does not constitute use in commerce. *See Greyhound Corp.*, 214 U.S.P.Q. at 474; *Port Authority*, 3 U.S.P.Q.2d 1453. Applicant's business cards also do not prove that he ever used the NATIONSTAR mark; the purchase of business cards is analogous to advertising and likewise does not constitute use in commerce. *See Maritec Industries Inc. v. Sterling Powerboats Inc.*, 75 U.S.P.Q.2d 1145, 1149 (M.D. Fla. 2004) ("The preliminary steps taken by the Defendant to launch its business, including . . . buying business cards and letterhead with the Sterling logo . . . does not constitute use of the Sterling mark in commerce.").

There is no evidence that Applicant has ever actually rendered mortgage brokerage services under the NATIONSTAR mark. Applicant has conceded that he does not have any copies of loan applications, loan approval forms, or settlement checks for any mortgage loans rendered or brokered under the NATIONSTAR mark. Ex. E, Applicant's Responses to

Opposer's Second Set of Document Requests, at Nos. 40, 42-43. Applicant has produced several settlement statements (Ex. B, APP0015-23, 0035-36), but none of these documents bear the NATIONSTAR mark. Several of these statements bear the names of other mortgage companies – such as First Horizon Home Loans and Citimortgage, Inc. – and none contain the name Nationstar Mortgage, Inc.

In fact, Applicant could not have been rendering mortgage brokerage services prior to the April 24, 2006 filing date because he did not have a valid mortgage broker license at the time. Applicant's mortgage broker licenses in Virginia, Maryland, and the District of Columbia are dated October 24, 2006 (Virginia), February 28, 2007 (Maryland), and March 16, 2007 (District of Columbia), all of which are well after both the April 4, 2005 date of first use alleged in the application and the April 20, 2006 filing date of Applicant's mark. Ex. B, APP0031-33. Therefore, these documents do not support the use alleged by Applicant at the time he filed the application.

Finally, the Certificate of Incorporation for Nationstar Mortgage, Inc. is dated January 29, 2007 and states that the date of incorporation is May 19, 2006 – again well after the filing date of Applicant's mark and the alleged date of first use. Ex. B, APP0051-52. Applicant confirmed in his deposition that Nationstar Mortgage, Inc. was only incorporated in 2006. Ex. C, Ahmad Tr., p. 7. Applicant cannot legitimately claim that he was using the NATIONSTAR mark in connection with mortgage brokerage services as early as April of 2005 when the company under which he was supposedly offering these services was not even incorporated until over a year later.

There is therefore no dispute of material fact that Applicant had not used the NATIONSTAR mark in connection with mortgage brokerage services at the time he filed the

Application, and that Applicant knew that he had not used the mark in connection with such services.

ii. Real Estate Brokerage

Applicant's NATIONSTAR mark also covers "real estate brokerage." The record indicates that Applicant may have brokered the sale of several properties in his capacity as an agent for First American Real Estate, Inc., but there is no evidence that Applicant ever used the NATIONSTAR mark in connection with real estate brokerage services. In fact, the record indicates that Applicant held himself out to the public solely as an agent for First American Real Estate, Inc.

Applicant has stated that he was and remains an independent contractor for First American. Ex. A, Applicant's Responses to Opposer's Second Set of Interrogatories, at No. 4. This is also demonstrated by several real estate web sites which state that Applicant is an agent for First American and that he currently works out of the First American office in Falls Church, VA. Ex. F. There is absolutely no evidence that Applicant has ever brokered the sale of any properties under the NATIONSTAR mark, let alone prior to the filing date or the alleged dates of first use in the '376 Application.

Applicant claims to have completed at least twelve settled transactions. Ex. G, Applicant's Responses to Opposer's First Set of Interrogatories, at No. 10. Applicant claims to have helped three clients purchase homes (in February 2005, July and August of 2005, and August and September 2006) and to have helped one client sell a home (in June of 2005). *Id.* at No. 21. Applicant also alleges that he helped one client purchase a commercial property (in February of 2007, well after the relevant dates in this proceeding), and that he has provided advisory and consulting services to several other clients regarding the purchase of properties. *Id.*

There is, however, absolutely no evidence that Applicant was acting on behalf of Nationstar Mortgage, Inc. (rather than as an agent of First American Real Estate Inc.) in these transactions. Applicant has not produced any documents from these transactions showing use of the NATIONSTAR mark. The only documents Applicant has produced regarding these transactions is an MRIS (Metropolitan Regional Information Systems) report listing the properties, dates of sale, and selling prices. Ex. B, APP0013-0014. This report identifies Applicant as the selling agent and does not refer to Nationstar Mortgage, Inc. or the NATIONSTAR mark. *Id.*

Applicant also claims that he owns real estate licenses in Virginia, Maryland, and the District of Columbia. Ex. G, Applicant's Responses to Opposer's First Set of Interrogatories, at No. 5. However, the real estate licenses are all in the name of Mujahid Ahmad of First American Real Estate Inc.; none of them mention Nationstar Mortgage Inc. or the NATIONSTAR mark. Ex. B, APP0034, 0038-41. Any use of the Nationstar Mortgage Inc. trade name or the NATIONSTAR mark in connection with real estate brokerage services was thus unlawful and invalid. *See* Va. Code § 54.1-2106.1 ("[N]o business entity . . . shall act, offer to act, or advertise to act, as a real estate firm without a real estate firm license from the Board."); *see also* Md. Code § 17-301 (requiring license to act as real estate broker in MD); DC Code § 47-2853.02 (requiring license to act as real estate broker in DC).

Applicant has also produced several certificates from the Northern Virginia Association of Realtors, Inc. Ex. B, APP0042-44. Again, all of these certificates refer to Mujahid Ahmad and/or First American Real Estate Inc.; none of them refers to Nationstar Mortgage Inc. or the NATIONSTAR mark.

Applicant has not produced any evidence that he has ever used the NATIONSTAR mark in connection with real estate brokerage services. The record thus demonstrates that there is no genuine issue of material fact regarding Applicant's knowing lack of use of the NATIONSTAR mark in connection with real estate brokerage at the time he filed his application.

iii. Rental of Real Estate

In response to Opposer's request for any specific examples of this Rental of Real Estate services, Applicant has been unable to provide a single example. He testified,

> Q. What type of rental of real estate services were you providing as of April 20, 2006?
> A. I was providing services before April 20, 2006, since 2005, beginning of 2005.
> Q. Can you give me an example of a rental of real estate?
> A. Sure. Anyone who wants to rent their property, they will contact me under the name of NationStar. They said we want to rent because sometime they have their own house to rent for the basement or something or sometime they have investment property they want to rent, and I will do those jobs for them....
> Q. Can you tell me of any specific transactions where you provided these services prior to the filing date of your application?
> A. We provided you all the documents and it says clearly in those documents what date and what I did for what client. (Ahmad Tr., pp. 22-23)
>
> * * *
>
> Q. Do you have any examples of any specific transactions where you've assisted a client in rental services?
> A. Yes. I mean, few clients that I helped I – they had a house and they came to me. They asked me that if I can rent the house for them because they couldn't do it by themselves. So what I did, I put the listing in the MLS system. I checked everything for them. I contacted clients. I qualified them, run credit reports and everything and told him my opinion what was that he should rent to these guys or not based on the credit report.
> Q. Which client was this?
> A. I'm not sure which client. I don't remember it, but, once again, we give you all the document. It says specifically what I did for what client.

Ex. C., Ahmad Tr., p. 106.

Thus, despite being asked more than once, Applicant could not name even one specific instance where he provided real estate rental services.

Although Applicant references his document production, there is not a single document that supports "real estate rental services." Applicant's advertising flyers, business cards, and solicitation letters produced by Applicant do not reference real estate rental services. Applicant has admitted that there are "no documents" showing use of the NATIONSTAR mark in connection with real estate rental services. Ex. E, Applicant's Responses to Opposer's Second Set of Doc. Reqs., at No. 8. Applicant has further admitted that he has no actual use in commerce, stating "Applicant did not charge his clients for rental of real estate services offered under or using Applicant's NATIONSTAR mark." *Id.* at No. 17: see also *Id.* at No. 28.

iv. Real Estate Management

The advertising materials produced by Applicant also do not mention or refer to real estate management services. Applicant admitted that he"did not charge his clients for real estate management services offered under or using the NATIONSTAR mark." Ex. E, Applicant's Responses to Opposer's Second Set of Document Requests, at No. 16, No. 26. When asked for examples of real estate management services he provided under the NATIONSTAR mark, Applicant was unable to cite any specific examples and pointed to his document production:

> Q. Can you provide any examples of management of commercial and residential properties that you performed prior to the filing date of this application?
> A. Yes. Why not? I mean, some of my clients, they will have roof problems, ceiling problems that were leaking. So they call me say, listen, we have a problem with the roofing. Can you fix it? Can you find someone because we don't have any idea? So I find a contractor. I give them different numbers. They came and talk to them. I was there by myself. And the roof was fixed, ceiling was

fixed. And also cutting the grass. Whatever come under the management, I was doing it for them.
Q. Can you tell me which clients?
A. We give you the documents and it says clearly what customers we performed those services for.

Ex. C, Ahmad Tr., p. 24.

Applicant's document production does not contain any documents referring to "roof problems," "ceiling problems," outside contractors, or any of the other "real estate management services" he allegedly provided to his clients. Applicant has further admitted that "no documents from Applicant's real estate management services from April 4, 2005 through October 16, 2006 bear Applicant's NATIONSTAR Mark." Ex. E, Applicant's Responses to Opposer's Second Set of Document Requests, at No. 11.

Therefore, the record does not contain any evidence that Applicant has ever provided real estate management services in connection with the NATIONSTAR marks.

v. Insurance Brokerage

For insurance brokerage, Applicant told the same story as with the other non-existent services:

Q. Okay. What is meant by property and insurance brokerage?
A. To provide insurance brokerage, insurance services to my clients in conjunction with my real estate transactions.
Q. Do we need to look at the documents for you to give me any example of those prior to April 20, 2006?
A. That's right. You guys have documents. You can look there.
Q. So you don't remember any specific property and insurance brokerage transactions?
A. Not on top of my head, but we give you all documents. You guys have it. (Ahmad Tr., p. 25)

The evidence does not corroborate this story. Again, Applicant's document production does not contain any evidence that Applicant ever provided insurance brokerage services. Applicant's advertising materials do not mention insurance brokerage services. Applicant has

admitted that "no documents from Applicant's insurance brokerage services from April 4, 2005 through October 16, 2006 bear Applicant's NATIONSTAR Mark." Ex. E, Applicant's Responses to Opposer's Second Set of Document Requests, at No. 7.

Therefore, the record clearly demonstrates that Applicant has never provided insurance brokerage services under the NATIONSTAR mark.

vi. Business Finance Procurement

The advertising flyers, business cards, and solicitation letters produced by Applicant do not reference business finance procurement services. Applicant has admitted that "no documents resulting from Applicant's business finance procurement services from April 4, 2005 through October 16, 2006 bear Applicant's NATIONSTAR Mark" Ex. E, Applicant's Responses to Opposer's Second Set of Document Requests, at No. 10. Further, there is no dispute that Applicant "did not charge" for alleged his alleged business finance procurement services under the NATIONSTAR mark. *Id.* at No. 19. Applicant has also failed to identify any consumers of these services. *Id.* at No. 29.

The record thus does not contain any evidence that Applicant has ever provided business finance procurement services in connection with the NATIONSTAR mark.

vii. Real Estate Investment

Finally, Applicant's advertising flyers, business cards, and solicitation letters fail to reference real estate investment services. Ex. B.

In his deposition, Applicant appeared to claim that he had provided real estate investment services:

Q. What about for real estate investment; what type of services were you providing in that area?

A. For real estate investment, if someone want to invest in a separate property, either commercial or residential, I help them to find an investment property so they can flip later on and make money on.

Q. Can you give me an example of any specific transactions prior to April 20, 2006?
A. Again, we provide you all the documents and you guys have it there. Specifically I say there what I did for what.

Ex. C, Ahmad Tr., pp. 24-25.

Once again, there are no documents supporting Mr. Ahmad's story. None of the 52 pages of documents he produced contain any reference to the type of services described by Mr. Ahmad in his deposition. Applicant further admitted in his responses to Opposer's document requests that he has had no sales of real estate investment services under the NATIONSTAR mark and that "no documents resulting from Applicant's real estate investment services from April 4, 2005 through October 16, 2006 bear Applicant's NATIONSTAR Mark" *Id.* at No. 9, No. 18; No. 27.

Therefore, the record unambiguously demonstrates that Applicant has never used the NATIONSTAR mark in connection with real estate investment services.

D. The Record Does Not Corroborate Applicant's Declaration of Use

In summary, Applicant's admissions that he has not completed any sales of Applicant's services, combined with the lack of any documentary evidence showing the use of the NATIONSTAR mark in connection with these services, demonstrate conclusively that Applicant had not used the mark in connection with any of the services in the application at the time the application was filed. *See Hurley*, 82 U.S.P.Q.2d at 1344 ("[W]e agree with opposer that applicants' responses to opposer's interrogatories indicate that applicants likely are not even using the mark 'anywhere in the world' in connection with certain services listed in the application.") As previously noted, the parties have completed discovery and Applicant has stated on several occasions that he does not have any additional responsive documents. The record is thus complete and conclusively demonstrates beyond any genuine issue of material fact that Applicant has not provided any of Applicant's Services under the NATIONSTAR mark.

This case is directly analogous to *Standard Knitting Ltd. v. Toyota Jidosha Kabushiki Kaisha*, 77 U.S.P.Q.2d 1917 (TTAB 2006), in which the Board found fraud, holding that:

> The critical question is whether the marks were in use in connection with the identified goods as of the May 17, 1997 filing date of the use-based applications and as of the February 3, 2000 filing date of the statement of use in the intent-to-use application. . . . We first consider whether the statements of current use in the applications and the statement of use were false. It is clear from the record that the marks were not in use on, at a minimum, most, if not all, of the items of children's clothing identified in each of the three registrations. With the possible exception of children's sweaters, it is clear that no children's clothing was being sold in the United States as of the relevant dates of filing.
>
> We further note that the invoices (dated 1993-2002) for which a spec sheet is associated, do not show sales of any items of children's clothing and further, no children's clothing is shown in any of opposer's catalogues or line books. In fact, contrary to opposer's contention, none of the documentary evidence of record substantiates any use of either mark in connection with children's clothing at any time, let alone as of the relevant filing dates.

Like the registrant in *Standard Knitting*, Mr. Ahmad's flyers and other documentary evidence do not corroborate the use he has asserted in the '376 Application.

Therefore, there is no genuine issue of material fact that Applicant had not used the NATIONSTAR mark in connection with any, and certainly not all, of the services listed in the '376 Application at the time he filed the Application and signed the declaration.

E. Applicant's False Declaration of Use Was Made Knowingly

Finally, the evidence indicates beyond any genuine issue of fact that Applicant made his false declaration with the knowledge that it was false. Applicant cannot shield himself from a fraud claim merely by alleging that he had a subjective "honest and reasonable belief" that he was using the mark at the time he filed the application. The only relevant question is whether Applicant "knew or should have known" that the statements in the his declaration were false. *Standard Knitting*, 77 U.S.P.Q.2d at 1927. As the Board explained in *First International,* 5 U.S.P.Q.2d 1628 :

> We recognize that it is difficult, if not impossible, to prove what occurs in a person's mind, and that intent must often be inferred from the circumstances and related statement made by that person. Otherwise, all claims of fraud could easily be defeated by the simple statement, "I had no intent to do so." The analysis must be whether the person knew or should have known of the falsity of the statement.

Applicant admitted in his deposition that there was no basis for the allegation of use other than his purported knowledge that he was using the mark, stating "[t]here is no basis [for the allegation that he was using the mark at least as early as April 4, 2005.] I mean, because I know, I started in the beginning of 2005. I just put it randomly." Ex. C, Ahmad Tr., p. 22. Applicant has admitted that there are no other sales representatives, agents, brokers or associates who have offered Applicant's services under the NATIONSTAR mark; Applicant was the sole person with responsibility for the use of the NATIONSTAR mark. Ex. G, Applicant's Responses to First Set of Interrogatories, at No. 12; Ex. C, Ahmad Tr., p. 84, 100-101. Applicant was certainly aware at the time he filed the application that he had not yet actually used the mark in connection with the rendering of any services, and that his advertising of the mark (if any) was limited to mortgage brokerage and real estate brokerage services. Therefore, Applicant clearly knew – or at least should have known – that the statements in his application were false. *J.E.M. Int'l Inc. v. Happy Rompers Creation Corp.*, 74 U.S.P.Q.2d 1526, 1530 (TTAB 2005).

The fact that Applicant filed the application without the assistance of counsel is also irrelevant to the question of whether Applicant committed fraud. *See Hurley*, 82 U.S.P.Q.2d at 1345 ("The fact that applicants allegedly misunderstood a clear and unambiguous requirement for an application based on use [and] were not represented by legal counsel . . . does not change our finding of fraud herein."). The USPTO's requirements for filing an application based on use are straightforward, unambiguous and clearly explained on the USPTO's web

site. *See id.* (noting that applicant was "clearly capable of availing [himself] of the relevant information available on the USPTO website regarding the various filing bases and their specific requirements"); *Medinol*, 67 U.S.P.Q.2d at 1209-10 ("Neither the identification of goods nor the statement of use itself was lengthy, highly technical, or otherwise confusing."); *Standard Knitting*, 77 U.S.P.Q.2d at 1927 ("[The declarant's] asserted mistake, assuming it truly was a mistake, was not a reasonable one. The language in the application that the mark "is now in use in commerce" is clear, and its meaning is unambiguous.").

In sum, Applicant's awareness at the time he filed his declaration of use that he was not in fact using his mark on the services listed in the 'application is sufficient to constitute fraud. *See First Int'l.*, 5 U.S.P.Q.2d at 1636 ("The errors in this statement cannot be characterized as mere carelessness or misunderstanding to be winked at as of no importance."). Therefore, there is no genuine issue of material fact as to Opposer's intent in signing the false declaration.

F. The Only Remedy for Applicant's Fraud Is Refusal of the Entire Application

The evidence of record demonstrates beyond any genuine issue of material fact that Applicant was not using the NATIONSTAR mark on <u>any</u> of Applicant's Service sat the time the application was filed.

However, as noted above, the only remedy for a fraudulent allegation of use is refusal or cancellation of the <u>entire</u> class of goods or services covered by the fraudulent statement, even where the applicant or registrant may have used the mark on some of the identified goods or services. *See Standard Knitting*, 77 U.S.P.Q.2d 1917 (cancelling three registrations in their entireties where registrant had not used the mark on certain goods listed in the registrations); *Medinol*, 67 U.S.P.Q.2d 1205.

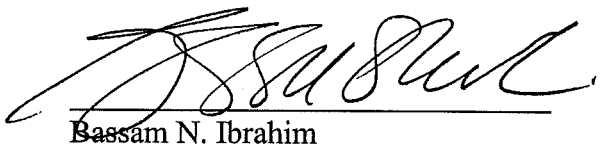
Therefore, even if the Board finds that the evidence may establish that Applicant was using the mark in connection with some of the services listed in the application (such as mortgage brokerage services), the Board must grant judgment in favor of Opposer and refuse registration of the NATIONSTAR mark to Applicant because there is no evidence that demonstrates that Applicant used the mark in connection with all of the services listed in his application.

V. CONCLUSION

For the above stated reasons, the Board should grant summary judgment in favor of Opposer.

Respectfully submitted,

NATIONSTAR MORTGAGE LLC



Bassam N. Ibrahim
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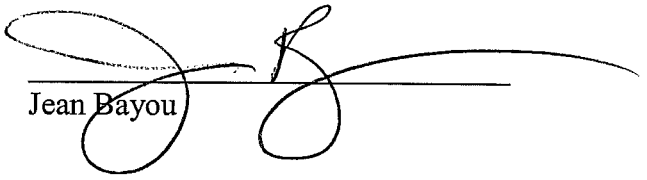
Bryce J. Maynard
Attorneys for Applicant
Buchanan Ingersoll & Rooney, P.C.
P.O. Box 1404
Alexandria, Virginia 22314
(703)836-6620

Date: August 28, 2009

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing OPPOSER'S MOTION FOR SUMMARY JUDGMENT was served this 28th day of August, 2009 by first-class mail, postage prepaid, on:

Patrick I. Rea, Esquire
Taylor & Rea, PLC
3925 Old Lee Highway, Ste. 200
Fairfax, VA 22030



Jean Bayou

EXHIBITS

Exhibit A - Applicant's Responses to Opposer's Second Set of Interrogatories

Exhibit B - Applicant's Responses to Opposer's First Set of Document Requests and Document Production

Exhibit C - Transcript of Deposition of Mr. Ahmad

Exhibit D - Jan. 31, 2008 Ahmad Declaration

Exhibit E - Applicant's Responses to Opposer's Second Set of Document Requests

Exhibit F – Declaration and attached website printouts

Exhibit G - Applicant's Responses to Opposer's First Set of Interrogatories

EXHIBIT A

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

NATIONSTAR MORTGAGE LLC, Opposer, v. MUJAHID AHMAD, Applicant,	:	Opposition No. 91177036

APPLICANT'S RESPONSES TO OPPOSER'S
SECOND SET OF INTERROGATORIES

Pursuant to Rule 33 of the Federal Rules of Civil Procedure and Rule 2.120 of the Trademark Rules of Practice, Applicant Mujahid Ahmad ("Applicant"), responds and objects to the Second First Set of Interrogatories (the "Interrogatories") served by Opposer, Nationstar Mortgage LLC, dated October 1, 2007, as follows.

Applicant makes the objections and responses herein (collectively, the "Responses") based solely on its current knowledge, understanding, and belief as to the facts and the information available to it as of the date of the Responses. The Responses are given without prejudice to Applicant's right to produce subsequently discovered information and to introduce such subsequently discovered information at the time of any trial in this action.

Applicant does not waive any objection made in these Responses. Applicant does not waive any claim of privilege, whether expressly asserted or not, by providing any information or identifying any document or thing in response to the Interrogatories. The inadvertent disclosure of such information or the inadvertent identification or production of

any document shall not constitute a waiver of any applicable privilege as to that document or any other document identified or produced by Applicant.

GENERAL OBJECTIONS

The following General Objections apply to, and are incorporated by reference in, the Response to each and every Interrogatory. In addition to these General Objections, Applicant has stated specific objections to Interrogatories where appropriate, including objections that are not generally applicable to all Interrogatories. Applicant's specific objections to any of the Interrogatories do not preclude, supersede, or withdraw any of the general Objections to that Interrogatory.

Applicant objects to the Interrogatories to the extent that they call for information protected by: (i) the attorney-client privilege; (ii) the work-product doctrine; or (iii) any other privilege, immunity, or protection afforded by state or federal law. Applicant will provide only responsive information that is not subject to any such privilege or protection.

Fed. R. Civ. P. 26(b)(1) and the Trademark Rules preclude discovery beyond matters relevant to the claims or defenses of the parties. Accordingly, Applicant objects to the Interrogatories to the extent that they are overbroad and unduly burdensome and seek information that is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence.

Applicant objects to the Interrogatories to the extent that they seek information that is a matter of public record or is equally available or readily ascertainable by Opposer from some other source.

Applicant objects to the Interrogatories to the extent that they call for information that is not known by or reasonably available to Applicant.

Applicant objects to each Interrogatory to the extent that they purport to impose obligations on Applicant beyond those imposed by the Federal Rule of Civil Procedure and the Trademark Rules.

Applicant objects to each Interrogatory to the extent that it is vague, ambiguous, overbroad, unduly burdensome, and/or fails to reasonably identify the information sought, or prematurely calls for a legal conclusion.

Applicant reserves the right to assert additional and further objections to the Interrogatories to the extent that Applicant's production of documents or information in this action reveals that such additional and further objections are appropriate.

In responding to the Interrogatories, Applicant does not concede that any of the information sought or provided is relevant, material, admissible in evidence, or reasonably calculated to lead to the discovery of admissible evidence.

INTERROGATORIES RESPONSES

INTERROGATORY NO. 1

Set forth fully all facts, circumstances, dates and events concerning Applicant's decision to file Application Serial No. 77/195,561 filed June 1, 2007 for the mark NATIONSTAR in Class 36.

ANSWER TO INTERROGATORY NO. 1

Applicant objects to this Interrogatory on the ground that all facts, circumstances, dates and events concerning Applicant's decision to file Application Serial No. 77/195,561 filed on June 1, 2007 for the mark NATIONSTAR in Class 36 are a matter of public record or are protected by: (i) the attorney-client privilege; (ii) the work-product doctrine; or (iii) any other privilege, immunity, or protection afforded by state or federal law.

INTERROGATORY NO. 2

Identify all documents and set forth fully all facts, circumstances and events concerning the first and ongoing use in the United States, including but not limited to the persons involved therein, of Applicant's Mark in connection with each of the following services:

i) Rental of real estates

ii) Real estate management services, namely, management of commercial and residential properties;

iii) Insurance brokerage;

iv) Real estate investment; and

v) Business finance procurement services.

ANSWER TO INTERROGATORY NO. 2

Applicant objects to this Interrogatory on the ground that it is duplicative of Interrogatory No. 3 of the first set of interrogatories, and on the grounds that it is overbroad and unduly burdensome. Subject to and without waiving the foregoing objections, all documents, facts, circumstances and events concerning the first and ongoing use in the United States, including but not limited to the persons involved therein, of Applicant's Mark in connection with rental or real estate, real estate management services, namely, management of commercial and residential properties, insurance brokerage, estate investment and business finance procurement services have been identified and set forth in response to Opposer's first set of interrogatories.

INTERROGATORY NO. 3

Describe in detail the nature of the relationship between Mujahid Ahmad and each of the following individuals:

i) Ikramrm U. Danish

ii) Ahmed U. Sayed

iii) Shafiq Ahmad

iv) Abid Hussain

v) Abdul Haq

vi) Zulkihar Sharieff

vii) Marina Leon

viii) Samer Ramadan

ix) Muhammad Shoaib Shah

x) Hameed Khan.

ANSWER TO INTERROGATORY NO. 3

Applicant objects to this Interrogatory on the ground that it is vague as to the meaning of "relationship." Subject to and without waiving the foregoing objection, the individuals listed in this Interrogatory are acquaintances of Applicant.

INTERROGATORY NO. 4

Describe in detail the current and past relationship between Applicant and First American Real Estate, Inc.; including any involvement by First American Real Estate, Inc.

in Applicant's sale or offering for sale of Applicant's services to consumers under Applicant's NATIONSTAR mark.

ANSWER TO INTERROGATORY NO. 4

Applicant objects to this Interrogatory on the ground that it is vague as to the meaning of "relationship." Subject to and without waiving the foregoing objection, Applicant was and is an independent contractor for First American Real Estate, Inc. First American Real Estate, Inc. had no involvement in Applicant's offering for sale of Applicant's services to consumer under Applicant's NATIONSTAR mark. First American Real Estate, Inc. would serve as the Real Estate Broker, where necessary, for Applicant's clients.

INTERROGATORY NO. 5

Identify any documents, other than advertisements, flyers, and business cards, used in the sale or providing of Applicant's services and which bear Applicant's NATIONSTAR mark.

ANSWER TO INTERROGATORY NO. 5

There are no documents other than advertisements (including the website), flyers, and business cards used in the sale or providing of Applicant's services, which bear Applicant's NATIONSTAR mark.

Respectfully submitted,

By: Rachel M. Marmer

Stephanie Morris Carmody
Rachel M. Marmer
STEPTOE & JOHNSON LLP
1330 Connecticut Avenue, N.W.
Washington, DC 20036-1795
Telephone: (202) 429-3000
Facsimile: (202) 429-3902

Date: October 31, 2007

VERIFICATION

I, Mujahid Ahmad, am the Applicant in this Opposition proceeding. I have read APPLICANT'S RESPONSES TO OPPOSER'S SECOND SET OF INTERROGATORIES ("Responses"). The answers set forth in the Responses are true to the best of my knowledge and belief.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that this Verification was executed on _____, 2007.

_____

Mujahid Ahmad

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing APPLICANT'S RESPONSES TO OPPOSER'S SECOND SET OF INTERROGATORIES was mailed this 31st day of October, 2007, to:

Bassam N. Ibrahim
Fred W. Hathaway
Bryce J. Maynard
BUCHANAN INGERSOLL & ROONEY, P.C.
1737 King Street
Alexandria, VA 22314-2727

Rachel Marmer

EXHIBIT B

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

NATIONSTAR MORTGAGE LLC, Opposer, v. MUJAHID AHMAD, Applicant.	Opposition No. 91177036

APPLICANT'S RESPONSES TO OPPOSER'S
FIRST SET OF DOCUMENT REQUESTS TO APPLICANT

Pursuant to Rule 34 of the Federal Rules of Civil Procedure and Rule 2.120 of the Trademark Rules of Practice, Applicant Mujahid Ahmad, ("Applicant") responds and objects to Opposer's First Set of Document Requests to Applicant ("Requests") as follows.

Applicant makes the objection and responses herein (collectively, the "Responses") based solely on its current knowledge, understanding, and belief as to the facts and the information available to it as of the date of the Responses. Additional discovery and investigation may lead to changes to, additions to, or modification of these Responses. Thus, the Responses are given without prejudice to Applicant's right to produce subsequently discovered information and to introduce such subsequently discovered information at the time of any trial in this action.

Applicant does not waive any objection made in these Responses. Applicant does not waive any claim of privilege, whether expressly asserted or not, by providing any information or identifying any document or thing in response to the Requests. The inadvertent disclosure of such information or the inadvertent identification or production of any document shall not

8-27-09

EXHIBIT 5
Ahmad
5-27-09CG

constitute a waiver of any applicable privilege as to that document or any other document identified or produced by Applicant. In responding to these Requests, Applicant will make the reasonable, diligent, and good faith search for responsive documents as the Federal Rules and the Trademark Rules require.

GENERAL OBJECTIONS

The following General Objections apply to, and are incorporated by reference in, the Response to each and every Request. In addition to these General Objections, Applicant has also stated specific objections to Requests where appropriate, including objections that are not generally applicable to all Requests. Applicant's specific objections to any of the Requests do not preclude, supersede, or withdraw any of the general Objections to that Request.

A. Applicant objects to the Requests to the extent that they call for information protected by: (i) the attorney-client privilege; (ii) the work-product doctrine; or (iii) any other privilege, immunity, or protection afforded by state or federal law. Applicant will provide only responsive information that is not subject to any such privilege or protection.

B. Applicant objects to the Requests to the extent that they are overbroad and unduly burdensome and seek information that is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence.

C. Applicant objects to the Requests to the extent that they seek information that is a matter of public record or is equally available or readily ascertainable by Defendant from some other source.

D. Applicant objects to the Requests to the extent that they call for information that is not known by or reasonably available to Applicant.

E. Applicant objects to each Request to the extent that they purport to impose obligations on Applicant beyond those imposed by the Federal Rules of Civil Procedure or the Trademark Rules .

In responding to the Requests, Applicant does not concede that any of the information sought or provided is relevant, material, admissible in evidence, or reasonably calculated to lead to the discovery of admissible evidence. Subject to the General Objections stated above and the specific objections set forth below, and without waiver thereof, Applicant provides the following responses:

DOCUMENT REQUEST NO. 1:

All documents and tangible things identified in response to Opposer's First Set of Interrogatories to Applicant.

RESPONSE TO REQUEST NO. 1:

Applicant is producing all documents identified in response to Opposer's First Set of Interrogatories to Applicant.

DOCUMENT REQUEST NO. 2:

All documents and tangible things concerning or relating to Applicant's use of Applicant's NATIONSTAR Mark prior to April 28, 2006.

RESPONSE TO REQUEST NO. 2:

Applicant objects to this Request on the grounds that it is overly broad and unduly burdensome as it requests "[a]ll documents and tangible things."

Subject to and without waiving the foregoing objections, Applicant is producing copies of business cards, flyers, letters to potential clients showing use of Applicant's NATIONSTAR Mark prior to April 28, 2006. In addition, Applicant is producing Metropolitan Regional

Information Systems ("MRIS") reports for 2005 and 2006 identifying Applicant as the selling or listing agent for the listed properties.

DOCUMENT REQUEST NO. 3:

Any trademark searches, including but not limited to searches of databases such as LEXIS/NEXIS, DIALOG or TRADEMARKSCAN, reports or investigations related to the selection, adoption, and/or application for registration of Applicant's NATIONSTAR Mark.

RESPONSE TO REQUEST NO. 3:

There were never and are no documents resulting from any trademark searches related to Applicant's NATIONSTAR mark. All relevant searches were conducted on line and no results were printed.

DOCUMENT REQUEST NO. 4:

All documents concerning any successful mortgage transactions concluded by Applicant under the NATIONSTAR mark prior to April 28, 2006.

RESPONSE TO REQUEST NO. 4:

Applicant advised and assisted clients regarding obtaining the best possible mortgage loan. There are no documents regarding mortgage transactions that show the NATIONSTAR mark. Applicant is producing redacted Settlement Statements in his possession concerning all successful mortgage transactions for which Applicant assisted with under the NATIONSTAR mark prior to April 28, 2006.

DOCUMENT REQUEST NO. 5:

Any documents and tangible things concerning Applicant's first use in the United States of Applicant's NATIONSTAR Mark for each and every type of product or service in connection with which Applicant's NATIONSTAR Mark has been used in the United States, including Applicant's Services.

RESPONSE TO REQUEST NO. 5:

All documents and tangible things concerning Applicant's first use in the United States of Applicant's NATIONSTAR Mark have already been produced.

DOCUMENT REQUEST NO. 6:

Specimens showing use of the mark in connection with all services offered in connection with Applicant's NATIONSTAR Mark or in connection with which Applicant intends to use Applicant's NATIONSTAR Mark in the future.

RESPONSE TO REQUEST NO. 6:

Applicant objects to this Request on the ground that it is not relevant or likely to lead to the discovery of admissible evidence to the extent that it requests documents showing use of Applicant's NATIONSTAR Mark in connection with services with which Applicant "intends" to use its mark "in the future."

Subject to and without waiving the foregoing objections, in addition to documents already produced hereto, Applicant is producing specimens showing use of Applicant's NATIONSTAR Mark in connection with all services offered in connection with Applicant's NATIONSTAR Mark or in connection with which Applicant intends to use Applicant's NATIONSTAR Mark in the future.

DOCUMENT REQUEST NO.7:

All documents concerning Applicant's adoption, selection, and/or development of Applicant's NATIONSTAR Mark.

RESPONSE TO REQUEST NO. 7:

Applicant objects to this Request on the ground that it is vague as to the meaning of "development" of Applicant's NATIONSTAR Mark.

Subject to and without waiving the foregoing objections, there were never and are no documents concerning Applicant's adoption, selection and/or development of Applicant's NATIONSTAR Mark.

DOCUMENT REQUEST NO. 8:

All documents concerning the filing of U.S. Application No. 78/866,376 for Applicant's NATIONSTAR Mark or any other federal or state trademark applications for Applicant's NATIONSTAR Mark.

RESPONSE TO REQUEST NO. 8:

Applicant objects to this Request on the ground that it seeks documents that are publicly available and as easily accessible to Opposer as they are to Applicant. Subject to and without waiving the foregoing objections, there are no documents that are not publicly available documents.

DOCUMENT REQUEST NO. 9:

All documents regarding marketing or consumer research, including individual questionnaires, pilot studies focus groups and surveys undertaken concerning Applicant's NATIONSTAR Mark or Opposer's NATIONSTAR MORTGAGE Marks.

RESPONSE TO REQUEST NO. 9:

Applicant objects to this Request on the grounds that it is overly broad and unduly burdensome as it requests "[a]ll documents regarding marketing or consumer research" and vague as to the meaning of "regarding."

Subject to and without waiving the foregoing objections, there are no such documents.

DOCUMENT REQUEST NO. 10:

All documents regarding publicity (both solicited and unsolicited) in the United States concerning Applicant's NATIONSTAR Mark and/or the services offered under Applicant's NATIONSTAR Mark, including press releases and articles of any kind.

RESPONSE TO REQUEST NO. 10:

Applicant objects to this Request on the ground that it is overly broad and unduly burdensome as it seeks "[a]ll documents regarding publicity . . . of any kind" and vague as to the meaning of "regarding." Applicant further objects to this Request to the extent that it seeks documents that would be publicly available and as easily accessible to Opposer as they are to Applicant.

Subject to and without waiving the foregoing objections, there are no such documents of which Applicant is aware.

DOCUMENT REQUEST NO. 11:

All documents regarding inquiries from and negotiations with third parties concerning the possibility of a license, franchise, sublicense, sub-franchise, assignment or distribution agreement with sublicense, sub-franchise, assignment or distribution agreement with Applicant concerning Applicant's NATIONSTAR Mark.

RESPONSE TO REQUEST NO. 11:

Applicant objects to this Request on the ground that it is overly broad and unduly burdensome as it seeks "[a]ll documents regarding inquiries from and negotiations with third parties" and vague as to the meaning of "regarding." Applicant further objects to this Request to the extent that it seeks documents that are protected by: (i) the attorney-client privilege; (ii) the work-product doctrine; or (iii) any other privilege, immunity, or protection afforded by state or federal law.

Subject to and without waiving the foregoing objections, there never were and are no documents regarding inquiries from and negotiations with third parties concerning the possibility of a license, franchise, sublicense, sub-franchise, assignment or distribution agreement with sublicense, sub-franchise, assignment or distribution agreement with Applicant concerning Applicant's NATIONSTAR Mark.

DOCUMENT REQUEST NO. 12:

All past and current licenses, franchises, sublicenses, sub-franchises, distributorships and assignments and other agreements, together with related correspondence or other documents concerning Applicant's NATIONSTAR Mark.

RESPONSE TO REQUEST NO. 12:

Applicant objects to this Request to the extent that it seeks documents that are protected by: (i) the attorney-client privilege; (ii) the work-product doctrine; or (iii) any other privilege, immunity, or protection afforded by state or federal law.

Subject to and without waiving the foregoing objections, there never were and are no past and current third party licenses, franchises, sublicenses, sub-franchises, distributorships and assignments and other agreements, together with related correspondence or other documents concerning Applicant's NATIONSTAR Mark.

DOCUMENT REQUEST NO. 13:

All security agreements concerning Applicant's NATIONSTAR Mark.

RESPONSE TO REQUEST NO. 13:

There never were and are no security agreements concerning Applicant's NATIONSTAR Mark.

DOCUMENT REQUEST NO. 14:

All documents and tangible things concerning the types of locations in the United States at which Applicant has promoted, advertised and/or sold services under Applicant's NATIONSTAR Mark or at which Applicant intends to promote, advertise, and/or sell services under Applicant's NATIONSTAR Mark.

RESPONSE TO REQUEST NO. 14:

Applicant objects to this Request on the ground that it is vague as it requests documents and tangible things concerning the "types of locations" at which Applicant has promoted, advertised and/or sold its services. Applicant further objects to this Request on the ground that it

is not relevant or reasonably calculated to lead to the discovery of admissible evidence to the extent that it seeks documents and things concerning locations at which Applicant "intends" to promote, advertise, and/or sell its services.

Subject to and without waiving the foregoing objections, Applicant is producing documents that show the locations in the United States where it has advertised and sold its services. There are no other documents and tangible things concerning the types of locations in the United States at which Applicant has promoted, advertised and/or sold services under Applicant's NATIONSTAR Mark or at which Applicant intends to promote, advertise, and/or sell services under Applicant's NATIONSTAR Mark.

DOCUMENT REQUEST NO. 15:

All documents and tangible things concerning the manner of marketing (past, current and contemplated) of the services offered in connection with Applicant's NATIONSTAR Mark in the United States.

