

## **PLAINTIFF'S INTELLECTUAL PROPERTY RIGHTS**

### **A. PLAINTIFF'S TRADEMARK RIGHTS**

19. Plaintiff created and sells a product under the federally registered trademark, PROEXTENDER that functions as an adult sexual aide that fastens around the base of the penis and around the corona glans to gradually and naturally add tissue for a larger and longer penis.

20. Plaintiff is the owner of all rights in and to the PROEXTENDER Mark, U.S. Reg. No. 3,206,305 for “Adult Sexual Aids, Namely Penis Extenders” in International Class 10 registered February 6, 2007, which is valid and registered on the Principal Register of the United States Patent and Trademark Office (the “PROEXTENDER Mark”). A true and correct copy of the certificate of registration for the PROEXTENDER Mark is attached hereto as Exhibit 1.

21. The PROEXTENDER Mark consists of the wording “PROEXTENDER” in standard characters, was first used on January 1, 1994, and first used in commerce on January 1, 2001.