

BEFORE THE  
POSTAL REGULATORY COMMISSION  
WASHINGTON, D.C. 20268-0001

Postal Regulatory Commission  
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REVIEW OF NONPOSTAL SERVICES

Docket No. MC2008-1 (Phase II)

UNITED STATES POSTAL SERVICE NOTICE OF FILING  
A CERTIFICATION OF ADDITIONAL INFORMATION RELATED TO  
THE LICENSING PROGRAM  
(May 11, 2009)

The Postal Service hereby files a certification from Gary A. Thuro who is sponsoring the additional material that the Postal Service will rely on in this docket.

The Postal Service's March 20<sup>th</sup> filing in response to Presiding Officer Ruling No. 4 identified the following additional material:

- a. From its Initial Response of the United States Postal Service to Order No.74 (filed June 9, 2008), the Postal Service will rely on the introductory material on licensing on pages 20-21, the text on page 21 regarding USPS Trademarks Used on Third Party Consumer Goods, the text on page 22 regarding Commercial Trademark Licenses, and the financial information for commercial licenses on page 23.
- b. From its Attachment to the Response of the United States Postal Service to Order No. 126 Regarding Licensing Agreements (filed November 17, 2008, with Errata filed on November 19, 2008), the Postal Service will rely on material concerning the five commercial licenses involving mailing and shipping supplies at issue in Phase II.

For the convenience of the Commission and the parties, the Postal Service attaches hereto the pages containing the additional material.<sup>1</sup> Mr. Thuro's attestation to the accuracy of the material is also included in the attachment.

The Postal Service notes that in the attachment, page 22 of its response to Order No. 74 has been updated once again to reflect the current number of

<sup>1</sup> The portions that are not part of the Postal Service's direct case are lined out.

commercial licenses as 40 instead of 42. The total number of licenses changes as new licenses are signed or existing licenses expire. However, since the response to Order No. 74 was filed on June 9, 2008, the Postal Service has had 5 licenses that cover mailing and shipping products, the category at issue in Phase II of this proceeding.

Respectfully submitted,

UNITED STATES POSTAL SERVICE

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## **Attachment Two**

~~The following descriptions pertain to programs or activities for which there is no separate GL account shown in Attachment One, but which have their revenue reflected in Attachment One as part of Miscellaneous Revenue under either GL 44030.000 or GL 44030.126. Their revenue is further broken out by Finance Number in Attachment Two. As explained before, because the actual Finance Numbers add no value to this exercise, they have been replaced in Attachment Two by Row Numbers. Each Row Number represents a Finance Number.~~

### **ATTACHMENT TWO ACTIVITY AND PROGRAM DESCRIPTIONS**

#### **LICENSING PROGRAMS**

Managing and protecting intellectual property assets (patents, trademarks, copyrights) are important to the economic health of a business entity. The U.S. Postal Service, like its business competitors, must be able to identify its evolving intellectual property assets on an ongoing basis and file with the U.S. Patent and Trademark Office applications to protect that property for defensive purposes. For example, failing to apply for and obtain a U.S. Patent for a Postal Service invention could ultimately result in the loss of Postal Service rights in the invention to another business entity who applies for and receives a U.S. Patent for the invention. The Postal Service could subsequently be prohibited from using its invention unless it pays a licensing fee (sometimes exorbitant) to the owner of the U.S. Patent.

Managing and protecting intellectual property assets are also important to the economic health of a business entity in that intellectual property assets can be leveraged for revenue. For example, the Postal Service's well-known brand, its corporate signature, as represented by the Sonic Eagle (a trademark) can be licensed to third parties for use in connection with products or services sold by the third parties. This requires the Postal Service to exert quality control over the products or services to assure that consumers receive the quality they have come to expect when purchasing Postal Service products or services. The Postal Service would receive compensation in the form of royalty payments or a flat fee.

That being said, the Postal Service actively manages and protects its intellectual property assets for defensive purposes as well as for purposes of leveraging those assets for revenue. The subject matter of the Postal Service's intellectual property licenses to third parties can be broken down into three categories. These are: 1) USPS inventions; 2) USPS trademarks used on third party consumer goods; 3) USPS trademarks or copyrighted materials used by third parties for noncommercial purposes or limited commercial purposes.