RESPONSE TO REQUEST NO. 15:

Applicant objects to this Request on the ground that it is vague as it requests documents concerning the "manner of marketing" of Applicant's NATIONSTAR services. Applicant further objects to this Request on the ground that it is not relevant or reasonably calculated to lead to the discovery of admissible evidence to the extent it seeks documents concerning "contemplated" marketing.

Subject to and without waiving the foregoing objections, Applicant is producing documents showing how it has advertised its services in connection with its NATIONSTAR mark.

DOCUMENT REQUEST NO. 16:

All documents and tangible things concerning the channels of trade in which Applicant has offered or may offer services under or using Applicant's NATIONSTAR Mark.

RESPONSE TO REQUEST NO. 16:

Applicant is producing documents showing how it has advertised its services in connection with its NATIONSTAR mark. Applicant has provided other information concerning its channels of trade in its response to Interrogatory No. 10.

DOCUMENT REQUEST NO. 17:

All documents and tangible things which identify the actual or prospective class of customers and purchasers of services offered under or using Applicant's NATIONSTAR Mark.

RESPONSE TO REQUEST NO. 17:

Applicant objects to this Request on the ground that it is vague as to the meaning of "class" of customers and purchasers.

Subject to and without waiving the foregoing objections, Applicant is producing documents showing its customers. Applicant is also producing advertisements, which indicate the target customers and classes of customers of Applicant.

DOCUMENT REQUEST NO. 18:

Documents sufficient to identify the amount of sales in the United States of services offered under or using the Applicant's NATIONSTAR Mark since Applicant's first use of the mark.

RESPONSE TO REQUEST NO. 18:

In addition to documents already produced hereto, Applicant is producing Applicant's 1099 – Miscellaneous Income tax form for 2005 and 2006 evidencing commissions paid by First American Real Estate as a result of Applicant's Services offered under Applicant's NATIONSTAR Mark. Applicant is also producing the Metropolitan Regional Information Systems ("MRIS") report for January 2007 through the present.

DOCUMENT REQUEST NO. 19:

Documents sufficient to identify the amount of advertising and promotional expenditures for services offered under or using Applicant's NATIONSTAR Mark in the United States since Applicant's first use of the mark.

RESPONSE TO REQUEST NO. 19:

Applicant objects to this Request on the ground that it is vague as to whether it seeks documents showing advertising expenditures or documents showing the number of Applicant's advertisements of its NATIONSTAR mark.

Subject to and without waiving the foregoing objections, Applicant is producing its receipt from its registration of the domain names www.nationstarmortgage.com and www.nationstarmortgage.net. Following a diligent search by Applicant, there are no additional documents responsive to this Request.

DOCUMENT REQUEST NO. 20:

All documents that refer or relate to the significance of Applicant's NATIONSTAR Mark as used on or in connection with or contemplated to be used on or in connection with the services offered by Applicant.

RESPONSE TO REQUEST NO. 20:

Applicant objects to this Request on the ground that it is vague and incapable of precise determination as it requests documents that refer or relate to the "significance" of Applicant's NATIONSTAR Mark. Applicant further objects to this Request on the ground that it is not relevant or reasonably calculated to lead to the discovery of admissible evidence to the extent that it seeks documents concerning Applicant's NATIONSTAR Mark as "contemplated to be used" on or in connection with Applicant's services.

Subject to and without waiving the foregoing objections, there are no documents that show the meaning of the term "NationStar."

DOCUMENT REQUEST NO. 21:

All documents relating to threatening or pending arbitration, litigation or other adversarial proceedings (including oppositions and cancellations) concerning Applicant's NATIONSTAR Mark.

RESPONSE TO REQUEST NO. 21:

Applicant objects to this Request on the ground that it is vague as to the meaning of "relating to," and to the extent that it may request documents protected by (i) the attorney-client privilege; (ii) the work-product doctrine; or (iii) any other privilege, immunity, or protection afforded by state or federal law. Applicant further objects to this Request to the extent that documents relating to the opposition proceeding at issue are in Opposer's possession and are publicly available documents as easily accessible to Opposer as they are to Applicant.

Subject to and without waiving the foregoing objections, there are no documents relating to threatening or pending arbitration, litigation or other adversarial proceeding with a third party concerning Applicant's NATIONSTAR Mark.

DOCUMENT REQUEST NO. 22:

All documents and tangible things concerning Applicant's knowledge of Opposer or Opposer's NATIONSTAR MORTGAGE Marks.

RESPONSE TO REQUEST NO. 22:

Applicant has no documents concerning knowledge of Opposer or Opposer's NATIONSTAR MORTGAGE Marks outside of the pleadings filed in the instant proceeding.

DOCUMENT REQUEST NO. 23:

All documents and tangible things evidencing any confusion between Applicant's NATIONSTAR Mark or services offered under or using Applicant's NATIONSTAR Mark and Opposer, Opposer's NATIONSTAR MORTGAGE Marks, and/or goods and/or services offered under or using Opposer's NATIONSTAR MORTGAGE Marks, including inquiries, comments or other communications by or from customers, suppliers, or member of the public, either written or oral, showing any confusion, suspicion, belief or doubt as to a possible relationship between Opposer and Applicant or the origin of their respective products and/or services.

RESPONSE TO REQUEST NO. 23:

There never were and are no documents and tangible things evidencing any confusion between Applicant's NATIONSTAR Mark or services offered under or using Applicant's NATIONSTAR Mark and Opposer, Opposer's NATIONSTAR MORTGAGE Marks, and/or goods and/or services offered under or using Opposer's NATIONSTAR MORTGAGE Marks.

DOCUMENT REQUEST NO. 24:

All communications between Applicant and any third party concerning Opposer or Opposer's NATIONSTAR MORTGAGE Marks.

RESPONSE TO REQUEST NO. 24:

Applicant objects to this Request to the extent that it seeks documents protected by (i) the attorney-client privilege; (ii) the work-product doctrine; or (iii) any other privilege, immunity, or protection afforded by state or federal law. Subject to and without waiving the foregoing objection, there are no documents responsive to this Request.

DOCUMENT REQUEST NO. 25:

All documents and tangible things regarding any use in commerce in the United States of any mark consisting of or comprising NATIONSTAR MORTGAGE by any persons other than Applicant or Opposer.

RESPONSE TO REQUEST NO. 25:

Applicant is not aware of any documents and tangible things regarding any use in commerce in the United States of any mark consisting of or comprising NATIONSTAR MORTGAGE by any persons other than Applicant or Opposer.

DOCUMENT REQUEST NO. 26:

All communications supporting any affirmative defenses set forth in Applicant's Answer.

RESPONSE TO REQUEST NO. 26:

Applicant objects to this Request to the extent that it seeks documents protected by (i) the attorney-client privilege; (ii) the work-product doctrine; or (iii) any other privilege, immunity, or protection afforded by state or federal law. Subject to and without waiving the foregoing objections, all communications supporting any affirmative defenses set forth in Applicant's Answer are being produced.

DOCUMENT REQUEST NO. 27:

All documents regarding any registration of Applicant as a licensed mortgage broker in any state, or any application by Applicant for registration as a licensed mortgage broker in any state.

RESPONSE TO REQUEST NO. 27:

Applicant is producing Mortgage Broker Licenses for Virginia, Maryland and Washington, D.C.

DOCUMENT REQUEST NO. 28:

All documents regarding any consumers who have purchased mortgage services from Applicant in connection with the NATIONSTAR Mark.

RESPONSE TO REQUEST NO. 28:

Applicant objects to this Request on the grounds that it is vague as to the meaning of "regarding" and overly broad and unduly burdensome as it requests "[a]ll documents" regarding any consumers. Subject to and without waiving the foregoing objections, Applicant is producing documents showing its customers and is also producing Settlement Statements for consumers with whom Applicant advised and consulted with in connection with their mortgage loans.

DOCUMENT REQUEST NO. 29:

All documents supporting Applicant's claim to be a Realtor.

RESPONSE TO REQUEST NO. 29:

Applicant is producing his past and current Real Estate Salesperson licenses from Virginia, Maryland and Washington. D.C. as well as Certificates of Membership from the Northern Virginia Association of Realtors.

DOCUMENT REQUEST NO. 30:

All documents supporting Applicant's claim that the specimen submitted to the USPTO on October 19, 2006 was in use at least as early as the filing date of the application.

RESPONSE TO REQUEST NO. 30:

All documents supporting Applicant's claim that the specimen submitted to the USPTO on October 19, 2006 was in use at least as early as the filing date of the application are being produced.

DOCUMENT REQUEST NO. 31:

All documents concerning any license from the National Association of Realtors for Applicant to use the REALTOR mark.

RESPONSE TO REQUEST NO. 31:

Applicant is producing all documents concerning any license from the National Association of Realtors for Applicant to use the REALTOR mark.

DOCUMENT REQUEST NO. 32:

All documents regarding Applicant's registration of the domain names www.nationstarmortgage.net and www.nationstarmortgage.com.

RESPONSE TO REQUEST NO. 32:

Applicant is producing the WHOIS record evidencing Applicant's registration of the domain names www.nationstarmortgage.net and www.nationstarmortgage.com and receipts regarding Applicant's registration of the domain names www.nationstarmortgage.net and www.nationstarmortgage.com.

DOCUMENT REQUEST NO. 33:

Documents sufficient to identify the amount of sales in the United States of services offered under or using Applicant's NATIONSTAR Mark in the United States prior to April 28, 2006.

RESPONSE TO REQUEST NO. 33:

Applicant is producing documents sufficient to identify the amount of sales in the United States of services offered under or using Applicant's NATIONSTAR Mark in the United States prior to April 28, 2006.

DOCUMENT REQUEST NO. 34:

Documents sufficient to identify the amount of advertising and promotional expenditures for services offered under or using Applicant's NATIONSTAR Mark in the United States prior to April 28, 2006.

RESPONSE TO REQUEST NO. 34:

Applicant objects to this Request as duplicative of Request No. 19. Subject to and without waiving the foregoing objections, Applicant is producing advertisements showings its NATIONSTAR mark and is producing receipts for registration of its nationstarmortgage.com and nationstarmortgage.net domain names. After a diligent search, Applicant has no other documents responsive to this Request.

DOCUMENT REQUEST NO. 35:

All documents regarding any offers to sell or purchase the domain names www.nationstarmortgage.com and/or www.nationstarmortgage.net.

RESPONSE TO REQUEST NO. 35:

Applicant is producing two letters from Bessam Ibrahim regarding any offers to sell or purchase the domain names www.nationstarmortgage.com and/or nationstarmortgage.net. There were no and are no additional documents regarding any offers to sell or purchase the domain names www.nationstarmortgage.com and/or www.nationstarmortgage.net.

DOCUMENT REQUEST NO. 36:

All communications between Applicant and any third party concerning Opposer and/or Opposer's NATIONSTAR MORTGAGE Marks.

RESPONSE TO REQUEST NO. 36:

There have been no communications between Applicant and any third party concerning Opposer and/or Opposer's NATIONSTAR MORTGAGE Marks.

DOCUMENT REQUEST NO. 37:

All communications between Applicant and any third party concerning this opposition proceeding.

RESPONSE TO REQUEST NO. 37:

Applicant objects to this Request as duplicative of Request No. 24 and directs Opposer to its response to that Request.

DOCUMENT REQUEST NO. 38:

All documents upon which Applicant intends to rely to support or prove Applicant's case in this proceeding.

RESPONSE TO REQUEST NO. 38

Applicant objects to this Request as premature as discovery is ongoing and additional documents may be discovered upon which Applicant may rely to support or prove Applicant's case in this proceeding. Subject to and without waiving the foregoing objections, Applicant is

producing documents upon which Applicant intends to rely to support or prove Applicant's case in this proceeding have been produced hereto.

STEPTOE & JOHNSON LLP

By: Rachel M. Marmer

Stephanie Carmody
Rachel M. Marmer
1330 Connecticut Avenue, N.W.
Washington, DC 20036-1795
(202) 429-8135

Attorneys for Applicant, Mujahid Ahmad

Dated: August 24, 2007

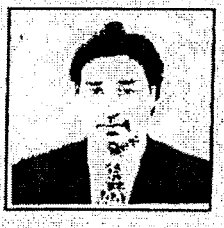
CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing APPLICANT'S RESPONSES OPPOSER'S FIRST SET OF DOCUMENT REQUESTS TO APPLICANT was served this 24th day of August, 2007, by first-class mail, postage prepaid, on:

Bryce J. Maynard
BUCHANAN INGERSOLL & ROONEY, PC
1737 King Street
Alexandria, VA 22314-2727

Rachel M. Marmer

Documents Responsive to Request Nos. 2, 5, 6, 14-17, 26, 30 and 38

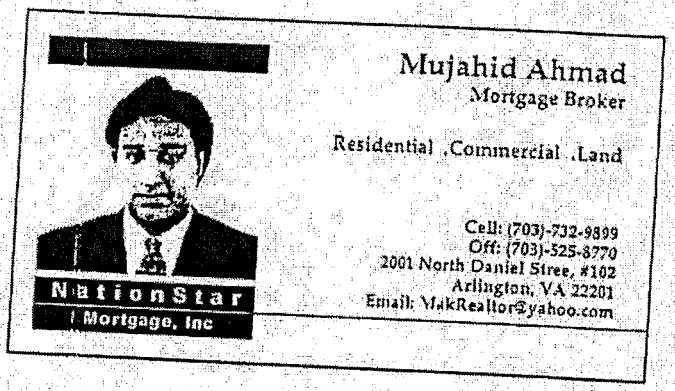


NationStar
Mortgage, Inc.

Mujahid Ahmad
Mortgage Broker

Residential ,Commercial ,Land

Cell: 703-732-9899
Off: 703-525-8770
2001 North Daniel Street, Suite 102
Arlington, VA 22201
Email: MakRealtor@yahoo.com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- **Limited documentation**
- **No documentation**
- **Stated Income**

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APRIL 2005

APP0005

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Mujahid Ahmad
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NationStar
REAL ESTATE
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Arlington, VA, 22201

Put my real estate and marketing skills to work for you. Contact me for all you real estates needs.

Email: Mak35@mris.com

NOT JUST ANOTHER AGENT !
Expertise - Service - Trust - Results

Mujahid Ahmad

Cell: (703) 732-9899
Off: (703) 525-8770

APRIL 2005

If your home is currently listed with another broker, This is not intended to solicit that listing

NationStar Mortgage, Inc.

March 25, 2005

Mr. Ikram U. Danish
1444 Cottonwood Court
Woodbridge, VA 22191

Dear Sir/Madam:

NationStar Mortgage, Inc. assists its customers in the purchase of Residential, Commercial and Land properties. If you are interested in buying a new property or want to refinance your current property, please feel free to contact us by email or call us at (703) 732-9899 to assist you in either transaction.

We can help you with multiple loan options available to you in today's market, such as home equity line of credit, interest only loan, no down payment with 80/20 program, full documentation, limited or no documentation loan and stated income loans.

We are here to help you make your real estate transaction as smooth as possible. If you are not ready at the moment, please feel free to forward this information to your friends or family members who might be interested to buy a real estate.

Thanks for your time and looking forward to hear from you at your earliest convenience.

Sincerely,

Mujahid Ahmad
President
NationStar Mortgage, Inc.
(703) 732-9899

2001 North Daniel Street, 102, Arlington, VA 22201
Phone: (703) 732-9899 Fax: (703) 525-8770 E-Mail: Mak35@mris.com

NationStar Mortgage, Inc.

April 02, 2005

Mr. Ahmed U Sayed
222 North Thomas Street, # 103
Arlington, VA 22203

Dear Sir/Madam:

NationStar Mortgage, Inc. assists its customers in the purchase of Residential, Commercial and Land properties. If you are interested in buying a new property or want to refinance your current property, please feel free to contact us by email or call us at (703) 732-9899 to assist you in either transaction.

We can help you with multiple loan options available to you in today's market, such as home equity line of credit, interest only loan, no down payment with 80/20 program, full documentation, limited or no documentation loan and stated income loans.

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Thanks for your time and looking forward to hear from you at your earliest convenience.

Sincerely,

Mujahid Ahmad
President
NationStar Mortgage, Inc.
(703) 732-9899

2001 North Daniel Street, 102, Arlington, VA 22201
Phone: (703) 732-9899 Fax: (703) 525-8770 E-Mail: Mak35@mris.com

NationStar Mortgage, Inc.

April 03, 2005

Mr. Shafiq Ahmad
830 S. Greenbrier Street # 3
Arlington, VA 22204

Dear Sir/Madam:

NationStar Mortgage, Inc. assists its customers in the purchase of Residential, Commercial and Land properties. If you are interested in buying a new property or want to refinance your current property, please feel free to contact us by email or call us at (703) 732-9899 to assist you in either transaction.

We can help you with multiple loan options available to you in today's market, such as home equity line of credit, interest only loan, no down payment with 80/20 program, full documentation, limited or no documentation loan and stated income loans.

We are here to help you make your real estate transaction as smooth as possible. If you are not ready at the moment, please feel free to forward this information to your friends or family members who might be interested to buy a real estate.

Thanks for your time and looking forward to hear from you at your earliest convenience.

Sincerely,

Mujahid Ahmad
President
NationStar Mortgage, Inc.
(703) 732-9899

2001 North Daniel Street, 102, Arlington, VA 22201
Phone: (703) 732-9899 Fax: (703) 525-8770 E-Mail: Mak35@mris.com

NationStar Mortgage, Inc.

October 14, 2005

Mr. Abid Hussain
6143 Leesburg Pike, # 308
Falls Church, VA 22041

Dear Sir/Madam:

NationStar Mortgage, Inc. assists its customers in the purchase of Residential, Commercial and Land properties. If you are interested in buying a new property or want to refinance your current property, please feel free to contact us by email or call us at (703) 732-9899 to assist you in either transaction.

We can help you with multiple loan options available to you in today's market, such as home equity line of credit, interest only loan, no down payment with 80/20 program, full documentation, limited or no documentation loan and stated income loans.

We are here to help you make your real estate transaction as smooth as possible. If you are not ready at the moment, please feel free to forward this information to your friends or family members who might be interested to buy a real estate.

Thanks for your time and looking forward to hear from you at your earliest convenience.

Sincerely,

Mujahid Ahmad
President
NationStar Mortgage, Inc.
(703) 732-9899

2001 North Daniel Street, 102, Arlington, VA 22201
Phone: (703) 732-9899 Fax: (703) 525-8770 E-Mail: Mak35@mris.com

Natio_Star Mortgage, Inc.

April 16, 2005

Mr. Abdul Haq
1205 South Thomas Street, # 3
Arlington, VA 22204

Dear Sir/Madam:

NationStar Mortgage, Inc. assists its customers in the purchase of Residential, Commercial and Land properties. If you are interested in buying a new property or want to refinance your current property, please feel free to contact us by email or call us at (703) 732-9899 to assist you in either transaction.

We can help you with multiple loan options available to you in today's market, such as home equity line of credit, interest only loan, no down payment with 80/20 program, full documentation, limited or no documentation loan and stated income loans.

We are here to help you make your real estate transaction as smooth as possible. If you are not ready at the moment, please feel free to forward this information to your friends or family members who might be interested to buy a real estate.

Thanks for your time and looking forward to hear from you at your earliest convenience.

Sincerely,

Mujahid Ahmad
President
NationStar Mortgage, Inc.
(703) 732-9899

2001 North Daniel Street, 102, Arlington, VA 22201
Phone: (703) 732-9899 Fax: (703) 525-8770 E-Mail: Mak35@mris.com

Step 2 (Adjust for any shared sales, if Any):

Enter the percent of volume you are to receive credit for in the box provided, then press the Generate Report button to continue.

If you received 33 1/3% of a $100,000 sale then enter 33.3 in the box for that listing. (Percentage will be calculated on the next page, do NOT enter the number as a percent (i.e. .0333))

If a listing is not to be counted enter "0".

Report Type: **(Both Listing and Selling Sides)**
For: **Mujahid Ahmad (106327)**
Listings Found: **9**. For the Period **01/01/2005 TO 12/31/2005**

List Num	Address	City, State	LA Name	Alt LA Name	Selling Agent Name	Sold Date	Sale Price	Your % of any Shared Sale (i.e. 33.3% enter 33.3)
FX4963336	6401 PIONEER DRIVE	SPRINGFIELD, VA	Diana Nguyen		Mujahid Ahmad	02/10/2005	$438,000	100 %
FX5159025	7724 CAMP ALGER AVENUE	FALLS CHURCH, VA	Juani Estrada		Mujahid Ahmad	03/24/2005	$405,000	100 %
PW5154928	9888 EARLS FERRY CIRCLE	BRISTOW, VA	Nasir Bajwa		Mujahid Ahmad	04/07/2005	$390,000	100 %
PW5180801	2704 HARWICH COURT	WOODBRIDGE, VA	Gloria Price		Mujahid Ahmad	04/12/2005	$375,000	100 %
FX5272971	6529 ELDER AVENUE	SPRINGFIELD, VA	Cindy Schneider	Tom Pletsch	Mujahid Ahmad	07/25/2005	$602,000	100 %
FX5308999	6518 SHARPS DRIVE	CENTREVILLE, VA	Tom Krupinski		Mujahid Ahmad	08/09/2005	$410,000	100 %
FX5292586	7220 ROOSEVELT AVENUE	FALLS CHURCH, VA	Mujahid Ahmad		Anita G. Vera	08/15/2005	$535,000	100 %
FX5322672	2937 LAWRENCE DRIVE	FALLS CHURCH, VA	German Pomajambo		Mujahid Ahmad	09/27/2005	$600,000	100 %
FX5337811	7417 HOUNDSBURY COURT	ALEXANDRIA, VA	Robert Robarge	Peggy Parker	Mujahid Ahmad	11/16/2005	$409,900	100 %

9 Total Residential Sales: $4,164,900

9 Total Sales: $4,164,900

Click the Button to Create the Final Report and Calculate Shared Sales (IF ANY) [Create Final Report]

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APP0013

Step 2 (Adjust for any shared sales, if Any):

Enter the percent of volume you are to receive credit for in the box provided, then press the Generate Report button to continue.

If you received 33 1/3% of a $100,000 sale then enter 33.3 in the box for that listing. (Percentage will be calculated on the next page, do NOT enter the number as a percent (i.e. .0333))

If a listing is not to be counted enter "0".

Report Type: **(Both Listing and Selling Sides)**
For: **Mujahid Ahmad (106327)**
Listings Found: **2**, For the Period **01/01/2006 TO 12/31/2006**

List Num	Address	City, State	LA Name	Alt LA Name	Selling Agent Name	Sold Date	Sale Price	Your % of any Shared Sale (i.e. 33.3% enter 33.3)
FX6041298	1400 SADLERS WELLS DRIVE	HERNDON, VA	C. Carol Frey		Mujahid Ahmad	08/16/2006	$392,000	100 %
FX6136198	7402 ELLWOOD PLACE	SPRINGFIELD, VA	Joseph Potts		Mujahid Ahmad	09/15/2006	$480,000	100 %

2 Total Residential Sales: $872,000

2 Total Sales: $872,000

Click the Button to Create the Final Report and Calculate Shared Sales (IF ANY) [Create Final Report]

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Documents Responsive to Request Nos. 4, 26, 28, 33, 38

A. Settlement Statement

B. Type of Loan

1. ☐ FHA 2. ☐ FmHA 3. ☒ Conv. Unins. 6. File Number: 04-115 7. Loan Number: [redacted] 8. Mortgage Insurance Case Number: N/A

4. ☐ VA 5. ☐ Conv. Ins.

C. Notes: This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c.)" were paid outside the closing; they are shown here for information purposes and are not included in the totals. WARNING: It is a crime to knowingly make false statements to the United States on this or any other similar form. Penalties upon conviction can include a fine and imprisonment. For details see: Title 18 U. S. Code Section 1001 and Section 1010.

U.S. Department of Housing and Urban Development
OMB Approval No. 2502-0265 (expires 9/30/) FINAL

TitleExpress Settlement System
Printed 02/10/2005 at 10:28 AM

D. NAME OF BORROWER:	FARZANA SHAHEEN
ADDRESS:	
NAME OF SELLER:	[redacted]
ADDRESS:	[redacted]
E. NAME OF LENDER:	AMERICAN HOME MORTGAGE ACCEPTANCE, INC.
ADDRESS:	520 BROADHOLLOW ROAD, MELLVILLE, NY 11747
G. PROPERTY ADDRESS:	6401 PIONEER DRIVE, Springfield, VA 22150
	LOT2, BLK1, SEC1, SPRINGFIELD ESTATES,FXCO
H. SETTLEMENT AGENT:	Express Settlement Services, Inc.
PLACE OF SETTLEMENT:	7777 Leesburg Pike, Suite 403N, Falls Church, VA 22043
I. SETTLEMENT DATE:	02/10/2005

J. SUMMARY OF BORROWER'S TRANSACTION		K. SUMMARY OF SELLER'S TRANSACTION	
100. GROSS AMOUNT DUE FROM BORROWER		400. GROSS AMOUNT DUE TO SELLER:	
101. Contract sales price	438,000.00	401. Contract sales price	438,000.00
102. Personal Property		402. Personal Property	
103. Settlement charges to borrower (line 1400)	[redacted]	403.	
104.		404.	
105.		405.	
Adjustments for items paid by seller in advance		Adjustments for items paid by seller in advance	
106. City/town taxes		406. City/town taxes	
107. County taxes		407. County taxes	
108. Assessments		408. Assessments	
109.		409.	
110.		410.	
111.		411.	
112.		412.	
120. GROSS AMOUNT DUE FROM BORROWER	[redacted]	420. GROSS AMOUNT DUE TO SELLER:	[redacted]
200. AMOUNTS PAID BY OR ON BEHALF OF BORROWER		500. REDUCTIONS IN AMOUNT DUE TO SELLER	
201. Deposit or earnest money	[redacted]	501. Excess Deposit (see instructions)	
202. Principal amount of new loans	[redacted]	502. Settlement charges to seller (line 1400)	[redacted]
203. Existing loan(s) taken subject to		503. Existing loan(s) taken subject to	
204.		504. Payoff of First Mortgage Loan	[redacted]
		BANK OF AMERICA	
205. 2ND THRIFT CREDIT	[redacted]	505.	
AMERICAN HOME MORTGAGE ACCEPTA			
[redacted]		506. RELEASE MGT. FEE FOR 1 PAYOFF	[redacted]
		Express Settlement Services, I	
207.		507. RELEASE TRACKING FEE/REQUIRE	[redacted]
		REQUIRE	
208.		508.	
209.		509.	
Adjustments for items unpaid by seller		Adjustments for items unpaid by seller	
210. City/town taxes		510. City/town taxes	
211. County taxes 01/01/05 to 02/10/05	[redacted]	511. County taxes 01/01/05 to 02/10/05	[redacted]
212. Assessments		512. Assessments	
213.		513.	
214.		514.	
215.		515. ADMIN FEE/SOVEREIGN REALTY CO	[redacted]
216.		516.	
217. WALKTHROUGH CREDIT	[redacted]	517. WALKTHROUGH CREDIT	[redacted]
218.		518.	
219.		519.	
220. TOTAL PAID BY/FOR BORROWER	[redacted]	520. TOTAL REDUCTION AMOUNT DUE SELLER	[redacted]
300. CASH AT SETTLEMENT FROM OR TO BORROWER		600. CASH AT SETTLEMENT TO OR FROM SELLER	
301. Gross amount due from borrower (line 120)	[redacted]	601. Gross amount due to seller (line 420)	[redacted]
302. Less amounts paid by/for borrower (line 220)	[redacted]	602. Less reduction amount due seller (line 520)	[redacted]
303. CASH FROM BORROWER	[redacted]	603. CASH TO SELLER	[redacted]

APP0015

Previous editions are obsolete form HUD-1 (3/86) HUD Handbook 4305.2

A. Settlement Statement

U.S. Department of Housing and Urban Development
OMB Approval No. 2502-0265 (expires 9/30/2005) FINAL

B. Type of Loan					
1. ☐ FHA 2. ☐ FmHA 3. ☒ Conv. Unins. 4. ☐ VA 5. ☐ Conv. Ins.	6. File Number 04-118	7. Loan Number [redacted]	8. Mortgage Insurance Case Number N/A		

C. Note: This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c.)" were paid outside the closing; they are shown here for informational purposes and are not included in the totals. WARNING: It is a crime to knowingly make false statements to the United States on this or any other similar form. Penalties upon conviction can include a fine and imprisonment. For details see: Title 18 U.S. Code Section 1001 and Section 1010.

TitleExpress Settlement System
Printed 03/24/2005 at 17:51 PAM

D. NAME OF BORROWER:	ABID HUSSAIN
ADDRESS	
E. NAME OF SELLER:	[redacted]
ADDRESS:	
F. NAME OF LENDER:	WORLD SAVINGS
ADDRESS:	4101 WISEMAN BOULEVARD, BUILDI, ATTN: IMAGING DEPARTMENT, SAN ANTONIO, TX 7825
G. PROPERTY ADDRESS:	7724 CAMP ALGER AVENUE, Falls Church, VA 22042 LOT 34, FAIRVIEW PARK, FFX, CO.
H. SETTLEMENT AGENT:	Express Settlement Services, Inc.
PLACE OF SETTLEMENT:	7777 Leesburg Pike, Suite 403N, Falls Church, VA 22043
I. SETTLEMENT DATE:	03/24/2005

J. SUMMARY OF BORROWER'S TRANSACTION:		K. SUMMARY OF SELLER'S TRANSACTION:	
100. GROSS AMOUNT DUE FROM BORROWER		400. GROSS AMOUNT DUE TO SELLER:	
101. Contract sales price	405,000.00	401. Contract sales price	405,000.00
102. Personal Property		402. Personal Property	
103. Settlement charges to borrower (line 1400)	[redacted]	403.	
104. 2ND QTR. HOADUES/FAIRVIEW PARK	[redacted]	404.	
105. HOA TRANSFER FEE/KOGER MGT	[redacted]	405.	
Adjustments for items paid by seller in advance		Adjustments for items paid by seller in advance	
106. City/town taxes		406. City/town taxes	
107. County taxes		407. County taxes	
108. Assessments 03/24/05 to 03/31/05	[redacted]	408. Assessments 03/24/05 to 03/31/05	[redacted]
109.		409.	
110.		410.	
111.		411.	
112.		412.	
120. GROSS AMOUNT DUE FROM BORROWER	[redacted]	420. GROSS AMOUNT DUE TO SELLER:	[redacted]
200. AMOUNTS PAID BY OR ON BEHALF OF BORROWER		500. REDUCTIONS IN AMOUNT DUE TO SELLER	
201. Deposit or earnest money	[redacted]	501. Excess Deposit (see instructions)	
202. Principal amount of new loans	[redacted]	502. Settlement charges to seller (line 1400)	[redacted]
203. Existing loan(s) taken subject to		503. Existing loan(s) taken subject to	
204.		504. Payoff 0025150848 WORLD SAVINGS	[redacted]
205.		505.	
206.		506. RELEASE MGT. FEE FOR 1 PAYOFF	[redacted]
		Express Settlement Services, I	
207.		507. RELEASE TRACKING FEE/REQUIRE REQUIRE	[redacted]
208.		508. PROCESSING FEE/JOBIN REALTY JOBIN REALTY, INC.	[redacted]
209.		509.	
Adjustments for items unpaid by seller		Adjustments for items unpaid by seller	
210. City/town taxes		510. City/town taxes	
211. County taxes 01/01/05 to 03/24/05	[redacted]	511. County taxes 01/01/05 to 03/24/05	[redacted]
212. Assessments		512. Assessments	
213.		513.	
214.		514.	
215. RENT BACK 3/25-4/17 @73.13/DAY	[redacted]	515. RENT BACK 3/25-4/17 @73.13/DAY	[redacted]
216.		516. RENT BACK ESCROW	[redacted]
217.		517. WALKTHROUGH ESCROW FOR WASHER	[redacted]
218.		518.	
219.		519.	
220. TOTAL PAID BY/FOR BORROWER	[redacted]	520. TOTAL REDUCTION AMOUNT DUE SELLER	[redacted]
300. CASH AT SETTLEMENT FROM OR TO BORROWER		600. CASH AT SETTLEMENT TO OR FROM SELLER	
301. Gross amount due from borrower (line 120)	[redacted]	601. Gross amount due to seller (line 420)	[redacted]
302. Less amounts paid by/for borrower (line 220)	[redacted]	602. Less reduction amount due seller (line 520)	[redacted]
303. CASH FROM BORROWER	[redacted]	603. CASH TO SELLER	[redacted]

APP0016

Settlement Statement

U.S. Department of Housing and Urban Development

OMB Approval No. 2502-0265 (expires 8/30/2006) FINAL

FmHA	Conv. Unins.	6. File Number	7. Loan Number	8. Mortgage Insurance Case Number
		04-120		NA

Note: This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c.)" were paid outside the closing; they are shown here for informational purposes and are not included in the totals. The Public Reporting Burden for this collection of information is estimated at 35 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This agency may not collect this information, and you are not required to complete this form, unless it displays a currently valid OMB control number. Persons are not required to respond to a collection of information unless it displays a valid OMB control number. This includes the time for collecting, reviewing, and disposing of the information. This agency may not collect this information, and you are not required to complete this form, unless it displays a currently valid OMB control number. Persons are not required to respond to a collection of information unless it displays a valid OMB control number. Privacy Act and Public Reporting Burden Statement: The Privacy Act of 1974 requires that you be given certain information in connection with your application for a mortgage loan subject to RESPA. You must receive a settlement statement which gives information about the nature and cost of the settlement. The information will be used by the Department of Housing and Urban Development (HUD) to monitor the settlement process to insure that consumers receive the information they are entitled to receive. The information requested does not lend itself to confidentiality. This agency may not collect this information, and you are not required to complete this form, unless it displays a currently valid OMB control number. Persons are not required to respond to a collection of information unless it displays a valid OMB control number. This includes the time for collecting, reviewing, and disposing of the information. This agency may not collect this information, and you are not required to complete this form, unless it displays a currently valid OMB control number. Persons are not required to respond to a collection of information unless it displays a valid OMB control number. See Public Reporting Burden and Privacy Act Statement for RESPA disclosures.

