

AO 120 (Rev. 08/10)

<b>TO:</b> Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	<b>REPORT ON THE                  FILING OR DETERMINATION OF AN                  ACTION REGARDING A PATENT OR                  TRADEMARK</b>
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court Northern District of Georgia on the following

Trademarks or  Patents. (  the patent action involves 35 U.S.C. § 292.):

DOCKET NO. 1:12-CV-4169-JOF	DATE FILED 12/3/2012	U.S. DISTRICT COURT Northern District of Georgia
PLAINTIFF VitalStim, LLC, et al.		DEFENDANT eSwallow USA, LLC
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 5,725,564	10/27/1995	ESD Limited Liability Company
2 5,987,359	10/23/1997	ESD Limited Liability Co.
3 6,104,958	7/19/1999	ESD Limited Liability Company
4 7,280,873 B2	2/18/2004	ESD, LLC
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In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1		
2		
3		
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT
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CLERK JAMES N. HATTEN	(BY) DEPUTY CLERK s/Andrea Gee	DATE <div style="border: 1px solid black; padding: 2px; display: inline-block;">Format m/d/yyyy</div>
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Copy 1—Upon initiation of action, mail this copy to Director    Copy 3—Upon termination of action, mail this copy to Director  
 Copy 2—Upon filing document adding patent(s), mail this copy to Director    Copy 4—Case file copy