

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

KARL STORZ GmbH & Co. KG )  
 )  
 Opposer, )  
 )  
 v. )  
 )  
 EPIC SYSTEMS COPROATION, )  
 )  
 Applicant. )

91172892  
Opposition No. 91169802

76/622, 434

NOTICE OF RELIANCE

Opposer, KARL STORZ GmbH & Co. KG, hereby gives notice of reliance on, and submits herewith, Status and Title copies of the following:

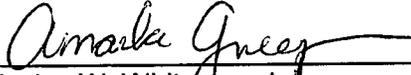
- (1) U.S. Registration No. 2,818,628 (KARLSTORZ). 
- (2) U.S. Registration No. 2,539,069 (KARL STORZ).
- (3) U.S. Registration No. 2,670,809 (KARL STORZ).
- (4) U.S. Registration No. 2,839,390 (KARL STORZ IS QUALITY...AND QUALITY IS NOT DISPOSABLE).
- (5) U.S. Registration No. 2,710,321 (KARL STORZ – THE WORLD OF ENDOSCOPY).
- (6) U.S. Registration No. 3,089,007 (KARL STORZ AIDA).
- (7) U.S. Registration No. 2,855,514 (KARL STORZ IMAGE WORLD).
- (8) U.S. Registration No. 2,825,463 (KARL STORZ IS QUALITY... AND QUALITY IS NOT DISPOSABLE).

06-18-2007  
U.S. Patent & TM Office/TM Mail Room Ct. #11

- (9) U.S. Registration No. 2,796,478 (KARLSTORZ).
- (10) U.S. Registration No. 2,754,809 (KARLSTORZ).
- (11) U.S. Registration No. 2,824,267 (KARL STORZ).
- (12) U.S. Registration No. 2,814,410 (KARL STORZ – THE WORLD OF ENDOSCOPY).
- (13) U.S. Registration No. 2,739,408 (KARL STORZ – THE WORLD OF ENDOSCOPY).
- (14) U.S. Registration No. 3,219,732 (OR1 KARL STORZ ENDOSCOPY & Design- US Ser. No. 78-776,273).
- (15) Applicant's Admissions in response to Requests to Admit served by Opposer dated November 17, 2006.
- (16) Applicant's Responses to Interrogatories served by Opposer dated November 17, 2006.
- (17) Epic Documents Bates Stamped 00040-00044 produced in response to Opposer's First Set of Requests for Production of Documents.
- (18) Epic Document Bates Stamped 00066 produced in response to Opposer's First Set of Requests for Production of Documents.
- (19) Epic Document Bates Stamped 00089 produced in response to Opposer's First Set of Requests for Production of Documents.

Respectfully submitted,

Date: June 15, 2007



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ATTORNEYS FOR OPPOSER

CERTIFICATE OF MAILING

This is to certify that this document is being deposited with the United States Postal Service as first class mail, postage prepaid in an envelope addressed to: United States Patent and Trademark Office, Trademark Trial and Appeal Board, P.O. Box 1451, Alexandria, Virginia 22313,

June 15, 2007.



Joan M. Burnett

**CERTIFICATE OF SERVICE**

This is to certify that on this date, a true copy of the foregoing document being served, by Federal Express Delivery, Tracking No. 7991 5915 7115, on the following counsel for Applicant:

Andrew M. Norman  
Quarles & Brady, LLP  
One South Pickney Street  
P.O. Box 2113  
Madison, WI 53701

June 15 2007



Joan M. Burnett



7061820



# THE UNITED STATES OF AMERICA

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office

April 13, 2007

THE ATTACHED U.S. TRADEMARK REGISTRATION 2,818,628 IS  
CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY  
THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH  
REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF 10 YEARS FROM *March 02, 2004*  
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the  
Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office