TitleExpress Settlement System
Printed 04/07/2005 at 3:41 PM

D. NAME OF BORROWER:	HINA SHARIEFF and IKRAM M. SHARIEFF
E. NAME OF SELLER:	
F. NAME OF LENDER	AMERICA'S WHOLESALE LENDER
ADDRESS	6430 SOUTHPOINT PARKWAY, SUITE 300, JACKSONVILLE, FL 32216
G. PROPERTY ADDRESS	9888 CARLS FERRY CIRCLE, Bristow, VA 20136
	LOT 3, PH 4, SEC 3 L BRAEMAR, P.W. CO.
H. SETTLEMENT AGENT	Express Settlement Services, Inc.
PLACE OF SETTLEMENT	7777 Leesburg Pike, Suite 403N, Falls Church, VA 22043
I. SETTLEMENT DATE	04/07/2005

J. SUMMARY OF BORROWER'S TRANSACTION		K. SUMMARY OF SELLER'S TRANSACTION	
100. GROSS AMOUNT DUE FROM BORROWER		400. GROSS AMOUNT DUE TO SELLER	
101. Contract sales price	390,000.00	401. Contract sales price	390,000.00
102. Personal property		402. Personal Property	
103. Settlement charges to borrower (line 1400)		403.	
104. HOA/CMC		404.	
105.		405.	
Adjustments for items paid by seller in advance		Adjustments for items paid by seller in advance	
106. City/town taxes		406. City/town taxes	
107. County taxes		407. County taxes	
108. Assessments 04/07/05 to 04/30/05		408. Assessments 04/07/05 to 04/30/05	
109.		409.	
110. BUYER CREDIT FROM 3.31.07		410. BUYER CREDIT FROM 3.31.07	
111.		411.	
112.		412.	
120. GROSS AMOUNT DUE FROM BORROWER		420. GROSS AMOUNT DUE TO SELLER	
200. AMOUNTS PAID BY OR ON BEHALF OF BORROWER		500. REDUCTIONS IN AMOUNT DUE TO SELLER	
201. Deposit or earnest money		501. Excess Deposit (see instructions)	
202. Principal amount of new loan(s)		502. Settlement charges to seller (line 1400)	
203. Existing loan(s) taken subject to		503. Existing loan(s) taken subject to	
204.		504. Payoff 03/31/05 FIRST HORIZON HOME LOANS	
205.		505. Payoff [illegible] SPECIALIZED LOAN SERVICING, LL	
206.		506. RELEASE MG LOC#ATIONS:PAYOFF Express Settlement Services, I	
207.		507. RELEASE TRACKSEARCH:REQUIRE REQUIRE	
208.		508.	
209.		509.	
Adjustments for items unpaid by seller		Adjustments for items unpaid by seller	
210. City/town taxes		510. City/town taxes	
211. County taxes 01/01/05 to 04/07/05		511. County taxes 01/01/05 to 04/07/05	
212. Assessments		512. Assessments	
213.		513. 2ND 1/2 2005 SUPPLEMENTAL TAX	
214.		514. APRIL HOA DUES CMC	
215. BUYER CREDIT		515.	
216.		516.	
217.		517. PROCEEDS OF SALE PAID TO	
218.		518. REALTY EXCHANGE CORPORATION	
219.		519.	
220. TOTAL PAID BY/FOR BORROWER		520. TOTAL REDUCTION AMOUNT DUE SELLER	
300. CASH AT SETTLEMENT FROM OR TO BORROWER		600. CASH AT SETTLEMENT TO OR FROM SELLER	
301. Gross amount due from borrower (line 120)		601. Gross amount due to seller (line 420)	
302. Less amounts paid by/for borrower (line 220)		602. Less reduction amount due seller (line 520)	
303. CASH FROM BORROWER		603. CASH TO SELLER	

APP0017

Settlement Statement

U.S. Department of Housing and Urban Development
OMB Approval No. 2502-0265 (expires 9/30/2006) FINAL

B. Type of Loan

1. ☐ FHA 2. ☐ FmHA 3. ☒ Conv. Unins. 4. ☐ VA 5. ☐ Conv. Ins.	6. File Number 04-121	7. Loan Number	8. Mortgage Insurance Case Number N/A

C. Note: This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c.)" were paid outside the closing; they are shown here for information purposes and are not included in the totals. The Title Express Settlement System Printed 04/11/2005 at 15:55 PM

D. NAME OF BORROWER: SULTAN SHAKEEL AHMAD
ADDRESS:

E. NAME OF SELLER:
ADDRESS:

F. NAME OF LENDER: NEW CENTURY MORTGAGE CORPORATION
ADDRESS: 11730 PLAZA AMERICA DRIVE, SUITE 650, RESTON, VA 20190

G. PROPERTY ADDRESS: 2704 HARWICH COURT, Woodbridge, VA 22192
LOT 154, PT. 1 SEC.4, LAKE RIDGE, P.W. CO.

H. SETTLEMENT AGENT: Express Settlement Services, Inc.
PLACE OF SETTLEMENT: 7777 Leesburg Pike, Suite 403N, Falls Church, VA 22043

I. SETTLEMENT DATE: 04/11/2005

J. SUMMARY OF BORROWER'S TRANSACTION

100. GROSS AMOUNT DUE FROM BORROWER	
101. Contract sales price	375,000.00
102. Personal Property	
103. Settlement charges to borrower (line 1400)	
104.	
105.	
Adjustments for items paid by seller in advance	
106. City/town taxes	
107. County taxes	
108. Assessments	
109.	
110.	
111.	
112.	
120. GROSS AMOUNT DUE FROM BORROWER	
200. AMOUNTS PAID BY OR ON BEHALF OF BORROWER	
201. Deposit or earnest money	
202. Principal amount of new loans	
203. Existing loan(s) taken subject to	
204.	
205.	
206.	
207.	
208.	
209.	
Adjustments for items unpaid by seller	
210. City/town taxes	
211. County taxes 01/01/05 to 04/11/05	
212. Assessments	
213.	
214.	
215.	
216.	
217.	
218.	
219.	
220. TOTAL PAID BY/FOR BORROWER	
300. CASH AT SETTLEMENT FROM OR TO BORROWER	
301. Gross amount due from borrower (line 120)	
302. Less amounts paid by/for borrower (line 220)	
303. CASH FROM BORROWER	

K. SUMMARY OF SELLER'S TRANSACTION

400. GROSS AMOUNT DUE TO SELLER	
401. Contract sales price	375,000.00
402. Personal Property	
403.	
404.	
405.	
Adjustments for items paid by seller in advance	
406. City/town taxes	
407. County taxes	
408. Assessments	
409.	
410.	
411.	
412.	
420. GROSS AMOUNT DUE TO SELLER	
500. REDUCTIONS IN AMOUNT DUE TO SELLER	
501. Excess Deposit (see instructions)	
502. Settlement charges to seller (line 1400)	
503. Existing loan(s) taken subject to	
504. Payoff 1986583717 CHASE HOME FINANCE, LLC	
505.	
506. RELEASE MGT OPERATIONS/PAYOFF Express Settlement Services, I	
507. RELEASE TRACK&SEARCH REQUIRE REQUIRE	
508.	
509.	
Adjustments for items unpaid by seller	
510. City/town taxes	
511. County taxes 01/01/05 to 04/11/05	
512. Assessments	
513.	
514. HOME WARRANTY	
515. PROCEEDS WIRE FEE	
516.	
517.	
518.	
519.	
520. TOTAL REDUCTION AMOUNT DUE SELLER	
600. CASH AT SETTLEMENT TO OR FROM SELLER	
601. Gross amount due to seller (line 420)	[illegible]
602. Less reduction amount due seller (line 520)	
603. CASH TO SELLER	[illegible]

OMB No. 2502-0265

A. U.S. DEPARTMENT OF HOUSING & URBAN DEVELOPMENT

SETTLEMENT STATEMENT

B. TYPE OF LOAN: 1. ☐ FHA 2. ☐ FmHA 3. ☒ CONV. UNINS. 4. ☐ VA 5. ☐ CONV. INS.

6. FILE NUMBER: 05RDAN360

7. LOAN NUMBER: [redacted]

8. MORTGAGE INS CASE NUMBER:

C. NOTE: *This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(POC)" were paid outside the closing; they are shown here for informational purposes and are not included in the totals.*

1.0 3/98 (05RDAN360.PFD/05RDAN360)

D. NAME AND ADDRESS OF BORROWER:	E. NAME AND ADDRESS OF SELLER:	F. NAME AND ADDRESS OF LENDER:
Bushra Danish 1444 Cottonwood Ct. Woodbridge, VA 22191		America's Wholesale Lender 12150 Monument Dr., Suite 225 Fairfax, VA 22033

G. PROPERTY LOCATION:	H. SETTLEMENT AGENT: 56-2362227 First Trust Settlement & Escrow, Inc.	I. SETTLEMENT DATE:
1444 Cottonwood Ct. Woodbridge, VA 22191 VA Counties County, Virginia	PLACE OF SETTLEMENT 33946 Harry Byrd Highway Bluemont, VA 20135	July 12, 2005 Disburse:07/18/05

J. SUMMARY OF BORROWER'S TRANSACTION		
100. GROSS AMOUNT DUE FROM BORROWER:		
101. Contract Sales Price		
102. Personal Property		
103. Settlement Charges to Borrower (Line 1400)		[redacted]
104. Payoff 1st Mortgage to Countrywide Home loans		[redacted]
105. Payoff 2nd Mortgage to Countrywide Home loans		[redacted]
Adjustments For Items Paid By Seller in advance		
106. City/Town Taxes	to	
107. County Taxes	to	
108. Assessments	to	
109.		
110.		
111.		
112.		
120. GROSS AMOUNT DUE FROM BORROWER		223,219.54
200. AMOUNTS PAID BY OR IN BEHALF OF BORROWER:		
201. Deposit or earnest money		
202. Principal Amount of New Loan(s)		[redacted]
203. Existing loan(s) taken subject to		
[redacted] roker's Credit		[redacted]
206.		
207.		
208.		
209.		
Adjustments For Items Unpaid By Seller		
210. City/Town Taxes	to	
211. County Taxes	to	
212. Assessments	to	
213.		
214.		
215.		
216.		
217.		
218.		
219.		
220. TOTAL PAID BY/FOR BORROWER		[redacted]
300. CASH AT SETTLEMENT FROM/TO BORROWER:		
301. Gross Amount Due From Borrower (Line 120)		[redacted]
302. Less Amount Paid By/For Borrower (Line 220)		([redacted])
303. CASH (FROM) (TO) BORROWER		[redacted]

K. SUMMARY OF SELLER'S TRANSACTION		
400. GROSS AMOUNT DUE TO SELLER:		
401. Contract Sales Price		
402. Personal Property		
403.		
404.		
405.		
Adjustments For Items Paid By Seller in advance		
406. City/Town Taxes	to	
407. County Taxes	to	
408. Assessments	to	
409.		
410.		
411.		
412.		
420. GROSS AMOUNT DUE TO SELLER		
500. REDUCTIONS IN AMOUNT DUE TO SELLER:		
501. Excess Deposit (See Instructions)		
502. Settlement Charges to Seller (Line 1400)		
503. Existing loan(s) taken subject to		
504. Payoff of first Mortgage		
505. Payoff of second Mortgage		
506.		
507.		
508.		
509.		
Adjustments For Items Unpaid By Seller		
510. City/Town Taxes	to	
511. County Taxes	to	
512. Assessments	to	
513.		
514.		
515.		
516.		
517.		
518.		
519.		
520. TOTAL REDUCTION AMOUNT DUE SELLER		
600. CASH AT SETTLEMENT TO/FROM SELLER:		
601. Gross Amount Due To Seller (Line 420)		
602. Less Reductions Due Seller (Line 520)		( )
603. CASH (TO) (FROM) SELLER		[redacted]

The undersigned hereby acknowledge receipt of a completed copy of pages 1&2 of this statement & any attachments referred to herein.

Borrower

Bushra Danish

Seller

Settlement Statement

U.S. Department of Housing and Urban Development
OMB Approval No. 2502-0265 (expires 9/30/2005)

B. Type of Loan	6. File Number	7. Loan Number	8. Mortgage Insurance Case Number
1. ☐ FmHA 2. ☐ Conv. Unins. 3. ☒ Conv. Ins.	05-134		N/A

C. Note: This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c.)" were paid outside the closing; they are shown here for informational purposes and are not included in the totals. WARNING: It is a crime to knowingly make false statements to the United States on this or any other similar form. Penalties upon conviction can include a fine and imprisonment. For details see: Title 18 U.S. Code Section 1001 and Section 1010.

Title: Express Settlement System
Printed: 07/26/2005 at 11:58 PM/A

D. NAME OF BORROWER	JAHANZEB KHAN and SHABANA KHAN
ADDRESS	6000 JAPONICA STREET, SPRINGFIELD, VA 22150
E. NAME OF SELLER	
ADDRESS	
F. NAME OF LENDER	LONG BEACH MORTGAGE
ADDRESS	75 NORTH FAIRWAY DRIVE, BUILDING A, 3RD FLOOR, VERNON HILLS, IL 60061
G. PROPERTY ADDRESS	6529 ELDER AVENUE, Springfield, VA 22150 LOT 6, RESUB OF LOT 1, TALBERT, FFX CO., FAIRFAX COUNTY
H. SETTLEMENT AGENT	Express Settlement Services, Inc.
PLACE OF SETTLEMENT	7777 Leesburg Pike, Suite 101N, Falls Church, VA 22043
I. SETTLEMENT DATE	07/25/2005

J. SUMMARY OF BORROWER'S TRANSACTION		K. SUMMARY OF SELLER'S TRANSACTION	
100. GROSS AMOUNT DUE FROM BORROWER		400. GROSS AMOUNT DUE TO SELLER	
101. Contract sales price	602,000.00	401. Contract sales price	602,000.00
102. Personal Property		402. Personal Property	
103. Settlement charges to borrower (line 1400)		403.	
104. ATTORNEY FEE/FARE		404.	
105.		405.	
Adjustments for items paid by seller in advance		Adjustments for items paid by seller in advance	
106. City/town taxes		406. City/town taxes	
107. County taxes		407. County taxes	
108. Assessments		408. Assessments	
109.		409.	
110.		410.	
111.		411.	
112.		412.	
120. GROSS AMOUNT DUE FROM BORROWER		420. GROSS AMOUNT DUE TO SELLER	
200. AMOUNTS PAID BY OR ON BEHALF OF BORROWER		500. REDUCTIONS IN AMOUNT DUE TO SELLER	
201. Deposit or earnest money		501. Excess deposit (see instructions)	
202. Principal amount of new loan(s)		502. Settlement charges to seller (line 1400)	
203. Existing loan(s) taken subject to		503. Existing loan(s) taken subject to	
204.		504. Payoff 2001030039 CITIMORTGAGE, INC.	
205. SELLER CREDIT LONG BEACH MORTGAGE		505. Payoff 0507022726 CITIMORTGAGE, INC.	
206.		506.	
		Express Settlement Services, I	
207.		507. RELEASE TRACKING FEE/RELEASE REQUIRE	
208.		508.	
209.		509.	
Adjustments for items unpaid by seller		Adjustments for items unpaid by seller	
210. City/town taxes		510. City/town taxes	
211. County taxes 07/01/05 to 07/25/05		511. County taxes 07/01/05 to 07/25/05	
212. Assessments		512. Assessments	
213.		513.	
214.		514.	
215.		515. ARMAN FEE/LSF	
216.		516.	
217.		517. 1ST 1/2 R.E. TAXES ARE PAID	
218.		518.	
219.		519.	
220. TOTAL PAID BY/FOR BORROWER		520. TOTAL REDUCTION AMOUNT DUE SELLER	
300. CASH AT SETTLEMENT FROM OR TO BORROWER		600. CASH AT SETTLEMENT TO OR FROM SELLER	
301. Gross amount due from borrower (line 120)		601. Gross amount due to seller (line 420)	
302. Less amounts paid by/for borrower (line 220)		602. Less reduction amount due seller (line 520)	
303. CASH FROM BORROWER		603. CASH TO SELLER	

L. SETTLEMENT AGENT CERTIFICATION. The HUD-1 SELLER STATEMENT. The information contained herein is accurate as information and is being furnished to the Internal Revenue Service. If you are required to file a return, a negligence penalty or other sanction will be imposed on you by the Internal Revenue Service, unless it is determined that you have reported the Contract Sales Price correctly on your income tax return. I certify that I have received a copy of this HUD-1 Settlement Statement which I have prepared to be a true and accurate statement of the funds which are to be paid to the parties by the settlement agent in connection with the transaction.

Under penalties of perjury, I certify that the Social Security Number or Taxpayer Identification Number which I have given to the settlement agent is the correct taxpayer identification number for the transaction. I understand that if the Social Security Number or Taxpayer Identification Number I have given to the settlement agent is incorrect, I may be subject to civil or criminal penalties imposed by law. Under penalties of perjury, I certify that the number shown on this statement is my correct taxpayer identification number.

_____ SELLER'S SIGNATURE(S) _____

SELLER'S MAILING ADDRESS _____

SETTLEMENT AGENT'S NAME _____ (tin) _____ (date)

APP0020

Previous editions are obsolete

form HUD-1 (3/86) ref Handbook 4305.2

A. Settlement Statement

U.S. Department of Housing and Urban Develo
OMB Approval No. 2502-0265 (expires 9/30/2006) FINAL

B. Type of Loan					
1. ☐FHA 2. ☐FmHA 3. ☒Conv. Unins. 4. ☐VA 5. ☐Conv. Ins.	6. File Number 05-141	7. Loan Number [redacted]	8. Mortgage Insurance Case Number		

C. Note: "This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c.)" were paid outside the closing; they are shown here for informational purposes and are not included in the totals. WARNING: It is a crime to knowingly make false statements to the United States on this or any other similar form. Penalties upon conviction can include a fine and imprisonment. For details see: Title 18 U.S. Code Section 1001 and Section 1010."

TitleExpress Settlement System
Printed 08/14/2005 at 12:23 PM

D. NAME OF BORROWER:	SHAFIQ AHMAD
ADDRESS:	830 S. GREENBRIER STREET, APT. 3, ARLINGTON, VA 22204
E. NAME OF SELLER:	[redacted]
ADDRESS:	
F. NAME OF LENDER:	WORLD SAVINGS
ADDRESS:	4101 WISEMAN BOULEVARD, BUILDI, ATTN: IMAGING DEPARTMENT, SAN ANTONIO, TX 782
G. PROPERTY ADDRESS:	6518 SHARPS DRIVE, Centreville, VA 20121 LOT 450, SECTION 120-2, FAIRFAX COUNTY, VA 20121
H. SETTLEMENT AGENT:	Express Settlement Services, Inc., Telephone: 703-506-1000 Fax: 703-506-0962
PLACE OF SETTLEMENT:	7777 Leesburg Pike, Suite 403N, Falls Church, VA 22043
I. SETTLEMENT DATE:	08/09/2005

J. SUMMARY OF BORROWER'S TRANSACTION:		K. SUMMARY OF SELLER'S TRANSACTION:	
100. GROSS AMOUNT DUE FROM BORROWER		400. GROSS AMOUNT DUE TO SELLER:	
101. Contract sales price	410,000.00	401. Contract sales price	410,000.00
102. Personal Property		402. Personal Property	
103. Settlement charges to borrower (line 1400)	[redacted]	403.	
104.		404.	
105.		405.	
Adjustments for items paid by seller in advance		Adjustments for items paid by seller in advance	
106. City/town taxes		406. City/town taxes	
107. County taxes		407. County taxes	
108. Assessments 08/09/05 to 09/30/05	[redacted]	408. Assessments 08/09/05 to 09/30/05	[redacted]
109.		409.	
110.		410.	
111.		411.	
112.		412.	
120. GROSS AMOUNT DUE FROM BORROWER	[redacted]	420. GROSS AMOUNT DUE TO SELLER:	[redacted]
200. AMOUNTS PAID BY OR ON BEHALF OF BORROWER		500. REDUCTIONS IN AMOUNT DUE TO SELLER	
201. Deposit or earnest money	[redacted]	501. Excess Deposit (see instructions)	
202. Principal amount of new loans	[redacted]	502. Settlement charges to seller (line 1400)	[redacted]
203. Existing loan(s) taken subject to		503. Existing loan(s) taken subject to	
204.		504. Payoff:0042952903 FIRST HORIZON HOME LOANS	[redacted]
[redacted]		505.	
		506. RELEASE MTG/OPERATIONS/PAYOFF EXPRESS SETTLEMENT SERVICES, I	[redacted]
207.		507. RELEASE TRACK & SEARCH REQUIRE	[redacted]
208. RENT BACK 08/09 THRU 09/04	[redacted]	508. RENT BACK 08/09 THRU 09/04	[redacted]
209.		509. SECURITY DEPOSIT EXPRESS SETTLEMENT SERVICES, I	[redacted]
Adjustments for items unpaid by seller		Adjustments for items unpaid by seller	
210. City/town taxes		510. City/town taxes	
211. County taxes 07/01/05 to 08/09/05	[redacted]	511. County taxes 07/01/05 to 08/09/05	[redacted]
212. Assessments		512. Assessments	
213.		513.	
214.		514.	
215.		515.	
216.		516.	
217.		517.	
218.		518.	
219.		519.	
220. TOTAL PAID BY/FOR BORROWER	[redacted]	520. TOTAL REDUCTION AMOUNT DUE SELLER	[redacted]
300. CASH AT SETTLEMENT FROM OR TO BORROWER		600. CASH AT SETTLEMENT TO OR FROM SELLER	
301. Gross amount due from borrower (line 120)	[redacted]	601. Gross amount due to seller (line 420)	[redacted]
302. Less amounts paid by/for borrower (line 220)	[redacted]	602. Less reduction amount due seller (line 520)	[redacted]
303. CASH FROM BORROWER	[redacted]	603. CASH TO SELLER	[redacted]

SUBSTITUTE FORM 1099 SELLER STATEMENT. The information contained herein is important tax information and is being furnished to the Internal Revenue Service. If you are required to file a return, a negligence penalty or other sanction will be imposed on you by the IRS, determines that it has not been reported. The Contract Sales Price described on line 401 above constitutes the Gross Proceeds of this transaction.

You are required by law to provide the settlement agent(s) listed on this _____ with your correct taxpayer identification number. If you do not provide your correct taxpayer identification number, you may be subject to civil or criminal penalties imposed by law. Under penalties of perjury, I certify that the number shown on this statement is my correct taxpayer identification number.

TIN _____ - _____ - _____ / _____ - _____ - _____ SELLER'S SIGNATURE'S _____ / _____

SELLER(S) NEW MAILING ADDRESS _____

SELLER'S PHONE NUMBERS _____ /H _____ /W

APP0021

A. Settlement Statement

U.S. Department of Housing and Urban Development

OMB No. 2502-0265

B. Type of Loan				
1. ☐ FHA 2. ☐ RHS 3. ☒ Conv. Unins.	6. File Number 05-372	7. Loan Number	8. Mortgage Insurance Case Number	
4. ☐ VA 5. ☐ Conv. Ins.				

Note: This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c.)" were paid outside the closing; they are shown here for information purposes and are not included in the totals.

D. Name and Address of Borrower	E. Name and Address of Seller	F. Name and Address of Lender
[redacted]	Zulfikhar A. SHARIEFF Sameer A. SHARIEFF 4363 Ensbrook Lane Woodbridge, VA 22193	Long Beach Mortgage 75 N Fairway Dr., Bldg A, Fl 3 Vernon Hills, IL 60061

G. Property Location	H. Settlement Agent	I. Settlement Date
7220 Roosevelt Avenue Falls Church, VA 22042 Lot 87 Sec 3 TYLER PARK Fairfax Co #050-3-09-0087	Law Offices of Brian Lee Leslie, PLC. Place of Settlement 7700 Little River Turnpike Suite 207 Annandale, VA 22003	08/15/05 DD: 08/15/05

J. SUMMARY OF BORROWER'S TRANSACTION:		K. SUMMARY OF SELLER'S TRANSACTION:	
100. GROSS AMOUNT DUE FROM BORROWER		400. GROSS AMOUNT DUE TO SELLER	
101. Contract sales price	535,000.00	401. Contract sales price	[redacted]
102. Personal property		402. Personal property	
103. Settlement charges to borrower (line 1400)	[redacted]	403.	
104.		404.	
105.		405.	
Adjustments for items paid by seller in advance		Adjustments for items paid by seller in advance	
106. City/town taxes to		406. City/town taxes to	
107. County taxes to		407. County taxes to	
108. Assessments to		408. Assessments to	
109.		409.	
110.		410.	
111.		411.	
112.		412.	
120. GROSS AMOUNT DUE FROM BORROWER	[redacted]	420. GROSS AMOUNT DUE TO SELLER	[redacted]
200. AMOUNTS PAID BY OR IN BEHALF OF BORROWER		500. REDUCTIONS IN AMOUNT TO SELLER	
201. Deposit or earnest money	[redacted]	501. Excess Deposit (see instructions)	
202. Principal amount of new loan(s)	[redacted]	502. Settlement charges to seller (line 1400)	[redacted]
203. Existing loan(s) taken subject to		503. Existing loan(s) taken subject to	
204.		504. Payoff of first mortgage loan	[redacted]
		Wachovia Bank, NA	
205. 2nd Trust Proceeds	[redacted]	505. Payoff of second mortgage loan	[redacted]
		Wachovia Bank, NA	
206. Seller Contribution	[redacted]	506. Seller Contribution	[redacted]
207. Mortgage Brcker Credit	[redacted]	507.	
208. Broker Credit	[redacted]	508.	
209. Title Company Credit	[redacted]	509.	
Adjustments for items unpaid by seller		Adjustments for items unpaid by seller	
210. City/town taxes to		510. City/town taxes to	
211. County taxes 07/01 to 08/15	[redacted]	511. County taxes 07/01 to 08/15	[redacted]
212. Assessments to		512. Assessments to	
213.		513.	
214.		514.	
215		515.	
216.		516.	
217.		517.	
218.		518.	
219.		519.	
220. TOTAL PAID BY / FOR BORROWER	[redacted]	520. TOTAL REDUCTION AMOUNT DUE SELLER	[redacted]
300. CASH AT SETTLEMENT FROM OR TO BORROWER		600. CASH AT SETTLEMENT TO OR FROM SELLER	
301. Gross amount due from borrower (line 120)	[redacted]	601. Gross amount due to seller (line 420)	[redacted]
302. Less amounts paid by/for borrower (line 220)	[redacted]	602. Less reduction amount due to seller (line 520)	[redacted]
303. CASH FROM BORROWER	[redacted]	603. CASH TO SELLER	[redacted]

APP0022

Form HUD-1 (Handbook 4309.2)

Settlement Statement

U.S. Department of Housing and Urban Development
OMB Approval No. 2502-0265 (expires 9/30/2005) FINAL

1. Loan	2. ☐FmHA 3. ☒Conv. Unins. 4. ☐Conv. Ins.	6. File Number 05-148	7. Loan Number	8. Mortgage Insurance Case Number

This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c.)" were paid outside the closing. They are shown here for information purposes and are not included in the totals. WARNING: It is a crime to knowingly make false statements to the United States on this or any other similar form. Penalties upon conviction can include a fine and imprisonment. For details see: Title 18 U.S. Code Section 1001 and Section 1010.

TitleExpress Settlement Systems
Printed 09/27/2005 at 17:23 ECG

NAME OF BORROWER	MOHAMMED I.A. SHARIEFF
ADDRESS:	2849 ROGERS DRIVE, FALLS CHURCH, VA 22042
NAME OF SELLER	
ADDRESS:	
NAME OF LENDER:	LONG BEACH MORTGAGE
ADDRESS:	75 NORTH FAIRWAY DRIVE, BUILDING A, 3RD FLOOR, VERNON HILLS, IL 60061
PROPERTY ADDRESS:	2937 LAWRENCE DRIVE, FALLS CHURCH, VA 22042 LOT 132, FENWICK PARK, FAIRFAX COUNTY, VA
SETTLEMENT AGENT:	Express Settlement Services, Inc., Telephone: 703-506-1000 Fax: 703-506-0962
PLACE OF SETTLEMENT:	7777 Leesburg Pike, Suite 403N, Falls Church, VA 22043
SETTLEMENT DATE	09/27/2005

J. SUMMARY OF BORROWER'S TRANSACTION:

100. GROSS AMOUNT DUE FROM BORROWER	
101. Contract sales price	600,000.00
102. Personal Property	
103. Settlement charges to borrower (line 1400)	
104.	
105.	
Adjustments for items paid by seller in advance	
106. City/town taxes	
107. County taxes	
108. Assessments	
109.	
110.	
111.	
112.	
120. GROSS AMOUNT DUE FROM BORROWER	
200. AMOUNTS PAID BY OR ON BEHALF OF BORROWER	
201. Deposit or earnest money	
202. Principal amount of new loans	
203. Existing loan(s) taken subject to	
204.	
205.	
206.	
207.	
208.	
209.	
210. SELLERS' CREDIT/CLOSING COSTS	
Adjustments for items unpaid by seller	
211. City/town taxes	
212. County taxes 07/01/05 to 09/27/05	
213. Assessments	
214.	
215.	
216.	
217.	
218.	
219.	
220. TOTAL PAID BY/FOR BORROWER	
300. CASH AT SETTLEMENT FROM OR TO BORROWER	
301. Gross amount due from borrower (line 120)	
302. Less amounts paid by/for borrower (line 220)	
303. CASH FROM BORROWER	

K. SUMMARY OF SELLER'S TRANSACTION:

400. GROSS AMOUNT DUE TO SELLER:	
401. Contract sales price	600,000.00
402. Personal Property	
403.	
404.	
405.	
Adjustments for items paid by seller in advance	
406. City/town taxes	
407. County taxes	
408. Assessments	
409.	
410.	
411.	
412.	
420. GROSS AMOUNT DUE TO SELLER	
500. REDUCTIONS IN AMOUNT DUE TO SELLER	
501. Excess Deposit (see instructions)	
502. Settlement charges to seller (line 1400)	
503. Existing loan(s) taken subject to	
504. Payoff 0020024984 WELLS FARGO BANK, N.A.	
505.	
506. REQUIRE	
507. RELEASE OF LIEN EXPRESS SETTLEMENT SERVICES, I	
508. SELLERS' CREDIT/CLOSING COSTS	
509.	
Adjustments for items unpaid by seller	
510. City/town taxes	
511. County taxes 07/01/05 to 09/27/05	
512. Assessments	
513.	
514.	
515.	
516.	
517.	
518.	
519.	
520. TOTAL REDUCTION AMOUNT DUE SELLER	
600. CASH AT SETTLEMENT TO OR FROM SELLER	
601. Gross amount due to seller (line 420)	
602. Less reduction amount due seller (line 520)	
603. CASH TO SELLER	

FORM 1099 SELLER STATEMENT: The information contained herein is important tax information and is being furnished to the Internal Revenue Service. If you are required to file a return, a negligence or other sanction will be imposed on you if this item is required to be reported and the IRS determines that it has not been reported. The Contract Sales Price described on this form constitutes the Gross Proceeds of this transaction.

Required by law to provide the settlement agent (Fed. Tax ID No. _____) with your correct taxpayer identification number. If you do not provide your correct taxpayer identification number, you may be subject to civil or criminal penalties imposed by law. Under penalties of perjury, I certify that the number shown on this statement is my correct taxpayer identification number.

_____ SELLER(S) SIGNATURE(S) _____

NEW MAILING ADDRESS _____

PHONE NUMBERS _____ (H) _____

APP0023

Documents Responsive to Request Nos. 6, 14-17, 26 and 38

NationStar Mortgage, Inc.

2001 North Daniel Street # 102
Arlington, VA 22201
ph: (703) 732-9899
fax: (703) 525-8770
Mujahid@NationStarMortgage.com

- Home
- Services
- About Us
- Contact Us

Home

One Stop For All Your Real Estate and Mortgage Needs!

Whether you are a first time home buyer or trading up to a larger home, NationStar Mortgage works to find the best home loan solution for you. With products for new home purchases as well as, second, vacation, and investment homes, we can help. Learn more online or call now and ask about our no down payment options.

What We Do

We specialize in vast variety of options available to homeowners in today's market such as:

- Purchase
- Refinance
- Home Equity (HELOC)
- Reverse Mortgages
- Multy family and Commercial Loans

Since you have decided to buy your dream residential or commercial property, now it's time to start figuring out how you are going to pay for it. Well, we are here to help you turn your desires into reality and give you the best choices availble in today's market....

Copyright NationStar Mortgage, Inc. All rights reserved.

2001 North Daniel Street # 102
Arlington, VA 22201
ph: (703) 732-9899
fax: (703) 525-8770
Mujahid@NationStarMortgage.com

NationStar Mortgage, Inc.

2001 North Daniel Street # 102
Arlington, VA 22201
ph: (703) 732-9899
fax: (703) 525-8770
Mujahid@NationStarMortgage.com

Services

NationStar Mortgage, Inc. offers a variety of loan programs to meet your special needs. We work with the leading lenders in the industry to provide:

Conforming Loans.

Non-Conforming or Jumbo Loans.

100% Financing Loans.

80/20 Loans.

85/15 Loans.

80/15/5 Loans.

Imperfect Credit Loans.

No Income Verification Loans.

Reverse Annuity Mortgage.

Our goal is to make your buying process a pleasurable experience. Once we find your loan choice that is best for you, we'll guide you through the process -- from start to end.

Please feel free to contact us with any question. We will be happy to help you.

Mujahid@NationStarMortgage.com

Copyright NationStar Mortgage, Inc. All rights reserved.

NationStar Mortgage, Inc.

August 18, 2006

Ms. Marina Leon
3404 43rd Avenue
Brentwood, Maryland 20722

Dear Sir/Madam:

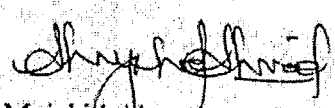
NationStar Mortgage, Inc. assists its customers in the purchase of Residential, Commercial and Land properties. If you are interested in buying a new property or want to refinance your current property, please feel free to contact us by email or call us at (703) 732-9899 to assist you in either transaction.

We can help you with multiple loan options available to you in today's market, such as home equity line of credit, interest only loan, no down payment with 80/20 program, full documentation, limited or no documentation loan and stated income loans.

We are here to help you make your real estate transaction as smooth as possible. If you are not ready at the moment, please feel free to forward this information to your friends or family members who might be interested to buy a real estate.

Thanks for your time and looking forward to hear from you at your earliest convenience.

Sincerely,



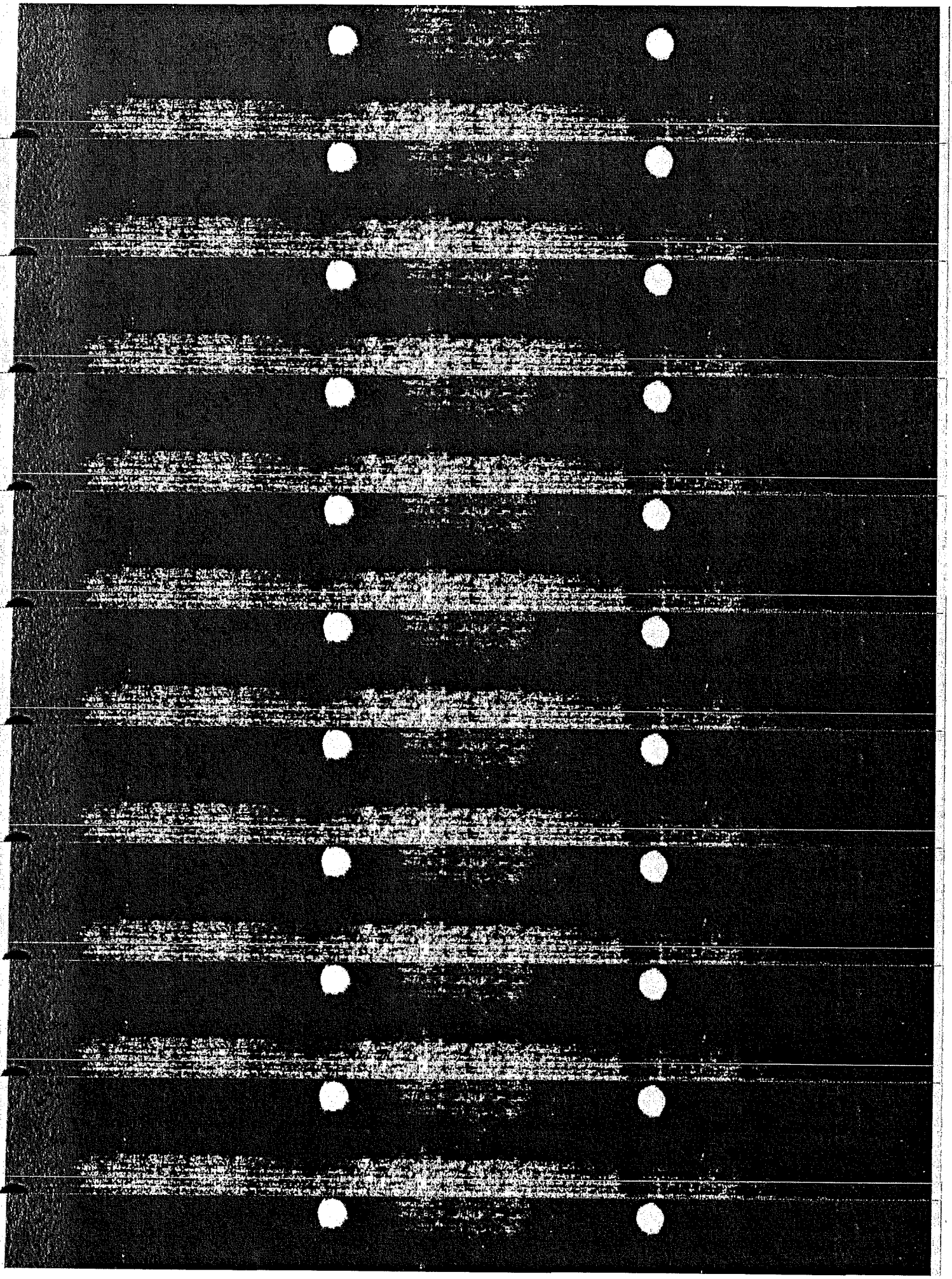
Mujahid Ahmad
President
NationStar Mortgage, Inc.
(703) 732-9899

2001 North Daniel Street, 102, Arlington, VA 22201
Phone: (703) 732-9899 Fax: (703) 525-8770 E-Mail: Mak35@mris.com

Documents Responsive to Request Nos. 18, 26 and 38

☐ VOID ☑ CORRECTED

PAYER'S name, street address, city, state, ZIP code, and telephone no.	1 Rents	OMB No. 1545-0115	
FIRST AMERICAN REAL ESTATE 7777 LEESBURG PIKE, STE 307-S FALLS CHURCH, VA 22043 703 506 1003	$	2005 Form 1099-MISC	Miscellaneous Income
	2 Royalties $		
	3 Other income $	4 Federal income tax withheld $	Copy 1 For State Tax Department
PAYER'S Federal identification number 68-0583819	RECIPIENT'S identification number	5 Fishing boat proceeds $	6 Medical and health care payments $
RECIPIENT'S name MUJAHID AHMAD		7 Nonemployee compensation $ 72,433.37	8 Substitute payments in lieu of dividends or interest $
Street address (including apt. no.) 2001 NORTH DANIEL ST., # 102		9 Payer made direct sales of $5,000 or more of consumer products to a buyer (recipient) for resale ▶ ☐	10 Crop insurance proceeds $
City, state, and ZIP code ARLINGTON, VA 22201		11	12
Account number (see instructions)		13 Excess golden parachute payments $	14 Gross proceeds paid to an attorney $
15a Section 409A deferrals	15b Section 409A income	16 State tax withheld	17 State/Payer's state no.	18 State income
City, state, and ZIP code ARLINGTON, VA 22201		11	12
Account number (see instructions)		13 Excess golden parachute payments $	14 Gross proceeds paid to an attorney $
15a Section 409A deferrals	15b Section 409A income	16 State tax withheld	17 State/Payer's state no.	18 State income
City, state, and ZIP code ARLINGTON, VA 22201		11	12
Account number (see instructions)		13 Excess golden parachute payments $	14 Gross proceeds paid to an attorney $
15a Section 409A deferrals	15b Section 409A income	16 State tax withheld	17 State/Payer's state no.	18 State income
City, state, and ZIP code ARLINGTON, VA 22201		11	12
Account number (see instructions)		13 Excess golden parachute payments $	14 Gross proceeds paid to an attorney $
15a Section 409A deferrals	15b Section 409A income	16 State tax withheld	17 State/Payer's state no.	18 State income
City, state, and ZIP code ARLINGTON, VA 22201		11	12
Account number (see instructions)		13 Excess golden parachute payments	14 Gross proceeds paid to an attorney



Step 2 (Adjust for any shared sales, if Any):

Enter the percent of volume you are to receive credit for in the box provided, then press the Generate Report button to continue.

If you received 33 1/3% of a $100,000 sale then enter 33.3 in the box for that listing. (Percentage will be calculated on the next page, do NOT enter the number as a percent (i.e. .0333))

If a listing is not to be counted enter "0".

Report Type: **(Both Listing and Selling Sides)**
For: **Mujahid Ahmad (106327)**
Listings Found: **1**. For the Period **01/01/2007 TO 12/31/2007**

List Num	Address	City, State	LA Name	Alt LA Selling Name	Agent Name	Sold Date	Sale Price	Your % of any Shared Sale (i.e. 33.3% enter 33.3)
DC6202245	2800 10TH STREET NORTHEAST	WASHINGTON, DC	Helena Johnson-McNeely		Mujahid Ahmad	02/23/2007	$1,050,000	100 %

1 Total Commercial Sales: $1,050,000

1 Total Sales: $1,050,000

Click the Button to Create the Final Report and Calculate Shared Sales (IF ANY) [Create Final Report]

HACKER SAFE TESTED DAILY 01-AUG Clarity Security More Info

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Privacy · Terms of Use · Copyright · Feedback · RSS

Documents Responsive to Request Nos. 19, 26, 32, 34 and 38

NetworkSolutions

LOG IN / CREATE ACCOUNT — ACCOUNT INFORMATION — PAYMENT INFORMATION — 4 ORDER COMPLETE

THANK YOU FOR YOUR ORDER

PLEASE PRINT THIS PAGE AS A COPY OF YOUR RECEIPT

YOUR LOGIN INFORMATION

You will receive an e-mail confirmation that your order is complete in approximately 24 hours.

User ID: , Password: ********

Start managing your account now by logging in to Account Manager.

ACCOUNT MANAGER

YOUR ORDER SUMMARY

Order Number: 196081246
Date: 04/04/2005
Account Number:
Credit Card: VISA xxxxxxxxxxx

		Your Price ($US)
Domain Name: nationstarmortgage.com	3 Years - Save 28%	$74.97
Domain Name: nationstarmortgage.net	3 Years - Save 28%	$74.97
	Total	$149.94

For your protection, domain names registered with extensions ending with .com, .net, .org, .info, .biz, .tv, .us, .cc, .name, and .bz, have Domain Protect turned on.

Congratulations! Click here to claim $10 Cash Back on your purchase TODAY!

Continue >>

Review our Policies, Service Agreement, and Legal Notice
© Copyright 2005 Network Solutions. All rights reserved.

Documents Responsive to Request Nos. 26, 27 and 38

CDB-8801 (Rev. 01/04)

COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION
BUREAU OF FINANCIAL INSTITUTIONS

LICENSE NO. MB-3578

THIS IS TO CERTIFY THAT:

NATIONSTAR MORTGAGE, INC.

having met the requirements of law, is authorized to engage in business as a mortgage broker under the provisions of Chapter 16 of Title 6.1 of the Code of Virginia, at or in:

2001 N. Daniel Street, Suite 102, Arlington, Virginia 22201

IN WITNESS WHEREOF, *I have set my hand this* twenty-fourth *day of* October, 2006, *at Richmond, Virginia.*

E. J. Face, Jr., Commissioner of Financial Institutions

THIS LICENSE IS NOT TRANSFERABLE OR ASSIGNABLE

This license is to be displayed conspicuously where business is transacted

Martin O'Malley
Governor
Anthony G. Brown
Lt. Governor
Thomas E. Perez
Secretary

LICENSE, REGISTRATION, OR CERTIFICATION

State of Maryland

DEPARTMENT OF LABOR, LICENSING AND REGULATION

COMMISSIONER OF FINANCIAL REGULATION

CERTIFIES THAT

LEGAL NAME: NATIONSTAR MORTGAGE, INC.
D/B/A:

2001 NORTH DANIEL STREET, # 102

ARLINGTON VA 22201

IS AN AUTHORIZED MORTGAGE LENDERS

LIC. REG. CERT. NO.	EXPIRATION DATE	EFFECTIVE DATE	CATEGORY
16867	02-28-2009	02-28-2007	06

3517377

WHERE REQUIRED BY LAW THIS MUST BE CONSPICUOUSLY DISPLAYED IN OFFICE TO WHICH IT APPLIES

NEGOTIABLE ONLY WHEN SIGNED BY BEARER

LICENSE, REGISTRATION, OR CERTIFICATION

04 06 16867

3,517,377

SAVE THIS PORTION OF CARD AND USE REVERSE SIDE FOR NAME AND/OR ADDRESS CHANGES. BOARD MUST BE NOTIFIED OF THESE CHANGES IMMEDIATELY.

