



(Translation of our communication of 12/12/2010)

**OFFICE FOR HARMONIZATION
IN THE INTERNAL MARKET (OHIM)**
Avenida de Europa, 4
E-03008 ALICANTE
(Espagne)

Object : Request for confirmation
of legal representation

Villiers-sur-Marne,
December 12, 2010

Dear Sirs,

An opposition has been filed against the registration of our trade mark, MACARAJA, under the No B001766701.

On September 24, 2010, we were contacted by Wilson & Berthelot, Intellectual Property Advisors (22 rue Bergère - F-75009 PARIS, France). Their letter, without its annexes, is attached to this mail.

We emailed our answer to Wilson & Berthelot on October 27, 2010, thus opening discussions with Apple Inc. through their intermediary (copy for information only, because our request does not concern the right of the mark or the content of the opposition).

As you will see from the attached Wilson & Berthelot mail:

- Wilson & Berthelot have been mandated by their client, Apple Inc. USA: «*Je formerais opposition à votre demande de marque communautaire conformément aux instructions de ma cliente.*» (I shall file an opposition against your request for community trade mark, in accordance with my client's instructions.);
- Wilson & Berthelot client, Apple Inc. USA, only contests the resemblance with MAC trade mark. No mention whatsoever is made of IMAC and MAC OS trade marks;
- Wilson & Berthelot client, Apple Inc. USA, only contests some products, for which they ask us to add exceptions.

We feel entitled to question the opposition filed against the registration of our trade mark, MACARAJA, by representative Edwards Angell Palmer & Dodge UK LLP instead of representative Wilson & Berthelot.

Therefore, we would like you to check that:

- representative Edwards Angell Palmer & Dodge UK LLP has been duly mandated by Apple Inc. USA, i. e. that the request does come from Apple Inc. USA (as opposed to an affiliate with no property rights on the relevant trade marks), that the decision has actually been taken by a person empowered to act on behalf of Apple Inc. USA (a member of their management team, for instance), and that the representative Edwards Angell Palmer & Dodge UK LLP has been duly appointed to do so in the case at hand;
- representative Edwards Angell Palmer & Dodge UK LLP has effectively filed, following a specific request from Apple Inc. USA, an opposition aimed specifically at our trade mark MACARAJA and concerning the MAC, IMAC et MAC OS trade marks;
- representative Edwards Angell Palmer & Dodge UK LLP has effectively filed an opposition covering all classes at Apple Inc. USA's request.

If it was not the case, this opposition would not reflect the will of the owner of the MAC, IMAC et MAC OS trade marks and could not, in our view, be deemed valid as it would not reflect the will of Apple Inc. USA, but only the will and decision of the representative Edwards Angell Palmer & Dodge UK.

We can be reached online at *****@macaraja.fr, and look forward to being kept informed of the evolving situation. Do not hesitate to contact us, should you need further informations.

Best regards,



Francis FAULHABER
Chairman