M. K. CARTER

Certifying Officer



Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36 and 38

Reg. No. 2,818,628

**United States Patent and Trademark Office**

Registered Mar. 2, 2004

**TRADEMARK  
PRINCIPAL REGISTER**

***karlstorz***

KARL STORZ GMBH & CO. KG (FED REP  
GERMANY LIMITED LIABILITY COMPANY)  
MITTELSTRASSE 8  
D-78532 TUTTLINGEN, FED REP GERMANY

FOR: MICROSCOPES, ADAPTERS AND CABLE  
FOR USE IN CONNECTING CAMERAS TO ENDO-  
SCOPES; PICTURE REPRODUCTION AND PIC-  
TURE RECODING APPARATUS FOR USE IN  
ENDOSCOPY; HIGH-FREQUENCY APPARATUS  
AND INSTRUMENTS FOR USE IN ENDOSCOPY,  
NAMELY, COUPLER, CAMERA HEAD AND IM-  
AGE PROCESSOR; CARRYING CASES FOR ALL OF  
THE AFORESAID GOODS; DATA PROCESSING  
APPARATUS; SOFTWARE FOR USE IN DATABASE  
MANAGEMENT AND DATA CONVERSION AND

INSTRUCTION MANUALS FOR ALL OF THE  
FOREGOING, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36  
AND 38).

PRIORITY CLAIMED UNDER SEC. 44(D) ON FED  
REP GERMANY APPLICATION NO. 39951893.2/0,  
FILED 8-25-1999, REG. NO. 39951893, DATED 10-19-  
1999, EXPIRES 8-31-2009.

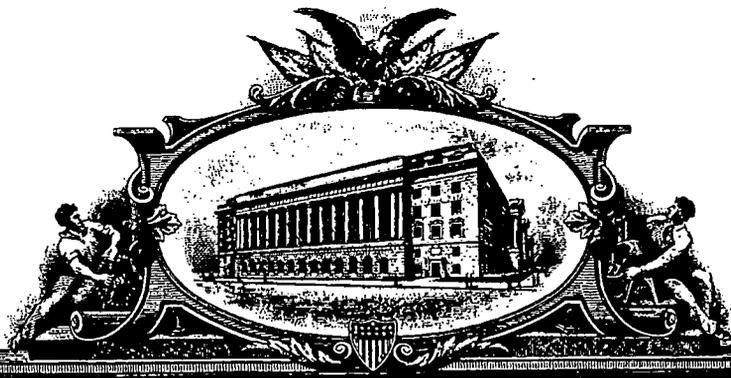
THE NAME "KARL STORZ" DOES NOT IDENTI-  
FY A LIVING INDIVIDUAL.

SER. NO. 75-927,093, FILED 2-23-2000.

BRIAN BROWN, EXAMINING ATTORNEY



7061820



# THE UNITED STATES OF AMERICA

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UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office

April 13, 2007

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THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH  
REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF 10 YEARS FROM *February 19, 2002*  
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the  
Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office

M. K. CARTER  
Certifying Officer



**Int. Cl.: 9**

**Prior U.S. Cls.: 21, 23, 26, 36 and 38**

**United States Patent and Trademark Office**

**Reg. No. 2,539,069**

**Registered Feb. 19, 2002**

**TRADEMARK  
PRINCIPAL REGISTER**

**KARL STORZ**

**KARL STORZ GMBH & CO KG (FED REP  
GERMANY LIMITED PARTNERSHIP)  
MITTELSTRASSE 8  
D-78532 TUTTLINGEN, FED REP GERMANY**

**FIRST USE 0-0-1995; IN COMMERCE 0-0-1995.**

**SER. NO. 75-872,004, FILED 12-15-1999.**

**FOR: DIGITAL IMAGE PROCESSORS, IN CLASS  
9 (U.S. CLS. 21, 23, 26, 36 AND 38).**

**JOYCE A. WARD, EXAMINING ATTORNEY**



7061820



# THE UNITED STATES OF AMERICA

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office

April 13, 2007

THE ATTACHED U.S. TRADEMARK REGISTRATION 2,670,809 IS  
CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY  
THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH  
REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF 10 YEARS FROM *January 07, 2003*  
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the  
Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office