COMMISSIONER OF FINANCIAL REGUL
500 N. CALVERT STREET, ROOM 402
BALTIMORE, MD. 21202-3651

04 06 16867
NATIONSTAR MORTGAGE, INC.

2001 NORTH DANIEL STREET, # 102

ARLINGTON VA 22201

FOLD LINE

STATE OF MARYLAND
DEPARTMENT OF LABOR, LICENSING AND REGULATION
COMMISSIONER OF
FINANCIAL REGULATION

CERTIFIES THAT
NATIONSTAR MORTGAGE, INC.

IS AN AUTHORIZED
MORTGAGE LENDERS

LIC. REG. CERT. NO.	EXPIRATION DATE	EFFECTIVE DATE	CATEGORY
16867	02-28-2009	02-28-2007	06

LICENSE, REGISTRATION, OR CERTIFICATION 3517377

Martin O'Malley
Governor
Anthony G. Brown
Lt. Governor

SIGNATURE OF BEARER

APP0032

Government of the District of Columbia
Department of Insurance, Securities and Banking
Banking Bureau
810 1st Street, NE Suite 701
Washington, DC 20002
(202) 727-8000

The Law Requires This License To Be Posted At All Times

License Type: Mortgage Broker License

Category: Broker

License Number: MLB 6453

Date Issued: 03/16/2007

Valid for the Period:
3/16/07 through 6/30/08

Customer ID Number: 6453

Company Name
NationStar Mortgage, Inc.

Doing Business As

Address
2001 North Daniel Street, #102

City	State	Postal Code
Arlington	VA	22201

It is a violation of DC Law 2-38 ("Human Rights Act") to discriminate in the provision of any services to the public based upon race, color, religion, national origin, sex, age, marital status, personal appearance, sexual orientation, family responsibilities, matriculation, political affiliation, physical handicap, source of income, and place of residence or business. Failure or refusal to comply with the above shall be a proper basis for the revocation or suspension of this license.

Thomas E. Hampton, Commissioner

To Report Waste, Fraud, or Abuse by any D.C. Government Office or Official, Call the D.C. Inspector General at 1-800-521-1639

Documents Responsive to Request Nos. 26, 29, 31 and 38

APP0034

DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION
COMMONWEALTH OF VIRGINIA
3600 West Broad Street, Richmond, VA 23230
Telephone: 1-(804) 367-8500

EXPIRES ON
09-30-2008

NUMBER
0225 094345

REAL ESTATE BOARD - SALESPERSON LICENSE
POST IN A CONSPICUOUS PLACE
THIS LICENSE TO BE KEPT IN CUSTODY AND CONTROL OF THE PRINCIPAL BROKER

MUJAHID AHMAD

FIRST AMERICAN REAL ESTATE INC
FIRST AMERICAN REAL ESTATE
7777 LEESBURG PIKE SUITE 307-S

FALLS CHURCH VA 22043

Jay W. DeBoer, Director

ALTERATION OF THIS DOCUMENT, USE AFTER EXPIRATION, OR USE BY PERSONS OR FIRMS OTHER THAN THOSE NAMED MAY RESULT IN CRIMINAL PROSECUTION UNDER THE CODE OF VIRGINIA.

(SEE REVERSE SIDE FOR NAME AND/OR ADDRESS CHANGE)

@0077010

Previous editions are obsolete

Form HUD-1 (3/86) ref Handbook 4155.2

A. Settlement Statement

U.S. Department of Housing and Urban Development

OMB Approval No. 2502-0265 (expires 9/30/2009)

B. Type of Loan

1. ☐ FHA 2. ☐ FmHA 3. ☒ Conv. Unins. 4. ☐ VA 5. ☐ Conv. Ins.

FINAL

6. File Number	7. Loan Number	8. Mortgage Insurance Case Number
06-209		N/A

C. Note: This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c.)" were paid outside the closing; they are shown here for informational purposes and are not included in the totals. WARNING: It is a crime to knowingly make false statements to the United States on this or any other similar form. Penalties upon conviction can include a fine and imprisonment. For details see: Title 18 U.S. Code Section 1001 and Section 1010.

TaxExpress Settlement System
Printed 09/13/2006 at 12:02 PM

D. NAME OF BORROWER: HAMEED AHMAD KHAN
ADDRESS: 7402 ELLWOOD PLACE, Springfield, VA 22150

E. NAME OF SELLER:
ADDRESS:

F. NAME OF LENDER: LEHMAN BROTHERS BANK, FSB
ADDRESS: 400 PROFESSIONAL DRIVE #500, GAITHERSBURG, MD 20879

G. PROPERTY ADDRESS: 7402 ELLWOOD PLACE, Springfield, VA 22150
LOT 16 BLK 60 SPRINGFIELD

H. SETTLEMENT AGENT: Express Settlement Services, Inc.
PLACE OF SETTLEMENT: 7777 Leesburg Pike, Suite 403N, Falls Church, VA 22043

I. SETTLEMENT DATE: 09/15/2006

J. SUMMARY OF BORROWER'S TRANSACTION		K. SUMMARY OF SELLER'S TRANSACTION	
100. GROSS AMOUNT DUE FROM BORROWER		400. GROSS AMOUNT DUE TO SELLER:	
101. Contract sales price	480,000.00	401. Contract sales price	480,000.00
102. Personal Property		402. Personal Property	
103. Settlement charges to borrower (line 1400)		403.	
104.		404.	
105.		405.	
Adjustments for items paid by seller in advance		Adjustments for items paid by seller in advance	
106. City/town taxes		406. City/town taxes	
107. County taxes		407. County taxes	
108. Assessments		408. Assessments	
109.		409.	
110.		410.	
111.		411.	
112.		412.	
120. GROSS AMOUNT DUE FROM BORROWER		420. GROSS AMOUNT DUE TO SELLER:	
200. AMOUNTS PAID BY OR ON BEHALF OF BORROWER		500. REDUCTIONS IN AMOUNT DUE TO SELLER	
201. Deposit or earnest money		501. Excess Deposit (see instructions)	
202. Principal amount of new loan(s)		502. Settlement charges to seller (line 1400)	
203. Existing loan(s) taken subject to		503. Existing loan(s) taken subject to	
204. Deposit/Earnest money		504. Payoff 41320913 WORLD SAVINGS	
205. Proceeds from 2nd loan		505.	
206. Buyer credit		506.	
207.		507.	
208.		508.	
209.		509.	
Adjustments for items unpaid by seller		Adjustments for items unpaid by seller	
210. City/town taxes		510. City/town taxes	
211. County taxes 07/01/06 to 09/15/06		511. County taxes 07/01/06 to 09/15/06	
212. Assessments		512. Assessments	
213. SELLER CONTRIBUTION		513. SELLER CONTRIBUTION	
214.		514.	
215.		515.	
216.		516.	
217.		517.	
218.		518.	
219.		519.	
220. TOTAL PAID BY/FOR BORROWER		520. TOTAL REDUCTION AMOUNT DUE SELLER	
300. CASH AT SETTLEMENT FROM OR TO BORROWER		600. CASH AT SETTLEMENT TO OR FROM SELLER	
301. Gross amount due from borrower (line 120)		601. Gross amount due to seller (line 420)	
302. Less amounts paid by/for borrower (line 220)		602. Less reduction amount due seller (line 520)	
303. CASH ☐ FROM ☐ TO BORROWER		603. CASH TO SELLER	

SUBSTITUTE FORM 1099 SELLER STATEMENT: This information is important tax information and is being furnished to the Internal Revenue Service. If you are required to file a return, a negligence penalty or other sanction will be imposed on you if this item is required to be reported and the IRS determines that it has not been reported. The Contract Sales Price as shown on this HUD-1 above constitutes the Gross Proceeds of this transaction.

You are required by law to provide the settlement agent (#4) with your correct taxpayer identification number. If you do not provide your correct taxpayer identification number, you may be subject to civil or criminal penalties imposed by law. Under penalties of perjury, I certify that the number shown on this statement is my correct taxpayer identification number.

TIN: _____ SELLER(S) SIGNATURE(S): _____

SELLER(S) NEW MAILING ADDRESS: _____

SELLER(S) PHONE NUMBER(S): _____ (H) _____ (W)

APP0035

Settlement Statement

U.S. Department of Housing and Urban Development
OMB Approval No. 2502-0265 (expires 9/30/2006) FINAL

Type of Loan

1. FHA 2. FmHA 3. Conv. Unins. 4. VA 5. Conv. Ins.	6. File Number 06-219	7. Loan Number	8. Mortgage Insurance Case Number

C. Note: This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c.)" were paid outside the closing; they are shown here for information purposes and are not included in the totals. WARNING: It is a crime to knowingly make false statements to the United States on this or any other similar form. Penalties upon conviction can include a fine and imprisonment. For details see, Title 18 U.S. Code Section 1001 and Section 1010.

TitleExpress Settlement System
Printed 02/23/2007 at 19:25 SLH

D. NAME OF BORROWER:	Pak-American Corporation
ADDRESS:	2800 10th Street, N.E., Washington, DC 20017
E. NAME OF SELLER:	
ADDRESS:	
F. NAME OF LENDER:	United Central Bank
ADDRESS:	4555 W. Walnut Street, Garland, TX 75042
G. PROPERTY ADDRESS:	2800 10th Street, N.E., Washington, DC 20017
H. SETTLEMENT AGENT:	Express Settlement Services, Inc., Telephone: 703-506-1000 Fax: 703-506-0962
PLACE OF SETTLEMENT:	2777 Leesburg Pike, Suite 307S, Falls Church, VA 22043
I. SETTLEMENT DATE:	02/23/2007

J. SUMMARY OF BORROWER'S TRANSACTION		K. SUMMARY OF SELLER'S TRANSACTION	
100. GROSS AMOUNT DUE FROM BORROWER		400. GROSS AMOUNT DUE TO SELLER	
101. Contract sales price	1,050,000.00	401. Contract sales price	1,050,000.00
102. Personal Property		402. Personal Property	
103. Settlement charges to borrower (line 1400)		403.	
104.		404.	
105.		405.	
Adjustments for items paid by seller in advance		Adjustments for items paid by seller in advance	
106. Crynown taxes		406. Crynown taxes	
107. County taxes		407. County taxes	
108. Assessments		408. Assessments	
109.		409.	
110. Mortgage February - 23 days		410. Mortgage February - 23 days	
111. Mortgage January - 31 days		411. Mortgage January - 31 days	
112.		412.	
120. GROSS AMOUNT DUE FROM BORROWER		420. GROSS AMOUNT DUE TO SELLER	
200. AMOUNTS PAID BY OR ON BEHALF OF BORROWER		500. REDUCTIONS IN AMOUNT DUE TO SELLER	
201. Deposit or earnest money		501. Excess Deposit (see instructions)	
202. Principal amount of new loans		502. Settlement charges to seller (line 1400)	
203. Existing loan(s) taken subject to		503. Existing loan(s) taken subject to	
204.		504. Payoff 1418	
		Capital Marketing Corp.	
205. Lender Deposit		505.	
United Central Bank			
206. Seller Contribution		506. Seller Contribution	
207. Rent Back - 14 days		507. Rent Back - 14 days	
208.		508. Rent Back Escrow	
		ESCROW	
209.		509.	
Adjustments for items unpaid by seller		Adjustments for items unpaid by seller	
210. Crynown taxes 10/01/06 to 02/23/07		510. Crynown taxes 10/01/06 to 02/23/07	
211. County taxes		511. County taxes	
212. Assessments		512. Assessments	
213.		513.	
214.		514. Water Bill Acct. #0105600-7	
215.		515.	
216.		516.	
217.		517.	
218.		518.	
219.		519.	
220. TOTAL PAID BY/FOR BORROWER		520. TOTAL REDUCTION AMOUNT DUE SELLER	
300. CASH AT SETTLEMENT FROM OR TO BORROWER		600. CASH AT SETTLEMENT TO OR FROM SELLER	
301. Gross amount due from borrower (line 120)		601. Gross amount due to seller (line 420)	
302. Less amounts paid by/for borrower (line 220)		602. Less reduction amount due seller (line 520)	
303. CASH FROM BORROWER	$	603. CASH TO SELLER	

SUBSTITUTE FORM 1099 SELLER STATEMENT: The information contained herein is important tax information and is being furnished to the Internal Revenue Service. If you are required to file a return, a negligence penalty or other sanction will be imposed on you if this item is required to be reported and the IRS determines that it has not been reported. The Contract Sales Price described on this form should constitute the Gross Proceeds of this transaction.

Borrower is required by law to provide the settlement agent (Fed. Tax ID No. _____) with your correct taxpayer identification number. If you do not provide your correct taxpayer identification number, you may be subject to civil or criminal penalties imposed by law. Under penalties of perjury, I certify that the number shown on this statement is my correct taxpayer identification number.

SELLER(S) SIGNATURE(S) _____

SELLER(S) FORM MAILING ADDRESS: _____

SELLER(S) PHONE NUMBERS: _____ (H) _____ (W)

Documents Responsive to Request Nos. 26, 28 and 38

APP0037

DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL REGULATION
COMMONWEALTH OF VIRGINIA

EXPIRES ON
09-30-2006

3600 West Broad Street, Richmond, VA 23230
Telephone: 1 (804) 367-8500

NUMBER
0225 084345

REAL ESTATE BOARD - SALESPERSON LICENSE
POST IN A CONSPICUOUS PLACE
THIS LICENSE TO BE KEPT IN CUSTODY AND CONTROL OF THE PRINCIPAL BROKER

MUJAHID AHMAD

FIRST AMERICAN REAL ESTATE INC
FIRST AMERICAN REAL ESTATE
7777 LEESBURG PIKE SUITE 307-S

FALLS CHURCH VA 22043

Louise F. Ware

Louise F. Ware, Director

ALTERATION OF THIS DOCUMENT, USE AFTER EXPIRATION, OR USE BY PERSONS OR FIRMS OTHER THAN THOSE NAMED MAY RESULT IN CRIMINAL PROSECUTION UNDER THE CODE OF VIRGINIA

(SEE REVERSE SIDE FOR NAME AND/OR ADDRESS CHANGE)

Robert L. Ehrlich, Jr.
Governor

Michael S. Steele
Lt. Governor

James D. Fielder, Jr., Ph.D.
Secretary

LICENSE, REGISTRATION, OR CERTIFICATION

State of Maryland

DEPARTMENT OF LABOR, LICENSING AND REGULATION

REAL ESTATE COMMISSION

CERTIFIES THAT

MUJAHID AHMAD
FIRST AMERICAN REAL ESTATE, INC.
T/A FIRST AMERICAN REAL ESTATE
7777 LEESBURG PIKE, SUITE 307-S
FALLS CHURCH VA 22043-2403

IS AN AUTHORIZED SALESPERSON

LIC. REG. CERT. NO.	EXPIRATION DATE	EFFECTIVE DATE	CATEGORY
603568	07-13-2007	N/A	05

WHERE REQUIRED BY LAW THIS MUST BE CONSPICUOUSLY DISPLAYED IN OFFICE TO WHICH IT APPLIES 3340528

APP0038

LICENSE, REGISTRATION, OR CERTIFICATION

11 05 603568

3,560,858

SAVE THIS PORTION OF CARD AND USE REVERSE SIDE FOR NAME AND/OR ADDRESS CHANGES. BOARD MUST BE NOTIFIED OF THESE CHANGES IMMEDIATELY. 11 05 603568

REAL ESTATE
COMMISSION

500 N. CALVERT STREET, BALTIMORE, MD 21202-3651

MUJAHID AHMAD
FIRST AMERICAN REAL ESTATE
SUITE 307-S
7777 LEESBURG PIKE
FALLS CHURCH VA 22043

FOLD LINE

STATE OF MARYLAND
DEPARTMENT OF LABOR, LICENSING AND REGULATION
REAL ESTATE
COMMISSION

MUJAHID AHMAD CERTIFIES THAT

IS AN AUTHORIZED

SALESPERSON

LIC. REG. CERT. NO	EXPIRATION DATE	EFFECTIVE DATE	CATEGORY
603568	07-13-2009	N/A	05

LICENSE, REGISTRATION, OR CERTIFICATION

Martin O'Malley, Governor — Anthony G. Brown, Lt. Governor

3560858

SIGNATURE OF BEARER

GOVERNMENT
OF THE
DISTRICT OF COLUMBIA

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
OCCUPATIONAL AND PROFESSIONAL LICENSING ADMINISTRATION
REAL ESTATE COMMISSION

certifies that

MUJAHID AHMAD
FIRST AMERICAN REAL ESTATE
7777 LEESBURG PIKE
SUITE #307-S
FALLS CHURCH VA 22043

has met all requirements prescribed by law and regulations and is hereby licensed as:

Salesperson
License Number: SP98362821

ISSUE DATE: 09/01/2007 **EXPIRATION DATE: 08/31/2009**

Director
Department of Consumer and Regulatory Affairs

Sequence Number: 2

★★★ GOVERNMENT
OF THE
DISTRICT OF COLUMBIA

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
OCCUPATIONAL AND PROFESSIONAL LICENSING ADMINISTRATION
REAL ESTATE COMMISSION

certifies that

MUJAHID AHMAD
FIRST AMERICAN REAL ESTATE
7777 LEESBURG PIKE
SUITE #307-S
FALLS CHURCH VA 22043

has met all requirements prescribed by law and regulations and is hereby licensed as:

Salesperson

License Number: SP98362821

ISSUE DATE: 05/04/2005 **EXPIRATION DATE: 08/31/2007**

Director
Department of Consumer and Regulatory Affairs

Sequence Number: 3

APP0041

REALTOR

NVAR

Northern Virginia Association of Realtors®, Inc.

Certificate of Membership

Mujahid Ahmad

was elected Realtor® Member and is entitled to all the rights, benefits, and privileges of such membership

In witness thereof are hereto affixed the seal of the Association and the signature

NORTHERN VIRGINIA ASSOCIATION OF REALTORS, INC. VIRGINIA 1950

December 2, 2004
Date

Chairman of the Board

APP0042

Northern Virginia Association of REALTORS®

Certifies that

Mujahid Ahmad

First American Real Estate, Inc.

Is recognized for outstanding sales performance in

2005

As a member of the

Multi-Million Dollar Sales Club

Christine M. Todd

Chief Executive Officer

Margaret Ireland

Chairman of the Board

APP0043

First American Not Mortgage

APP0044

Northern Virginia Association of REALTORS®

Certifies that in the year 2005

Mujahid Ahmad

First American Real Estate, Inc.

Became a First Time Member of the prestigious

Multi-Million Dollar Sales Club

Christine M. Todd

Chief Executive Officer

Margaret Tuland

Chairman of the Board

Documents Responsive to Request Nos. 26, 32 and 38

SECURE SAFE

WHOIS Search Results

WHOIS Record For

nationstarmortgage.com
Services from Network Solutions:

Certified Offer Service - Let us help you get this domain name!
Backorder - Try to get this name when it becomes available.
Private Registration - Keep personal information for this domain private.
SSL Certificates - Get peace of mind with a secure certificate.
Site Confirm Seals - Display a security seal and gain visitor trust.

Let us take you to the top of major search engines!

Guaranteed top ten placement » Save Now!

Visit AboutUs.org for more information about NATIONSTARMORTGAGE.COM AboutUs: NATIONSTARMORTGAGE.COM

Registrant:
AHMAD, MUJAHID **

Make this info private

2001 N DANIEL STREET
ARLINGTON, VA 22201-4141
US

Search

Domain Name: NATIONSTARMORTGAGE.COM

Administrative Contact , Technical Contact :
AHMAD, MUJAHID **
Mujhi@aol.com
2001 N DANIEL STREET
ARLINGTON, VA 22201-4141
US
Phone: 703-732-9899
Fax: 123 123 1234

Record expires on 04-Apr-2008
Record created on 04-Apr-2005
Database last updated on 15-Oct-2006

Domain servers in listed order:

Manage DNS

NS71.WORLDNIC.COM 205.178.190.36
NS72.WORLDNIC.COM 205.178.189.36

Show underlying registry data for this record

Go

Current Registrar: NETWORK SOLUTIONS, LLC.

When you register a domain name, current policies require that the contact information for your domain name registration be included in a public database known as WHOIS. To learn about actions you can take to protect your WHOIS information visit www.internetprivacyadvocate.org.

NOTICE AND TERMS OF USE: You are not authorized to access or query our WHOIS database through the use of high-volume, automated, electronic processes or for the purpose or purposes of using the data in any manner that violates these terms of use. The Data in Network Solutions' WHOIS database is provided by Network Solutions for information purposes only, and to assist persons in obtaining information about or related to a domain name registration record. Network Solutions does not guarantee its accuracy. By submitting a WHOIS query, you agree to abide by the following terms of use: You agree that

Login

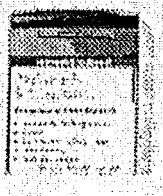
NetworkSolutions

Your cart is empty

HACKER SAFE

WHOIS Search Results

The future is on mobile Web sites.



Expand your reach with a .mobi domain.

Go

WHOIS Record For

nationstarmortgage.net
Services from Network Solutions:

Certified Offer Service - Let us help you get this domain name!
Backorder - Try to get this name when it becomes available.
Private Registration - Keep personal information for this domain private.
SSL Certificates - Get peace of mind with a secure certificate.
Site Confirm Seals - Display a security seal and gain visitor trust.

Visit AboutUs.org for more information about NATIONSTARMORTGAGE.NET AboutUs: NATIONSTARMORTGAGE.NET

Registrant:
AHMAD, MUJAHID **

Make this info private

2001 N DANIEL STREET
ARLINGTON, VA 22201-4141
US

Search

Domain Name: NATIONSTARMORTGAGE.NET

Administrative Contact , Technical Contact :
AHMAD, MUJAHID **
Mujhl@aol.com
2001 N DANIEL STREET
ARLINGTON, VA 22201-4141
US
Phone: 703-732-9899
Fax: 123 123 1234

Record expires on 04-Apr-2008
Record created on 04-Apr-2005
Database last updated on 15-Oct-2006

Domain servers in listed order:

Manage DNS

NS71.WORLDNIC.COM 205.178.190.36
NS72.WORLDNIC.COM 205.178.189.36

Show underlying registry data for this record

Go

Current Registrar: NETWORK SOLUTIONS, LLC.

When you register a domain name, current policies require that the contact information for your domain name registration be included in a public database known as WHOIS. To learn about actions you can take to protect your WHOIS information visit www.internetprivacyadvocate.org.

NOTICE AND TERMS OF USE: You are not authorized to access or query our WHOIS database through the use of high-volume, automated, electronic processes or for the purpose or purposes of using the data in any manner that violates these terms of use. The Data in Network Solutions' WHOIS database is provided by Network Solutions for information purposes only, and to assist persons in obtaining information about or related to a domain name registration record. Network Solutions does not guarantee its accuracy. By submitting a WHOIS query, you agree to abide by the following terms of use: You agree that

APP0046

Documents Responsive to Request Nos. 26, 35 and 38

Buchanan Ingersoll F
ATTORNEYS
including attorneys from Burns Doane Swecker & Mathis

P.O. Box 1404
Alexandria, VA 22313-1404

Suite 500
1737 King Street
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April 11, 2006

Bassam N. Ibrahim
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ibrahimbn@bipc.com

VIA COURIER AND E-MAIL

Mr. Mujahid Ahmad
2001 N. Daniel Street #102
Arlington, Virginia 22201-4141

Re: NATIONSTARMORTGAGE.COM and
NATIONSTARMORTGAGE.NET domain names
Our Ref.: 0055673-000023

Dear Mr. Ahmad:

We are writing to you on behalf of a client interested in acquiring the domain name "nationstarmortgage.com" and "nationstarmortgage.net" for which you are listed as administrative contact in the WHOIS records.

Please let us know if you are willing to sell these domain names, and if so, an amount for which you would be willing to transfer all rights in the domain names to our client.

We look forward to hearing from you. If you have any questions, please feel free to contact us.

Sincerely yours,

Bassam N. Ibrahim
Bryce J. Maynard

BNI/BJM

APP0047

Buchanan Ingersoll PC
ATTORNEYS
(Formerly Attorneys from Burns Doane Swecker & Mathis

P.O. Box 1404
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CONFIRMATION COPY

April 18, 2006

Bassam N. Ibrahim
+1.703.838.6584
ibrahimbn@bipc.com

VIA COURIER AND E-MAIL

Mr. Mujahid Ahmad
2001 N. Daniel Street #102
Arlington, Virginia 22201-4141

Re: NATIONSTARMORTGAGE.COM and .NET domain names
Our Reference: 0055673-000023

Dear Mr. Ahmad:

We refer to our letter of April 12, 2006 regarding the "nationstarmortgage.com" and "nationstarmortgage.net" domain names.

Our client has authorized us to offer you $1,000 for each of these domain names. This offer is valid until 5:00 P.M. Eastern Standard Time on Tuesday, April 25th. If we have not heard from you by that time, this offer will expire.

We look forward to hearing from you. This letter is without prejudice to the rights of our client. If you have any questions, please feel free to contact us.

Sincerely yours,

Bassam N. Ibrahim
Bryce J. Maynard

BNI/BJM

APP0048

Documents Responsive to Request Nos. 26 and 38

GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS

CERTIFICATE

THIS IS TO CERTIFY THAT

NATIONSTAR MORTGAGE, INC.

A corporation organized and existing under and by virtue of the laws of the state of **VIRGINIA** has been duly authorized to transact business as a foreign corporation in the District of Columbia by virtue of the Certificate of Authority issued by the Department of Consumer and Regulatory Affairs, Corporations Division on the **7th** day of **March, 2007**.

The above entitled corporation is at the time of issuance of this Certificate in **Good Standing** according to the records of Corporations Division, having filed all reports as required by the District of Columbia Business Corporation Act.

IN TESTIMONY WHEREOF I have hereunto set my hand and caused the seal of this office to be affixed this **7th** day of **March, 2007**.

LISA M. MORGAN
Interim Director

Business and Professional Licensing Administration

PATRICIA E. GRAYS
Superintendent of Corporations
Corporations Division

Adrian M. Fenty
Mayor

APP0049

GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS

CERTIFICATE

THIS IS TO CERTIFY that all applicable provisions of the District of Columbia Business Corporation Act have been complied with and accordingly, this *CERTIFICATE OF AUTHORITY* is hereby issued to:

NATIONSTAR MORTGAGE, INC.

IN WITNESS WHEREOF I have hereunto set my hand and caused the seal of this office to be affixed as of the 7th day of **March, 2007.**

LISA M. MORGAN
Interim Director

Business and Professional Licensing Administration

Patricia E. Grays

PATRICIA E. GRAYS
Superintendent of Corporations
Corporations Division

Adrian M.
Fenty Mayor

Commonwealth of Virginia

State Corporation Commission

I Certify the Following from the Records of the Commission:

NATIONSTAR MORTGAGE, INC. is a corporation existing under and by virtue of the laws of Virginia, and is in good standing.

The date of incorporation is May 19, 2006.

Nothing more is hereby certified.

Signed and Sealed at Richmond on this Date:
January 29, 2007

Joel H. Peck

Joel H. Peck, Clerk of the Commission

CIS0353

Commonwealth of Virginia

STATE CORPORATION COMMISSION

Richmond, May 19, 2006

This is to certify that the certificate of incorporation of

NATIONSTAR MORTGAGE, INC.

was this day issued and admitted to record in this office and that the said corporation is authorized to transact its business subject to all Virginia laws applicable to the corporation and its business. Effective date: May 19, 2006

State Corporation Commission
Attest:

Joel H. Peck
Clerk of the Commission

CIS0436

EXHIBIT C

NATIONSTAR MORTGAGE, LLC VS. MUJAHID AHMAD

MUJAHID AHMAD

May 27, 2009

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

----------X

NATIONSTAR MORTGAGE, LLC,

Opposer

vs.

MUJAHID AHMAD,

Applicant

Opposition No. 9117703

----------X

1737 King Street
Alexandria, Virginia

May 27, 2009
9:07 a.m.

The Deposition of MUJAHID AHMAD, was at the Law Offices of Buchanan, Ingersoll & Rooney, P.C., before Christine A. Gonzalez, CSR, RPR, a Notary Public.

ELLEN GRAUER COURT REPORTING CO. LLC
126 East 56th Street, Fifth Floor
New York, New York 10022
212-750-6434
Ref: 90410

A P P E A R A N C E S:

ON BEHALF OF THE OPPOSER:

S. LLOYD SMITH, ESQUIRE
Buchanan, Ingersoll & Rooney, P.C.
1737 King Street, Suite 500
Alexandria, Virginia 22314
Telephone: 703.836.6620
Facsimile: 703.836.2021
Email: lloyd.smith@bipc.com

ON BEHALF OF THE APPLICANT:

PATRICK I. REA, ESQUIRE
Taylor & Rea, P.L.C.
3925 Old Lee Highway, Suite 200
Fairfax, Virginia 22030
Telephone: 703.385.3322
Facsimile: 703.385.5406
Email: rea@taylorrealaw.com

---------- I N D E X ----------

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Whereupon,

MUJAHID AHMAD,

called as a witness, having been first duly sworn to tell the truth, the whole truth, and nothing but the truth, testified as follows:

EXAMINATION BY MR. SMITH:

Q. My name is Lloyd Smith. I'm here on behalf of the Opposer, NationStar Mortgage, LLC. Mr. Ahmad, could you please state your full name for the record?

A. My full name is Mujahid Ahmad. First name is Mujahid and last name Ahmad.

Q. What is your current residence?

A. It's 2001 North Daniel Street, Number 102, Arlington, Virginia, zip code 22201.

Q. What is your current place of employment?

A. Current place of employment?

Q. Yes.

A. I own my own company.

Q. What is the name of that company?

A. NationStar.

Q. Is it just NationStar or is there anything else in the name?

A. NationStar Mortgage, Inc. and NationStar Real Estate.

AHMAD

MR. REA: Before we go too far, can I just enter my appearance here?

MR. SMITH: Go right ahead.

MR. REA: My name is Patrick Rea. I'm with the Law Firm of Taylor & Rea, 3925 Old Lee Highway, Fairfax, Virginia, 22030, and I'm here representing Mr. Ahmad.

Q. Mr. Ahmad, are you the sole owner of NationStar Mortgage, Inc.?

A. Yes, sir.

Q. And are you also the sole owner of NationStar Real Estate, Inc.?

A. That's right. Yeah.

Q. How many employees does NationStar Mortgage, Inc. have?

A. We don't have any employees.

Q. Does NationStar Real Estate, Inc. have any employees?

A. No.

Q. Do you own any other businesses?

A. No.

Q. Are you employed anywhere besides NationStar Mortgage, Inc. and NationStar Real Estate, Inc.?

A. No.

Q. Are you affiliated with any other entities with

the name NationStar?

A. No.

Q. When was NationStar --

A. Excuse me. Can you explain the entity 'cause I didn't understand. What do you mean? By some other entity --

Q. Yes.

A. -- that I don't own?

Q. Any other entity that you yourself own or employed by or have any other interest in?

A. No. The only NationStar that I have is only mine and that's it.

Q. Is NationStar Mortgage, Inc. incorporated?

A. That's right. Yeah.

Q. When was it incorporated?

A. In 2006.

Q. Who was responsible for incorporating the NationStar Mortgage, Inc.?

A. I did it by myself.

Q. Do you remember the date it was incorporated?

A. I don't know exact date, no.

Q. Do you know if there are any documents which would show this?

A. We have provided those document. You guys have

it.

Q. Thank you.

A. You're welcome.

Q. Is NationStar Real Estate, Inc. incorporated?

A. Under the name of NationStar Mortgage, Inc. It's the same company, two different branches, but the same company, NationStar.

Q. There is no separate incorporation for NationStar Real Estate, Inc.; is that correct?

A. Not at the moment, yeah, but I run both companies through the same name, NationStar.

Q. Where is NationStar Mortgage, Inc. incorporated?

A. Here. You mean -- you talking about the address?

Q. What state?

A. Virginia, Commonwealth of Virginia.

Q. Please tell me where the address of NationStar Mortgage, Inc. is.

A. I do my business from home so the same address as home address.

Q. What is the business of NationStar Mortgage, Inc.?

A. Anything that has to do with real estate transactions, either commercial or residential.

Q. How long has NationStar Mortgage, Inc. been in

business?

A. Since the beginning of 2005.

Q. Does NationStar Mortgage, Inc. business include anything outside of real estate transactions?

A. What kind of things outside? I don't understand. Can you explain that?

Q. Well, I just want to clarify. Earlier you indicated, I believe, that the business of NationStar Mortgage, Inc. is anything that has to do with real estate transactions?

A. That's right.

Q. I'm trying to determine whether there are any other business activities of NationStar Mortgage, Inc. or if that is the complete set of businesses?

A. Well, any transaction if you buying, you are selling, you are refinancing, renting, managing, anything that has to do with real estate property and real estate transactions we do that.

Q. Anything else?

A. I'm not sure at the moment, but if you ask me later maybe specific question, I can tell you.

Q. Are you the founder NationStar Mortgage, Inc.?

A. Yes, sir; I am.

Q. At any time has anyone else been an employee of

NationStar Mortgage, Inc.?

A. No, sir.

Q. At any time has anyone else had an interest in NationStar Mortgage, Inc.?

A. No, sir.

Q. Since beginning of 2005, have you been continuously operating NationStar Mortgage, Inc.?

A. Yes, sir.

Q. Have you been involved with any other businesses during that time?

A. You mean under the same name? Through a different name? I don't understand the question, sir.

Q. Under a different name.

A. No, sir. This is only business I have.

Q. Have you been working with or for any other businesses?

A. I'm an agent with the First American Real Estate; independent contractor I would say.

Q. When did you first become an agent for First American Real Estate?

A. I believe in end of 2004.

Q. Are you still an agent for First American Real Estate?

A. That's right. Yeah.

AHMAD

Q. Have you conducted any transactions as an agent with First American Real Estate?

A. Most of my clients that came to me came to me through NationStar.

Q. Did any clients come to you through First American Real Estate?

A. No, sir.

Q. When you say that most of your clients came to you through NationStar, what do you mean?

A. Because that's my company. That's what I advertise.

Q. Where do you advertise NationStar?

A. Through my website; nationstarmortgage.com, through fliers, through business cards, through postcards, through mailings, through friends, and also through word of mouth and referrals.

Q. When did you begin advertising NationStar?

A. In the beginning of 2005.

Q. Where did you begin advertising NationStar?

A. Business cards. And grocery stores, I put the fliers there. I posted my flyers. I gave my business cards to my clients, anyone who I knew, anyone who was interested to buy or sell real estate.

Q. Which grocery stores did you put fliers in?

AHMAD

A. Grocery stores in Arlington, throughout Arlington.

Q. Do you remember which ones?

A. I don't know the names, but they are in Arlington most of them; Arlington and Alexandria.

Q. Do you remember, for example, exactly when you put the fliers there?

A. Beginning of 2005.

Q. How do you know it was beginning of 2005?

A. Yeah, because that's my company and I had just started and also I was doing the business; of course, I know.

Q. Do you have any records or receipts for printing of fliers in 2005?

A. We give you all of those. You guys have it.

Q. So there's nothing else other than what you've already given us?

A. I don't think so. At the moment, no.

Q. Prior to you founding NationStar, were you employed somewhere else?

A. How far you want to go?

Q. Just immediately prior.

A. No, I wasn't employed anywhere. I was employed back in 2000 -- 1990 and 2001 at Lockhead Martin, but

that's too way back.

Q. And what did you do with Lockheed Martin?

A. I was system engineer for them.

Q. And after 2001, were you employed anywhere?

A. No, sir.

Q. Just so I understand correctly then, you weren't employed anywhere between 2001 and the founding of NationStar?

A. That's right. Yeah.

Q. Did you own any businesses at the time?

A. No, sir.

Q. Were you in the United States at the time?

A. Yes, sir.

Q. So you were not involved in the real estate business or any related businesses until you founded NationStar in approximately 2005; is that right?

A. I'm real estate agent since 2004, but that's not employment.

Q. Were you working anywhere during this period?

A. Of course, I was working.

Q. In what industries were you working in?

A. In real estate transactions.

Q. When did you begin working in the real estate industry?

A. I began in end of 2003, beginning of 2004.

Q. And at this time you began working for First American; is that right?

A. I started working with First American December 2004.

Q. Were you working for a different real estate company before?

A. Yes, sir.

Q. What was the name of that company?

A. Long and Foster.

Q. I'm just trying to establish a chronology here.

A. Sure.

Q. So you began working as a real estate agent with Long and Foster and then you became an agent for First American in December of 2004; is that right?

A. That's true, yeah.

Q. And then you founded NationStar Mortgage?

A. That's right. Yeah.

Q. As a real estate agent?

A. Not as a real estate agent. As a real estate agent and, I mean, doing all transactions associated with the real estate.

Q. But you continued your association with First American at this time as this well?

A. You have to. You can't drop it.

Q. Why can't you drop it?

A. Just like you; you are a lawyer.

MR. REA: I have to object to the form of that question. It calls for a narrative answer. If you could rephrase that.

Q. Can you please tell me the reason that you could not drop your association with First American?

A. Yeah. Most real estate agents are independent contractors. So once they sign up with industry or with brokerage, they stay with them.

Q. Did you conduct any real estate transactions with First American in 2005?

A. I did most of my transaction under the name of NationStar.

Q. When you say "under the name of NationStar," what do you mean?

A. Because I advertise my services as NationStar so clients came to me through NationStar.

Q. Were you a buyer's agent or a seller's agent at this time?

A. In real estate, once you become an agent, there's no specific thing buyer agent or seller agent. You are both.

Q. Did you use any lawn signs at this time?

A. What kind of lawn signs?

Q. Lawn signs for the sale of houses.

A. Yeah, we have to use it.

Q. And did the lawn signs say NationStar on them?

A. The NationStar -- when the people came to me, they came to me as NationStar, but when I sell properties, it's not my job. I talk to the broker and they are the one who order the signs and everything.

Q. So there were no lawn signs with NationStar on them?

A. There were signs -- I mean, on my fliers and my business cards, but I'm not aware of the signs that are posted on the property. It is not necessity in the real estate business. You can have a sign or you cannot have a sign.

Q. Just to be clear, you did not have and have never had a lawn sign that says NationStar Real Estate, Inc. on it; is that right?

A. Signs -- I mean, I never put signs on the properties because sign has to be under the broker name. Even if I advertise it, it still has to be under the broker name.

Q. I just want to make sure the answer to your --

your answer to my question is clear. There are no lawn signs that say NationStar Real Estate on them; is that right?

A. There are signs, but I never put them because --

Q. Lawn signs?

A. Lawn signs. I mean, I don't have to. When I do a transaction, responsibility goes to the broker, not to me. He's the one who orders everything, not me.

Q. You do have such lawn signs?

A. Yes, I do.

Q. When were those created?

A. In the middle of 2005.

Q. Where are the lawn signs now?

A. I have them.

Q. Did anyone ever ask you to take a picture of a lawn sign for this case?

A. No, sir.

Q. Other than the fliers and the postcards and the business cards, do you have any other materials showing the NationStar name on them?

