

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

IN RE:	:	
	:	CASE NO. 05-85627
RELIABLE AIR, INC., d/b/a	:	
RELIABLE HEATING & AIR,	:	CHAPTER 11
	:	
Debtor,	:	JUDGE MASSEY
	:	
RELIABLE AIR, INC., d/b/a	:	
RELIABLE HEATING & AIR,	:	ADVERSARY
	:	
Plaintiff,	:	PROCEEDING NO. _____
	:	
VS.	:	
	:	
DAN JAPE,	:	
	:	
Defendant.	:	

**AFFIDAVIT OF BARBARA JAPE IN SUPPORT OF COMPLAINT FOR
INJUNCTION, DAMAGES AND OTHER RELIEF**

1.

My name is Barbara Jape. I am an adult, laboring under no legal disability, and I make this affidavit based upon my own, personal, knowledge.

2.

I am the duly elected President of the Plaintiff, Reliable Air, Inc., d/b/a Reliable Heating & Air.

3.

I have read the allegations of the Complaint and hereby swear and affirm that all of the factual allegations set forth therein are true and correct.

4.

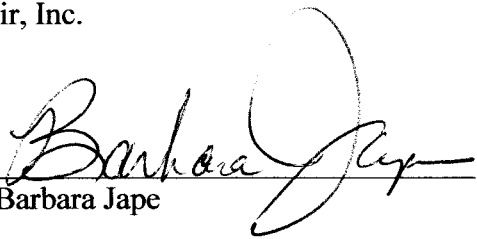
I know that on a daily basis, Reliable Air, Inc. has communications with customers, vendors, delivery services and others who are confused as to why there are two (2) companies in Woodstock, Georgia within less than two (2) miles of each other both doing business as "Reliable Heating & Air".

5.

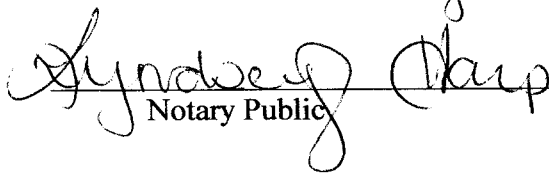
On many occasions, customers take service discount coupons issued by Dan Jape doing business as Reliable Heating & Air and call our company to provide the services at the discounted rate, thinking either that the coupon was issued by Reliable Air, Inc. or that Reliable Air, Inc. and Dan Jape's company are one and the same company.

6.

Dan Jape's actions of willfully infringing upon the service mark and trade name of Reliable Air, Inc. doing business as Reliable Heating & Air, is causing great loss of revenue to the company, is confusing the public, is damaging the good will which the corporation has built up over the years and is, otherwise, causing great, irreparable and immediate, ongoing injury and damage to Reliable Air, Inc.


Barbara Jape

Sworn to and subscribed before me
this the 19 day of July 20 07.


Notary Public