M. K. CARTER  
Certifying Officer



**Int. Cls.: 9 and 10**

**Prior U.S. Cls.: 21, 23, 26, 36, 38, 39 and 44**

**Reg. No. 2,670,809**

**United States Patent and Trademark Office**

**Registered Jan. 7, 2003**

**TRADEMARK  
PRINCIPAL REGISTER**

**KARL STORZ**

**KARL STORZ GMBH & CO KG (FED REP  
GERMANY LIMITED PARTNERSHIP)  
D-78532 TUTTLINGEN, FED REP GERMANY**

**FOR: VIDEO CAMERAS FOR USE IN PERFORM-  
ING SCIENTIFIC AND INDUSTRIAL LABORA-  
TORY PROCEDURES, IN CLASS 9 (U.S. CLS. 21, 23,  
26, 36 AND 38).**

**FIRST USE 0-0-1983; IN COMMERCE 0-0-1983.**

**FOR: VIDEO CAMERAS FOR USE IN PERFORM-  
ING MEDICAL ENDOSCOPIC PROCEDURES, IN  
CLASS 10 (U.S. CLS. 26, 39 AND 44).**

**FIRST USE 0-0-1983; IN COMMERCE 0-0-1983.**

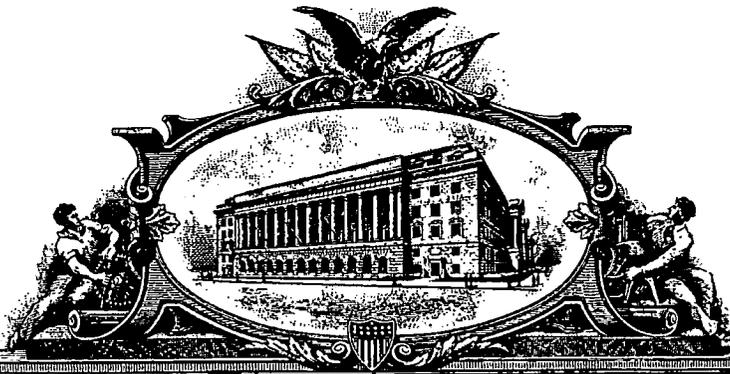
**THE NAME "KARL STORZ" DOES NOT IDENTI-  
FY A LIVING INDIVIDUAL.**

**SER. NO. 75-872,005, FILED 12-15-1999.**

**DAVID YONTEF, EXAMINING ATTORNEY**



7061820



# THE UNITED STATES OF AMERICA

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

**UNITED STATES DEPARTMENT OF COMMERCE**

**United States Patent and Trademark Office**

**April 09, 2007**

**THE ATTACHED U.S. TRADEMARK REGISTRATION 2,839,390 IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.**

**REGISTERED FOR A TERM OF 10 YEARS FROM *May 11, 2004***

**SAID RECORDS SHOW TITLE TO BE IN:**

***KARL STORZ GMBH & CO. KG***

**By Authority of the  
Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office**

**E. BORNETT  
Certifying Officer**



Int. Cls.: 9 and 10

Prior U.S. Cls.: 21, 23, 26, 36, 38, 39 and 44

Reg. No. 2,839,390

United States Patent and Trademark Office

Registered May 11, 2004

**TRADEMARK  
PRINCIPAL REGISTER**

**KARL STORZ IS QUALITY ... AND QUALITY IS NOT DISPOSABLE**

KARL STORZ GMBH & CO. KG (FED REP  
GERMANY LIMITED PARTNERSHIP)  
MITTELSTRASSE 8  
D-78532 TUTTLINGEN, FED REP GERMANY

FOR: ENDOSCOPES NOT FOR MEDICAL PURPOSES; ULTRASONIC SUPPLIES, NAMELY, ELECTROMECHANICAL AND ELECTRO-ACOUSTIC SOURCES AND TRANSFORMERS AS PIEZO-LOUDSPEAKERS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FOR: SURGICAL INSTRUMENTS, NAMELY, ENDOSCOPES AND PARTS THEREOF; MEDICAL INSTRUMENTS AND APPARATUS FOR USE IN HIGH-FREQUENCY SURGERY, NAMELY, HIGH-FREQUENCY VOLTAGE ELECTRICAL POWER SUPPLIES, NAMELY, ELECTROMAGNETIC SOUR-