A. On my website.

Q. Which website are you referring to?

A. www.nationstarmortgage.com.

Q. When was that website created?

A. I'm not sure. Somewhere in 2005. I don't know exact date.

Q. Did you create the website?

A. Yes, I did.

Q. Are you responsible for the content?

A. I created it so. Yes, I am.

Q. Did anyone else help you create the website?

A. No, sir.

Q. You also own nationstarmortgage.net; is that right?

A. That's right.

Q. Is anything posted at that website?

A. That nationstarmortgage.net was directed to nationstarmortgage.com. Once you put both addresses, they will go to the same website, but at the moment .net is not working. It's not active at the moment, but nationstarmortgage.com is.

Q. Is nationstarmortgage.com an interactive website?

A. What do you mean by "interactive"?

Q. Can customers contact you through the website?

A. That's right.

Q. How do they contact you through the website?

A. Feedback, and also I have my fax there, my fax number.

Q. Is your phone number posted at the website?

A. That's right, and also my email address is there.

Q. What do you mean when you say "customer feedback"?

A. Anyone who contact me, I mean, they contact me through email. They go to the website. They want to write whatever they want to write, they send it to me, and I receive it.

Q. And that's outside of your email?

A. What do you mean "outside"?

Q. Is that the same as an email that comes to you or is that something different?

A. Yeah, it's the email that come to me.

Q. What email address is that?

A. It's mujahid@nationstarmortgage.com.

Q. How long have you had that email address, do you know?

A. Since I start my website.

Q. Are you the person responsible for choosing the name NationStar?

A. Yes, sir.

Q. When did you choose the name NationStar?

A. Beginning of 2005.

Q. Did anyone else assist you in choosing the name

NationStar?

A. No, sir.

Q. Does NationStar have any particular significance?

A. What kind of significance? I don't understand.

Q. Was the name chosen for any particular meaning associated with real estate?

A. No. I mean, I sat down, I decided what names I could and what names were available. And I went through all of them and I chose NationStar. It was available at the time.

Q. What do you mean when you say "available"?

A. Because I checked it online to see if someone had it before me.

Q. When you said "checked online," do you mean you checked to see if the website address was available?

A. The website, the corporation, everything.

Q. What did you do?

A. I checked it like you would check the name on computers, I mean, when you want to start a business. That's the way I did it.

Q. This is on your computer at your home address?

A. What do you mean?

Q. I mean, did you sit down at your home computer and run some searches to check to see --

A. That's right.

Q. And what type of searches did you run? Can you be more specific?

A. I went to Network Solutions website and I check the domain names, if they were available, and I also called SCC, which is State Corporation Commission Commonwealth of Virginia, to see if the name was available.

Q. You advertise real estate services at nationstarmortgage.com; is that right?

A. Yes, sir; I do.

Q. Do you advertise anything else at nationstarmortgage.com?

A. Any services that are associated with real estate, I advertise them.

MR. SMITH: I'd like to mark this as Exhibit 1.

(Deposition Exhibit Number 1 was marked for identification by the reporter.)

Q. Mr. Ahmad, do you recognize this document?

A. Yes, I do.

Q. What is it?

A. It's an application that I filed with United States Patent and Trademark Office. That's what I believe it is.

Q. On the second page of this document, the signature section there shows a signature -- an electronic signature.

A. Okay.

Q. Is that your name there?

A. That's my name, yeah.

Q. And do you recollect submitting that electronic signature to the United States Patent and Trademark Office?

A. Yes, I do.

Q. Is this your address on page 1 of the document?

A. Yes, it's my address.

Q. On page 2, there's a goods and services section.

A. Okay.

Q. And were you providing real estate brokerage services at the time you filed this application?

A. Yes, sir. I was providing, yeah.

Q. What type of real estate brokerage services were you providing?

A. All of them that I mention in my application.

Q. When you say "all of them that you mention in your application," could you tell me more specifically what you're referring to?

A. Real estate brokerage, rental of real estate,

management of commercial and residential properties, real estate investment, property and insurance brokerage, mortgage brokerage and finance.

Q. You see the first use dates on the same page of this document?

A. That's right. Yeah.

Q. It says at least as early as 4-04-2005?

A. That's right.

Q. Did you submit those dates?

A. I submitted the date because it says as early as, so they were not specific what date I start my business.

Q. What was the basis for your submission that you were using NationStar at least as early as April 4, 2005?

A. There is no basis, I mean, because I know I started in the beginning of 2005. I just put it randomly. Because when I was reading instruction, I'm not a lawyer. I was doing it by myself. So I just put the date there. Because application said as long as -- I mean, as early as. I said it's okay, so I put some date.

Q. What type of rental of real estate services were you providing as of April 20, 2006?

A. I was providing services before April 20, 2006, since 2005, beginning of 2005.

Q. Can you give me an example of a rental of real

estate?

A. Sure. Anyone who wants to rent their property, they will contact me under the name of NationStar. They said we want to rent because sometime they have their own house to rent for the basement or something or sometime they have investment property they want to rent, and I will do those jobs for them.

Q. When you say "do those jobs," did you act as the real estate broker on those jobs?

A. I acted as real estate agent and, I mean, I provided those services.

Q. Can you tell me of any specific transactions where you provided these services prior to the filing date of your application?

A. We provided you all the documents and it says clearly in those documents what date and what I did for what client.

Q. Now, is that the same for management of commercial and residential properties?

A. It's a different thing. It's not rental. Management mean I manage the properties for them. If something goes wrong with the property, they call me. I find a contractor for them. I fix the problem for them.

Q. Can you provide any examples of management of

commercial and residential properties that you performed prior to the filing date of this application?

A. Yes. Why not? I mean, some of my clients, they will have roof problems, ceiling problems that were leaking. So they call me say, listen, we have a problem with the roofing. Can you fix it? Can you find someone because we don't have any idea?

So I find a contractor. I give them different numbers. They came and talk to them. I was there by myself. And the roof was fixed, ceiling was fixed. And also cutting the grass. Whatever come under the management, I was doing it for them.

Q. Can you tell me which clients?

A. We give you the documents and it says clearly what customers we performed those services for.

Q. So we would have to look at the documents to see this?

A. That's right.

Q. You can't give me any examples off the top of your head?

A. I don't know. It's too old. You're talking about 2005. Now it's 2009.

Q. What about for real estate investment; what type of services were you providing in that area?

A. For real estate investment, if someone want to invest in a separate property, either commercial or residential, I help them to find an investment property so they can flip later on and make money on.

Q. Can you give me an example of any specific transactions prior to April 20, 2006?

A. Again, we provide you all the documents and you guys have it there. Specifically I say there what I did for what.

Q. So we would have to look at the documents to see?

A. That's right.

Q. Okay. What is meant by property and insurance brokerage?

A. To provide insurance brokerage, insurance services to my clients in conjunction with my real estate transactions.

Q. Do we need to look at the documents for you to give me any example of those prior to April 20, 2006?

A. That's right. You guys have documents. You can look there.

Q. So you don't remember any specific property and insurance brokerage transactions?

A. Not on top of my head, but we give you all documents. You guys have it.

Q. Can you please describe what mortgage brokerage is in this description here?

A. Sure. Anyone who wants to buy property, they would come to me because I will tell them what is best source to get a mortgage, to get a loan, from a lender to finance the property.

Q. Can you tell me any specific examples of mortgage brokerage services that you provided prior to April 20, 2006?

A. Again, we give you all the documents. You guys have it.

Q. What about finance; what is meant by finance?

A. Finance mean if I have a client and he wants to buy another property or he wants to improve his business, so I will talk to different lenders and tell them what is his situation and based on the equity in his house, how much money he can take out from his business to invest in the same business or buy another business.

Q. Did you provide any of these services as of the filing date of this application?

A. Yes, sir; I did.

Q. And can you tell me specifically what services you provided and who you provided them to?

A. I provided all the services that are stated here

in goods and services on my application and we give you all the documents.

Q. And that pertains to finance as well?

A. Finance as well, yeah.

Q. On the third page of this document, there's an email address. It says makrealtor@yahoo.com. Is that your email address?

A. That's right.

Q. Does mak stand for something?

A. No.

Q. Why did you use this email address instead of your NationStar Mortgage address?

A. Well, in these days, everybody has more than one email, so that's why I choose. I mean, it's different email.

Q. Do you still use the email address listed here?

A. Yes, I use both of them. I mean, this one and the one associated with NationStar Mortgage.

Q. Do you recall when you opened the makrealtor email address?

A. No, sir.

Q. On the front, there is a phone number listed 703-372-9899. Do you see that phone number?

A. Yes, I see.

Q. Is that your current phone number?

A. That's right.

Q. Do you know how long you've had that phone number?

A. For long time.

Q. Do you know if you've had it since you began the NationStar business?

A. I think I had this number way before then, yeah.

Q. Is it a cell phone number?

A. It's a cell phone number, yeah.

Q. Which carrier is it with?

A. It's with AT&T.

Q. And is the fax number a number located at your home address?

A. That's right.

Q. And how long have you had that phone number?

A. Long time.

Q. Can you recall specifically?

A. I don't know specifically, but it's really long. I would say more than ten years.

Q. On the last page of Exhibit 1, there shows a signature and a date?

A. Okay.

Q. Did you submit that information to the best of

your recollection?

A. Yes, sir; I did.

Q. And it shows signature's position owner. Does that refer to you as owner of the mark?

A. That's right. Yeah.

Q. Did you read the application before submitting it?

A. Of course I did, yeah.

Q. During the time that you've been operating the NationStar business, have you had any periods of inactivity?

A. No, sir.

Q. Have you been out of the country for any extended periods during that time?

A. Yeah, I travel.

Q. How often do you travel?

A. It doesn't mean how often. It just depends my family if something happens in the family and 'cause the reason I went there because my mom was sick.

Q. You went where?

A. To Pakistan.

Q. For approximately how long?

A. I would say five to six weeks.

Q. Five to six weeks?

A. Yeah.

Q. What year was that?

A. I think it was beginning of this year.

Q. Have you been out of the country for any other extended periods during the time you've been operating NationStar?

A. Just only trips to Pakistan. That's it.

Q. Any other extended trips to Pakistan?

A. I think there is one more and that's it, to my recollection.

Q. How long was that trip for?

A. Same time; four weeks, five weeks.

Q. And what year was that?

A. That would be year before that and maybe two years before that. I don't remember exactly.

Q. And was anyone operating the NationStar business in the United States during the time that you were absent?

A. Yes, I was doing it from back home.

Q. How were you doing it?

A. From my website and my cell phone.

MR. SMITH: I'd like to mark this as Exhibit 2, please.

(Deposition Exhibit Number 2 was marked for identification by the reporter.)

Q. For the record, this document is titled "Office Action" and is dated September 25, 2006. Do you recognize this document, Mr. Ahmad?

A. Yes, it is my, I believe, follow-up of my patent and trademark application that I did.

Q. On page 3 of this document, there's a heading that says "specimen of use omitted." Do you see that?

A. Yes.

Q. Directly underneath it says, "This application does not include a specimen for the identified class of services."

A. Okay.

Q. Do you remember receiving that?

A. Yes, I do remember receiving that. Yeah.

Q. Do you recall whether or not you spoke to the examining attorney or someone else from the United States Patent and Trademark Office about that?

A. When I receive the document, I mean, there was an attorney listed. I'm not sure who it was, but I did call her. I talked to her about the procedure, what is this document, what I should do with it.

Q. Can you tell me what was said during that conversation?

A. Yeah. She said that it's just follow-up document

and the application was not submitted with a specimen. I have to submit it. That's it.

Q. Did she tell you anything else?

A. No, sir.

Q. Did you discuss anything else with her?

A. No, sir.

Q. What did she tell you about the specimen, do you remember?

A. No. She said read the documents, it will explain it to you, and then after that whatever is required just submit it. That's it.

Q. Okay. Did you submit something in response to this office action?

A. Yes, sir; I did.

(Deposition Exhibit Number 3 was marked for identification by the reporter.)

Q. Do you recognize this document?

A. Yes, sir; I do.

Q. What is this?

A. It's the cover letter that I sent with the document.

Q. Attached to the cover letter are several pages.

A. Okay.

Q. Do you recognize the pages attached to the cover

letter?

A. Yes, I do.

Q. What are they?

A. These were documents that were sent to me, like I mentioned before, as follow-up on my application that I filed.

Q. Back on the front page, this cover letter here, is that your signature there at the bottom?

A. Yes, that's my signature.

Q. And in the beginning, it says "according to our conversation." Does that refer to the conversation we just discussed?

A. That's right. Yeah.

Q. And then it says, "I did the necessary changes to recitation of services in International Class 36 Section."

A. Okay.

Q. And do you remember what changes those are?

A. I don't remember specifically, but when I did it 'cause I file the application by myself and I'm not a lawyer, so, I mean, they have their own standards how you have to say classes and everything.

And that's what I think she mentioned that whatever is written here has to be changed somehow and I just did it according to be acceptable to the U.S Patent

and Trademark Office.

Q. Next paragraph it says, "I am attaching a copy of my business card, advertising flyer and signed copy of your email with this package."

A. Okay.

Q. Does that refer to the advertising flyer and business card on the last few pages of this document?

A. That's right. It's flyer and the business card, yeah.

Q. And why did you submit those two specimens to the USPTO?

A. Because that was what I had available at the moment.

Q. So there was nothing else available for you to submit?

A. No, there was lot of things available at the moment to submit, but when I went there on United States Patent and Trademark Office and it said that as long as if you have flyers and business cards, I mean, they are acceptable to U.S Patent and Trademark Office.

Q. What else was available to submit as a specimen of use at the time?

A. I don't remember at the moment, but there was lot of things that were available at the time.

Q. I'm just trying to understand what's available. You said there were a lot of things available.

A. Okay.

Q. Besides the business card and the advertising flyer, what else might have been available?

A. Well, postcards.

Q. Anything else?

A. Yeah, I talk to my friends, I mean, my clients, and I had my domain names.

Q. Do you know if a copy of the postcards that you are referring to were produced to us for this case?

A. I don't understand the question.

Q. You have mentioned business cards, fliers, and postcards?

A. That's right.

Q. Postcards are separate from fliers and business cards?

A. That's right.

Q. What do the postcards look like?

A. Just like a postcard.

Q. Are they approximately three by five size?

A. I don't remember the actual size, but it's a postcard when you get in the mail, just regular postcard.

Q. Do you know if they were photocopied and copies

were given to us for this case?

A. Yes, we have provided all the documents to you guys. And if you check your documents, you will find the postcards there.

Q. Thank you.

A. You're welcome.

Q. Can you please turn to the flyer? What type of services are you advertising here?

A. Any services that are associated with the real estate 'cause I say here "one stop for all your real estate needs."

Q. Any other services?

A. Any service that are associated with the real estate I provide them, so I'm not sure what other services you're talking about.

Q. Could you please turn to your business card which appears at on the next page?

A. Sure.

Q. Are you advertising any particular services here?

A. I provide all the services that are associated with real estate: residential, commercial, land, buying, selling, anything. To have a postcard is just an advertisement and a connection that I give it to my clients. When they call me, they can just ask for any

services and I will provide to them.

Q. Why does it say mortgage broker under your name here?

A. Yes, because I have other cards that says real estate and this one says mortgage broker. But when I provided to them, I provided only one card, not two cards.

Q. So you have a separate set of cards that says real estate underneath instead of mortgage broker?

A. That's right, sir.

Q. When did you have those cards printed?

A. Beginning of 2005.

Q. And you had one set in the beginning of 2005 that said mortgage broker and a separate set that said real estate on them?

A. That's right. Yeah.

Q. Do you still have copies of these cards?

A. Yes, I do.

Q. Other than what you've produced to us, do you have any other documents showing that these cards were printed in 2005?

A. We give you all the documents. You guys have.

Q. Do you know where the cards were printed?

A. No, sir. I can't recall.

Q. Do you know how you paid for them? Did you pay

for them with a credit card?

A. I don't remember. I usually pay with cash.

Q. So you don't have a receipt for the printing of the business cards?

A. We give you all the documents that you guys have and also even these business cards copies, I mean, they were asked and my lawyer give it to you guys, so you guys have it.

Q. I understand. I just need to clarify the record.

A. Sure. No problem.

Q. The flyer on the previous page, the second to last page of Exhibit 3, was this created by you or did you have someone else create it?

A. It was created by me.

Q. Was this created at home on your computer?

A. It was created at home by my computer and also I print them. I took them to a place and they did a printing just like you do it for normal flyers. This was just a layout.

Q. Is that the same computer that you have now at your house?

A. I'm not sure. After a while, you can't use the computer anyway, so I'm not sure if it's the same computer.

AHMAD

Q. How many fliers have you had printed, do you know?

A. I don't remember exact number. Could be 2,000 plus/minus. I'm not sure how many.

Q. Is that during the entire time that you've had the NationStar business?

A. No, I print them multiple times, but I don't know the exact number, how many of them.

Q. Your estimate of 2,000, was that just for 2005? Was that for 2006? Could you just give me an approximate time frame where you believe you may have printed 2,000 fliers?

A. Well, I would say, I mean, I don't know exact year how many I print, what year, right, but I did print many of them. More than 2,000 I would say. I'd say plus/minus, so I don't know the exact number.

Q. And they were printed at some kind of local print shop?

A. That's right. Yeah.

Q. Do you remember where?

A. I don't remember. Some of them I produce on my computer and some of them were printed outside.

Q. Do you remember how you paid for the printing outside?

AHMAD

A. No, I don't remember, sir.

Q. So you don't know if you wrote a check or used your credit card?

A. I don't remember what kind. Of course, I paid, but I don't remember.

Q. If you had a receipt, you would have produced it to?

A. I think we give all the receipts that you guys have.

Q. In the bottom left-hand of this flyer, it says created for fall 2005.

A. Okay.

Q. Did you put that there?

A. Yes, I put that there. Yeah.

Q. Do you remember why you put that there?

A. Yeah, because when I produced the flier, I produce for different time and just for me to know when did I create it, I always put the time frame.

Q. Did you change the flyers over time for different periods of time?

A. Yes, I did.

Q. What types of things did you change?

A. Well, I don't remember what kind of things did I change, but I change it from time to time, yeah. From the

beginning of 2005, I change from time to time. Or sometime even if it was not changed, the date has been changed so could be the same thing, could be changed, could be not. I'm not sure exactly what kind of things I change I make.

Q. Referring back to your Exhibit 1, which is your trademark application, you filed this on April 20, 2006?

A. That's right.

Q. But you started your business approximately a year before. Is that what you said?

A. More than a year before, beginning of 2005.

Q. Was there a reason that you waited until April 20, 2006, to file your trademark application?

A. No, there is no reason.

(Deposition Exhibit Number 4 was marked for identification by the reporter.)

Q. For the record, Exhibit 4 is a document entitled, "Applicant's Responses to Opposer's Request For Admissions," and the date on the final page of the document is August 24, 2007.

Do you recognize this document, Mr. Ahmad?

A. Yes, I do. Yeah.

Q. I'm not asking you for any attorney-client privilege conversations, but did you assist your attorney

in supplying information for these responses?

A. Whatever she asked, yes.

Q. In the second line of this document, under the title, it refers to applicant Mujahid Ahmed, A-h-m-e-d. That appears to be a misspelling of your name, but does refer to you; is that right?

A. That's right. Yeah.

Q. On page 4 of the document, Request No. 12, it says "Applicant is not licensed or registered with any state to offer mortgage brokerage services," and underneath it says deny.

A. Okay.

Q. Can you tell me the basis of that denial?

A. I'm not sure what is the basis of that. You have to ask my lawyer.

Q. Okay. So you don't know?

A. No, of course I know, but I'm not a lawyer.

Q. Do you know if at the time you filed your application that is the subject of this proceeding you were licensed to offer mortgage brokerage services anywhere?

A. I was providing all kind of services associated with the real estate transaction since beginning of 2005.

Q. Were you licensed to offer mortgage brokerage

services at the time?

A. I'm not sure. Even if I'm not license, I can still provide mortgage brokerage services under the name of NationStar.

Q. Do you know if a license is required to offer mortgage brokerage services?

A. Because we have business association with different companies. So if we cannot produce any kind of loans, some other brokerage companies they have relationship with the lenders, so we can go to them and they will produce it.

Q. Okay. You don't know if you had a mortgage brokerage license at this time?

A. I'm not sure. I mean, what is the date of this?

Q. Now I'm referring to the time you filed the application itself; in April of 2006.

A. I was licensed.

Q. You were licensed at the time?

A. As a real estate agent, yeah.

Q. Were you licensed to offer mortgage brokerage services at the time?

A. At that time I'm not sure.

Q. Would it be in the documents if you were?

A. We give you all the documents. You guys have it,

yeah.

Q. So you may have been offering mortgage brokerage services prior to obtaining an actual license, if you did obtain one?

A. Yeah. You can provide all kind of services as long as it is fiduciary services to your customer. You can provide those services if it's a manager of real estate or if it's mortgage services. And if you are real estate agent, you can provide all kinds of services associated with the real estate.

Q. So I'd like to refer you to the next page of this document, Request No. 13, and the denial there. It says "Applicant has not advised borrowers or connected borrowers with lenders in association with the NationStar trademark." And then it says denied.

A. Yeah. Once again, you have to ask this question for my lawyer. And also, like I say, I was providing all services under the name of NationStar since beginning of 2005.

Q. When you say "all services," what do you mean?

A. All services associated with real estate. The one that I mention in my United States Patent and Trademark application.

Q. But were you providing advice to borrowers or

connecting borrowers with lenders prior to filing your application?

A. That's right. Yeah.

MR. SMITH: Can we take a five-minute break?

MR. REA: Yes.

(Whereupon, a recess was held.)

MR. SMITH: I'd like to mark this as Exhibit 5, please.

(Deposition Exhibit Number 5 was marked for identification by the reporter.)

Q. For the record, Exhibit 5 is "Applicant's Responses to Opposer's First Set of Document Requests to Applicant," and includes a document production which was attached.

Do you recognize this exhibit, Mr. Ahmad?

A. Yes, sir; I do.

Q. Did you review it before your attorney sent it to us?

A. Yes, sir.

Q. On page 4 of the document, in response to Document Request No. 4, second sentence says, "There are no documents regarding mortgage transactions that show the NationStar mark." Do you see that?

A. Talking about response to number four?

Q. Yes.

A. Okay.

Q. Is that accurate?

A. There are documents and we provide you with all those documents under the name of NationStar.

Q. But this statement says there are no documents regarding mortgage transactions that show the NationStar mark.

A. It must be a typo. I'm not sure.

Q. So you believe this is incorrect?

A. Well, again, I mean, you have to ask my lawyer why she put it there, but every transaction that I did, I did it under the name of NationStar and we give you all the documents.

Q. Why don't we go to the documents that are attached, the objections that were part of Exhibit 5. You can see there's a set of documents that have Bates numbers in the bottom right-hand corner. First one is APP0001.

A. Okay.

Q. And the last one is APP0052. Do you see that?

A. That's right. Yeah.

Q. The first three documents produced here, are these your business cards?

A. That's right. Yeah.

Q. And all three of them say mortgage broker underneath your name. Do you see that?

A. That's right. Yeah.

Q. Do you know why no business cards showing real estate or something else were produced to us?

A. Well, business card -- like I say, I have two business card. One says mortgage broker, another says real estate. The documents that I give to my lawyer, most of these cards is just contact to me under the name of NationStar. And I provide both services; real estate and mortgage services.

When a person contact me under the name of NationStar, if he wants to buy, he wants to sell, he wants to refinance, anything, I provide services to him. Even though it says mortgage broker here, it doesn't necessarily mean that I provide only mortgage broker services.

Q. Okay. So which real estate or which business card do you normally hand out?

A. Depends on the client.

Q. Do you carry both of them with you?

A. That's right.

Q. And do you hand out whichever one depending on the particular client you're talking to?

A. That's right.

Q. Do you have a copy of the business card that says real estate on it with you today?

A. Can I talk to my lawyer first?

Q. Sure. Go right ahead.

MR. SMITH: Do you mind if we use this as an exhibit or would you like us to have a photocopy?

MR. REA: You can use that.

MR. SMITH: Okay. Mark Mr. Ahmad's business card that says realtor on it as Exhibit 6.

(Deposition Exhibit Number 6 was marked for identification by the reporter.)

Q. Mr. Ahmad, could you please briefly tell us what Exhibit 6 is?

A. Exhibit 6 is my business card that says NationStar Real Estate.

Q. Is that your current business card?

A. Yes. Both of them are current; the one that you have and also this one.

Q. When you say "the one I have," referring to the one we were looking at as part of Exhibit 5?

A. The one that says APP002. That one, yeah.

Q. Do you know when the business card that appears at APP002 was created?

A. In the beginning of 2005, both of them.

Q. When you say "both of them," are you saying that Exhibit 6 was created in the beginning of 2005 as well?

A. That's right. Yeah.

Q. Back to Exhibit 5, there are separate copies of business cards appearing at APP001, 002, and 003. Do you see those?

A. Yes, I see them.

Q. Do you know if there's any difference between each of these business cards?

A. Yeah, I see a difference. It's just different layout.

Q. Was a different layout used each time you printed a new set of cards?

A. Maybe. I'm not sure. Because the cards -- you can see they're different styles. So when I make copies of them, that's how it came out. And I'm not sure, maybe my lawyer made copies of it. Maybe this is how it came out.

Q. So you don't know if these are different versions of your business card or why these are all a little bit different?

A. I mean, from the look of it, one has, I mean, line. I'm not sure how it came out, but could be

different cards, yeah.

Q. I'd like to refer you to the flyer at APP004.

A. Okay.

Q. And it says December 2004 in the bottom left-hand corner?

A. Okay.

Q. Did you put that there?

A. Yes, sir; I did.

Q. Do you remember when you put December 2004 on this flyer?

A. I'm not sure. Maybe in December when I create it.

Q. And the next flyer on APP005 says April 2005?

A. That's right.

Q. Do you know whether this flyer is any different from the one that appears at APP004?

A. I believe it's the same thing. It's just produced by.

Q. Do you know why the date is different?

A. Yeah, because just for my record, when I give to my clients like when I advertise it.

Q. Do you know who the April 2005 flyer was given to, which clients?

A. No, I don't have any control to who it was given

to 'cause I always give a bunch of it to my clients and also keep it in those -- I mean, grocery stores and everything, so anyone can pick it up.

Q. So in addition to grocery stories, you would hand a bunch of the fliers to a client as well?

A. No, sir. I would just give one or two when I meet them just to tell them what services we offer.

Q. Can we look at the flyer that appears at APP005?

A. Okay.

Q. Are you advertising real estate brokerage services on this flyer?

A. I'm advertising, I say in my flier, says, "one stop for all your real estate needs." So anything that is associated with real estate transaction I provide those services.

Q. Are you offering rental of real estate services anywhere on this flyer?

A. I provide rental services, but I'm not sure if it says right here because, like I say, when I meet with the client, the client only need advertising material to come to me and then I ask what their needs are.

Q. I'm trying to understand your advertising and which services you contend you were advertising.

Are you offering real estate management services

anywhere on this flyer?

A. I offer all the services that are associated with real estate under the name of NationStar: buying, selling, refinancing, residential, commercial, land, anything, could be management, could be renting, could be buying, could be selling, anything.

Q. But is there anywhere where you're specifically offering real estate management services on this flyer?

A. Well, the flier is just a small flyer, so I cannot put everything there.

Q. Is there anywhere that you're offering real estate investment services on this flyer?

A. I do provide all the services of real estate and that comes investment also. It is just advertisement. I mean, you give your business card, your flier to people and they can come ask for any services they can ask for.

Q. What about residential and commercial property and insurance brokerage services on the flyer; do they appear anywhere on this flyer?

A. I say "one stop for all real estate needs," so everything comes under that, either it's insurance, finance, management, brokerage, real estate, anything, I provide with this flyer because it says "one stop for all your real estate needs."

Q. When you created this flyer, was there any reason you didn't specifically list all of the services that you were capable of providing on the flyer itself?

A. Well, I mean, like I say, there is no space to put everything there. Advertising just advertising. When you see advertising of AT&T, do they say what kind of services they offer? They only tell you just come to our store, we'll give you something.

Q. Do you have any fliers for NationStar Real Estate, Inc. as different from NationStar Mortgage, Inc.?

A. I don't know. I'm not sure.

Q. If you had, you would have provided them to us already; is that right?

A. Whatever we give to you, I give it to my lawyer and my lawyer give it to you. These are the documents that we had.

Q. Okay. On the next flier, APP006, it says October 2005. This appears to be very similar or the same to the other fliers we just looked at; is that right?

A. That's right.

Q. Was there ever a time where you created an entirely different or entirely new flier prior to April of 2006?

A. I created most of these fliers with a different

time beginning with January 2005 and I might have produced different ones. I might have produced the same one with a different date because I'm only one person. I'm not big entity.

Q. I'm trying to determine if there was a flier that was destroyed that you no longer have that had something completely different from what's on here. I want to make sure these are all the fliers that you distributed at this time?

A. I don't know.

Q. But you don't have any copies of anything else?

A. Well, we give you all the documents that you guys have. Especially like if you see on APP0007, on the next document, this is the postcard that you were asking me, and it says real estate right there.

Q. Okay. So let's turn to that document, APP0007. What exactly is this?

A. It's a NationStar and it says real estate.

Q. And this is a postcard?

A. Postcard, yeah.

Q. What was the postcard used for?

A. For advertising.

Q. Do you still use a postcard similar to this?

A. From time to time, yeah.

Q. How many of the postcards did you send out prior to April of 2006?

A. I don't remember how many.

Q. Do you remember approximately how many?

A. No, I don't know, but I mailed out a lot.

Q. Do you remember who they were mailed to?

A. To my clients.

Q. Were they mailed to perspective clients as well?

A. I'm not sure. I mean, I give these cards. I mean, I mail it out to anyone that is interested. Even if it's not interested, I just send it out with regular mail that I do, but these things are very expensive to mail out. It's not that cheap, so you have to do it from time to time. You cannot to it every day.

Q. Did you create these postcards yourself?

A. No. I went to a place like business and they did it for me.

Q. Do you remember where?

A. No, sir; I don't. It's been a while. It's 2005.

Q. Do you remember how you paid for the postcards?

A. No, sir; I don't know.

Q. There's an email address that says mak35@mris.com?

A. That's right.

AHMAD

Q. Is that your email address?

A. That's also my email address, right.

Q. So in April of 2006, when you filed your application, you had this email address and the NationStar Mortgage email address and also the Yahoo address as well; is that right?

A. My emails are very old and I started using them from time to time beginning of 2005.

Q. When you say "your emails are really old," what do you mean; your email addresses?

A. Yeah, I've been using for long time. That's what it means.

Q. Do you still have this mak35@mris.com email address as well?

A. I believe I do, yeah.

Q. Did you search your emails for document production for this case?

A. I do not understand the question.

Q. Did anyone ask you to look at your emails for correspondence concerning use of the NationStar mark for this case?

A. No, sir.

Q. Do you know if you have any emails showing use of the NationStar mark prior to April 2006?

A. Most of these emails I used for my NationStar.

Q. Right. But you didn't produce any emails in this case showing use of the NationStar mark; is that right?

A. What kind of mark? I don't understand. Why would I have a mark in my email address?

Q. Okay. I'd like to flip to APP 008. Who is Ikram Danish?

A. That's my client.

Q. Do you remember why you were writing Mr. Danish?

A. Yeah, because they're prospects and I have to send these letters to them just to make sure they're interested any time in the property they can contact me and I can help them with any real estate transaction.

Q. How do you know Mr. Danish?

A. Just a client.

Q. Did you actually conduct any real estate transactions with him?

A. Yes, I did.

Q. What type of real estate transactions did you conduct?

A. Real estate, his residential house. You have all the documents that we provide to you and it says specifically his name, what kind of services I provide to him.

AHMAD

Q. Did you send out a general mailing to numerous prospective customers or just the letters that we have here from APP008 through APP0012?

A. I send out general to multiple clients, but these are the ones that I was having when I give to my lawyer.

Q. So these are the ones that you saved?

A. No. These are the ones that I found at the time when my lawyer ask me about the documents.

Q. And this is your signature right here above your name?

A. That's right.

Q. And the same is true for the documents that appears at APP009 through 12; is that right?

A. That's right. Yeah.

Q. Did you solicit these customers for anything other than the purchase of residential commercial and land properties as stated here in your letters?

A. Any transaction that is associated with real estate, if it is commercial, residential, if it is finance for their business, commercial property, for residential property, anything, renting their house, managing their house, anything.

Q. But you didn't specifically say real estate management in this letter here?

AHMAD

A. Yeah, but I don't have to say, I mean, what kind of services I'm offering. It's a general letter I write to them that I will be helping with anything that you are interested in.

Q. Could you turn to APP0013, please?

A. Okay.

Q. Do you know what this is?

A. Yes, I know.

Q. What is this?

A. These are all the transactions that I did.

Q. Here in the document it lists your name, Mujahid Ahmad? Did I pronounce your name correctly?

A. That's right. Yeah.

Q. And then it says listings found, nine; for the period 1-1-2005 to 12-31-2005?

A. That's right.

Q. And there's a list of transactions underneath?

A. That's right.

Q. Can you tell me specifically are these real estate sales?

A. That's right. Yeah.

Q. Is there any other services associated with these real estate transactions?

A. Yeah. I mean, I cannot tell you specifically

what kind of services associated with each of them, but most of them have different services related to real estate transactions.

Q. For the property listed at 6401 Pioneer Drive, it says sold date February 10, 2005. It lists you as selling agent. Do you see that?

A. Okay. That's right. I see that, yeah.

Q. So were you the selling agent for this property?

A. I was the buyer's agent for this property.

Q. You were buyer's agent?

A. Yeah.

Q. Were you an agent for First American at the time?

A. My client came to me as NationStar, right, and I brought them this property under NationStar.

Q. How do you know your client came to you under NationStar?

A. Yeah, because through word of mouth, through business card, and through referrals.

Q. Do you remember the name of this client?

A. I'm not sure, but I believe I do.

Q. What do you think the client's name is?

A. On top of my head -- well, I don't remember it now, but I will tell you when I remember it. I know the guy.

AHMAD

Q. Do you remember how you first encountered this client?

A. Yeah. He came to me through referral. He heard from some of his friends that I was doing real estate and he was trying to buy a house and that's how he came to me, and I helped him to buy property.

Q. Did he call you?

A. Yes, he called me. His name is Niazi.

Q. Can you spell that, please?

A. N-i-a-z-i.

Q. Is that his last name?

A. I'm not sure.

Q. Do you know if he visited your website or saw one of your fliers?

A. I'm sure he did.

Q. What makes you sure?

A. Yeah, because came to me through friends and through my other clients that they knew that I was doing real estate and I was offering real estate services to all my clients, and he was interested to buy property and he called me. I met with him. I ask him specific question what kind of thing he need and we did the transaction.

Q. Were you an agent for First American also at this same time?

A. That's right. Yeah.

Q. So would your client have also encountered you as an agent of First American?

A. No, because I do not advertise my services under the name of First American Real Estate.

Q. Other than acting as Mr. Niazi's real estate broker, do you remember if you provided him any other services?

A. Anything that has to do with real estate. I'm not sure what kind of services, but if he has any problem in the house, he would call me after that. I will provide the services.

Q. You see several other transactions listed here for year 2005?

A. Okay.

Q. You acted as the real estate broker in each one of these transactions; is that correct?

A. I acted as real estate agent and also under the name of NationStar Mortgage. All of these clients came to me under the name of NationStar.

Q. But you were an agent for First American under this time as well?

A. That's right. Yeah.

Q. Do you know if you provided any other specific

services to any of these other clients other than as their real estate agent for these transactions?

A. What kind of specific service?

Q. Any other services other than real estate agent services?

A. Of course I did because when I advertise my services, I says "one stop for all your real estate need." It has to be, I mean, management, insurance, finance, real estate brokerage, mortgage brokerage, any services that that they might need.

Q. Do you have any invoices or any documents showing these other services you provided?

A. We give you all the documents. Most of these transactions that I produced we give you all the documents.

Q. Can you please turn to the next page? Can you tell me what this is, please?

A. Yeah, it's transactions from 1-1-2006 to 12-31-2006.

Q. And there are two transactions listed here under your name; is that right?

A. That's right. Yeah.

Q. And it shows you as an agent for these two transactions?

AHMAD

A. That's right. Yeah.

Q. Are there any other transactions that should be listed here that aren't?

A. I'm not sure. It depends on the system whatever they put there or not. I don't have any control of that.

Q. Do you know what system this report came out of?

A. I think it says on the record; MRIS.

Q. What is MRIS?

A. Multiple listing system.

Q. So MRIS stands for -- is it actually MRLS; Multiple Real Estate Listing System? Is that what the acronym stands for, do you know?

A. No, sir. MRIS stands for Multiple Regional Information System.

Q. And the --

A. It could be multiple or could be metropolitan; depends.

Q. And this is a printout from that information system?

A. I believe so, yeah.

Q. Did you supply this printout?

A. I'm sure I did. If I give it to my lawyer, then I gave to her. Yeah.

Q. Just to be clear, it's your recollection that the

printouts at APP0013 and 0014 from the MRIS system are accurate to the best of your knowledge and you printed them out yourself?

A. I believe so, yeah.

Q. Are you aware of any other transactions in 2006 that you believe should be included on this list that are not?

A. I believe so. I mean, sometime transaction happens that doesn't go through all the way. So sometime they put. Sometime they don't put it. Everything depends on the system, whatever they are required to put there.

Q. The two transactions that are listed here on APP0014, did you provide any services other than real estate agent services to these customers?

A. Yes, I provide all kind of services to them under the name of NationStar, whatever they ask for. These are real estate transaction. It might show there is one transaction, but I did a lot of things and more in one these things. Can be insurance, can be commercial property, can be, I mean, anything that you can think of.

Q. If we were to go down the list of APP0013 and 0014 of all of these transactions, would you be able to specifically tell me with respect to each transaction what services you provided for each one of these customers

other than real estate agent services?

A. I give you all those documents. I give to my lawyer. He will give it to you guys and it says specifically what kind of services I provide to them and you guys have those documents.

Q. So we would have to refer to the document to figure that out?

A. I believe so, but I'm not sure how you do your work.

Q. I'm trying to understand what it is you recall. I know that's transactions were several years ago.

A. That's right.

Q. But do you recall any specific services that you provided to any of these customers on this list other than the real estate agent services that are listed here?

A. Yeah, most services that I provide, a client ask me any service and I'm ready and able to provide those services to them. Either they want me to refinance the house for them, I can do it. They want to take equity from the house, I will do that. If they want to sell the house, I will do it.

If they want to buy the house, I will do it. If they want to manage it, rent it, finance it, anything, I will do for them because my service is one stop services

for all real estate needs.

Q. I understand that. What I'm trying to determine is if you have any specific recollection for each of these transactions?

A. I'm not sure because, once again, we provided you with the documents, and I think it says clearly what kind of services I provide to them.

Q. So you're not specifically sure with respect to any of these transactions what you may have specifically provided?

A. We give you the documents and it says specifically.

Q. Could you please turn to APP0015?

A. Okay.

Q. Through APP0023.

A. Okay.

Q. There are several pages which are titled at the top "Settlement Statements"?

A. Okay.

Q. Can you tell me what these are?

A. These are most transactions that you saw previously. The documents that you showed to me.

Q. Are you saying that these are the settlement statements for the transactions listed on 0013 and 0014?

A. I believe so, yes.

Q. On page APP0015, it says name of borrower?

A. Okay.

Q. Farzana Shaheen, was that your client?

A. Yes. The name that I told you; Niazi, she's the wife.

Q. What does this settlement statement present?

A. It represent real estate transaction.

Q. Why would it be in your files?

A. Because any transaction that I do, I would like to have copy of it.

Q. Do you remember what your specific involvement was in this particular transaction represented here on APP0015?

A. Yeah. My client Niazi, he came to me under the name of NationStar, and then I ask him specific questions. He told me his needs, what he wants to do and what kind of property he wants to buy, and I helped him to buy property.