## 1. USPS Inventions

### ~~USPS Inventions Owned by USPS and Documented in U.S. Patents~~

~~The Postal Service owns sixty-seven U.S. Patents, of which two have been licensed by the Postal Service to third parties. These relate to the design of cluster box units, and locks for cluster box units. The licensing agreements involving these two patents were implemented only this fiscal year, and thus did not generate revenue in FY06 and FY07, but presumably will going forward. For example, revenue generated in February and March of 2008 was \$118 thousand.~~

### ~~USPS Inventions Owned by Assignees of USPS~~

~~Three inventions developed by suppliers under contract with the Postal Service have been sold by the Postal Service to the suppliers with a royalty free license back to the Postal Service to use the inventions. By written agreement, the Postal Service also retains the right to royalty payments from the suppliers' sales of the inventions. These suppliers and inventions are:~~

~~Northrop Grumman — Flats Sequencing System  
I.D. Systems — Forecasting Module Software  
SMI Ltd. — Stamp Affixer~~

~~To date, the Postal Service has received no royalty payments from the suppliers' sales of the inventions.~~

## 2. USPS Trademarks Used on Third Party Consumer Goods

This program licenses use of intellectual property owned by the Postal Service, including stamp images, copyrighted material, the Postal Service corporate signature, other trademarks, service marks and trade dress. Licensees can pay specific fees for usage in the commercial marketplace, but in most cases pay a royalty for each item that contains Postal Service intellectual property. The licensed items are commercially available consumer products sold in various marketplaces and territories.

### *Commercial Trademark Licenses*

Currently, the Postal Service licenses its trademarks to 40 third-party vendors for use on consumer goods. By category of consumer goods, these are: *Apparel (5), Art (1), Cards & Stationary (1), Fabric (1), Fashion Accessories (8), Food (1), Gifts & Collectibles (4), Mailing & Shipping (5), Pet Products (2), Toys & Games (12).*

### *Premium Trademark Licenses*

Currently, the Postal Service licenses its trademarks to 18 third-party vendors for use on consumer goods to be sold to Postal Service employees.

### *Affinity Card Agreement — Chase Bank USA*

The Postal Service entered into an agreement in 2002 for providing affinity credit cards to Postal employees (done by a predecessor to Chase), whereby Postal employees would enjoy credit card benefits from the issuing bank, the Postal Service obtained a guaranteed payment for the use of the Postal Service's intellectual property, and Chase was provided the ability to solicit postal employees. Chase parties can use the intellectual property of the Postal Service (e.g., its eagle logo, stamp designs, the Mr. ZIP logo, trade dress, etc.) in marketing and servicing, including displaying on marketing materials, the card, and statements, relating to the credit cards issued under this program. Similarly, the Postal Service can use Chase's intellectual property (its logo, trade dress, etc) in connection with Postal Service marketing of the program to its employees. The guaranteed amount is offset by royalties that are generated based upon employees signing up for the credit card. The previous contract expired in the summer of 2007 and was replaced by another agreement (also with Chase), to be in effect for a 5 year period (through June 2012), whereby the Postal Service obtained a guaranteed payment for its intellectual property and the ability to solicit its employees of \$4,500,000 (payable in July of 2007 of \$3,500,000 and annual payments thereafter of \$250,000) That \$4,500,000 amount would be offset to the extent that royalties for sign ups and card usage are due to the Postal Service. However, in the event that the amounts due for sign ups and card usage exceed the guaranteed amount, those amount would be due (over and above the guaranteed amount). It should be noted in the five year contract 2002-2007, the Postal Service only received the guaranteed amount. As such, the Postal Service makes its money from the guarantee provided by Chase.

### 3. USPS Trademarks or Copyrighted Materials Used by Third Parties for Noncommercial Purposes or Limited Commercial Purposes

Limited Licensing: The Postal Service does the following types of limited licenses, for rights and permissions:

- 1 — Copyrighted Materials in Print —
- 2 — Copyrighted Materials on Website —

- ~~3 Trademarks in Publications~~
- ~~4 Non-Profit Use of Trademarks~~
- ~~5 Trademark Use in Advertising~~
- ~~6 Trademark Use on Website~~
- ~~7 Stamp Use in Publication~~
- ~~8 Non-Profit Use of Stamp~~
- ~~9 Stamp Use in Advertising~~
- ~~10 Stamp Use on Website~~
- ~~11 Location Agreement (Permission to film or take still photography on Postal Service premises)~~
- ~~12 Entertainment Agreement (Generally trademark usage, but some stamps)~~
- ~~13 Mural Agreement (Permission to photograph and publish)~~