CES AND TRANSFORMERS FOR USE IN PERFORMING SURGICAL ENDOSCOPIC PROCEDURES; ELEVATORS, COAGULATORS, TISSUE RESECTING AND DISSECTING TOOLS; ULTRASONIC AND LASER INSTRUMENTS AND APPARATUS FOR USE IN MEDICAL PROCEDURES, EXAMINATION AND DIAGNOSIS; DENTAL INSTRUMENTS, NAMELY, PICKS, BURRS AND MIRRORS, IN CLASS 10 (U.S. CLS. 26, 39 AND 44).

OWNER OF FED REP GERMANY REG. NO. 39813338, DATED 7-9-1998, EXPIRES 3-31-2008.

SER. NO. 76-143,511, FILED 10-10-2000.

BRIAN BROWN, EXAMINING ATTORNEY



7061820



# THE UNITED STATES OF AMERICA

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

**UNITED STATES DEPARTMENT OF COMMERCE**

**United States Patent and Trademark Office**

**April 12, 2007**

**THE ATTACHED U.S. TRADEMARK REGISTRATION 2,710,321 IS  
CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND  
EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN  
THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES  
PATENT AND TRADEMARK OFFICE.**

**REGISTERED FOR A TERM OF 10 YEARS FROM *April 29, 2003***

**SAID RECORDS SHOW TITLE TO BE IN:**

***KARL STORZ GMBH & CO. KG.***

***A GERMANY CORP***

**By Authority of the**

**Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office**

**M. K. CARTER**

**Certifying Officer**



Int. Cl.: 16

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38 and 50

Reg. No. 2,710,321

**United States Patent and Trademark Office**

Registered Apr. 29, 2003

**TRADEMARK  
PRINCIPAL REGISTER**

**KARL STORZ-THE WORLD OF ENDOSCOPY**

KARL STORZ GMBH & CO. KG. (FED REP GERMANY CORPORATION)  
MITTELSTRASSE 8

D-78532 TUTTLINGEN, FED REP GERMANY, BY  
ASSIGNMENT KARL STORZ GMBH & CO. (FED  
REP GERMANY LIMITED LIABILITY COMPA-  
NY) D-78532 TUTTLINGEN, FED REP GERMA-  
NY

FOR: PRINTED MATTER, NAMELY, INSTRU-  
CTIONAL AND TEACHING MANUALS IN THE  
FIELD OF ENDOSCOPY; BROCHURES AND CAT-  
ALOGS FEATURING ENDOSCOPIC PROCEDURES  
AND MEDICAL AND SURGICAL INSTRUMENTS;  
BOOK-BINDING MATERIAL; AND UNMOUNTED

PHOTOGRAPHS, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23,  
29, 37, 38 AND 50).

PRIORITY CLAIMED UNDER SEC. 44(D) ON FED  
REP GERMANY APPLICATION NO. 39908136.4/1,  
FILED 2-13-1999, REG. NO. 39908136, DATED 8-27-  
1999, EXPIRES 2-28-2009.