Q. Is that the property here, 6415 Pioneer Drive?

A. I believe so.

Q. Can you tell me your specific involvement in the transaction that represents APP0016?

A. Yeah. Once again, real estate transaction and my

client, he came to me under the name of NationStar Mortgage and I helped him to do this transaction, buy him a house.

Q. Do you know if Mr. Hussain encountered the name First American while he was working with you?

A. I don't think so.

Q. How do you know he came to you under the name of NationStar?

A. Because only services that I advertise is under NationStar.

Q. When you say "advertise," you're referring to the website and the --

A. Website, fliers, business card, word of mouth, through friends, referrals, anything.

Q. So the documents that we see here in Exhibit 5 and the referrals and word of mouth that you're speaking to?

A. Whatever materials that you guys have on file that we produced to you guys for advertising purposes, yes.

Q. Did you have the same involvement in the transactions represented at APP0017 through APP0023?

A. All these clients came to me, once again, under the name of NationStar and I helped them with multiple

services related to real estate transactions.

Q. Mr. Ahmad, I'd like to refer you to the document, page APP0024 and 25.

A. Okay.

Q. Can you tell me what these two pages are?

A. These are the, I believe, the printout of my website.

Q. In the bottom right-hand corner, it says 8-1-2007. Do you see that?

A. That's right.

Q. Does that refresh your recollection when you may have printed these out?

A. I'm not sure, but these are -- I mean, they're printed out of my website.

Q. To the best of your recollection, is this what your website looked like in August 1st, 2007?

A. I change it from time to time and I'm not sure if it look like exactly the same or it was because when you print it, it looks different. When you see it online, it's different.

Q. Would this printout also be an accurate representation of what your website looked like at the time you filed your trademark application that is the subject of this proceeding?

A. I believe so, yeah.

Q. What services are you offering on these website printouts?

A. Once again, all services because it says right there, "one stop for all your real estate and mortgage needs."

Q. Were these the same services that you were offering at the time you filed your application on your website?

A. I was providing all real estate services related to NationStar Mortgage before I file my application since January beginning of 2005.

Q. Let me ask you again because my question wasn't clear. Were you referring and advertising the services on your website at the time that you filed your application?

A. I'm not sure, but I was advertising it if not through website through other means, business card, fliers, word of mouth, through referrals.

Q. So you're not sure whether you were offering all of these services in your trademark application on your website at the time that you filed your trademark application?

A. No, I'm sure. When I file my trademark application with the United States Patent and Trademark

Office, I was offering all the services way before that date that I file my application.

Q. Yes. I don't want to confuse you. Let me restate.

But you're not sure that you're offering all the services on your website at the time you filed your application?

A. No, I'm sure that I was offering all the services because it says "one stop for all your real estate needs."

Q. Do you know if you were specifically listing real estate brokerage services on your website at the time that you filed your trademark application?

A. No, sir. I was providing all the services as it says right here "one stop for all your real estate needs."

Q. Do you know if you were specifically listing the services that are actually described in your trademark application on your website at the time that you filed your trademark application?

A. I did this website by myself and I'm not an expert on how to do, I mean, prepare website. I did the best that I could at the moment.

Q. But you don't know whether you were actually listing the services in your trademark application on your website at the time?

AHMAD

A. No. When I say my application with the United States Patent and Trademark, I knew exactly what kind of services I was offering to my clients.

Q. I'm just trying to focus in on what was listed on your website because we don't have an earlier printout.

A. Yeah, all services that I was providing. I mean, all the services that I said in my application of United States Patent and Trademark Office, I was offering it through website, through fliers, through everything. Because when I say "one stop for all your real estate needs," it means any transaction that has to do with real estate.

Q. I'm just trying to be clear what was actually listed on your website. Was the listing of services that appeared in your application, was that same listing of services on your website at the time you filed your application?

A. I believe so. I'm not sure because I don't remember when I prepared my website, but I said that I -- see, website is just another means of advertising. It is not the whole advertisement.

Q. When you say "you believe so," are you referring to this line you discussed earlier "one stop for all your real estate and mortgage needs?" Is that what you're

referring to?

A. Yeah, that's what it says right here. And I'm just looking at page APP0024. And if this is a printout of my website, it says right there. "One stop for all your real estate needs."

Q. So it's that line there that you're referring to that list the services -- that refers to the services in your trademark application?

A. No, sir. The services that I stated in my United States Patent and Trademark application, it says clearly what kind of services I will be doing.

Q. Yes.

A. Yeah.

Q. I'm just trying to understand if those services were ever listed on your website specifically or if you're referring to your general "one stop for all your real estate and mortgage needs" as offering those services?

A. I'm not sure because I don't remember. It's too old, so how would I remember?

Q. Do you recall whether you changed your website?

A. I believe I did, yeah.

Q. Would you have taken services that you were offering off your website?

A. No, sir. I'm not sure. But I change from time

to time. Sometime thing goes wrong with the website, you have to fix it.

Q. Do you recall any of the specific changes you've made over the years?

A. No, sir; I don't know.

Q. Do you recall whether you've changed the wording concerning what services you're offering on your website from time to time?

A. I don't remember, sir.

Q. And you are the sole person responsible for the content of your website; is that right?

A. That's right. I'm the one who created it, yeah.

Q. Can you tell me what APP0026 is?

A. Yeah. These are, again, mailings that I sent to my clients.

Q. It's a letter that you sent to one of your clients?

A. That's right.

Q. Do you remember if you conducted any transactions with Mrs. Leon?

A. All the documents that we give to you, it says specifically what I did for her.

Q. Please look at APP0027. What is this?

A. This is what they call 1099 from First American

Real Estate.

Q. What is it for?

A. What is it for? Because I'm a real estate agent with them.

Q. Does it represent payments to you for real estate commissions?

A. That's right.

Q. Is APP0028 the same thing?

A. That's right.

Q. But for a different year, for 2006?

A. I believe one is 2006 and another one is 2005, yeah.

Q. Can you look at APP0029. What is this?

A. It's a listing from 01-01-2007 to 12-31-2007, a list of transaction that I did.

Q. And what was your role in this transaction?

A. My client came to me, once again, as name of NationStar and I helped him to do a real estate transaction.

Q. Were you an agent of First American at this time?

A. Yes, I was.

Q. What is APP0031?

A. That's license from the Commonwealth of Virginia.

Q. To engage in business as a mortgage broker; is

that right?

A. That's right.

Q. The license is dated October of 2006?

A. That's right.

Q. Did you have a license prior to October 2006 to engage in business as a mortgage broker in Virginia?

A. In Virginia, I was a real estate agent as independent contractor with the First American Real Estate. And also most of my clients that came to me under the name of NationStar, I was taking them to different business association that they were having mortgage broker licenses.

Q. Did NationStar Mortgage, Inc. have a license to engage in business as a mortgage broker prior to October 2006 in Virginia?

A. No.

Q. Can you tell me what APP0032 is?

A. This is license from State of Maryland.

Q. Is this a mortgage lender's license?

A. I believe so, yeah.

Q. See here the effective date is February 28, 2007?

A. Okay.

Q. Did NationStar Mortgage, Inc. have a license in Maryland as a mortgage lender prior to this date?

A. Once again, I mean, most of these licenses that you are referring to, mortgage broker license in Virginia, mortgage broker license in Maryland and also in D.C., which is going to be come up next, I believe so. It takes a long time. It's not easy process. You have to apply. You have to wait for them. They check your background and everything and then after that they give you license.

So even though -- in my case, I was a real estate agent since 2004 and I was producing even mortgages and also any transaction real estate, commercial and residential. And if I don't have a license but people come to me as NationStar, I can always take them to my associates. They will have a license and I can do the transaction with them because they were licensed properly.

Q. So back to my question. NationStar Mortgage, Inc. did not have a license as a mortgage lender in Maryland prior to February 28, 2007; is that right?

A. I have a license as a real estate agent prior to this date with them, but the lender license, no.

Q. What is APP0033?

A. That's, again, license from District of Columbia, Washington, D.C.

Q. Valid for March 16, '07, through June 30, '08; is that right?

A. I believe so, yeah.

Q. Does NationStar Mortgage, Inc. have a mortgage broker or mortgage lender's license in any state other than Maryland, D.C., or Virginia?

A. No, sir.

Q. Has it ever had such a license in any state other than those three locations?

A. No, sir.

Q. Please look at APP0034.

A. Okay.

Q. Can you tell me what this is?

A. Yeah. It's a license from the Commonwealth of Virginia once again.

Q. It says "real estate boards salesperson's license"?

A. That's right.

Q. So is this your real estate license?

A. This is my real estate license with the State of -- with the Commonwealth of Virginia, yeah.

Q. Do you know when it was granted to you?

A. Yeah, September 2004.

Q. Have you renewed this license?

A. Multiple times.

Q. It says here it expired on September 30, 2008?

A. Every state has different rules and regulation how they expire the licenses and then you have to renew it.

Q. The license says "post in a conspicuous place." Did you post this license in a conspicuous place?

A. It's not my job to post it. It's the job of the broker.

Q. Which broker?

A. First American.

Q. So First American would post this license in a conspicuous place?

A. I believe so, yeah.

Q. Do you visit First American Real Estate Inc.'s office with your customers?

A. When there's a transaction, then I visit, yeah.

Q. What transaction?

A. Settle.

Q. So the settlement transactions that we looked at earlier on APP0013 and 014 and also represented in the documents earlier on some of the settlement statements, you would have visited First American Real Estate office with your clients in order to conduct these transactions?

A. Yeah, because when you are a real estate agent and also you are a real estate broker or mortgage broker,

you are not in the business of closings. Title companies are usually separate. You can choose any company you want.

Q. So what services does First American Real Estate provide for?

A. Closings. They have a title company.

Q. They're a title company?

A. Yeah.

Q. And you're a broker affiliated with that title company?

A. Any broker can be affiliated with any title condition. There is no law you that says that you have to be specifically with one. We give option to our clients and they can choose whatever they want to choose.

Q. Are they a real estate brokerage company as well?

A. I believe so, yeah.

Q. Next two pages, APP0035 and 0036; what do these documents represent?

A. Once again, transaction for my clients that came under the name of NationStar and these are the services that I provide to them.

Q. On APP0036, it lists Pak-America Corporation?

A. Which one?

Q. 0036.

A. Okay.

Q. Was that one of your clients?

A. That's right. Yeah.

Q. What is Pak-America Corporation?

A. It's warehouse, mechanical shop, plus a dealership.

Q. What type of dealership?

A. Car dealership.

Q. What services did you provide for them?

A. I help them buy a second property, commercial property.

Q. Can you please turn to APP0037? Can you briefly tell me what this is?

A. Yeah, it's copy of my license.

Q. Your real estate license?

A. That's right.

Q. Is it the predecessor to the license that appears at APP0034?

A. Predecessor mean came before?

Q. Yes.

A. I don't think so. I think it's exact copy of it.

MR. REA: Different expiration dates.

THE WITNESS: Yeah, that's right.

Q. So did this refresh your recollection as to how

often you have to renew your license?

A. The APP0037, that's previous license with different expiration date than the one we had on APP0034.

Q. And APP0034, you indicated you thought you had obtained that in 2004, I believe?

A. That's right.

Q. And just for clarification, after seeing this earlier license, are you still certain that you obtained the license at APP0034 in 2004?

A. APP0034?

Q. Yes; the one that expires on September 30th, 2008.

A. License usually have different expiration date because you -- they expire and you renew them from time to time. This one, the one that you are referring to, APP0034, the first time when I got my license, the first time, not this expiration date was 2004 September. This might be the second or third one that I have to renew it.

Q. So APP0034 is the renewal?

A. That's right.

Q. APP0038, what is that?

A. It's license from State of Maryland.

Q. Do you see the expiration date, July 13, 2007?

A. That's right. Yeah.

AHMAD

Q. Do you know if this Maryland license has been renewed by you?

A. Of course, I always renew my licenses.

Q. Do you always renew them as Mujahid Ahmad from First American Real Estate, Inc.?

A. You have to. There is no choice.

Q. What do you mean "there's no choice"?

A. Yeah. Because if you are salesperson, you have to be associated as independent contractor with a broker.

Q. Is there any reason you can't associate yourself with NationStar Real Estate, Inc.?

A. I don't want to.

Q. Why don't you want to?

A. Yeah, because you need an office. You need a big force. You need a lot of money for that. I'm only one person.

Q. So First American Real Estate provides you with an office and a big force?

A. No, they do not provide me with office. It's just that they are authorized to have real estate agents. That's it.

Q. Do they provide you with advertising support?

A. No.

Q. What do they provide you with?

A. Nothing. I provide them. When I do a transaction, they make money from me.

Q. APP0039, is that the renewal for the document that appears at APP0038?

A. Talking about APP0038 and 0039?

Q. Yes.

A. I believe so, yeah. Because one is expiration 2007 and other one is 2009, yeah.

Q. APP0041 appears to be your real estate license in the District of Columbia; is that right?

A. That's right. Yeah.

Q. And is APP0040 the renewal of that real estate license?

A. I believe so, yeah.

Q. Is there any reason that you didn't renew in the name of NationStar Real Estate, Inc.?

A. Once again, same reason that I told you earlier.

Q. That reason being -- I'm sorry. Can you please restate the reason?

A. Yeah. I mean, if you are a real estate agent salesperson, you have to be associated with a broker.

Q. What is the document that appears in APP0042?

A. It's document from NVAR, which is Northern Virginia Association of Realtors. It's certificate of

membership.

Q. What is the document that appears at APP0043?

A. Once again, it's document from NVAR, which is Northern Virginia Association of Realtors. It's a certificate to a salesperson to produce multi-million dollar sales club.

Q. Is APP0040 the same thing?

A. It's almost the same thing, but it's not the same thing because one says first time member and another one just a certificate.

Q. What is APP00450?

A. It's printout from Network Solutions website which shows my domain name, nationstarmortgage.com, when it was created on April 2005.

Q. And what is APP0046?

A. It's second document from Network Solution that shows the website domain name, nationstarmortgage.net, and it was also produced -- was created in April 2005.

Q. Can you please look at APP0049?

A. Okay.

Q. Could you tell me what this is?

A. It's a document from Washington, D.C., District of Columbia, and it's good-standing certificate for NationStar.

AHMAD

Q. What does a good-standing certificate represent?

A. Corporation.

Q. Did you file the documents necessary to obtain this certificate in the District of Columbia?

A. I believe so, yeah.

Q. Do you know when you filed them?

A. I don't know exact date, but I did, yeah.

Q. Was it around the time of March 7, 2007?

A. I believe so. I'm not sure how long it takes for them to produce it.

Q. Do you know if you filed the documents in 2005?

A. What kind of documents?

Q. The documents necessary to obtain this certificate.

A. I'm not sure about that.

Q. Do you know if you filed them in 2006?

A. I'm not sure.

Q. Do you know how APP0050 is different from APP0049?

A. Yeah. Both documents are from Washington, D.C. and one is -- the previous one, which was APP0049, is a good-standing certificate for NationStar Mortgage and the second one it's corporation. It says right there.

Q. Why did you file to obtain this certificate of

authority in the District of Columbia?

A. Yeah, because I don't do on choice. It's their requirement. You have to have it.

Q. Have to have it for what?

A. In order for me to register my company, I mean, in D.C., they have their on rules and regulation you have to follow.

Q. Did you need this to conduct business in the District of Columbia?

A. I don't think so, no.

Q. So you needed it to register your company?

A. That's right.

Q. Register your company for what?

A. Any company that you are registering, you have to have some kind of documents from them.

Q. What is APP0051?

A. It's from Commonwealth of Virginia and it's also corporation document for NationStar.

Q. What is APP0052?

A. Again, that's from Commonwealth of Virginia and it's from State Corporation Commission, SCC.

Q. This shows that your NationStar Mortgage, Inc. was incorporated on May 19, 2006?

A. I believe so, yeah.

Q. Is there any reason that you did not incorporate prior to this date?

A. Yeah, because, once again, I'm only one person. I have to learn everything by myself. I'm not a lawyer and I never did business before. So I was trying to learn everything slowly and to do things one step at a time.

(Deposition Exhibit Number 7 was marked for identification by the reporter.)

Q. For the record, Exhibit 7 is a declaration of Mujahid Ahmad executed October 31st, 2007. Do you recognize this document?

A. Yes, I do.

Q. What is this?

A. It just says, "I'm the applicant in this Opposition 91177036," and it says that I started my business in 2005. I have business cards printed with my NationStar mark on them for purpose of promoting NationStar services.

Q. Is this your signature at the bottom?

A. My lawyer sign on behalf of me.

Q. Did you give your lawyer permission to sign on your behalf?

A. That's right. Yeah.

Q. In paragraph 2, it says, "In 2005, I had business

cards printed with my NationStar mark on them for the purpose of promoting my NationStar services." Do you see that?

A. That's right.

Q. You don't recall where they were printed?

A. No, sir.

Q. You testified earlier that you don't know whether you paid for them with a check or credit card or cash?

A. That's right.

Q. Do you know whether you had one set printed in 2005 or more than one set?

A. More than one set.

Q. What is the basis of the 2005 date?

A. Yeah, because I started advertising my services under the name of NationStar in the beginning of 2005.

Q. It comes from your recollection? The 2005 date comes from your recollection?

A. Yeah, I know that I start beginning of 2005. Yeah.

Q. In paragraph 3, you give a good faith estimate that you spent approximately $280 having business cards printed. Do you see that?

A. That's right. Yeah.

Q. How did you come up with the amount $280?

A. Like it says right there; good faith estimate. It was plus/minus 280. It's not exact.

Q. Is that from your memory?

A. At the time, I mean, whatever I can come up with how much money I could be spending on credit cards and how much I spend in the past, so I just says good faith estimate, plus/minus 280.

Q. Did you consult any business records in arriving at $280 estimate?

A. No, I just checked, I mean, how much money I could be spending on these things and I did in the past.

Q. And four, it says, "I've had fliers printed with my NationStar mark for purpose of promoting my NationStar services." Do you see that?

A. That's right.

Q. Does that refer to the fliers that we looked at in Exhibit 5?

A. I believe so, that file and could be some other fliers too.

Q. What other fliers could it be?

A. Yeah, from time to time, the one that you have that different dates.

Q. Paragraph 5 contains a good faith estimate that between December 2004 and the present you spent

approximately $50 copying these fliers. Do you see that?

A. That's right. It's a good faith estimate. It's not exact plus/minus.

Q. How did you come up with $50?

A. I just came up with it because I was just thinking how much I produce and that's cause it depends. If you have cheap copies, could be cheaper. Expensive copies, could be expensive. I just came up with number 50 plus/minus.

Q. How many fliers for $50 produce?

A. I'm not sure. Depends what business you go to.

Q. Did you consult any business records in arriving at the $50 figure?

A. No, sir.

Q. How did you come up with the December 2004 date?

A. What December? Paragraph 5. Starting from the December, like I say, I started my business, advertising my services under the name of NationStar Mortgage early of 2005. So it could be December. Could be January. It's just a good faith estimate. I mean, it's not exact dates.

(Deposition Exhibit Number 8 was marked for identification by the reporter.)

Q. Do you recognize this document?

A. Yes, sir; I do.

Q. What is this?

A. It says -- middle it says "Declaration Under C.F.R. 2.34 in Support of Motion for Summary Judgment."

Q. On the second page of the document, it says it was executed January 31, 2008. There's a signature there. Is that your personal handwriting there?

A. That's right.

Q. Paragraph 2, it says, "Attached to Exhibit A are copies of advertisements of my services promoted under the NationStar mark that I distributed and posted prior to April 20, 2006." It refers to flyers and letters attached.

A. Okay.

Q. Are you aware of any other fliers or advertisement you may have distributed prior to April 20, 2006?

A. I'm not sure. These are documents that we have given to you guys, and I'm sure if there are other ones, then you have it too. I mean, these are not only ones. There are other ones too. This is limited letters and -- but we give you more documents than this one.

Q. You have more to give me?

A. No. You guys have more than whatever is here.

Q. When you say "we have more," you mean that you

have given us everything in our document production that you have?

A. I believe so, almost everything. I mean, before checking this motion for summary judgment document, you showed me other documents which were different than the one that --

Q. And that is what you were referring to?

A. I believe so.

Q. The other documents?

A. That's right. Could be that one or some more maybe you have in the file. I'm not sure about that.

Q. In paragraph 3, you refer to real estate brokerage, rental of real estate, real estate management, real estate investment, residential and commercial property, insurance brokerage, mortgage brokerage and business finance procurement. Do you see that?

A. Yes, I see that.

Q. Can you show me specifically on the attached fliers where these services are advertised, if they are?

A. Yeah. I mean, the fliers, once again, is only one-page document, so I cannot put everything there and also it says right there "one stop for all your real estate needs."

I provide all these services that they are listed

here in paragraph 3. I'm providing all those services. It says "one stop for all your real estate needs" is buying, selling, refinancing, residential, commercial, and any transaction that has to do with real estate comes under the services that are listed here.

Q. So "one stop for all your real estate needs" represents the services that are listed here in paragraph 3 on Exhibit 8?

A. That's right. Yeah.

Q. And the services that are listed in paragraph 3 are not specifically listed because "one stop for all your real estate needs" covers all of that?

A. I believe so, yeah.

Q. In paragraph 4, you refer to use of all of the identified goods and services since as early as April 4, 2005?

A. That's right.

Q. What is the basis of the April 4, 2005 date?

A. Yeah, there is no basis for the date. Because when I was filing the application with United States Patent and Trademark Office, it says as early as. So it never asked me did I have to put a specific date. I just put it there because I started my services in January beginning of 2005.

AHMAD

(Deposition Exhibit Number 9 was marked for identification by the reporter.)

Q. Do you recognize this exhibit?

A. Yes, I do.

Q. Is that your signature at the bottom?

A. Yes.

Q. What is this exhibit?

A. It says at middle of page "Declaration Under 37 C.F.R. 2.34 in Support of Motion to Amend Application Filing Basis."

Q. Paragraph 2, it says, "I have had a bona fide intention to use the NationStar mark in commerce in connection with the services in the application since the filing date." Do you see that there?

A. That's right.

Q. What do you mean by "bona fide intention to use"?

A. Well, this question you have to ask my lawyer. She will be better to answer you.

Q. So you have no understanding of what a bona fide intention to use is?

A. I know what bona fide intention, but you can talk to my lawyer and she will tell you.

Q. At the time you filed the application in April 2006 were you actually using the goods listed in the

-- the goods and services listed in the application?

A. I was using the goods and services in my application that I filed with United States Patent and Trademark way before that time. I was using it since beginning of 2005.

Q. And were you using the goods and services in connection with the NationStar mark?

A. That's right. Yeah.

Q. Here you're saying you had a bona intention to use the services in the application since the filing date?

A. Yeah. Once again, I mean, this is question that you have to ask my lawyer because she's the one that knows clearly than I do. And whatever the documents that we provide to you, it says clearly that we were providing all the services in my application that I file on the date of April of 2006 way before that, starting of -- beginning of 2005. Because I'm not a lawyer, so I cannot answer this question.

Q. So what I'm trying to make clear then is you're not changing your statement that at the time you filed the application, the goods and services listed in your application for the NationStar mark were actually in use by you?

A. Well, I would like to discuss with my lawyer. Is

that okay?

Q. Sure.

(Whereupon, discussion was held off the record.)

MR. REA: I think what we're running into is a little problem in that bona fide intention to use is a very technical term and it has a very specific legal meaning within the trademark application law.

Obviously, Mr. Ahmad is not a lawyer and he has a layman's understanding of what bona fide intention to use is, and I think within the context of this particular document what he's saying is he's amending his application to bona fide intention to use, but that is not excluding his actual use or even inconsistent with his actual use of the marks prior to making this declaration here.

So in other words, you can have actual use and a bona fide intention to use. Bona fide intention to use does not necessarily include actual use, but in this case, both of them are there.

MR. SMITH: I appreciate your objection. I understand that, so we have a long speaking objection now on the record.

I'm just trying to understand is Mr. Ahmad's version of the fact. He signed the declaration. I want to understand your understanding and also your version of

the facts and clarify.

Q. You testified earlier that you were actually using the goods and services listed in your application with the NationStar mark at the time of your application. I want to confirm that you're not changing that testimony based on this declaration here.

A. I'm not changing anything. I said before that I was using it, okay, way before I was filing my application. I file my application in April 2006. I was using my NationStar mark for all the goods and services that I listed in my application with the United States Patent and Trademark Office since beginning of 2005, so I'm not changing anything.

Q. What is -- do you have a layman's understanding of what you're stating here in your signed declaration in paragraph 2?

A. Yeah, because the thing is it doesn't show any date to me. What bona fide intention from what date? That's why I can't answer this question because it's not clear to me.

Q. Paragraph 2 says, "I have had a bona fide intention to use the NationStar mark in commerce in connection with the services in the application since the filing date." Do you have any understanding of what that

means?

A. Of course. Since the filing date, I was using my mark for all the services that I listed in my application, and, I mean, the application clearly says that as long as you are using it at the date of filing, then you are okay. I was using it before that date which goes way back to the beginning of 2005. So I had my intention, I mean, to use it in the future, but I also used it in the past.

MR. SMITH: Let's go off the record.

(Whereupon, discussion was held off the record.)

Q. Mr. Ahmad, is NationStar Real Estate, Inc. incorporated?

A. Not yet. I'm doing this NationStar Real Estate is under NationStar Mortgage because you need one corporation, not both.

Q. So is NationStar Real Estate some kind of separate operating entity?

A. It's not separate. It's under the name of NationStar Mortgage.

Q. And NationStar Real Estate is owned by you as well?

A. That's right.

Q. 100 percent?

A. 100 percent. Yeah.

AHMAD

Q. Do you have any investors in any either of your NationStar entities?

A. No, sir.

Q. Do you have any mortgage brokers working for NationStar Mortgage, Inc.?

A. No, sir.

Q. Do you have any real estate agents or brokers working for NationStar Mortgage, Inc.?

A. Nos.

Q. Do you have any real estate agents or brokers working for any NationStar company that you own?

A. No, sir; I'm the only one.

Q. When you selected the name NationStar, did you use any kind of search service?

A. Yeah. Like I told you before, I went to the website networksolution.com. I checked it there to see if the name was available, if anybody had it. I checked the whose-who of Network Solution and nobody had it.

Q. Did you search alternate names as well?

A. Yeah, multiple names. NationStar. I put something before the Nation, something after the Nation. Just like when you are thinking about a name, you think about a lot of things. Yeah.

Q. Did you engage any outside company to help you

with this search?

A. No, sir.

Q. Has nationstarmortgage.net ever contained any content?

A. Nationstarmortgage.net was linked to nationstarmortgage.com.

Q. When was it linked to nationstarmortgage.com?

A. I believe from the beginning.

Q. Is it still linked to NationStar?

A. No, it's not. Not now. I just figured it out. It was, but not to my knowledge. I just checked it and it was not linked, but the website is still up and running for .com.

Q. For nationstarmortgage.com?

A. That's right.

Q. But nationstarmortgage.net is not running at all?

A. It's my domain name. It's not linked at this moment.

Q. But it was previously --

A. It was previously linked, yeah.

Q. And it was linked at the time that you submitted your trademark application for NationStar?

A. I believe so, yeah.

Q. And you understand that when I refer to your

trademark application, I'm referring to the application that you filed in April 2006 for NationStar?

A. That's right.

Q. Has there been any confusion which trademark application I've been referring to?

A. I think that's the only application I filed, yeah. That's the only application I file with the United States Patent and Trademark Office.

Q. At the time you chose the NationStar mark you were already an agent of First American, you testified earlier; is that right?

A. That's right.

Q. Why did you feel the need to select any mark at all to describe your services?

A. Because I always wanted to have my own business.

Q. Before you had the NationStar mark, what name were you operating under in connection with First American?

A. No name.

Q. Your personal name?

A. You mean with who?

Q. Were you advertising yourself as a real estate agent in connection with First American?

A. Yeah, First American Real Estate because I became

an agent with them in December, so there is not much time December and January, so they don't advertise any services for you. You're just associated with them as independent contractor.

Q. Do you have any recollection concerning what services you might have provided Mr. Abid Hussain in connection with a home purchase in Falls Church in 2005?

A. Yeah. We give you the documents and says specifically what I did for that client.

Q. The documents --

A. That you have.

Q. -- that we looked at earlier?

A. Yeah.

Q. Are you referring to any documents other than the MIRS document that we looked at?

A. It's step-by-step, I mean, listing of my clients, what I did for them, what kind of services I provide, just right there.

Q. Where is that; in the documents that we've looked at already?

A. I'm not sure if you show it to me or not, but we give it to you. My lawyer give to you.

Q. Other than the mortgage broker license that we looked at and the real estate licenses that we looked at,

do you have any other licenses for services contained in your application?

A. No, I don't believe so.

Q. Have you distributed your fliers outside of Arlington, Virginia?

A. Yes, I did.

Q. Where else?

A. In Alexandria.

Q. And this was when?

A. In the beginning of 2005 when I started my business.

Q. And continuing through when?

A. Continuing from time to time.

Q. Outside of Arlington and Alexandria, have you distributed fliers anywhere else?

A. Annandale.

Q. Annandale?

A. Fairfax, I mean. Annandale comes under Fairfax.

Q. Anywhere else?

A. I don't remember where, but these are the places that I remember.

Q. What kind of consultation and advice under the NationStar mark have you given to your clients?

A. Anything that has to do with any kind of

transaction associated with real estate. I mean, if it is a customer, I mean, I just sit down with them and ask them the specific needs, what they need, they want to buy, sell, rent, manage, they want to take equity from the house. Every situation is different. So I tell them what is the best way to do it and I help them.

Q. Do you have any examples of any specific transactions where you've assisted a client in rental services?

A. Yes. I mean, few clients that I helped I -- they had a house and they came to me. They asked me that if I can rent the house for them because they couldn't do it by themselves. So what I did, I put the listing in the MLS system. I checked everything for them. I contacted clients. I qualified them, run credit reports and everything and told him my opinion what was that he should rent to these guys or not based on the credit report.

Q. Which client was this?

A. I'm not sure which client. I don't remember it, but, once again, we give you all the document. It says specifically what I did for what client. Because some of these transaction, I mean, doesn't go all the way to the end. Some of them, I mean, the credit score's not good so you have to drop it. The guy doesn't have any money to

move it, or maybe they just don't want the place.

So we provide all the services, but if the transaction is not complete, then there's nothing we can do, but we still provide the services.

Q. So all of these examples would appear in some of the documents that you gave to us?

A. It's not all of the examples, but some of them, most of them, yeah; the one that I -- that my lawyer provided to you, my previous lawyer.

Q. You say some of them but not all of them. Why wouldn't you have provided the rest of them?

A. Yeah, because at the moment what I thought and what I remember I put it in those documents. So, I mean, some document never happened, never existed, but we provided services to them. The transaction, I mean, happens only if you go all the way, but so many things can go wrong in a transaction.

Q. Can you provide any specific examples of transactions that you would not have revealed to your lawyer that you would like to disclose today?

A. Yeah. For example, you meet a client, client wants to buy a house. They so happy, excited. You do all the searches for them. You give them all the listings. You take them to the houses. You show them houses and

everything. You take them to qualify them and everything and you find out they cannot get the loan. So that's how everything stops and you can't do anything after that. You almost did everything.

Q. Do you have any other examples?

A. Well, the examples are so many, but, I mean, this is one example. The second example, again, they want to take equity from the house and they thought the house value more than what it is at the moment.

So when we run the comparable market analysis, we tell them what the value is, when they pay to appraisal, the value comes out to be low and they cannot get the money. So once again, they cannot buy a house to put a down payment on another house or buy another property.

Q. Do you have any specific recollection of what services you provided to Mr. Danish?

A. Well, I cannot remember all of them, but some of them, yes. I would say I helped them to refinance the house. They want to take out the equity from the house and use that money, I mean, to, let's say, I believe pay off credit cards or do some other stuff with their money. So I don't go usually in details what they want to do with the money. My job is to ask them how much money they need if they can get the money.

AHMAD

Q. When you say that, you're referring to Mr. Danish and his family?

A. I believe so, yeah.

Q. Do you recall when you provided these services to Mr. Danish?

A. No, sir; I don't.

Q. Do you have any recollection of what services you provided to Mr. Ahmed U. Sayed?

A. Once again, I can't tell you exactly what I did for him. But, yes, I help him to search for the houses. He wanted to buy a house and I took him to multiple locations in Washington, D.C., Virginia and Maryland to show him different listings and everything. And then somehow later on either he change his mind or he was not qualified. I don't know.

Q. Do you remember when you provided these services to Mr. Sayed?

A. No, sir; I don't.

Q. Can you please tell me what services you provided to Shafiq Ahmad?

A. Once again, I cannot recall everything that I did for him, but I also helped him to buy a house, prequalified him and bought him the house. And then after that, I also helped him to rent that property.

AHMAD

Q. When you say "you helped him to rent the property," what specifically are you referring to?

A. Yeah, because the house that I brought to him, he didn't want to live there. It was investment property and I rented that for him while he was in another house.

Q. Do you recall when you provided these services to Mr. Ahmad?

A. No, sir. I have to double check the dates and everything. I'm not sure about that.

Q. Do you recall what services you provided to Abid Hussain?

A. Once again, I don't know everything that I did for him. But yes, he contacted me and I met with him and I ask him what his needs were and what he wanted, I mean, in a real estate. So he was having condominium that he wanted to sell and one occasion I help him with his condominium.

And also I helped him buy a house. I prequalified him. I check his credit scores and everything. I also manage the property for him after that. So whatever was wrong with the house, I fix it at the moment. He was having some kind of internal problems after he bought the property.

Q. Did he pay you for these services?

A. No, sir.

Q. Do you recall when you provided these services to Mr. Hussain?

A. No, sir. I have to check the document to see when I provided.

Q. Do you recall what services you provided to Abdul Haq?

A. Once again, I cannot recall everything, but I will tell you what I can recall. He was interested to buy a property too. At the moment he was living in apartment and I helped him and his wife to show them different properties, condominium, single family house, townhouse, but somehow later on either they change their mind or they were not qualified.

Q. When was this?

A. I don't recall the exact dates.

Q. What services did you provide Zulkihar Sharieffff using the NationStar mark?

A. Okay. Once again, I mean, he came to me -- all of these clients that I discussed earlier with you that I told you what I did for them, I mean, it's not hundred percent what I did for them. I did more than whatever I told you. I'm just telling you what I remember. All these clients came to me under the name of NationStar

Mortgage.

In case of Mr. Sharieff, he came to me and he wanted to sell his property, so I help him, I mean, to sell his property for him. And also before selling the property, I told him what contractor would be best to fix up the house, remodel his kitchen, change his window, repaint the house, fix the basement, change all the appliance and everything, dryer, washer, everything, and then I was able to sell that house.

Q. Was there a sign in the front yard of the house that had your name on it when you were the selling agent?

A. I'm not sure, sir.

Q. Do you know if there was a sign in the front of the house that had NationStar on it when you were the selling agent?

A. I'm not sure, sir.

Q. Do you know if you ever put a sign in front of any house that you were selling agent for that had NationStar on it prior to the filing of your application?

A. I believe so, yeah.

Q. Which house, do you know?

A. No, I don't know which house. So many houses, I mean, I cannot remember.

Q. Do you remember what services you provided to

Maria Leon?

A. Once again, I don't remember everything, but she was the one that she wanted to buy a house on one occasion and she also wanted to sell her house and I helped her, prequalified her, tell her what the payment option would be, how much the payment would be, how much insurance would be.

I showed her different houses in Washington, D.C. and also in Maryland and somehow at that moment when she was trying to buy the house, it was not a good deal for her because I told her that she should stay in the house because her payment is low. If she buy the house, I mean, it would be too expensive for her to afford that house.

Q. Do you recall when this was?

A. No, sir; I don't.

Q. Do you remember what services you provided Samer Ramadan?

A. Yeah. Once again, I don't know everything, but I will tell you what I remember. And that client, I believe, he came to me from time to time. He wanted to buy a house on one occasion, then he change his mind, and I helped him to qualify, I mean, for the loan.

And I also helped him, showed him multiple houses. I took him around multiple times to show

different houses and at last he chose one, and I helped him to buy that house. And I also, I mean, once I bought the house after that, then I helped him to remodel the whose house and changing the ceiling, changing the walls, interiors everything, changing the kitchen and everything.

Q. Do you know when this was?

A. No, sir; I don't.

Q. Do you know what services you provided Muhammad Shah?

A. Once again, I mean, I don't know the whole services that I provide to him, but, I mean, he was also interested to buy a house and wanted house or condominium to see what was the best choice for him, and I showed him multiple houses. I tried to buy him a house in his name or his wife name, but somehow the deal did not go through because he either change his mind or he was not qualified.

Q. Do you know when this was?

A. No, sir; I don't.

Q. Do you know what services you provided Hameed Khan?

A. Once again, that's a client that I helped him to buy a house and also prequalify him, told him what was the best place to buy based on his needs, and he wanted to buy a single family house for his kids and everything and

that's what I helped him to prequalify him and get insurance for him and hazard insurance and try to save him PMI, which is Private Mortgage Insurance. And I was able to buy that house for him.

Q. Do you know when this was?

A. No, sir; I don't.

Q. Did you act as the insurance broker on the transaction?

A. Once you do a real estate transaction, you don't have to act as an insurance broker or insurance agent. You provide insurance services in conjunction with real estate transaction.

Q. Do you have any specific knowledge as to how the people we just discussed may have encountered the NationStar mark?

A. Through word of mouth, I mean, through referrals, through business cards, someone told them that I'm in the business of real estate.

Q. Someone told them that Mr. Ahmad was in the business of real estate?

A. That I was the guy if they wanted to buy a house, that house, or do anything associated with real estate business. Because some of these people they don't have any clue, nothing, how to buy a house, sell a house, how

to rent a house, so they came to me and I did whatever I could for them.

Q. Do you have any other knowledge of how they would have encountered your NationStar mark?

A. No, sir; I don't.

Q. Do you typically bring your clients to your home office?

A. Sometime I do. Sometime I call them and I go to their place of house or place of business, whatever they are, because my service is I want to go talk to them in a place where they feel comfortable.

Q. Is there any signage at your house that promotes NationStar?

A. No, sir.

Q. Do you ever meet with your client at First American?

A. No, sir.

Q. What exactly is your relationship with First American as an agent?

A. I'm an independent contractor with them.

Q. What specific services does First American provide to you as an agent for them?

A. They do not provide any services.

Q. Do they provide you with advertising on their

website?

A. No, sir.

Q. Do they provide you with any kind of advertisement materials?

A. No, sir.

Q. Why do you need to be associated with First American?

A. It's Commonwealth law, you can ask them. It's Commonwealth of Virginia law to be associated with brokerage.

Q. What function does the real estate broker First American serve in your transactions?

A. Most of the time I did my closing there because they have a title company, settlement company.

Q. A separate settlement company that's separate from the brokerage operation?

A. It's a part of First American Real Estate.

Q. So you would do your settlements in their offices?

A. I tell my client if he has his own settlement company, they do it there. If not, then I give them a choice if they would like to use this one. So whatever they choose, it's up to them, my clients.

Q. Does First American serve any other function?

A. I'm not sure.

Q. Does being an agent of First American entitle you to use of the MRIS system?

A. No, sir. I have to pay my own MLS fees and everything.

Q. Does being an agent of First American Real Estate entitle you to be a member of the Northern Virginia Real Estate Association?