~~The Postal Service charges an application fee of \$25 for each application, and in some instances charges a small royalty or location fee. Annual revenue was \$38,422 in FY07 and \$34,371 in FY06, and we execute approximately 150 – 200 licenses a year. All of the requests come from the public and customers – the Postal Service does not solicit business or actively market the program. Commonly requested uses are: the use of stamp images in textbooks, and the use of the logo on an internet website to show the Postal Service as a shipping option.~~

#### Revenue Reporting

The revenue for Licensing is booked in the GL as part of Misc Rev, 44030.000, and shows up as Row 67 (Licensing Programs) of Attachment Two. Note that, currently, licensing agreements of the type covered by this program do not include agreements made by the Postal Service to procure materials using its own intellectual property for its own use (such as for subsequent sale by the Postal Service to consumers). Thus, the licensing program does not extend to the procurement of philatelic or OLRP products sold at Postal Service retail locations or online at [www.usps.com](http://www.usps.com). In the past, however, including in FY06 and FY07, a portion of OLRP was booked into Row 67 of Attachment Two. In addition to the amounts shown above from Limited Licensing, the FY06 and FY07 revenues from other types of Licensing programs are shown below.

~~Affinity Card Program  
 FY2006 \$ 250,000  
 FY2007 \$4,250,000~~

Commercial Licenses  
 FY2006 – \$1,763,761  
 FY2007 – \$1,490,788

~~Premiums Licenses  
 FY2006 \$ 216,489  
 FY2007 \$ 262,022~~

Agreement Number	Execution date	Expiration date	Revenue	
			FY 2006	FY 2007
LICENS-07-C-1211	11/27/2007	06/30/11	0.00	0.00
LICENS-07-C-1201	08/15/07	03/31/11	0.00	0.00
LICENS-08-C-1219	05/29/08	9/30/11	0.00	0.00
LICENS-08-C-1220	5/7/2008	12/31/11	0.00	0.00
LICENS-06-C-1176	11/03/06	12/31/09	0.00	5,000.00
LICENS-07-C-1207	11/01/07	12/31/10	0.00	0.00
LICENS-07-C-1210	11/26/2007	03/31/11	0.00	0.00
LICENS-07-C-1202	08/15/07	03/31/11	0.00	0.00
LICENS-06-C-1025	10/31/06	03/31/09	42,923.66	35,706.39
LICENS-08-C-1223	09/04/08	03/31/12	0.00	0.00
LICENS-08-C-1215	03/11/08	12/31/10	0.00	0.00
LICENS-06-C-1031	05/10/06	12/31/08	346.67	0.00
LICENS-07-C-1195	5/7/2007	12/31/10	0.00	0.00
LICENS-08-C-1217	3/18/2008	03/31/11	0.00	0.00
LICENS-87-C-1217	03/20/07	03/31/10	0.00	1,000.00
LICENS-07C-2036	5/16/2007	05/31/10	0.00	500.00
LICENS-07-C-1197	3/13/2008	03/31/11	0.00	0.00
LICENS-07-C-1216	02/08/06	12/31/08	0.00	2,500.00
LICENS-06-C-2172	02/08/06	12/31/09	268,585.77	175,864.68
LICENS-08-C-2051	06/17/08	12/31/10	0.00	3,382.57
LICENS-06-C-1175	12/07/06	12/31/09	0.00	1,000.00
LICENS-07-C-1185	04/10/07	03/31/10	0.00	5,000.00
LICENS-07-C-1203	9/6/2007	12/31/10	0.00	0.00
LICENS-08-C-1221	06/17/08	12/31/10	0.00	0.00
483083-03-U-0455	01/14/05	01/15/17	485,422.72	525,203.14
2CMROS-03-3754	01/01/03	12/31/08	489,240.42	522,929.53
LICENS-07-C-1199	07/18/07	12/31/10	0.00	10,000.00
LICENS-08-C-1222	5/2/2008	06/30/11	0.00	0.00
LICENS-07-C-1198	05/30/07	05/31/10	0.00	5,000.00
LICENS-06-C-1085	08/31/06	12/31/08	9,500.00	2,500.00
LICENS-06-C-2086	03/14/07	03/31/10	0.00	3,000.00
LICENS-08-C-3089	06/17/08	12/31/10	10,306.55	2,500.00
LICENS-06-C-1173	11/14/06	03/31/10	0.00	5,000.00
LICENS-06-C-1214	03/11/08	01/31/11	0.00	0.00
LICENS-07-C-1205	9/6/2007	12/31/10	0.00	0.00
LICENS-08-C-1218	4/8/2008	03/31/11	0.00	0.00
LICENS-07-C-1209	11/13/2007	12/31/10	0.00	0.00
LICENS-07-C-1213	2/12/2008	03/31/11	0.00	0.00
LICENS-06-O-1108	10/03/06	09/30/09	8,919.14	3,487.26
LICENS-07-C-2183	03/06/07	12/31/09	26,993.68	35,678.13
LICENS-06-C-1181	12/06/06	09/30/09	0.00	5,000.00
LICENS-07-C-1184	03/06/07	03/31/10	0.00	5,000.00

