

**EXHIBIT**

**CONFIDENTIAL**  
**FILED IN SEALED ENVELOPE PURSUANT TO PROTECTIVE ORDER**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Baxter International Inc., )  
Opposer, )  
v. )  
Inviro Medical Devices Ltd., )  
Applicant. )

Opposition No. 91150298



02-05-2003

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #72

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**INVIRO'S REPLY TO BAXTER'S OPPOSITION TO**  
**INVIRO'S MOTION FOR SUMMARY JUDGMENT**

Pursuant to the Protective Order agreed to and filed by the parties on October 15, 2002, this Reply is submitted under seal because of its inclusion and reference to confidential information of Baxter.

Respectfully submitted,

Date: 2-3-2003

*Duane M. Byers*

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of INVIRO'S REPLY TO BAXTER'S OPPOSITION TO INVIRO'S MOTION FOR SUMMARY JUDGMENT (along with the Declaration of Duane M. Byers and Exhibits) was served this 3 day of Feb., 2003, via first class mail, postage prepaid, on counsel for Opposer.

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Duane Byers

**CERTIFICATE OF MAILING**

I hereby certify that a sealed copy of INVIRO'S REPLY TO BAXTER'S OPPOSITION TO INVIRO'S MOTION FOR SUMMARY JUDGMENT (along with the Declaration of Duane M. Byers and Exhibits) is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Trademarks, 2900 Crystal Drive, Box TTAB - No Fee, Arlington, VA 22202-3513 on February 3, 2003.

Date: 2-3-2003

Duane Byers

Duane M. Byers