

**Community Trade Mark Registration
No 1224831 OSHO in Classes 41 & 42
in the name of Osho International
Foundation ("OIF") and Application
for Invalidity No 5063 thereto by
Osho Lotus Commune e.V. ("Osho Lotus")**

Witness Statement

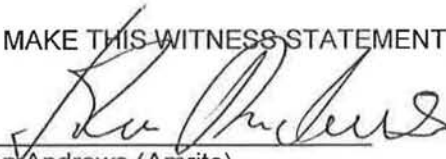
I, Dr John Andrews, also known as Amrito, of Flat 1, 13 Palmeira Ave, Hove, East Sussex, BN3 3GA, UK, do state as follows:

1. I am the Vice Chairman of Osho International Foundation ("OIF"), Vice Chairman of the Osho Inner Circle and Vice Chairman of Osho International Presidium. From 1979 until his death in January 1990, I was the personal physician of the mystic from India known throughout most of his life as Bhagwan Shree Rajneesh. He changed his name to Osho in the last months prior to his death and so I will refer to him as Osho for the purpose of this witness statement. I have been closely involved with the publication of Osho's work during his life and continue in that role. On Osho's express personal request, I have written and am in the process of writing several biographical works regarding Osho's life.
2. I am competent to make this witness statement and all of the statements made herein are from my personal recollection and from the records of OIF to which I have full access. Where I have made a statement that is not from my personal recollection, knowledge or records of OIF, I have identified the source of the statement and believe the facts to be true.
3. I have read the Witness Statement of Michael Byrne ("Jayesh") submitted into these proceedings and I can attest to the fact that Michael Byrne and I were the only people present when Osho died on 19. January 1990 and that virtually his last words were to Jayesh when he says, "I leave you my dream".
4. I can further confirm Michael Byrne's statements regarding the fact that Osho was always very clear that he wanted his intellectual property rights, including trademarks, to be looked after by OIF. Osho created the Inner Circle and the Osho International Presidium, all with a view to overseeing the continuation and expansion of his work. As Michael Byrne has stated in his statement, Osho overviewed the first meetings of the Inner Circle and was specific in his instruction about how it was to function.
5. In my personal experience, both of Osho in public talks and private conversations, I am totally clear that Osho was fully informed about copyrights, the Berne Convention, royalties, trademarks...and the need to use these instruments to protect his name and work, and the value of using clear visual symbolism to brand his work.
6. Osho was very much involved in details how his work was to be made available and he was particularly clear that there was to be no "free" access in a traditional, "charitable" way. At his insistence, people had to pay a fee to attend his public talks and he ensured that his books were to be sold and not given away for free. Osho was regularly informed and involved himself in how to price his books, distribution details, editing of the transcripts of his talks, and the design of covers and jackets of his books. He was engaged in copyright and trademark issues. He personally designed a number of logos to represent different phases of his work. These logos were then registered as trademarks at those times. He was actively involved in the use of his former name RAJNEESH, and his new name OSHO. He used Rajneesh and later Osho, as a brand name on an endless list of different entities including, buildings, meditation processes, meditation centers, his publications, departments, halls, auditorium, etc.
7. Osho worked until shortly before his death on the development of new meditations and in particular on a process of communicating with one's own body. I was involved

in communicating Osho's guidance and details about this meditation process with the team working on this. Osho specifically included "Osho" in the name. On December 5th 1989 we passed on a message to the Multiversity team with a final name given by Osho to this last meditation he created: "Osho Reminding Yourself of the Forgotten Language of Talking to Your Mind and Body". On request he specifically confirmed this unusual and long name for a meditation.

8. On another occasion when we explained to Osho that we were working with a newly developing computer system which allowed us to be in contact with all of his meditation centers around the world, he specifically suggested to add "Osho" to the name of the network calling it "OSHO Computer Network". Osho very much encouraged the use of "Osho" for all aspects of his work and the work of the foundation and his meditation centers.
9. Osho was also very clear that he and his ideas were not to be considered as a religion, or followed as one. In this regard, I attach as **Exhibit JA1** a DVD featuring a selection of videos of such talks together with written dialogue. These videos evidence the facts that Osho wanted to use his intellectual property rights commercially and that the mark OSHO was in no way to be associated with a religion, or as a religion itself.

AND I MAKE THIS WITNESS STATEMENT believing all the facts to be true.



Dr John Andrews (Amrito)

Date



July 20th 2011