Merchandise Categories Covered By License Agreements

Licensee Contract Number	Merchandise Category	Articles	Currently In Market	In Market Prior to 2006
<del>LICENS-07-C-1211</del>	Apparel	Clothing Sets	No	No
<del>LICENS-07-C-1211</del>	Apparel	Other Tops	No	No
<del>LICENS-07-C-1211</del>	Apparel	Outercoats / Vests And Jackets	No	No
<del>LICENS-07-C-1211</del>	Apparel	Shirts And Blouses (Not T-Shirts)	No	No
<del>LICENS-07-C-1211</del>	Apparel	Sportswear	No	No
<del>LICENS-07-C-1211</del>	Apparel	T-Shirts	No	No
<del>LICENS-07-C-1201</del>	Accessories	Jewelry	No	No
<del>LICENS-07-C-1201</del>	Accessories	Watches, Watch Straps, Watch Cases	Yes	No
<del>LICENS-07-C-1201</del>	Gifts / Novelties & Decorative Accessories	Clocks	Yes	No
<del>LICENS-07-C-1201</del>	Fine Arts	Collectible Housewares	Yes	No
<del>LICENS-08-C-1219</del>	Fine Arts	Artwork and Paintings (Gallery)	Yes	No
<del>LICENS-08-C-1220</del>	Toys, Games, and Audio Equipment	Board Games And Other Games	No	No
<del>LICENS-08-C-1220</del>	Toys, Games, and Audio Equipment	Puzzles	No	No
<del>LICENS-06-C-1176</del>	Toys, Games, and Audio Equipment	Costumes And Masks / Disguises	Yes	No
<del>LICENS-07-C-1207</del>	Accessories	Hair Accessories	No	No
<del>LICENS-07-C-1207</del>	Accessories	Neckwear, Scarves, Dickies	No	No
<del>LICENS-07-C-1207</del>	Accessories	Socks	Yes	No
<del>LICENS-07-C-1207</del>	Apparel	Bras, Slips, Camisoles, Teddies	No	No
<del>LICENS-07-C-1207</del>	Apparel	Leggings And Stirrup (Not Exercise)	No	No
<del>LICENS-07-C-1207</del>	Apparel	Pantyhose / Hosiery	Yes	No
<del>LICENS-07-C-1207</del>	Apparel	Underwear / Undershirts / Long Underwear	No	No
<del>LICENS-07-C-1207</del>	Automotive	Automotive	No	No
LICENS-07-C-1210	Mailing and Shipping Supplies	Postage Meter Cartridges and Supplies	Yes	No
<del>LICENS-07-C-1210</del>	Video Games and Computer Products	Inkjet and Laser Toner Cartridges and Supplies	No	No
<del>LICENS-07-C-1202</del>	Accessories	Backpacks, Rucksacks, Knapsacks	No	No
<del>LICENS-07-C-1202</del>	Accessories	Bags, Totes, Pouches, Cases	Yes	No
<del>LICENS-07-C-1202</del>	Accessories	Cell Phone, MP3 Player, And PDA Holders	No	No
<del>LICENS-07-C-1202</del>	Accessories	Cosmetic And Toiletry Bags/ Holders	No	No
<del>LICENS-07-C-1202</del>	Accessories	Umbrellas	No	No
<del>LICENS-07-C-1202</del>	Accessories	Wallets, Purses, Coin Cases, Money/Key Holders	Yes	Yes
<del>LICENS-06-C-1025</del>	Domestics and Linens	Sewing Products and Fabrics	Yes	Yes
<del>LICENS-06-C-1025</del>	Gifts / Novelties & Decorative Accessories	Windows / Wall / Door Décor	Yes	Yes
<del>LICENS-08-C-1223</del>	Sporting Goods	Bicycle Products	No	No
<del>LICENS-08-C-1215</del>	Accessories	Wallets, Purses, Coin Cases, Money/Key Holders	Yes	Yes
LICENS-08-C-1215	Mailing and Shipping Supplies	Return Mailing Labels	Yes	Yes
<del>LICENS-08-C-1215</del>	Stationery and Paper Goods	Labels And Name tags	Yes	Yes
<del>LICENS-08-C-1215</del>	Stationery and Paper Goods	Printed Paper (Checks/Sheet Music/Gift Certificate)	Yes	Yes
<del>LICENS-06-C-1031</del>	Gifts / Novelties & Decorative Accessories	Plaques, Signs, And Frames	Yes	Yes
<del>LICENS-07-C-1195</del>	Accessories	Bags, Totes, Pouches, Cases	No	No

