AO 120 (Rev. 08/10)

| TO: | Mail Stop 8<br>Director of the U.S. Patent and Trademark Office<br>P.O. Box 1450<br>Alexandria, VA 22313-1450 | REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK |
|---|---|---|

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 Texas on the following

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

| DOCKET NO. | DATE FILED | U.S. DISTRICT COURT |
|---|---|---|
| 3:16cv3031-B | 10/28/2016 | Northern District of Texas |

| PLAINTIFF | DEFENDANT |
|---|---|
| Homevestors of America, Inc. | Homevest and Associates, Inc. |

| PATENT OR TRADEMARK NO. | DATE OF PATENT OR TRADEMARK | HOLDER OF PATENT OR TRADEMARK |
|---|---|---|
| 1 See Complaint | | |
| 2 | | |
| 3 | | |
| 4 | | |
| 5 | | |

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

| DATE INCLUDED | INCLUDED BY ☐ Amendment ☐ Answer ☐ Cross Bill ☐ Other Pleading | |
|---|---|---|
| PATENT OR TRADEMARK NO. | DATE OF PATENT OR TRADEMARK | HOLDER OF PATENT OR TRADEMARK |
| 1 | | |
| 2 | | |
| 3 | | |
| 4 | | |
| 5 | | |

In the above—entitled case, the following decision has been rendered or judgement issued:

| DECISION/JUDGEMENT |
|---|
| |

| CLERK | (BY) DEPUTY CLERK | DATE |
|---|---|---|
| Karen Mitchell | s/L. Munoz | 10/28/2016 |

**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**

12. Specifically, HomeVestors owns the following registered service marks that are important to the filing of this lawsuit (collectively, the "TRADE NAME MARKS"):

| MARK | REG. NO. | GOODS/SERVICES |
|---|---|---|
| HOMEVESTORS ® | 2,721,129 (Incontestable) | IC 35. Franchising services, namely, offering technical assistance in establishing, operating, marketing and developing franchised businesses that purchase, finance and sell residential real estate. |
| HOMEVESTORS ® | 2,894,974 (Incontestable) | IC 36. Real estate services, namely real estate acquisition, real estate brokerage services and mortgage lending services of residential real estate |
| THE VESTOR'S CHOICE ® | 2,894,973 (Incontestable) | IC 09. Downloadable electronic publications in the nature of electronic newsletters relating to developing, operating and marketing franchised businesses that purchase, finance and sell residential real estate. |
| HOMEVESTORS ® | 2,216,811 (Incontestable) | IC 36. Real estate services, namely, real estate brokerage, and providing mortgage, title and home insurance brokerage services. |
| HOMEVESTORS ® | 2,402,260 (Incontestable) | IC 37. Building repair services. |
| ADVESTORS HVA MARKETING SERVICES ® | 4,328,837 (Incontestable) | IC 35. Advertising services. |
| ADVESTORS ® | 4,313,733 (Incontestable) | IC 35. Advertising services. |
| HOMEVESTING ® | 4,684,922 | IC 035. Franchising services, namely, offering technical assistance in establishing, operating, marketing and developing franchised businesses that purchase, finance and sell residential real estate; organizing and promoting contests for advertising purposes; preparation of analyses and related written reports for others, namely, investors, regarding residential real estate condition and estimated refurbishment expenses utilizing a proprietary analytical methodology. IC 036. Real estate services, namely, real estate investment services in the nature of purchasing of real estate by franchisees and selling of real estate to others, real estate acquisition services, real estate financing, real estate brokerage, real estate loan financing, |