1	Stanislav Arbit				
2	5344 E Diamond Ave				
3	Mesa, AZ 85206				
4	Phone: 480-818-4418				
5	Email: stan@securepower.io				
6	Plaintiff				
7					
8	UNITED STATES DISTRICT COURT				
9	DISTRICT OF ARIZONA				
10		PHC	DENIX DIVISION		
11					
12					
13	Stanislav Arbit	)	CASE NO.:CV23-00533-PHX-SPL		
14	Plaintiff,	)			
15	N/C	)	DECLARATION OF STANISLAV ARBIT IN		
16	VS.	)	RESPONSE TO OPPOSE DEFENDANT'S		
17	Schneider Electric SE, a	)	MOTION TO DISMISS COMPLAINT		
18	foreign entity,	)			
19	Defendant	)	Judge Steven P. Logan		
20	Defendant.	)			
21		)			
22					
23	I, Stanislav Arbit, declare a	s follo	DWS:		
24	1. I am representing myself	f in cas	se no.: CV23-00533-PHX-SPL. This declaration is		
25	submitted in support of Plaintiff's	Respo	onse to Oppose Defendant's Motion to Dismiss		
26	Complaint. The following facts are	e with	in my knowledge and, if called as a witness herein, I		
27	can and will competently testify the	iereto.			
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Declaration of Stanislav Arbit in Response to Motion to Dismiss

- 2. I have a bachelor's degree in mechanical engineering technology from an ABET-accredited program, I've passed the Fundamentals of Engineering exam (Other Disciplines), and I have approximately a decade of experience in the mission-critical I.T. infrastructure industry.
- 3. I worked for a manufacturer's representative of Schneider Electric in the State of Arizona and California and I own a company that sold Schneider Electric products. With more than six years of experience, and approximately 10 MM in attributable sales of Schneider Electric SE products, I have extensive knowledge of their go-to-market strategy and organizational structure and can state with certainty, that the Arizona market was specifically targeted, and Schneider Electric SE executed contracts in the State of Arizona.
- 4. Schneider Electric SE is also known by its other brands (e.g., APC, Square D, Invensys, TAC, etc.) and aliases, but it is one global company.
- 5. Mrs. Clayton, Mr. Paul, and Mr. Sharma are senior officers of Schneider Electric SE in the United States and were given actual notice by email regarding this trademark infringement lawsuit in March of this year. An in-house legal representative was copied into the email chain and provided the address that was used by U.S. Marshals for the service of the summons and the complaint.
- 6. Schneider Electric SE is contracted with various end users in Arizona to provide onsite start-up, preventative maintenance, and emergency repairs by technicians employed by Schneider Electric SE.
- 7. LDP Associates is the manufacturer's representative tasked with targeting the Arizona market. As a former LDP Associates employee I have knowledge of an exclusive contract to represent Schneider Electric SE.
- 8. Schneider Electric SE has employees living in Arizona who are assigned to manage the Phoenix market.

	9. APC, a Schneider Electric SE brand, has 30 partn	ners/resellers ser	ving the Pho	oenix
marke	set			

- 10. Defendant failed to promptly serve the memorandum setting forth the points and authorities relied upon in the Motion to Dismiss the Complaint. More specifically, nothing was received by First-Class Mail® until September 8, 2023. Defendant does not have written permission to serve papers at the email address referenced in the Certificate of Service found in the Motion to Dismiss Complaint.
  - 11. Defendant failed to meet and confer and declined to answer invitations to do so.
- 12. Schneider Electric SE has made numerous general appearances in this case and demonstrated intent to defend.
- 13. Schneider Electric SE has for many years sustained substantial, continuous, and systematic operations in the State of Arizona and jurisdiction would not offend traditional notions of fair justice.
- 14. A substantial part of the acts or omissions giving rise to Plaintiff's claims occurred in this District.
- 15. I, Stanislav Arbit, Plaintiff, live in Arizona and manage the SecurePower trademark in Arizona.

I declare under penalty of perjury that the aforementioned is true and correct. Executed September , 2023 in Arizona.

Respectfully submitted,

By: Stanislav Arbit 5344 E Diamond Ave Mesa, AZ 85206

Phone: 480-818-4418

Email: stan@securepower.io