### Merchandise Categories Covered By License Agreements

Licensee Contract Number	Merchandise Category	Articles	Currently In Market	In Market Prior to 2006
<del>LICENS-87-C-1217</del>	<del>Accessories</del>	<del>Watches, Watch Straps, Watch Cases</del>	<del>No</del>	<del>No</del>
<del>LICENS-87-C-1217</del>	<del>Footwear</del>	<del>Slippers</del>	<del>No</del>	<del>No</del>
<del>LICENS-07C-2036</del>	<del>Accessories</del>	<del>Bags, Totes, Pouches, Cases</del>	<del>Yes</del>	<del>No</del>
<del>LICENS-07C-2036</del>	<del>Accessories</del>	<del>Wallets, Purses, Coin Cases, Money/Key Holders</del>	<del>Yes</del>	<del>No</del>
<del>LICENS-07C-2036</del>	<del>Stationery and Paper Goods</del>	<del>Bookplates, Bookmarks, And Book Covers</del>	<del>No</del>	<del>No</del>
<del>LICENS-07C-2036</del>	<del>Stationery and Paper Goods</del>	<del>Files, Folders And Portfolios</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1197</del>	<del>Footwear</del>	<del>Casual And Dressy Shoes</del>	<del>Yes</del>	<del>No</del>
<del>LICENS-07-C-1197</del>	<del>Footwear</del>	<del>Sandals / Thongs / Zories</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1197</del>	<del>Footwear</del>	<del>Shoe Accessories And Shoe Care Products</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1197</del>	<del>Footwear</del>	<del>Slippers</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1216</del>	<del>Food and Beverage</del>	<del>Baked Goods (Prepared)</del>	<del>Yes</del>	<del>No</del>
<del>LICENS-07-C-1216</del>	<del>Food and Beverage</del>	<del>Confectionery And Gum</del>	<del>No</del>	<del>No</del>
<del>LICENS-06-C-2172</del>	<del>Fine Arts</del>	<del>Ingots</del>	<del>Yes</del>	<del>Yes</del>
<del>LICENS-08-C-2051</del>	<del>Gifts / Novelties &amp; Decorative Accessories</del>	<del>Key Chains</del>	<del>Yes</del>	<del>Yes</del>
<del>LICENS-08-C-2051</del>	<del>Gifts / Novelties &amp; Decorative Accessories</del>	<del>Magnets</del>	<del>Yes</del>	<del>Yes</del>
<del>LICENS-08-C-2051</del>	<del>Gifts / Novelties &amp; Decorative Accessories</del>	<del>Plaques, Signs, And Frames</del>	<del>Yes</del>	<del>Yes</del>
<del>LICENS-08-C-2051</del>	<del>Gifts / Novelties &amp; Decorative Accessories</del>	<del>Sculptures (Novelties)</del>	<del>Yes</del>	<del>Yes</del>
<del>LICENS-08-C-2051</del>	<del>Housewares</del>	<del>Mugs</del>	<del>Yes</del>	<del>Yes</del>
<del>LICENS-08-C-2051</del>	<del>Stationery and Paper Goods</del>	<del>Bookplates, Bookmarks, And Book Covers</del>	<del>Yes</del>	<del>Yes</del>
<del>LICENS-08-C-2051</del>	<del>Stationery and Paper Goods</del>	<del>Other School And Office Supplies</del>	<del>Yes</del>	<del>Yes</del>
<del>LICENS-08-C-2051</del>	<del>Stationery and Paper Goods</del>	<del>Posters</del>	<del>Yes</del>	<del>Yes</del>
<del>LICENS-06-C-1175</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Toy Vehicles And Accessories</del>	<del>Yes</del>	<del>No</del>
<del>LICENS-07-C-1185</del>	<del>Accessories</del>	<del>Bags, Totes, Pouches, Cases</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1185</del>	<del>Accessories</del>	<del>Headwear</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1185</del>	<del>Apparel</del>	<del>Loungewear</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1185</del>	<del>Apparel</del>	<del>Shirts And Blouses (Not T-Shirts)</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1185</del>	<del>Apparel</del>	<del>Shorts And Shortalls</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1185</del>	<del>Apparel</del>	<del>T-Shirts</del>	<del>Yes</del>	<del>No</del>
<del>LICENS-07-C-1185</del>	<del>Infant Products</del>	<del>Infant / Toddler Apparel</del>	<del>Yes</del>	<del>No</del>
<del>LICENS-07-C-1203</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Board Games And Other Games</del>	<del>No</del>	<del>No</del>
<del>LICENS-08-C-1221</del>	<del>Fine Arts</del>	<del>Collectible Sculptures / Figurines and Environments</del>	<del>Yes</del>	<del>No</del>
483083-03-U-0455	Mailing and Shipping Supplies	Boxes	Yes	Yes
483083-03-U-0455	Mailing and Shipping Supplies	Bubble-wrap	Yes	Yes
483083-03-U-0455	Mailing and Shipping Supplies	Envelopes	Yes	Yes
483083-03-U-0455	Mailing and Shipping Supplies	Mail Preperation	Yes	Yes
483083-03-U-0455	Mailing and Shipping Supplies	Moving Supplies	Yes	Yes
483083-03-U-0455	Mailing and Shipping Supplies	Packing Materials	Yes	Yes
483083-03-U-0455	Mailing and Shipping Supplies	Packing Tape / Tape Gun	Yes	Yes
483083-03-U-0455	Mailing and Shipping Supplies	Return Mailing Labels	Yes	Yes

