

ESTTA Tracking number: **ESTTA36049**

Filing date: **06/17/2005**

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

Proceeding	92043516
Party	Defendant Stich, Willi Lorenz Stich, Willi Lorenz 950 Jennings Street Bethlehem, PA 18017
Correspondence Address	SEAN D. JOHNSON QUARLES & BRADY STREICH LANG LLP TWO NORTH CENTRAL AVENUE, RENAISSANCE ONE PHOENIX, AZ 85004-2391 UNITED STATES becky@billlawrence.com
Submission	declarations of Gregory Richardson and Bill Lawrence in Support of Motion for Summary Judgment.
Filer's Name	Gregory Richardson
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Signature	/gregoryrichardson/
Date	06/17/2005
Attachments	declgr.pdf (1 page) declmsgbl1.pdf (1 page) declbl2.pdf (1 page)

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DECLARATION OF GREGORY RICHARDSON

I, Gregory Richardson, declare:

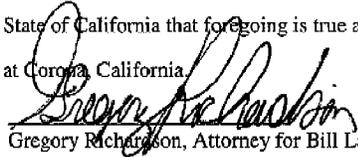
- 1. I am an attorney licensed to practice law in all courts in California.
- 2. I am the attorney for Willi Stich aka Bill Lawrence, the owner of the Mark BILL LAWRENCE.

- 3. I submit the above motion for Summary Judgment on behalf of Bill Lawrence.
- 4. Exhibit 1, 2, and 3 contain information on dba and fictitious business names from the Website of the County Recorder's Office for San Diego County. True and correct copies of webpages appear therein.

- 5. Exhibit 4 contains a true and correct copy of a webpage containing information on the ownership and registration of the domain name www.billlawrence.com.

- 6. Exhibit 5 contains true and correct copies of documents related to fictitious business names or dbas in the name of Jzchak Wajcman.

The above is of my own personal knowledge, except for those things stated under information and belief, and as to those matters I believe them to be true. If called upon to testify as to the above, I could and would so testify. I declare under penalty of perjury under the laws of the State of California that foregoing is true and that this Declaration was executed on June 14, 2005 at Corona, California.


 Gregory Richardson, Attorney for Bill Lawrence

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DECLARATION OF BILL LAWRENCE

I, Willi Stich aka Bill Lawrence, declare:

1. I am the owner of the Mark BILL LAWRENCE, Registration No. 2,303,676, which was registered on December 28, 1999.
2. I am the Registrant and submit the above Motion for Summary Judgment in opposition to the pending Petition for Cancellation.
3. Bill Lawrence refers to a living person, i.e. myself.
4. Since 1971 in the United States, I legally use my professional name Bill Lawrence in my everyday personal and business affairs as a musician, designer, and author—as well as an endorser in advertisements and in interviews which include my picture and signature.
5. I have consistently used the domain name www.billlawrence.com since 1996.
6. I filed the application Serial Number 75490657 on or about May 26, 1998 for the Mark BILL LAWRENCE. Before filing this application I conducted a search for businesses using the name or mark BILL LAWRENCE and found none.
7. Since 1994, I have spent in excess of \$400,000.00 in advertising and promoting the Mark BILL LAWRENCE. I never received any complaints from anyone about my use of the Mark Bill Lawrence in advertising or in business activities prior to obtaining registration.
8. I had a reasonable basis for believing that I was the rightful owner of the mark BILL LAWRENCE when I filed for registration of BILL LAWRENCE on or about May 26, 1998 based on not finding anybody else using BILL LAWRENCE as a tradename or mark and due to my large expenditures in advertising and building my business based on my own name “Bill Lawrence” and use of the mark BILL LAWRENCE.
9. The Petitioner Jzchak Wajcman did not file an opposition to my application for the Mark BILL LAWRENCE. The Petitioner did not and has not objected to my steady use of my website www.billlawrence.com, a domain created on July 27, 1996.

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The above is of my own personal knowledge, except for those things stated under information and belief, and as to those matters I believe them to be true. If called upon to testify as to the above, I could and would so testify. I declare under penalty of perjury under the laws of the State of California that foregoing is true and that this Declaration was executed on June 14, 2005 at Corona, California.

Bill Lawrence
Willi Stich, aka Bill Lawrence

Dated: June 16, 2005