A. As long as I'm a real estate agent, I can join any -- if I have a license in any state, I can join any state; let's say, NVAR, or if I'm in D.C. or Maryland, I can join GCAR, which is Greater Capital Area of Realtors. And if I don't want to join, I don't have to join.

Q. So you have a choice?

A. That's right. I have a choice. All realtors are not member of any associations. Most of them are but not all of them.

Q. Have you ever been contacted by any entity other than my client concerning your use of the NationStar mark?

A. In what sense?

Q. Has anyone ever asked you to cease and desist use of the mark?

A. The NationStar mark?

Q. Yes.

A. No, sir.

Q. Has anyone ever --

A. I never received any letter to cease and desist, no; not even from your client. The only time I, I mean, receive document was from your office saying that you are representing the opposer.

Q. And does that include the domain names as well?

A. Your office sent me a letter to sell the domain names to you guys, to your client.

Q. Has anyone ever contacted you concerning the domain names other than our client?

A. No, sir. I mean, your client never contacted me. I mean, your office contacted me.

Q. Other than the email accounts we discussed earlier, do you have any other email accounts you used for business?

A. I have mak25@mris.com.

Q. So you have the mak25 account and you have mak35 as well?

A. That's right.

Q. Does the 25 or 35 stand for anything?

A. No, nothing; just a number that was available.

Q. You have the Yahoo account?

A. Yeah.

Q. And you have the NationStar Mortgage account?

A. That's right.

Q. Do you have any specific recollection as to how long you've been using the mak25 account?

A. I'm not sure but long time. Probably maybe -- I'm not sure. Since 2004. I don't know exact date.

Q. Do you have any recollection how long you've been using the mak35@mris.com?

A. No, sir, but it's been a long time that I've using that one too.

Q. Is there a reason for having mak25 and mak35@mris.com?

A. You can have as many accounts you want with MRIS.

Q. Do you know how long you've had the Yahoo account?

A. For a long time, but I don't know specifically how long.

Q. Have you been operating the NationStar Mortgage email account since you signed up for the website?

A. I believe so, yes.

Q. Have you been continuously using all of these email accounts?

A. That's right.

Q. Since you began using NationStar name?

AHMAD

A. Since they were opened.

Q. Is there any specific reason for having multiple email accounts?

A. People have more than one email accounts. There is no law that says that you have only one account, you cannot have more than one.

Q. Did you review the objections to document requests that your attorney prepared before she served them on us?

A. Most of the time, yes.

Q. Did you charge your clients for all of the services that you provided?

A. No, sir.

Q. Sitting here today, do you believe that you've conducted a thorough search of all of your files for documents responsive to the request that you received in this action?

A. From you guys?

Q. Yes.

A. I believe so, yes.

Q. Are you aware of any documents that we've asked for that you have not produced to us?

A. I don't think so.

MR. SMITH: Can we go off the record?

AHMAD

(Whereupon, a recess was held.)

MR. SMITH: Mr. Ahmad, I have no further questions.

MR. REA: No questions.

(Deposition concluded at 12:50 p.m.)

A C K N O W L E D G M E N T

STATE OF)
) ss.:
COUNTY OF)

I, MUJAHID AHMAD, hereby certify that I have read the transcript of my testimony taken under oath in my deposition; that the transcript is a true, complete and correct record of my testimony, and that the answers on the record as given by me are true and correct.

_____

MUJAHID AHMAD

Signed and subscribed to before me, this day of , 20__.

_____

Notary Public, State of _____

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EXHIBIT D

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

Application Serial No. 78/866,376
Published in the Official Gazette on

NATIONSTAR MORTGAGE LLC,	)	
Opposer,	)	
v.	)	Opposition No. 91177036
MUJAHID AHMAD,	)	
Applicant.	)	

DECLARATION UNDER 37 C.F.R. § 2.34(a)(2) IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT

I, Mujahid Ahmad, hereby declare:

1. I am the owner of Application Serial No. 78/886,376 for the mark NATIONSTAR filed in the United States Patent and Trademark Office on April 20, 2006.

2. Attached as Ex. A are copies of advertisements of my services promoted under the NATIONSTAR mark that I distributed and posted prior to April 20, 2006.

3. Prior to April 20, 2006, I advised clients regarding real estate brokerage, rental of real estate, real estate management, real estate investment, residential and commercial property, insurance brokerage, mortgage brokerage and business finance procurement.

4. In the application, I stated in good faith that the NATIONSTAR mark was in use for all of the identified goods and services since as early as April 4, 2005.

EXHIBIT 8
Ahmad
5-27-09 CG

I declare under peralty of perjury that the above facts are true to the best of my knowledge. Executed Jan 31, 2008.

MUJAHID AHMAD

EXHIBIT A

Your Partner for success

One Stop for all your Real Estate Needs.
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Residential - Commercial - Land

ADDRESSING THE NEEDS OF INDIVIDUAL INVESTORS AND PLANTING THE SEEDS FOR A SECURE FUTURE.

- **Experience**
- **Commitment**
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- **Hard Work**
- **Integrity**
- **Service**
- **Trust**
- **Results!**

Interest-Only Loan Programs.
PayOption ARMs
100% financing – No down payment with our 80/20 program
Home Equity Lines of Credit
Fast & Easy and other low documentation requirements for qualified borrowers with excellent credit.

"Buyin a home just got alot more affordable."

Various documentation Options:

- **Full documentation**
- **Limited documentation**
- **No documentation**
- **Stated Income**

Please call for a free financial consultation ▸▸▸

NationStar
Mortgage, Inc.

Mujahid Ahmad
Mortgage Broker

Cell: 703-732-9899
Off: 703-525-8770
MakRealtor@Yahoo.com

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Created for Fall 2005

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Please call for a free financial consultation ▸▸▸

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Mortgage, Inc.

Mujahid Ahmad
Mortgage Broker

Cell: 703-732-9899
Off: 703-525-8770
MukRealtor@Yahoo.com

2001 North Daniel Street, # 102, Arlington, VA 22201

NationStar Mortgage, Inc.

March 25, 2005

Mr. Ikram U. Danish
1444 Cottonwood Court
Woodbridge, VA 22191

Dear Sir/Madam:

NationStar Mortgage, Inc. assists its customers in the purchase of Residential, Commercial and Land properties. If you are interested in buying a new property or want to refinance your current property, please feel free to contact us by email or call us at (703) 732-9899 to assist you in either transaction.

We can help you with multiple loan options available to you in today's market, such as home equity line of credit, interest only loan, no down payment with 80/20 program, full documentation, limited or no documentation loan and stated income loans.

We are here to help you make your real estate transaction as smooth as possible. If you are not ready at the moment, please feel free to forward this information to your friends or family members who might be interested to buy a real estate.

Thanks for your time and looking forward to hear from you at your earliest convenience.

Sincerely,

Mujahid Ahmad
President
NationStar Mortgage, Inc.
(703) 732-9899

2001 North Daniel Street, 102, Arlington, VA 22201
Phone: (703) 732-9899 Fax: (703) 525-8770 E-Mail: Mak35@mris.com

NationStar Mortgage, Inc.

April 02, 2005

Mr. Ahmed U Sayed
222 North Thomas Street, # 103
Arlington, VA 22203

Dear Sir/Madam:

NationStar Mortgage, Inc. assists its customers in the purchase of Residential, Commercial and Land properties. If you are interested in buying a new property or want to refinance your current property, please feel free to contact us by email or call us at (703) 732-9899 to assist you in either transaction.

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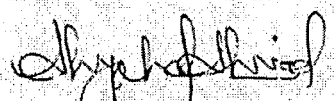
Sincerely,



Mujahid Ahmad
President
NationStar Mortgage, Inc.
(703) 732-9899

2001 North Daniel Street, 102, Arlington, VA 22201
Phone: (703) 732-9899 Fax: (703) 525-8770 E-Mail: Mak35@mris.com

NationStar Mortgage, Inc.

April 03, 2005

Mr. Shafiq Ahmad
830 S. Greenbrier Street # 3
Arlington, VA 22204

Dear Sir/Madam:

NationStar Mortgage, Inc. assists its customers in the purchase of Residential, Commercial and Land properties. If you are interested in buying a new property or want to refinance your current property, please feel free to contact us by email or call us at (703) 732-9899 to assist you in either transaction.

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Thanks for your time and looking forward to hear from you at your earliest convenience.

Sincerely,

Mujahid Ahmad
President
NationStar Mortgage, Inc.
(703) 732-9899

2001 North Daniel Street, 102, Arlington, VA 22201
Phone: (703) 732-9899 Fax: (703) 525-8770 E-Mail: Mak35@mris.com

NationStar Mortgage, Inc.

April 16, 2005

Mr. Abdul Haq
1205 South Thomas Street, # 3
Arlington, VA 22204

Dear Sir/Madam:

NationStar Mortgage, Inc. assists its customers in the purchase of Residential, Commercial and Land properties. If you are interested in buying a new property or want to refinance your current property, please feel free to contact us by email or call us at (703) 732-9899 to assist you in either transaction.

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Thanks for your time and looking forward to hear from you at your earliest convenience.

Sincerely,

Mujahid Ahmad
President
NationStar Mortgage, Inc.
(703) 732-9899

NationStar Mortgage, Inc.

July 17, 2005

Mr. Rahat Mushtaq
6135 Leesburg Pike, # 404
Falls Church, VA 22041

Dear Sir/Madam:

NationStar Mortgage, Inc. assists its customers in the purchase of Residential, Commercial and Land properties. If you are interested in buying a new property or want to refinance your current property, please feel free to contact us by email or call us at (703) 732-9899 to assist you in either transaction.

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Thanks for your time and looking forward to hear from you at your earliest convenience.

Sincerely,

Mujahid Ahmad
President
NationStar Mortgage, Inc.
(703) 732-9899

2001 North Daniel Street, 102, Arlington, VA 22201
Phone: (703) 732-9899 Fax: (703) 525-8770 E-Mail: Mak35@mris.com

NationStar Mortgage, Inc.

October 14, 2005

Mr. Abid Hussain
6143 Leesburg Pike, # 308
Falls Church, VA 22041

Dear Sir/Madam:

NationStar Mortgage, Inc. assists its customers in the purchase of Residential, Commercial and Land properties. If you are interested in buying a new property or want to refinance your current property, please feel free to contact us by email or call us at (703) 732-9899 to assist you in either transaction.

We can help you with multiple loan options available to you in today's market, such as home equity line of credit, interest only loan, no down payment with 80/20 program, full documentation, limited or no documentation loan and stated income loans.

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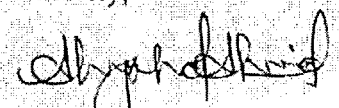
Thanks for your time and looking forward to hear from you at your earliest convenience.

Sincerely,



Mujahid Ahmad
President
NationStar Mortgage, Inc.
(703) 732-9899

2001 North Daniel Street, 102, Arlington, VA 22201
Phone: (703) 732-9899 Fax: (703) 525-8770 E-Mail: Mak35@mris.com

NationStar Mortgage, Inc.

February 05, 2006

Mr. Tahir Majeed
6143 Leesburg Pike, # 501
Falls Church, VA 22041

Dear Sir/Madam:

NationStar Mortgage, Inc. assists its customers in the purchase of Residential, Commercial and Land properties. If you are interested in buying a new property or want to refinance your current property, please feel free to contact us by email or call us at (703) 732-9899 to assist you in either transaction.

We can help you with multiple loan options available to you in today's market, such as home equity line of credit, interest only loan, no down payment with 80/20 program, full documentation, limited or no documentation loan and stated income loans.

We are here to help you make your real estate transaction as smooth as possible. If you are not ready at the moment, please feel free to forward this information to your friends or family members who might be interested to buy a real estate.

Thanks for your time and looking forward to hear from you at your earliest convenience.

Sincerely,

Mujahid Ahmad
President
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(703) 732-9899

2001 North Daniel Street, 102, Arlington, VA 22201
Phone: (703) 732-9899 Fax: (703) 525-8770 E-Mail: Mak35@mris.com

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

Application Serial No. 78/866,376
Published in the Official Gazette on

NATIONSTAR MORTGAGE LLC, Opposer, v. MUJAHID AHMAD, Applicant.	Opposition No. 91177036

DECLARATION UNDER 37 C.F.R. § 2.34(a)(2) IN SUPPORT OF MOTION TO AMEND APPLICATION FILING BASIS

I, Mujahid Ahmad, hereby declare.

1. I am the owner of Application Serial No. 78/886,376 for the mark NATIONSTAR filed in the United States Patent and Trademark Office on April 20, 2006.

2. I have had a bona fide intention to use the NATIONSTAR mark in commerce in connection with the services in the application since the filing date.

I declare under penalty of perjury that the above facts are true to the best of my knowledge. Executed Jan 24, 2008

MUJAHID AHMAD

EXHIBIT 9
Ahmad
5-27-09 CG

EXHIBIT E

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

NATIONSTAR MORTGAGE LLC,	)	
Opposer,	)	
v.	)	Opposition No. 91177036
MUJAHID AHMAD,	)	
Applicant.	)	

APPLICANT'S RESPONSES TO OPPOSER'S SECOND SET OF DOCUMENT REQUESTS TO APPLICANT

Pursuant to Rule 34 of the Federal Rules of Civil Procedure and Rule 2.120 of the Trademark Rules of Practice, Applicant Mujahid Ahmad, ("Applicant") responds and objects to Opposer's Second Set of Document Requests to Applicant ("Requests") as follows.

Applicant makes the objection and responses herein (collectively, the "Responses") based solely on its current knowledge, understanding, and belief as to the facts and the information available to it as of the date of the Responses. Additional discovery and investigation may lead to changes to, additions to, or modification of these Responses. Thus, the Responses are given without prejudice to Applicant's right to produce subsequently discovered information and to introduce such subsequently discovered information at the time of any trial in this action.

Applicant does not waive any objection made in these Responses. Applicant does not waive any claim of privilege, whether expressly asserted or not, by providing any information or identifying any document or thing in response to the Requests. The inadvertent disclosure of such information or the inadvertent identification or production of any document shall not

constitute a waiver of any applicable privilege as to that document or any other document identified or produced by Applicant. In responding to these Requests, Applicant will make the reasonable, diligent, and good faith search for responsive documents as the Federal Rules and the Trademark Rules require.

GENERAL OBJECTIONS

The following General Objections apply to, and are incorporated by reference in, the Response to each and every Request. In addition to these General Objections, Applicant has also stated specific objections to Requests where appropriate, including objections that are not generally applicable to all Requests. Applicant's specific objections to any of the Requests do not preclude, supersede, or withdraw any of the general Objections to that Request.

A. Applicant objects to the Requests to the extent that they call for information protected by: (i) the attorney-client privilege; (ii) the work-product doctrine; or (iii) any other privilege, immunity, or protection afforded by state or federal law. Applicant will provide only responsive information that is not subject to any such privilege or protection.

B. Applicant objects to the Requests to the extent that they are overbroad and unduly burdensome and seek information that is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence.

C. Applicant objects to the Requests to the extent that they seek information that is a matter of public record or is equally available or readily ascertainable by Defendant from some other source.

D. Applicant objects to the Requests to the extent that they call for information that is not known by or reasonably available to Applicant.

E. Applicant objects to each Request to the extent that they purport to impose obligations on Applicant beyond those imposed by the Federal Rules of Civil Procedure or the Trademark Rules.

In responding to the Requests, Applicant does not concede that any of the information sought or provided is relevant, material, admissible in evidence, or reasonably calculated to lead to the discovery of admissible evidence. Subject to the General Objections stated above and the specific objections set forth below, and without waiver thereof, Applicant provides the following responses:

DOCUMENT REQUEST NO. 1:

All documents and tangible things identified in response to Opposer's Second Set of Interrogatories to Applicant.

ANSWER TO DOCUMENT REQUEST NO. 1:

Applicant has not identified documents or tangible things in response to Opposer's Second Set of Interrogatories to Applicant.

DOCUMENT REQUEST NO. 2:

All documents and tangible things concerning or relating to Applicant's use of Applicant's NATIONSTAR Mark in connection with insurance brokerage.

ANSWER TO DOCUMENT REQUEST NO. 2:

Applicant objects to this Request on the grounds that it is vague as to the meaning of "relating to" and overly broad and unduly burdensome to the extent it seeks "all documents and tangible things." Subject to and without waiving the foregoing objections, all documents and tangible things concerning or relating to Applicant's use of Applicant's NATIONSTAR Mark in

connection with insurance brokerage have already been produced in response to Opposer's first set of document requests.

DOCUMENT REQUEST NO. 3:

All documents and tangible things concerning or relating to Applicant's use of Applicant's NATIONSTAR Mark in connection with rental of real estate.

ANSWER TO DOCUMENT REQUEST NO. 3:

Applicant objects to this Request on the grounds that it is vague as to the meaning of "relating to" and overly broad and unduly burdensome to the extent it seeks "all documents and tangible things." Subject to and without waiving the foregoing objections, all documents and tangible things concerning or relating to Applicant's use of Applicant's NATIONSTAR Mark in connection with rental of real estate have already been produced in response to Opposer's first set of document requests.

DOCUMENT REQUEST NO. 4:

All documents and tangible things concerning or relating to Applicant's use of Applicant's NATIONSTAR Mark in connection with real estate management services, namely, management of commercial and residential properties.

ANSWER TO DOCUMENT REQUEST NO. 4:

Applicant objects to this Request on the grounds that it is vague as to the meaning of "relating to" and overly broad and unduly burdensome to the extent it seeks "all documents and tangible things." Subject to and without waiving the foregoing objections, all documents and tangible things concerning or relating to Applicant's use of Applicant's NATIONSTAR Mark in connection with real estate management services, namely, management of commercial and

residential properties have already been produced in response to Opposer's first set of document requests.

DOCUMENT REQUEST NO. 5:

All documents and tangible things concerning or relating to Applicant's use of Applicant's NATIONSTAR Mark in connection with business finance procurement services.

ANSWER TO DOCUMENT REQUEST NO. 5:

Applicant objects to this Request on the grounds that it is vague as to the meaning of "relating to" and overly broad and unduly burdensome to the extent it seeks "all documents and tangible things." Subject to and without waiving the foregoing objections, all documents and tangible things concerning or relating to Applicant's use of Applicant's NATIONSTAR Mark in connection with business finance procurement services have already been produced in response to Opposer's first set of document requests.

DOCUMENT REQUEST NO. 6:

All documents and tangible things concerning or relating to Applicant's use of Applicant's NATIONSTAR Mark in connection with real estate investment.

ANSWER TO DOCUMENT REQUEST NO. 6:

Applicant objects to this Request on the grounds that it is vague as to the meaning of "relating to" and overly broad and unduly burdensome to the extent it seeks "all documents and tangible things." Subject to and without waiving the foregoing objections, all documents and tangible things concerning or relating to Applicant's use of Applicant's NATIONSTAR Mark in connection with real estate investment have already been produced in response to Opposer's first set of document requests.

DOCUMENT REQUEST NO. 7:

All documents concerning any insurance brokerage services rendered by Applicant under the NATIONSTAR Mark from April 4, 2005 through October 16, 2006.

ANSWER TO DOCUMENT REQUEST NO. 7:

Applicant objects to this Request on the ground that it is overly broad and unduly burdensome to the extent it seeks "all documents concerning any insurance brokerage services." Subject to and without waiving the foregoing objection, no documents resulting from Applicant's insurance brokerage services from April 4, 2005 through October 16, 2006 bear Applicant's NATIONSTAR mark.

DOCUMENT REQUEST NO. 8:

All documents concerning any rental of estate by Applicant under the NATIONSTAR mark from April 4, 2005 through October 16, 2006.

ANSWER TO DOCUMENT REQUEST NO. 8:

Applicant objects to this Request on the ground that it is overly broad and unduly burdensome to the extent it seeks "all documents concerning any rental of real estate." Subject to and without waiving the foregoing objection, no documents resulting from Applicant's rental of real estate from April 4, 2005 through October 16, 2006 bear Applicant's NATIONSTAR Mark.

DOCUMENT REQUEST NO. 9:

All documents concerning any real estate investment services rendered by Applicant under the NATIONSTAR mark from April 4, 2005 through October 16, 2006.

ANSWER TO DOCUMENT REQUEST NO. 9:

Applicant objects to this Request on the ground that it is overly broad and unduly burdensome to the extent it seeks "all documents concerning any real estate investment services." Subject to and without waiving the foregoing objection, no documents resulting from Applicant's real estate investment services from April 4, 2005 through October 16, 2006 bear Applicant's NATIONSTAR Mark.

DOCUMENT REQUEST NO. 10:

All documents concerning any business finance procurement services rendered by Applicant under the NATIONSTAR Mark from April 4, 2005 through October 16, 2006.

ANSWER TO DOCUMENT REQUEST NO. 10:

Applicant objects to this Request on the ground that it is overly broad and unduly burdensome to the extent it seeks "all documents concerning any business finance procurement services." Subject to and without waiving the foregoing objection, no documents resulting from Applicant's business finance procurement services from April 4, 2005 through October 16, 2006 bear Applicant's NATIONSTAR Mark.

DOCUMENT REQUEST NO. 11:

All documents concerning any real estate management services rendered by Applicant under the NATIONSTAR Mark from April 4, 2005 through October 16, 2006.

ANSWER TO DOCUMENT REQUEST NO. 11:

Applicant objects to this Request on the ground that it is overly broad and unduly burdensome to the extent it seeks "all documents concerning any real estate management services." Subject to and without waiving the foregoing objection, no documents resulting from

Applicant's real estate management services from April 4, 2005 through October 16, 2006 bear Applicant's NATIONSTAR Mark.

DOCUMENT REQUEST NO. 12:

All documents and tangible things concerning Applicant's first use in the United States of Applicant's NATIONSTAR Mark for the following services:

i) Insurance brokerage services;

ii) Rental of real estate;

iii) Real estate management services;

iv) Real estate investment services;

v) Business finance procurement services.

ANSWER TO DOCUMENT REQUEST NO. 12:

Applicant objects to this Request on the grounds that it is overly broad and unduly burdensome to the extent it requests "all documents and tangible things" concerning the first use date for Applicant's various services and that it is duplicative of Request No. 5 of Opposer's First Set of Document Requests. Subject to and without waiving the foregoing objections, all documents and tangible things concerning Applicant's first use in the United States of Applicant's NATIONSTAR Mark for insurance brokerage services, rental of real estate, real estate management services, real estate investment services and business finance procurement services have already been produced in response to Opposer's first set of discovery requests.

DOCUMENT REQUEST NO. 13:

Specimens showing use of Applicant's NATIONSTAR mark in connection with each of the following services:

i) Insurance brokerage services;

ii) Rental of real estate;

iii) Real estate management services;

iv) Real estate investment services;

v) Business finance procurement services.

ANSWER TO DOCUMENT REQUEST NO. 13:

Applicant objects to this Request on the ground that it is duplicative of Request No. 6 of Opposer's First Set of Document Requests. Subject to and without waiving the foregoing objection, all specimens showing use of Applicant's first use in the United States of Applicant's NATIONSTAR Mark for insurance brokerage services, rental of real estate, real estate management services, real estate investment services and business finance procurement services have already been produced in response to Opposer's first set of discovery requests.

DOCUMENT REQUEST NO. 14:

All documents concerning the filing of U.S. Application No. 77/195,561 for Applicant's NATIONSTAR Mark.

ANSWER TO DOCUMENT REQUEST NO. 14:

Applicant objects to this Request on the ground that it is overly broad and unduly burdensome to the extent it requests "all documents" concerning the filing of Applicant's NATIONSTAR application. Applicant objects to this Request on the ground that documents filed in connection with U.S. Application No. 77/195,561 are publicly available documents that are as easily available to Opposer as they are to Applicant. Applicant further objects to this Request to the extent that it seeks documents that are protected by: (i) the attorney-client privilege; (ii) the work-product doctrine; or (iii) any other privilege, immunity, or protection afforded by state or federal law.

DOCUMENT REQUEST NO. 15:

Documents sufficient to identify the amount of sales in the United States of insurance brokerage services offered under or using Applicant's NATIONSTAR Mark since Applicant's first use of the mark in connection with such services.

ANSWER TO DOCUMENT REQUEST NO. 15:

Applicant objects to this Request on the ground that it is irrelevant to any issue of this case and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, Applicant did not charge his clients for insurance brokerage services offered under or using Applicant's NATIONSTAR Mark. Therefore, there are no documents in response to this document request.

DOCUMENT REQUEST NO. 16:

Documents sufficient to identify the amount of sales in the United States of real estate management services offered under or using Applicant's NATIONSTAR Mark since Applicant's first use of the mark in connection with such services.

ANSWER TO DOCUMENT REQUEST NO. 16:

Applicant objects to this Request on the ground that it is irrelevant to any issue of this case and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, Applicant did not charge his clients for real estate management services offered under or using Applicant's NATIONSTAR Mark. Therefore, there are no documents in response to this document request.

DOCUMENT REQUEST NO. 17:

Documents sufficient to identify the amount of sales in the United States of rental of real estate services offered under or using Applicant's NATIONSTAR Mark since Applicant's first use of the mark in connection with such services.

ANSWER TO DOCUMENT REQUEST NO. 17:

Applicant objects to this Request on the ground that it is irrelevant to any issue of this case and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, Applicant did not charge his clients for rental of real estate services offered under or using Applicant's NATIONSTAR Mark. Therefore, there are no documents in response to this document request.

DOCUMENT REQUEST NO. 18:

Documents sufficient to identify the amount of sales in the United States of real estate investment services offered under or using Applicant's NATIONSTAR Mark since Applicant's first use of the mark in connection with such services.

ANSWER TO DOCUMENT REQUEST NO. 18:

Applicant objects to this Request on the ground that it is irrelevant to any issue of this case and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, Applicant did not charge his clients for real estate investment services offered under or using Applicant's NATIONSTAR Mark. Therefore, there are no documents in response to this document request.

DOCUMENT REQUEST NO. 19:

Documents sufficient to identify the amount of sales in the United States of business finance procurement services offered under or using Applicant's NATIONSTAR Mark since Applicant's first use of the mark in connection with such services.

ANSWER TO DOCUMENT REQUEST NO. 19:

Applicant objects to this Request on the ground that it is irrelevant to any issue of this case and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, Applicant did not charge his clients for business finance procurement services offered under or using Applicant's NATIONSTAR Mark. Therefore, there are no documents in response to this document request.

DOCUMENT REQUEST NO. 20:

Documents sufficient to identify the amount of advertising and promotional expenditures in connection with insurance brokerage services offered under or using Applicant's NATIONSTAR Mark in the United States since Applicant's first use of the mark in connection with such services.

ANSWER TO DOCUMENT REQUEST NO. 20:

Applicant objects to this Request on the ground that it is vague as to whether it seeks documents showing advertising expenditures or documents showing the number of Applicant's advertisements of its NATIONSTAR mark. Applicant further objects to this Request on the ground that it is duplicative of Request 19 of Opposer's first set of document requests. Subject to and without waiving the foregoing objections, all documents that identify the amount of advertising and promotional expenditures in connection with insurance brokerage services offered under or using Applicant's NATIONSTAR Mark in the United States since Applicant's

first use of the mark in connection with such services have been produced in response to Opposer's first set of document requests.

DOCUMENT REQUEST NO. 21:

Documents sufficient to identify the amount of advertising and promotional expenditures in connection with real estate management services offered under or using Applicant's NATIONSTAR Mark in the United States since Applicant's first use of the mark in connection with such services.

ANSWER TO DOCUMENT REQUEST NO. 21:

Applicant objects to this Request on the ground that it is vague as to whether it seeks documents showing advertising expenditures or documents showing the number of Applicant's advertisements of its NATIONSTAR mark. Applicant further objects to this Request on the ground that it is duplicative of Request 19 of Opposer's first set of document requests. Subject to and without waiving the foregoing objections, all documents that identify the amount of advertising and promotional expenditures in connection with real estate management services offered under or using Applicant's NATIONSTAR Mark in the United States since Applicant's first use of the mark in connection with such services have been produced in response to Opposer's first set of document requests.

DOCUMENT REQUEST NO. 22:

Documents sufficient to identify the amount of advertising and promotional expenditures in connection with rental of real estate services offered under or using Applicant's NATIONSTAR Mark in the United States since Applicant's first use of the mark in connection with such services.

ANSWER TO DOCUMENT REQUEST NO. 22:

Applicant objects to this Request on the ground that it is vague as to whether it seeks documents showing advertising expenditures or documents showing the number of Applicant's advertisements of its NATIONSTAR mark. Applicant further objects to this Request on the ground that it is duplicative of Request 19 of Opposer's first set of document requests. Subject to and without waiving the foregoing objections, all documents that identify the amount of advertising and promotional expenditures in connection with rental of real estate services offered under or using Applicant's NATIONSTAR Mark in the United States since Applicant's first use of the mark in connection with such services have been produced in response to Opposer's first set of document requests.

DOCUMENT REQUEST NO. 23:

Documents sufficient to identify the amount of advertising and promotional expenditures in connection with real estate investment services offered under or using Applicant's NATIONSTAR Mark in the United States since Applicant's first use of the mark in connection with such services.

ANSWER TO DOCUMENT REQUEST NO. 23:

Applicant objects to this Request on the ground that it is vague as to whether it seeks documents showing advertising expenditures or documents showing the number of Applicant's advertisements of its NATIONSTAR mark. Applicant further objects to this Request on the ground that it is duplicative of Request 19 of Opposer's first set of document requests. Subject to and without waiving the foregoing objections, all documents that identify the amount of advertising and promotional expenditures in connection with real estate investment services offered under or using Applicant's NATIONSTAR Mark in the United States since Applicant's

first use of the mark in connection with such services have been produced in response to Opposer's first set of document requests.

DOCUMENT REQUEST NO. 24:

Documents sufficient to identify the amount of advertising and promotional expenditures in connection with business finance procurement services offered under or using Applicant's NATIONSTAR Mark in the United States since Applicant's first use of the mark in connection with such services.

ANSWER TO DOCUMENT REQUEST NO. 24:

Applicant objects to this Request on the ground that it is vague as to whether it seeks documents showing advertising expenditures or documents showing the number of Applicant's advertisements of its NATIONSTAR mark. Applicant further objects to this Request on the ground that it is duplicative of Request 19 of Opposer's first set of document requests. Subject to and without waiving the foregoing objections, all documents that identify the amount of advertising and promotional expenditures in connection with business finance procurement services offered under or using Applicant's NATIONSTAR Mark in the United States since Applicant's first use of the mark in connection with such services have been produced in response to Opposer's first set of document requests.

DOCUMENT REQUEST NO. 25:

All documents regarding any consumers who have purchased insurance brokerage services from Applicant in connection with Applicant's NATIONSTAR mark.

ANSWER TO DOCUMENT REQUEST NO. 25:

Applicant objects to this Request on the grounds that it is overly broad and unduly burdensome to the extent it requests "all documents" and vague as to the meaning of "regarding

any consumers." Applicant further objects to this Request on the ground that it is irrelevant to any issue of this proceeding and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, Applicant did not charge his clients for insurance brokerage services. Therefore, there are no documents in response to this document request.

DOCUMENT REQUEST NO. 26:

All documents regarding any consumers who have purchased real estate management services from Applicant in connection with Applicant's NATIONSTAR mark.

ANSWER TO DOCUMENT REQUEST NO. 26:

Applicant objects to this Request on the grounds that it is overly broad and unduly burdensome to the extent it requests "all documents" and vague as to the meaning of "regarding any consumers." Applicant further objects to this Request on the ground that it is irrelevant to any issue of this proceeding and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, Applicant did not charge his clients for real estate management services. Therefore, there are no documents in response to this document request.

DOCUMENT REQUEST NO. 27:

All documents regarding any consumers who have purchased real estate investment services from Applicant in connection with Applicant's NATIONSTAR mark.

ANSWER TO DOCUMENT REQUEST NO. 27:

Applicant objects to this Request on the grounds that it is overly broad and unduly burdensome to the extent it requests "all documents" and vague as to the meaning of "regarding any consumers." Applicant further objects to this Request on the ground that it is irrelevant to

any issue of this proceeding and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, Applicant did not charge his clients for real estate investment services. Therefore, there are no documents in response to this document request.

DOCUMENT REQUEST NO. 28:

All documents regarding any consumers who have purchased rental of real estate services from Applicant in connection with Applicant's NATIONSTAR mark.

ANSWER TO DOCUMENT REQUEST NO. 28:

Applicant objects to this Request on the grounds that it is overly broad and unduly burdensome to the extent it requests "all documents" and vague as to the meaning of "regarding any consumers." Applicant further objects to this Request on the ground that it is irrelevant to any issue of this proceeding and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, Applicant did not charge his clients for rental of real estate services. Therefore, there are no documents in response to this document request.

DOCUMENT REQUEST NO. 29:

All documents regarding any consumers who have purchased business finance procurement services from Applicant in connection with Applicant's NATIONSTAR mark.

ANSWER TO DOCUMENT REQUEST NO. 29:

Applicant objects to this Request on the grounds that it is overly broad and unduly burdensome to the extent it requests "all documents" and vague as to the meaning of "regarding any consumers." Applicant further objects to this Request on the ground that it is irrelevant to any issue of this proceeding and not reasonably calculated to lead to the discovery of admissible

evidence. Subject to and without waiving the foregoing objections, Applicant did not charge his clients for business finance procurement services. Therefore, there are no documents in response to this document request.

DOCUMENT REQUEST NO. 30:

Documents sufficient to identify the amount of sales in the United States of insurance brokerage services offered under or using Applicant's NATIONSTAR mark prior to April 28, 2006.

ANSWER TO DOCUMENT REQUEST NO. 30:

Applicant objects to this Request on the ground that it is irrelevant to any issue of this case and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, Applicant did not charge his clients for insurance brokerage services. Therefore, there are no documents in response to this document request.

DOCUMENT REQUEST NO. 31:

Documents sufficient to identify the amount of sales in the United States of real estate management services offered under or using Applicant's NATIONSTAR mark prior to April 28, 2006.

ANSWER TO DOCUMENT REQUEST NO. 31:

Applicant objects to this Request on the ground that it is irrelevant to any issue of this case and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, Applicant did not charge his clients for real estate management services. Therefore, there are no documents in response to this document request.

DOCUMENT REQUEST NO. 32:

Documents sufficient to identify the amount of sales in the United States of rental of real estate services offered under or using Applicant's NATIONSTAR mark prior to April 28, 2006.

ANSWER TO DOCUMENT REQUEST NO. 32:

Applicant objects to this Request on the ground that it is irrelevant to any issue of this case and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, Applicant did not charge his clients for rental of real estate services. Therefore, there are no documents in response to this document request.

DOCUMENT REQUEST NO. 33:

Documents sufficient to identify the amount of sales in the United States of real estate investment services offered under or using Applicant's NATIONSTAR mark prior to April 28, 2006.

ANSWER TO DOCUMENT REQUEST NO. 33:

Applicant objects to this Request on the ground that it is irrelevant to any issue of this case and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, Applicant did not charge his clients for real estate investment services. Therefore, there are no documents in response to this document request.

DOCUMENT REQUEST NO. 34:

Documents sufficient to identify the amount of sales in the United States of business finance procurement services offered under or using Applicant's NATIONSTAR mark prior to April 28, 2006.

ANSWER TO DOCUMENT REQUEST NO. 34:

Applicant objects to this Request on the ground that it is irrelevant to any issue of this case and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, Applicant did not charge his clients for business finance procurement services. Therefore, there are no documents in response to this document request.

DOCUMENT REQUEST NO. 35:

Document sufficient to identify the amount of advertising and promotional expenditures for insurance brokerage services offered under or using Applicant's NATIONSTAR Mark in the United States prior to April 28, 2006.

ANSWER TO DOCUMENT REQUEST NO. 35:

Applicant objects to this Request on the ground that it is vague as to whether it seeks documents showing advertising expenditures or documents showing the number of Applicant's advertisements of its NATIONSTAR mark. Applicant further objects to this Request on the ground that it is encompassed by and therefore duplicative of Request 19 of Opposer's first set of document requests. Subject to and without waiving the foregoing objections, all documents that identify the amount of advertising and promotional expenditures for insurance brokerage services offered under or using Applicant's NATIONSTAR Mark in the United States prior to April 28, 2006 have all been produced in response to Opposer's first set of document requests.

DOCUMENT REQUEST NO. 36:

Document sufficient to identify the amount of advertising and promotional expenditures for rental of real estate services offered under or using Applicant's NATIONSTAR Mark in the United States prior to April 28, 2006.

ANSWER TO DOCUMENT REQUEST NO. 36:

Applicant objects to this Request on the ground that it is vague as to whether it seeks documents showing advertising expenditures or documents showing the number of Applicant's advertisements of its NATIONSTAR mark. Applicant further objects to this Request on the ground that it is encompassed by and therefore duplicative of Request 19 of Opposer's first set of document requests. Subject to and without waiving the foregoing objections, all documents that identify the amount of advertising and promotional expenditures for rental of real estate services offered under or using Applicant's NATIONSTAR Mark in the United States prior to April 28, 2006 have all been produced in response to Opposer's first set of document requests.

DOCUMENT REQUEST NO. 37:

Document sufficient to identify the amount of advertising and promotional expenditures for real estate management services offered under or using Applicant's NATIONSTAR Mark in the United States prior to April 28, 2006.

ANSWER TO DOCUMENT REQUEST NO. 37:

Applicant objects to this Request on the ground that it is vague as to whether it seeks documents showing advertising expenditures or documents showing the number of Applicant's advertisements of its NATIONSTAR mark. Applicant further objects to this Request on the ground that it is encompassed by and therefore duplicative of Request 19 of Opposer's first set of document requests. Subject to and without waiving the foregoing objections, all documents that identify the amount of advertising and promotional expenditures for real estate management services offered under or using Applicant's NATIONSTAR Mark in the United States prior to April 28, 2006 have all been produced in response to Opposer's first set of document requests.

DOCUMENT REQUEST NO. 38:

Document sufficient to identify the amount of advertising and promotional expenditures for real estate investment services offered under or using Applicant's NATIONSTAR Mark in the United States prior to April 28, 2006.

ANSWER TO DOCUMENT REQUEST NO. 38:

Applicant objects to this Request on the ground that it is vague as to whether it seeks documents showing advertising expenditures or documents showing the number of Applicant's advertisements of its NATIONSTAR mark. Applicant further objects to this Request on the ground that it is encompassed by and therefore duplicative of Request 19 of Opposer's first set of document requests. Subject to and without waiving the foregoing objections, all documents that identify the amount of advertising and promotional expenditures for real estate investment services offered under or using Applicant's NATIONSTAR Mark in the United States prior to April 28, 2006 have all been produced in response to Opposer's first set of document requests.

DOCUMENT REQUEST NO. 39:

Document sufficient to identify the amount of advertising and promotional expenditures for business finance procurement services offered under or using Applicant's NATIONSTAR Mark in the United States prior to April 28, 2006.

ANSWER TO DOCUMENT REQUEST NO. 39:

Applicant objects to this Request on the ground that it is vague as to whether it seeks documents showing advertising expenditures or documents showing the number of Applicant's advertisements of its NATIONSTAR mark. Applicant further objects to this Request on the ground that it is encompassed by and therefore duplicative of Request 19 of Opposer's first set of document requests. Subject to and without waiving the foregoing objections, all documents that

identify the amount of advertising and promotional expenditures for business finance procurement services offered under or using Applicant's NATIONSTAR Mark in the United States prior to April 28, 2006 have all been produced in response to Opposer's first set of document requests.

DOCUMENT REQUEST NO. 40:

Copies of any loan applications submitted or prepared by consumers in connection with loans made, offered or brokered by Applicant in connection with Applicant's NATIONSTAR Mark.