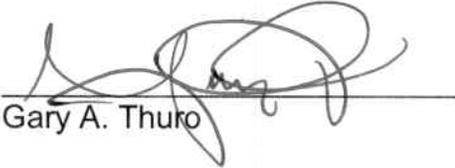
### Merchandise Categories Covered By License Agreements

Licensee Contract Number	Merchandise Category	Articles	Currently In Market	In Market Prior to 2006
2CMROS-03-3754	Fine Arts	Collectible Sculptures / Figurines and Environments	Yes	Yes
2CMROS-03-3754	Gifts / Novelties & Decorative Accessories	Stamp Cachets	Yes	Yes
LICENS-07-C-1199	Mailing and Shipping Supplies	Scales	Yes	No
<del>LICENS-08-C-1222</del>	<del>Accessories</del>	<del>Headwear</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1198</del>	<del>Footwear</del>	<del>Casual And Dressy Shoes</del>	<del>Yes</del>	<del>No</del>
<del>LICENS-07-C-1198</del>	<del>Footwear</del>	<del>Shoe Accessories And Shoe Care Products</del>	<del>Yes</del>	<del>No</del>
<del>LICENS-06-C-1085</del>	<del>Fine Arts</del>	<del>Collectible Housewares</del>	<del>No</del>	<del>No</del>
<del>LICENS-06-C-1085</del>	<del>Gifts / Novelties &amp; Decorative Accessories</del>	<del>Balloons</del>	<del>Yes</del>	<del>Yes</del>
<del>LICENS-06-C-2086</del>	<del>Stationery and Paper Goods</del>	<del>Stickers, Decals, Stamps, Tattoos, Etc.</del>	<del>Yes</del>	<del>No</del>
<del>LICENS-08-C-3089</del>	<del>Gifts / Novelties &amp; Decorative Accessories</del>	<del>Novelty / Decorative Storage</del>	<del>Yes</del>	<del>Yes</del>
<del>LICENS-06-C-1173</del>	<del>Gifts / Novelties &amp; Decorative Accessories</del>	<del>Other Gift / Novelty Items</del>	<del>No</del>	<del>No</del>
<del>LICENS-06-C-1173</del>	<del>Publishing, Audio, and Music</del>	<del>Audio Books, Cassettes, CD's And Records</del>	<del>No</del>	<del>No</del>
<del>LICENS-06-C-1173</del>	<del>Publishing, Audio, and Music</del>	<del>Color / Activity Books</del>	<del>No</del>	<del>No</del>
<del>LICENS-06-C-1173</del>	<del>Publishing, Audio, and Music</del>	<del>Novelty Books</del>	<del>No</del>	<del>No</del>
<del>LICENS-06-C-1173</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Activity Games / Toys</del>	<del>No</del>	<del>No</del>
<del>LICENS-06-C-1173</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Other Toys And Accessories</del>	<del>No</del>	<del>No</del>
<del>LICENS-06-C-1173</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Puzzles</del>	<del>Yes</del>	<del>No</del>
<del>LICENS-06-C-1173</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Stuffed/Plush Toys And Characters And Accessories</del>	<del>Yes</del>	<del>No</del>
<del>LICENS-06-C-1214</del>	<del>Accessories</del>	<del>Wallets, Purses, Coin Cases, Money/Key Holders</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Activity Games / Toys</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Balls (Toys)</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Battery / Electric Powered Vehicles</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Black / Slate Boards</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Board Games And Other Games</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Building / Construction Toys</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Craft / Model Kits And Supplies / Accessories</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Dolls And Doll Accessories</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Figure Accessories And Environments</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Figures</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Kites, Windsocks, And Their Accessories</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Learning And Scientific Toys</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Paint, Color, And Art Sets/Kits</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Pinball Games</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Playground Products</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Playing Cards</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Puppets / Marionettes And Accessories</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Puzzles</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Ride-Ons</del>	<del>No</del>	<del>No</del>
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Role Playing / Home Making Toys</del>	<del>No</del>	<del>No</del>

