

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

3M COMPANY,

Plaintiff,

v.

Case No.: 8:20-cv-1003-T-35CPT

TAC2 GLOBAL LLC,

Defendant.

_____ /

CERTIFICATION

Undersigned counsel for Plaintiff 3M Company (“Plaintiff” or “3M”), pursuant to this Court’s Order dated May 7, 2020, hereby certifies as follows:

1. Notice of the above-captioned litigation has been provided to Defendant TAC2 Global LLC (“Defendant”).

2. Formal service of process of the Summons and Complaint was effected on May 6, 2020 at 11:21 am. A copy of the executed Return of Service is attached hereto as **Exhibit A**.

3. Undersigned counsel sent copies of the following documents to Defendants via email to derek@tac2global.com and chris.d@tac2global.com on May 8, 2020 at 2:23 pm: (i) Related Case Order and Track Two Notice [ECF No. 6]; (ii) Interested Persons Order for Civil Cases [ECF No. 7]; (iii) Motion for Temporary Restraining Order and Preliminary Injunction and Supporting Memorandum of Law [ECF No. 8]; (iv) Declaration of Charles Stobbie in Support of Plaintiff 3M Company’s Motion for Temporary Restraining Order and Preliminary Injunction [ECF No. 9]; (v) Declaration of David A.

Crist in Support of Plaintiff 3M Company's Motion for Temporary Restraining Order and Preliminary Injunction [ECF No. 10]; and (vi) Order on Motion for Temporary Restraining Order [ECF No. 12]. A copy of the May 8, 2020 email to Defendant and confirmation of delivery of the same is attached hereto as **Exhibit B**.

4. Upon information and belief, Defendant has had actual knowledge of the above-captioned litigation since at least May 1, 2020 because Defendant provided comments in connection with an article published by Bloomberg Law on May 1, 2020. See Brittain, *New 3M N95 Trademark Suit Targets Include Florida Lawyer (1)*, BLOOMBERG LAW, available at <https://news.bloomberglaw.com/ip-law/new-3m-n95-trademark-suit-targets-include-florida-lawyer> (May 1, 2020). A copy of *New 3M N95 Trademark Suit Targets Include Florida Lawyer (1)* is attached hereto as **Exhibit C**.

5. Plaintiff has no knowledge regarding whether Defendant has retained counsel in this matter. Plaintiff has requested that Defendant advise whether it has retained counsel, and, if so, to provide Plaintiff with the name(s) of the attorney(s) and law firm(s) representing Defendant. See Ex. B.

6. Plaintiff has not received a response to undersigned counsel's email attached hereto as Exhibit B.

Dated: May 8, 2020

MCDERMOTT WILL & EMERY LLP

By: /s/ Joseph M. Wasserkrug
Joseph M. Wasserkrug
Florida Bar No.: 112274
jwasserkrug@mwe.com
333 SE 2nd Avenue, Suite 4500
Miami, FL 33131-4336
T: 305.347.6501 | F: 305.675.8403

CERTIFICATE OF SERVICE

I hereby certify that on May 8, 2020 a copy of the foregoing was filed using the Court's CM/ECF filing system, and was served on Defendant via email at derek@tac2global.com and chris.d@tac2global.com.

By: /s/ Joseph M. Wasserkrug
Joseph M. Wasserkrug

DM_US 168531434-2.099922.0012