ANSWER TO DOCUMENT REQUEST NO. 40:

Applicant objects to this Request on the ground that it is irrelevant to any issue of this proceeding and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objection, Applicant does not have in his possession, custody or control copies of any loan applications submitted or prepared by consumers in connection with loans made, offered or brokered by Applicant in connection with Applicant's NATIONSTAR Mark.

DOCUMENT REQUEST NO. 41:

Copies of any invoices for the creation, preparation, or printing of any business cards, flyers, brochures, or any other advertising or marketing documents bearing Applicant's NATIONSTAR Mark.

ANSWER TO DOCUMENT REQUEST NO. 41:

Applicant objects to this Request on the ground that it is irrelevant to any issue of this proceeding and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objection, Applicant did not possess and/or retain

any copies of invoices for the creation, preparation, or printing of any business cards, flyers, brochures, or any other advertising or marketing documents bearing Applicant's NATIONSTAR Mark other than the invoice reflecting the registration of Applicant's domain names already produced in response to Opposer's first set of document requests.

DOCUMENT REQUEST NO. 42:

Copies of any loan approval forms prepared in connection with loans made, offered or brokered by Applicant in connection with Applicant's NATIONSTAR Mark.

ANSWER TO DOCUMENT REQUEST NO. 42:

Applicant objects to this Request on the ground that it is irrelevant to any issue of this proceeding and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objection, Applicant does not have in his possession, custody or control copies of any loan approval forms prepared in connection with loans made, offered or brokered by Applicant in connection with Applicant's NATIONSTAR Mark.

DOCUMENT REQUEST NO. 43:

Copies of any settlement checks in connection with any successful mortgage loan or mortgage brokerage transaction by Applicant in connection with Applicant's NATIONSTAR Mark.

ANSWER TO DOCUMENT REQUEST NO. 43:

Applicant objects to this Request on the ground that it is irrelevant to any issue of this proceeding and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objection, Applicant does not have in his possession, custody or control copies of any settlement checks in connection with any successful

mortgage loan or mortgage brokerage transaction by Applicant in connection with Applicant's NATIONSTAR Mark.

DOCUMENT REQUEST NO. 44:

All tax returns for Nationstar Mortgage LLC.

ANSWER TO DOCUMENT REQUEST NO. 44:

There are no tax returns for Nationstar Mortgage LLC.

DOCUMENT REQUEST NO. 45:

All W-2 forms for employees of Nationstar Mortgage LLC.

ANSWER TO DOCUMENT REQUEST NO. 45:

There are no W-2 forms for employees of Nationstar Mortgage LLC.

DOCUMENT REQUEST NO. 46:

All documents sufficient to show the identity, nature, and location(s) of any real estate agency, mortgage lender, mortgage brokerage, real estate investment company, rental of real estate company, or real estate management company at which Mujahid Ahmad has been employed or with which Mujahid Ahmad has been affiliated.

ANSWER TO DOCUMENT REQUEST NO. 46:

Applicant objects to this Request on the grounds that it is overly broad and unduly burdensome to the extent it seeks "all documents" showing the identity, nature and location(s) of certain companies. Applicant further objects to this Request on the ground that it is irrelevant to any issue of this proceeding and not reasonably calculated to lead to the discovery of admissible evidence. Applicant further objects to this Request on the grounds that the nature and location of these companies are a matter of public record. Subject to and without waiving the foregoing

objections, Applicant does not have in his possession, custody or control any documents responsive to this request that have not already been produced or are a matter of public record.

DOCUMENT REQUEST NO. 47:

All document regarding the relationship between Mujahid Ahmad and the following individuals:

i) Ikram U. Danish

ii) Ahmed U. Sayed

iii) Shafiq Ahmad

iv) Abid Hussain

v) Abdul Haq

vi) Zulkihar Sharieff

vii) Marina Leon

viii) Samer Ramadan

ix) Muhammad Shoaib Shah

x) Hameed Khan.

ANSWER TO DOCUMENT REQUEST NO. 47:

Applicant objects to this Request on the grounds that it is overly broad and unduly burdensome to the extent it seeks "all documents" regarding Applicant's relationship with the listed individuals and is vague as to the meaning of "regarding" and "relationship." Applicant further objects to this Request on the ground that it is irrelevant to any issue of this proceeding and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, Applicant has produced documents showing a

business relationship with these individuals and is otherwise acquaintances with these individuals, a relationship for which there are no documents.

DOCUMENT REQUEST NO. 48:

All documents, including computer files, sufficient to establish the original date of creation of the documents in Applicant's document production labeled APP0008-APP0012.

ANSWER TO DOCUMENT REQUEST NO. 48:

Applicant objects to this Request on the grounds that it is overly broad and unduly burdensome to the extent it seeks "all documents" that establish an original date of creation of certain documents. Applicant further objects to this Request on the ground that it is irrelevant to any issue of this proceeding and not reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing objections, no documents exist sufficient to establish the original date of creation of the documents in Applicant's document production labeled APP0008-APP0012.

DOCUMENT REQUEST NO. 49:

All documents sufficient to support the statement in Applicant's Response to Opposer's Interrogatory No. 9 that "In 2005, Applicant spent approximately $280 printing business cards bearing the NATIONSTAR mark to promote Applicant's Services."

ANSWER TO DOCUMENT REQUEST NO. 49:

Applicant objects to this Request on the grounds that it is overly broad and unduly burdensome to the extent it seeks "all documents" sufficient to support Applicant's statement. Subject to and without waiving the foregoing objection, Applicant's statement that "In 2005, Applicant spent approximately $280 printing business cards bearing the NATIONSTAR mark to

promote Applicant's Services" is based on Applicant's good faith estimate. A declaration attesting to this good faith estimate is being produced.

DOCUMENT REQUEST NO. 50:

All documents sufficient to support the statement in Applicant's Response to Opposer's Interrogatory No. 9 that "between December 2004 and the present, Applicant has spent approximately $50 copying flyers bearing the NATIONSTAR mark to promote Applicant's services."

ANSWER TO DOCUMENT REQUEST NO. 50:

Applicant objects to this Request on the grounds that it is overly broad and unduly burdensome to the extent it seeks "all documents" sufficient to support Applicant's statement. Subject to and without waiving the foregoing objection, Applicant's statement that "between December 2004 and the present, Applicant has spent approximately $50 copying flyers bearing the NATIONSTAR mark to promote Applicant's services" is based on Applicant's good faith estimate. A declaration attesting to this good faith estimate is being produced.

DOCUMENT REQUEST NO. 51:

All documents regarding the creation of Applicant's web sites at www.nationstarmortgage.net and www.nationstarmortgage.com.

ANSWER TO DOCUMENT REQUEST NO. 51:

Applicant objects to this Request on the grounds that it is overly broad and unduly burdensome to the extent it seeks "all documents" concerning the creation of Applicant's web sites and vague as to the meaning of "regarding the creation" of Applicant's web sites. Applicant further objects to this Request on the ground that it is irrelevant to any issue of this proceeding and not reasonably calculated to lead to the discovery of admissible evidence.

Subject to and without waiving the foregoing objections, there are no documents regarding the creation of Applicant's websites.

DOCUMENT REQUEST NO. 52:

All documents regarding First American Real Estate, Inc.

ANSWER TO DOCUMENT REQUEST NO. 52:

Applicant objects to this Request on the grounds that it is overly broad and unduly burdensome to the extent it seeks "all documents" regarding First American Real Estate. Applicant further objects to this Request on the grounds that documents regarding First American Real Estate are a matter of public record. Subject to and without waiving the foregoing objections, Applicant does not have any documents in his possession, custody or control regarding First American Real Estate, Inc. that have not already been produced or are a matter of public record.

DOCUMENT REQUEST NO. 53:

All documents regarding Applicant's decision to file Application Serial No. 77/195,561.

ANSWER TO DOCUMENT REQUEST NO. 53:

Applicant objects to this Request on the grounds that it is overly broad and unduly burdensome to the extent it seeks "all documents" regarding his Applicant's decision to file the

trademark application. Applicant further objects to this Request that all documents it seeks are protected by: (i) the attorney-client privilege; (ii) the work-product doctrine; or (iii) any other privilege, immunity, or protection afforded by state or federal law.

STEPTOE & JOHNSON LLP

By: Rachel M. Marmer
Stephanie Carmody
Rachel M. Marmer
1330 Connecticut Avenue, N.W.
Washington, DC 20036-1795
(202) 429-8135

Attorneys for Applicant, Mujahid Ahmad

Dated: October 31, 2007

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing APPLICANT'S RESPONSES TO OPPOSER'S SECOND SET OF DOCUMENT REQUESTS was mailed on this 31st day of October, 2007, by first-class mail, postage prepaid, to:

Bryce J. Maynard
BUCHANAN INGERSOLL & ROONEY, PC
1737 King Street
Alexandria, VA 22314-2727

Rachel Marmer

EXHIBIT F

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

Nationstar Mortgage, LLC, Opposer, v. Mujahid Ahmad, Applicant.	Opposition No. 91177036

DECLARATION

I, Rajesh C. Noronha, declare and state as follows:

1. I make this Declaration of my own personal knowledge and, if called as a witness by the Court, I could and would be competent to testify to the matters set forth below.

2. I am a member of the bars of the Commonwealth of Pennsylvania, State of New Jersey and Commonwealth of Virginia. I am an attorney with Buchanan, Ingersoll & Rooney, P.C., with an office located at 1737 King Street, Suite 500, Alexandria, VA 22314-2727. I submit this declaration in conjunction with the action captioned above.

3. On August 11, 2009, I located and printed from the "eppraisal.com" website a listing for "Mujahid Ahmad", a copy of which is included in Exhibit F of Opposer's Motion for Summary Judgment in this action.

4. On August 11, 2009, I located and printed from the "real-estate-agent-lists.com" website a listing for "Mujahid Ahmad", a copy of which is included in Exhibit F of Opposer's Motion for Summary Judgment in this action.

5. On August 12, 2009, I located and printed from the "realtyagentsportal.com" website a listing for "Mujahid Ahmad", a copy of which is included in Exhibit F of Opposer's Motion for Summary Judgment in this action.

6. On August 12, 2009, I located and printed from the "realtor.org" website a listing for "Mujahid Ahmad", a copy of which is included in Exhibit F of Opposer's Motion for Summary Judgment in this action.

7. I declare under penalty of perjury that the foregoing is true and correct.

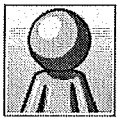
Signed August 13, 2009 in Alexandria, Virginia.

Rajesh C. Noronha

Rajesh C. Noronha

Falls Church, VA Real Estate Agent

Mujahid Ahmad -



Mujahid Ahmad - Real Estate Agent

First American Real Estate
7777 Leesburg Pike Ste 307S (map it)
Falls Church, VA 22043

Local Office Number: (703) 506-1003

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Other Real Estate Agents in Falls Church, VA

David Jones - DSC Home Inspections	Patrick A. Riddlemoser - Prosperity Realty, LLC
Mary Ann A Climer - Jobin Realty	Frances H. Aanstoos - Coldwell Banker Residential Bk
Lisa Abrams - ReMax Realty Services	Azmi Alkurd - NVRE
Cyrus Anvari - Stargate Realty LLC	Kay Bal - National Realty LLC

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Realtor Details

Mujahid Ahmad

Contact Info

7777 Leesburg Pike Ste 403N
Falls Church, VA 22043-2403

Office Phone: 703-506-1003
Office Fax: 703-506-0630

Email 1: On File

Office: First American Real Estate

If this listing contains inaccuracies, please send correct information to support@real-estate-agent-lists.com.

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Mujahid Ahmad at First American Real Estate in Falls Church, Virginia

Name:	Mujahid Ahmad			
Office Name:	First American Real Estate			
Association:	Northern Virginia Association Of Realtors			
Address:	Unlisted - Contact Member for Address			
City:	Falls Church	**State:** Virginia	**Zip:** 22043-2403	**Country:** USA
Phone:	703-506-1003	**Fax:** 703-506-0630	**Toll Free:**	
Website:	Web Site Link not available for this Member			
Email:	Send a Private Email to this Member			
Photo Gallery:	Upload Photos of your Available Properties			
Video:	Member Video Linked Here - Submit one and we will Stream It.			
MLS:	Link to Members MLS Listings is not Available.			
Location:	Map of Falls%20Church, Virginia, 22043-2403, United States			
Description:	Mujahid Ahmad of First American Real Estate is a member of Northern Virginia Association Of Realtors and provides real estate needs in the areas of Apartments, Houses, HUD, Land, Lease, Rentals and VA, located in Falls Church, Virginia.			

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Member Detail

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Name Mujahid Ahmad

Designations
See descriptions...

Certifications
See descriptions...

Web Page Address

Office First American Real Estate

Address 7777 Leesburg Pike Ste 307S
Falls Church, VA 22043

Phone (703)506-1003

Fax (703)506-0630

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Languages

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EXHIBIT G

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

NATIONSTAR MORTGAGE LLC, Opposer, v. MUJAHID AHMAD, Applicant.	)	Opposition No. 91177036

APPLICANT'S RESPONSES TO OPPOSER'S
FIRST SET OF INTERROGATORIES

Pursuant to Rule 33 of the Federal Rules of Civil Procedure and Rule 2.120 of the Trademark Rules of Practice, Applicant Mujahid Ahmed ("Applicant"), responds and objects to the First Set of Interrogatories (the "Interrogatories") served by Opposer, Nationstar Mortgage LLC, dated July 23, 2007, as follows.

Applicant makes the objections and responses herein (collectively, the "Responses") based solely on its current knowledge, understanding, and belief as to the facts and the information available to it as of the date of the Responses. The Responses are given without prejudice to Applicant's right to produce subsequently discovered information and to introduce such subsequently discovered information at the time of any trial in this action.

Applicant does not waive any objection made in these Responses. Applicant does not waive any claim of privilege, whether expressly asserted or not, by providing any information or identifying any document or thing in response to the Interrogatories. The inadvertent disclosure of such information or the inadvertent identification or production of any document shall not

constitute a waiver of any applicable privilege as to that document or any other document identified or produced by Applicant.

GENERAL OBJECTIONS

The following General Objections apply to, and are incorporated by reference in, the Response to each and every Interrogatory. In addition to these General Objections, Applicant has stated specific objections to Interrogatories where appropriate, including objections that are not generally applicable to all Interrogatories. Applicant's specific objections to any of the Interrogatories do not preclude, supersede, or withdraw any of the general Objections to that Interrogatory.

Applicant objects to the Interrogatories to the extent that they call for information protected by: (i) the attorney-client privilege; (ii) the work-product doctrine; or (iii) any other privilege, immunity, or protection afforded by state or federal law. Applicant will provide only responsive information that is not subject to any such privilege or protection.

Fed. R. Civ. P. 26(b)(1) and the Trademark Rules preclude discovery beyond matters relevant to the claims or defenses of the parties. Accordingly, Applicant objects to the Interrogatories to the extent that they are overbroad and unduly burdensome and seek information that is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence.

Applicant objects to the Interrogatories to the extent that they seek information that is a matter of public record or is equally available or readily ascertainable by Opposer from some other source.

Applicant objects to the Interrogatories to the extent that they call for information that is not known by or reasonably available to Applicant.

Applicant objects to each Interrogatory to the extent that they purport to impose obligations on Applicant beyond those imposed by the Federal Rule of Civil Procedure and the Trademark Rules.

Applicant objects to each Interrogatory to the extent that it is vague, ambiguous, overbroad, unduly burdensome, and/or fails to reasonably identify the information sought, or prematurely calls for a legal conclusion.

Applicant reserves the right to assert additional and further objections to the Interrogatories to the extent that Applicant's production of documents or information in this action reveals that such additional and further objections are appropriate.

In responding to the Interrogatories, Applicant does not concede that any of the information sought or provided is relevant, material, admissible in evidence, or reasonably calculated to lead to the discovery of admissible evidence.

INTERROGATORY RESPONSES

INTERROGATORY NO. 1:

With respect to Applicant, identify each person employed by and/or in business with Applicant and each of said entities holding the following positions or titles (or their equivalent, if different titles are used):

A. President;
B. Owners;
C. Partners (of any type);
D. Investors;
E. Mortgage Brokers;
F. Sales Brokers;
G. Real Estate Brokers; and
H. Realtors.

RESPONSE TO INTERROGATORY NO. 1:

A. President: Mujahid Ahmad

2001 North Daniel St.

Apartment #101
Arlington, VA 22201

B. Owners: Mujahid Ahmad

C. Partners (of any type): n/a

D. Investors: n/a

E. Mortgage Brokers: Mujahid Ahmad

F. Sales Brokers: Mujahid Ahmad

G: Real Estate Brokers: n/a

H. Realtors: Mujahid Ahmad

INTERROGATORY NO. 2:

Set forth fully all facts, circumstances, dates and events concerning the origination, development, selection, and adoption, including but not limited to the persons involved therein, of Applicant's Mark.

RESPONSE TO INTERROGATORY NO. 2:

Applicant objects to this Interrogatory on the grounds that it is overly broad and unduly burdensome as it requests "all facts, circumstances, dates and events" and on the ground that it is vague and incapable of precise determination to the extent it requests information on the "origination" and "development" of Applicant's Mark.

Subject to and without waiving the foregoing objections, during or before December 2004, Applicant personally searched the Network Solutions website for available domain names. Applicant personally entered his own ideas for domain names, all of which were not available. The Network Solutions website provided "Recommended Available Domain Names," two of which were nationstarmortgage.com and nationstarmortgate.net. Based upon this, Applicant chose the mark NATIONSTAR and the tradename Nationstar Mortgage and began to advertise and promote Applicant's Services under this mark and tradename. No other

persons were involved in the origination, development, selection or adoption of the NATIONSTAR mark.

INTERROGATORY NO. 3:

Set forth fully all facts, circumstances and events concerning the first use in the United States, including but not limited to the persons involved therein, of Applicant's Mark for Applicant's Services as well as for any other product or service in connection with which Applicant has used and/or intends to use any or all of Applicant's Mark.

RESPONSE TO INTERROGATORY NO. 3:

Applicant objects to this Interrogatory on the grounds that it is vague and unclear as to the facts it seeks. Subject to and without waiving the foregoing objections, during or before December 2004, Applicant personally began to use the mark NATIONSTAR to advertise and promote Applicant's Services. Applicant sent written correspondence to potential clients, distributed and posted flyers and business cards and verbally promoted Applicant's Services under the NATIONSTAR mark. In response to Applicant's promotion and advertising under the NATIONSTAR mark, Applicant assisted clients in all aspects of the purchase of real estate and obtaining loans and related insurance. For example, in February 2005, Applicant assisted Abid Hussain in purchasing a home located at 7724 Camp Alger Ave., Falls Church, VA 22042. Working with a licensed real estate broker and mortgage broker, Applicant served as Mr. Hussain's real estate agent, prescreened and prequalified his financial situation, assisted him in securing a mortgage loan with World Savings through SAI Mortgage, Inc., and assisted and advised him in obtaining title and hazard insurance. The settlement for this sale was completed on March 24, 2005. Applicant has continued to advise and consult with Mr. Abid and has preformed comparative market analysis for his current residence and investment property.

INTERROGATORY NO. 4:

Identify and describe each distinct product and service that is being, has been, or is intended to be marketed, offered, shipped, sold, or rendered in connection with any or all of Applicant's Mark.

RESPONSE TO INTERROGATORY NO. 4:

Applicant objects to this Interrogatory on the ground that it is not relevant or reasonably calculated to lead to the discovery of admissible evidence to the extent it requests information on products and services "intended" to be sold or marketed.

Subject to and without waiving the foregoing objections, Applicant provides and will provide services related to the real estate industry in connection with his mark NATIONSTAR. Such services include consulting, advising and assisting with the purchase and sale of real estate, securing mortgage loans, refinancing loans, and managing rental property.

INTERROGATORY NO. 5:

Identify all current and former licensees of Applicant concerning Applicant's Mark, and for each specify the products and/or services in connection with which the licensee was granted the right to use Applicant's Mark.

RESPONSE TO INTERROGATORY NO. 5:

1. Mortgage Broker License (VA)
2. Mortgage Broker License (MD)
3. Mortgage Broker License (DC)
4. Real Estate License (VA)
5. Real Estate License (MD)
6. Real Estate License (DC)

INTERROGATORY NO. 6:

State the total volume of annual sales (in units and equivalent dollar value) of all of Applicant's Services from the claimed date of first use to the present.

RESPONSE TO INTERROGATORY NO. 6:

Between January and December 2005, Applicant served as the real estate agent and otherwise assisted and advised with the sale of approximately $4,164,900 worth of real estate. Such sales resulted in payment of $72,433.37 to Applicant. Between January and December 2006, Applicant served as the real estate agent and otherwise assisted and advised with the sale of approximately $872,000 worth of real estate. Such sales resulted in payment of $22,928 to Applicant. Between January 2007 and the present, Applicant served as the real estate agent and otherwise assisted and advised with the sale of approximately $1,050,000 worth of real estate.

INTERROGATORY NO. 7:

Describe the manner and extent of past, current and intended advertising, promoting, and offering for sale of each of Applicant's Services in association with Applicant's Mark, including but not limited to the media used and the class(es) of customers to whom advertising and promotional materials are or will be directed.

RESPONSE TO INTERROGATORY NO. 7:

Applicant objects to this Interrogatory on the ground that it is irrelevant and unlikely to lead to the discovery of admissible evidence to the extent it requests information about "intended advertising" and classes of customers to whom advertising and promotions "will be directed." Applicant further objects to this Request on the ground that it is vague as it requests information on "class(es)" of customers.

Subject to and without waiving the foregoing objections, advertising and promotion are conducted through word of mouth, referrals, written communications to potential clients, flyers, business cards and Applicant's website. Applicant's advertising and promotional materials are directed to everyone interested in real estate services in Virginia, Maryland and Washington, DC.

INTERROGATORY NO. 8:

Identify all advertising agencies, public relations firms, and other businesses or persons whom Applicant has at any time employed, hired or retained in connection with the advertising and/or promotion of Applicant's Services associated with Applicant's Mark.

RESPONSE TO INTERROGATORY NO. 8:

Applicant has not employed, hired or retained any advertising agencies, public relation firms or other business or persons.

INTERROGATORY NO. 9:

Specify, by year as well as by location, the dollar amounts spent by Applicant to advertise and promote Applicant's Services associated with Applicant's Mark.

RESPONSE TO INTERROGATORY 9:

In 2005, Applicant spent approximately $280 printing business cards bearing the NATIONSTAR mark to promote Applicant's Services. In addition, between December 2004 and the present, Applicant has spent approximately $50 copying flyers bearing the NATIONSTAR mark to promote Applicant's Services. Applicant spent $149.94 to register the domain names www.nationstarmortgage.com and www.nationstarmortgage.net for a three year term. All other promotional work was conducted by Applicant personally and cannot accurately be valued in dollar amounts.

INTERROGATORY NO. 10:

A. Describe all the trade channels, including but not limited to licensees, franchisors, and retail outlets, and, if applicable, the departments therein, in which each of Applicant's Services are or have been offered, marketed, sold and/or rendered in association with Applicant's Mark.

B. Indicate the geographical areas, by individual state, in which Applicant's Services are or have been offered and sold and the dates of such sales.

RESPONSE TO INTERROGATORY NO. 10:

A. Applicant's services have been advertised and promoted generally to everyone interested in real estate services in Virginia, Maryland and Washington, D.C.

B. Applicant's Services have been advertised and promoted in Virginia, Maryland and Washington, D.C. Applicant has continuously provided Applicant's Services, including consulting and advising under the NATIONSTAR mark since December 2004 to the present in Virginia, Maryland and Washington, D.C. Settlements resulting from Applicant's Services were completed on March 24, 2005, February 10, 2005, April 7, 2005, April 11, 2005, July 12, 2005, July 25, 2005, August 9, 2005, August 15, 2005, September 27, 2005, August 16, 2006, September 15, 2006 and February 23, 2007.

INTERROGATORY NO. 11:

Identify and describe the class(es) of purchasers, users, and ultimate customers to whom each of Applicant's Services are promoted, sold and distributed in association with Applicant's Mark.

RESPONSE TO INTERROGATORY NO. 11:

Applicant objects to this Interrogatory on the ground that it is vague as it asks for "class(es)" of purchasers, users and "ultimate" customers.

Subject to and without waiving the foregoing objections, Applicant has promoted and sold his services to individuals interested in real estate services in Virginia, Maryland and Washington, D.C.

INTERROGATORY NO. 12:

Identify all present, former and prospective sales representatives, agents, associates, and licenses of Applicant's Services offered in connection with Applicant's Mark.

RESPONSE TO INTERROGATORY NO. 12:

Applicant objects to this Interrogatory on the ground that it is irrelevant and not reasonably calculated to lead to the discovery of admissible evidence to the extent it seeks information concerning "prospective sales."

Subject to and without waiving the foregoing objections, there are no other present, former or known prospective sales representatives, agents, associates or licensees of Applicant's services offered in connection with Applicant's Mark other than the Applicant.

INTERROGATORY NO. 13:

Describe Applicant's current or former business relationship with and knowledge of each of the following persons and entities: First American Real Estate, Metropolitan Regional Information Systems, Inc., National Association of Mortgage Brokers, National Association of Realtors, or any of their current or former employees or contractors.

RESPONSE TO INTERROGATORY NO. 13:

Applicant worked for First American Real Estate as an independent contractor. Applicant is a member of the Metropolitan Regional Information Systems, Inc. and the National Association of Realtors. Applicant has knowledge of but no relationship with the National Association of Mortgage Brokers.

INTERROGATORY NO. 14:

Identify all litigation, arbitration, United States Patent and Trademark Office proceedings, or other adversary proceedings involving the Applicant, whether past or present, concerning Applicant's Mark or Applicant's ownership, title, right to use or right to register Applicant's Mark in the United States.

RESPONSE TO INTERROGATORY NO. 14:

Applicant objects to this Interrogatory on the ground that it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

Subject to and without waiving the foregoing objections, Applicant is not aware of any litigation, arbitration, United States Patent and Trademark office proceeding, or other adversary proceeding, other than this proceeding, concerning Applicant's Mark or Applicant's ownership, title, right to use or right to register Applicant's Mark in the United States.

INTERROGATORY NO. 15:

Identify each person or entity against which Applicant has asserted a claim or which has asserted a claim against Applicant pertaining in any way to Applicant's Mark and identify the mark or name used by that person or entity, and the goods, services or business in connection with which the mark or name was used. For purposes of this Interrogatory, a claim shall be defined as a demand that a person or entity cease its use, or modify its use, or a mark or name alleged to be confusingly similar to Applicant's Mark in the United States, and which has not resulted in litigation or other adversary proceeding.

RESPONSE TO INTERROGATORY NO. 15:

Applicant has not asserted a claim and a claim has not been asserted against Applicant pertaining in any way to Applicant's Mark, other than the proceeding at issue.

INTERROGATORY NO. 16:

If Applicant has ever received an opinion concerning its right to adopt, use or register Applicant's Mark in the United States, or to prevent third parties from adopting, using or registering in the United States any name or mark alleged to be confusingly similar to Applicant's Mark identify:

A. All persons with knowledge of facts connected therewith, describing their respective areas of knowledge; and

B. All third parties and/or names referred to or involved therein.

RESPONSE TO INTERROGATORY NO. 16:

Applicant has never received an opinion concerning its rights to adopt, use or register Applicant's Mark in the United States, or to prevent third parties from adopting, using or registering in the United States any name or mark alleged to be confusingly similar to Applicant's Mark.

INTERROGATORY NO. 17:

If Applicant has contacted, been contacted by, spoken with or otherwise communicated with any third parties concerning the subject matter of this proceeding, identify said third parties and describe the nature of same communications.

RESPONSE TO INTERROGATORY NO. 17:

Applicant has only contacted and spoken with his attorneys regarding this proceeding. Such discussions are subject to attorney-client privilege.

INTERROGATORY NO. 18:

State all facts and identify all documents and tangible things which support Applicant's denial of any of the allegations of the Notice of Opposition.

RESPONSE TO INTERROGATORY NO. 18:

Applicant objects to this Interrogatory to the extent that it requests information that is publicly available and as easily accessible to Opposer as it is to Applicant.

Subject to and without waiving the foregoing objections, as described herein, Applicant began advertising and promoting Applicant's Services under the mark NATIONSTAR and provided Applicant's Services prior to April 4, 2005. Applicant is producing in response to Opposer's First Set of Document Requests, documents to support this claim, including copies of letters to potential customers, copies of flyers and business cards and documents reflecting real estate sales for which Applicant services as the real estate agent. In addition, Applicant is producing copies of all relevant licenses evidencing that he is currently a licensed real estate agent and mortgage broker. All other relevant facts and documents are a matter of public record.

INTERROGATORY NO. 19:

State all facts and identify all documents and tangible things which support Applicant's Answer and Applicant's stated Affirmative Defenses within its Answer.

RESPONSE TO INTERROGATORY NO. 19:

Applicant objects to this Interrogatory to the extent that it requests information that is publicly available and as easily accessible to Opposer as it is to Applicant.

Subject to and without waiving the foregoing objections, all relevant facts are stated hereto or are a matter of public record. All relevant documents have been produced in response to Opposer's First Set of Document Requests or are a matter of public record.

INTERROGATORY NO. 20:

Describe when and how Applicant first became aware of Opposer, Opposer's NATIONSTAR MORTGAGE Marks, and/or the services offered by Opposer.

RESPONSE TO INTERROGATORY NO. 20:

Applicant first became aware of Opposer and Opposer's Marks and Opposer's Services upon receipt of the Notice of Opposition for this proceeding.

INTERROGATORY NO. 21:

Identify and describe each of the services offered by Applicant under Applicant's Mark from Applicant's claimed date of first use through the present.

RESPONSE TO INTERROGATORY NO. 21:

Applicant objects to this Interrogatory on the ground that it is duplicative of Interrogatory No. 4.

Subject to and without waiving the foregoing objections, Applicant consulted with and advised clients in every aspect of the real estate industry. Each specific service cannot be identified. Many of these services take place over a long period of time.

In February 2005, Applicant assisted Abid Hussain purchase a home located at 7724 Camp Alger Ave., Falls Church, VA 22042. Working with a licensed real estate broker and mortgage broker, Applicant served as Mr. Hussain's real estate agent, prescreened and

prequalified his financial situation, assisted him in securing a mortgage loan with World Savings through SAI Mortgage, Inc., and assisted and advised him in obtaining title and hazard insurance. The settlement for this sale was completed on March 24, 2005. Applicant has continued to advise and consult with Mr. Abid and has preformed comparative market analysis for his current residence and investment property.

In June 2005, Applicant listed for sale the house of Mr. Zulkihar Sharieff and the property was sold on August 15, 2005. The property is located at 7220 Roosevelt Ave., Falls Church, VA 22042. Applicant advised Mr. Sharieff regarding home repairs and hiring of contractors. After that time, Applicant performed comparative market analysis for Mr. Sharieff and his family members and showed them multiple residential and commercial properties.

In June 2005, Applicant performed multiple market analyses for Mr. Abdul Haq and advised him regarding the home buying process. Applicant showed Mr. Haq multiple homes and prequalified him for a loan.

Applicant assisted and advised Mr. Ikram U. Danish with the refinancing of his home in June 2005. Applicant assisted and advised Mr. Danish with obtaining title and hazard insurance. Applicant continues to manage his property and consult regarding the hiring of contractors.

Applicant assisted and advised Mr. Shafiq Ahmad with the purchase of a home in July and August 2005. The property address is 6518 Sharps Drive, Centreville, VA 20121. Applicant performed multiple comparative market analysis and assisted and advised Mr. Ahmad in obtaining a mortgage and title and hazard insurance. Applicant continues to advise Mr. Ahmad regarding the hiring of contractors.

In November 2005, Applicant performed comparative market analysis for Ms. Marina Leon (of Brentwood, Maryland) and advised her regarding the home selling and buying process as well as her mortgage options. Applicant showed Ms. Leon multiple homes.

In February 2006, Applicant assisted and advised Mr. Samer Ramadan of Washington, D.C. in finding rental properties, including performing comparative market analysis for residential and commercial properties in Washington, D.C.

In March 2006, Applicant assisted and advised Mr. Ahmed U. Sayed in finding residential and commercial properties.

In March 2006, Applicant assisted and advised Mr. Muhammed Shoaib Shah of North Potomac, Maryland with finding residential and commercial properties.

In August and September 2006, Applicant assisted and advised Mr. Hameed Khan with the purchase of a residential property. The property is located at 7402 Ellwood Place, Springfield, Virginia 22150. Applicant assisted and advised Mr. Khan in obtaining a mortgage loan and hazard insurance. Applicant advised Mr. Khan in hiring contractors for his property.

Applicant assisted Pak-American Corporation to buy a commercial warehouse building. The property is located at 2800 10th Street, N.W., Washington, D.C. 20017. Applicant assisted and advised Pak-American in obtaining a mortgage loan, commercial hazard insurance, title insurance and property insurance. The settlement for this sale took place on February 23, 2007.

INTERROGATORY NO. 22:

Identify all other entities that have provided, are providing or that Applicant believes may provide in the future, Applicant's Services.

RESPONSE TO INTERROGATORY NO. 22:

Applicant objects to this Interrogatory on the grounds that it is vague and unclear as to the information it seeks. Applicant is not aware of any other entity that has or will provide Applicant's Services under Applicant's NATIONSTAR mark.

INTERROGATORY NO. 23:

State the bases for Applicant's following statements made in the application document and subsequent documents that Applicant filed with the U.S. Patent and Trademark Office to register Applicant's Mark:

A. "Applicant is using the mark [NATIONSTAR] in commerce on or in connection with the above-identified goods/services" (statement in the initial application);

B. "...he/she believes applicant to be entitled to use such mark [NATIONSTAR] in commerce..." (initial application);

C. "...to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the above identified [NATIONSTAR] 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..." (initial application);

D. "...[Mr. Ahmad] believes [himself] to be the owner of [Applicant's NATIONSTAR Mark] sought to be registered..." (initial application);

E. "The substitute specimens were in use in commerce at least as early as the filing date of the application." (in the declaration dated October 16, 2006);

F. "The mark was first used at least as early as April 4, 2005 and first used in commerce as least as early as April 4, 2005, and is now in such use in such commerce." (in the Application filed with signed declaration dated April 20, 2006).

RESPONSE TO INTERROGATORY NO. 23:

A. Applicant advertised and promoted Applicant's Services under the NATIONSTAR mark and provided Applicant's Services prior to the filing date of Applicant's application as described hereto.

B. Applicant was not and is not aware of any reason he is not entitled to use Applicant's NATIONSTAR mark.

C. Applicant was not and is not aware of any person or entity with prior rights in Application's NATIONSTAR mark.

D. Based upon Applicant's use of the NATIONSTAR mark and the fact that no one else had prior right in the name mark or confusingly similar mark, Applicant believed himself to be the owner of Applicant's NATIONSTAR Mark.

E. The substitute specimens were examples of flyers and business cards posted and distributed before the filing date of the application.

F. Applicant advertised and provided Applicant's Services prior to April 4, 2005 under Applicant's NATIONSTAR Mark.

INTERROGATORY NO. 24:

Since the claimed date of first use of Applicant's Mark to the present, describe Applicant's involvement with the business development of Applicant's Services offered by Applicant under Applicant's Mark.

RESPONSE TO INTERROGATORY NO. 24:

Applicant objects to this Interrogatory on the grounds that it is vague and unclear. Applicant is solely responsible for the business development of Applicant's Services offer by Applicant under Applicant's Mark.

INTERROGATORY NO. 25:

Since the claimed date of first use of Applicant's Marks to the present, describe the process by which Applicant completes sales of Applicant's Services offered by Applicant under any or all of Applicant's Marks.

RESPONSE TO INTERROGATORY NO. 25:

Applicant objects to this Interrogatory on the grounds that it is vague and unclear and duplicative of Interrogatory No. 21. The process by which Applicant completed sales depends upon what services are at issue. In addition, Applicant provides many services related to the real estate industry for which a "completed sale" does not take place. In general, potential clients would contact Applicant in response to his advertising under the NATIONSTAR mark and seek his advice regarding the sale or purchase of real estate and/or the acquisition of a mortgage loan. Applicant, as a licensed real estate agent, would perform comparative market analysis and show properties to his clients. He would explain and advise clients regarding the sale process. Applicant would work with First American Real Estate, Inc., a licensed real estate broker to complete these transactions. As a loan officer and a mortgage broker, Applicant would advise them about their loan options and assist them to find the best mortgage loan to meet their needs. Applicant would also assist his client's in obtaining hazard and title insurance. Applicant also would advise and assist client's regarding managing property and making renovations and improvements.

INTERROGATORY NO. 26:

Identify all periods of non-use of each of Applicant's Marks, including the length of each period and the reasons therefore. For purposes of this Interrogatory, "non-use" shall refer to the absence of sales in the normal course of trade to *bona fide* customers of Applicant's Services in connection with Applicant's Marks.

RESPONSE TO INTERROGATORY NO. 26:

Since Applicant's date of first use, there have been no periods of non-use of Applicant's Mark. Applicant has continuously promoted and provided Applicant's Services.

INTERROGATORY NO. 27:

Describe the extent and nature of advertising of Applicant's services under any and all of Applicant's Marks.

RESPONSE TO INTERROGATORY NO. 27:

Applicant objects to this Interrogatory on the ground that it is duplicative of Interrogatory No. 7.

Subject to and without waiving the foregoing objections, Applicant advertises Applicant's Services under Applicant's Mark through word of mouth, referrals, written communications to potential clients, printed flyers, business cards and his website.

INTERROGATORY NO. 28:

Identify all information regarding Applicant's application for and registration of the domain names www.nationstrarmortgage.com and www.nationstarmortgage.net.

RESPONSE TO INTERROGATORY NO. 28:

Applicant personally registered the domain names www.nationstarmortgage.com and www.nationstarmortgage.net on April 4, 2005 using Network Solutions' on-line registration process.

INTERROGATORY NO. 29:

Concerning each document or tangible thing otherwise responsive to any interrogatory or document request which has been lost or destroyed since its preparation or receipt, identify for each document or tangible thing the following:

A. The interrogatory or request to which it would be responsive;
B. The circumstances whereby the document or tangible thing was lost or destroyed; and
C. The identity of all persons having knowledge of such loss or destruction.

RESPONSE TO INTERROGATORY NO. 29:

Applicant is not aware of any document or tangible thing otherwise responsive to any interrogatory or document request which has been lost or destroyed since its preparation or receipt.

INTERROGATORY NO. 30:

Identify all persons who prepared, assisted in the preparation of or provided information or documents for the answers to Opposer's interrogatories, indicating for each such person, each separate answer which he or she prepared, assisted in the preparation of or otherwise provided the information for.

RESPONSE TO INTERROGATORY NO. 30:

The Answers to Opposer's interrogatories were prepared by Applicant with the assistance and consultation of his attorneys.

As to the objections and legal contentions:

STEPTOE & JOHNSON LLP

By: Rachel M. Marmer

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Attorneys for Applicant, Mujahid Ahmad

Dated: August 24, 2007

VERIFICATION

I, Mujahid Ahmad, am the Applicant in this Opposition proceeding. I have read APPLICANT'S RESPONSES TO OPPOSER'S FIRST SET OF INTERROGATORIES ("Responses"). The answers set forth in the Responses are true to the best of my knowledge and belief.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that this Verification was executed on _____, 2007.

_____
Mujahid Ahmad

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing APPLICANT'S RESPONSES TO OPPOSER'S FIRST SET OF INTERROGATORIES was served this 24th day of August, 2007 by first-class mail, postage prepaid, on:

Bryce J. Maynard
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Rachel M. Maimes