Merchandise Categories Covered By License Agreements

Licensee Contract Number	Merchandise Category	Articles	Currently In Market	In Market Prior to 2006
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Snow Play Products</del>	No	No
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Toy Clocks And Watches</del>	No	No
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Toy Guns / Weapons / Launchers And Accessories</del>	No	No
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Water And Sand Toys</del>	No	No
<del>LICENS-07-C-1205</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Wind-up / Friction-powered Toys And Vehicles</del>	Yes	No
<del>LICENS-08-C-1218</del>	<del>Accessories</del>	<del>Bags, Totes, Pouches, Cases</del>	No	No
<del>LICENS-08-C-1218</del>	<del>Accessories</del>	<del>Eyeglasses, Sunglasses, Eye Accessories</del>	No	No
<del>LICENS-07-C-1209</del>	<del>Pet Products</del>	<del>Animal Feeding Supplies and Treats</del>	Yes	No
<del>LICENS-07-C-1209</del>	<del>Pet Products</del>	<del>Animal Toys</del>	No	No
<del>LICENS-07-C-1213</del>	<del>Apparel</del>	<del>Loungewear</del>	No	No
<del>LICENS-07-C-1213</del>	<del>Apparel</del>	<del>Other Tops</del>	No	No
<del>LICENS-07-C-1213</del>	<del>Apparel</del>	<del>T-Shirts</del>	Yes	No
<del>LICENS-06-O-1108</del>	<del>Gifts / Novelties &amp; Decorative Accessories</del>	<del>Plaques, Signs, And Frames</del>	No	No
<del>LICENS-06-O-1108</del>	<del>Home Furniture / Garden / Hardware</del>	<del>Address Markers / Numbers</del>	Yes	No
<del>LICENS-06-O-1108</del>	<del>Mailing and Shipping Supplies</del>	<del>Embossers</del>	No	No
<del>LICENS-06-O-1108</del>	<del>Mailing and Shipping Supplies</del>	<del>Mail Preperation</del>	No	No
<del>LICENS-06-O-1108</del>	<del>Mailing and Shipping Supplies</del>	<del>Stampers And Stamp Pads</del>	No	No
<del>LICENS-07-C-2183</del>	<del>Gifts / Novelties &amp; Decorative Accessories</del>	<del>Banks</del>	Yes	Yes
<del>LICENS-06-C-1181</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Puzzles</del>	Yes	No
<del>LICENS-07-C-1184</del>	<del>Toys, Games, and Audio Equipment</del>	<del>Toy Vehicles And Accessories</del>	Yes	No

I, Gary A. Thuro, declare under penalty of perjury that the foregoing material in this attachment is true and accurate to the best of my information, knowledge and belief.

  
Gary A. Thuro

Date: 5-11-09