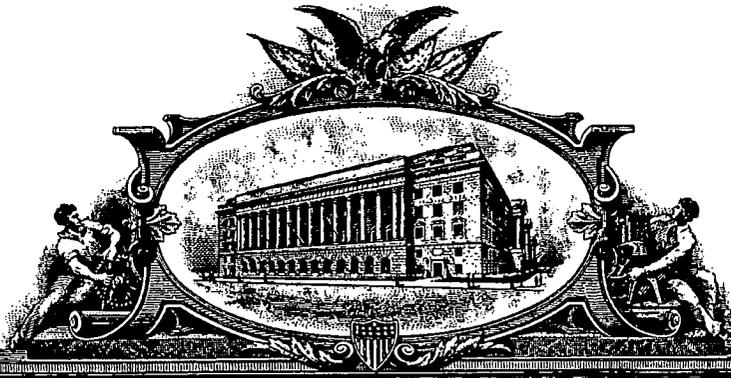
NO CLAIM IS MADE TO THE EXCLUSIVE  
RIGHT TO USE "ENDOSCOPY", APART FROM  
THE MARK AS SHOWN.

SER. NO. 75-768,480, FILED 8-4-1999.

BRIAN BROWN, EXAMINING ATTORNEY



7061820



**THE UNITED STATES OF AMERICA**

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

**UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office**

**April 10, 2007**

**THE ATTACHED U.S. TRADEMARK REGISTRATION 3,089,007 IS  
CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY  
THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH  
REGISTRATION IS IN FULL FORCE AND EFFECT.**

**REGISTERED FOR A TERM OF 10 YEARS FROM *May 09, 2006*  
SAID RECORDS SHOW TITLE TO BE IN: *Registrant***

**By Authority of the  
Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office**

  
**N. WILLIAMS  
Certifying Officer**



Int. Cls.: 9, 10, 16 and 42

Prior U.S. Cls.: 2, 5, 21, 22, 23, 26, 29, 36, 37, 38, 39,  
44, 50, 100 and 101

Reg. No. 3,089,007

Registered May 9, 2006

**United States Patent and Trademark Office**

**TRADEMARK  
SERVICE MARK  
PRINCIPAL REGISTER**

**KARL STORZ AIDA**

KARL STORZ GMBH & CO. KG (FED REP  
GERMANY CORPORATION)  
MITTELSTRASSE 8  
TUTTLINGEN, FED REP GERMANY D78532

FOR: ENDOSCOPES FOR USE IN NON-MEDICAL PROCEDURES, NAMELY, ENDOSCOPES FOR SCIENTIFIC AND INDUSTRIAL USE, PROBES FOR USE IN PERFORMING NON-MEDICAL ENDOSCOPIC PROCEDURES; LIGHTING EQUIPMENT AND IMPLEMENTS FOR USE IN NON-MEDICAL ENDOSCOPIC PROCEDURES; CAMERAS, NAMELY, CCD-CAMERAS FOR USE IN NON-MEDICAL ENDOSCOPIC PROCEDURES; MICROSCOPES; ADAPTERS AND CABLES FOR CONNECTING THE CAMERAS TO THE ENDOSCOPES; DIGITAL IMAGE PROCESSORS AND IMAGE RECORDING AND REPRODUCTION APPARATUS; DATA PROCESSORS; COMPUTER SOFTWARE AND COMPUTER HARDWARE USED FOR DATA ENTRY IN THE FIELD OF ENDOSCOPES FOR SCIENTIFIC AND INDUSTRIAL USE; DATA CARRIERS; DOCUMENT STORERS AND SORTERS FOR INFORMATION AND DATA RELATING TO ENDOSCOPIC PROCEDURES; EDUCATIONAL AND TEACHING TOOLS USED IN THE TECHNICAL AND NON-MEDICAL ENDOSCOPIC INDUSTRY, NAMELY, PRERECORDED VIDEOTAPES AND COMPUTER SOFTWARE TO ENABLE HANDHELD COMPUTER USERS TO RESEARCH NON-MEDICAL ENDO-

SCOPIC PROCEDURES, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FOR: MEDICAL INSTRUMENTS AND APPARATUS, NAMELY, ENDOSCOPES FOR MEDICAL AND SURGICAL USE, SCALPELS, BLADES AND STAPLERS, IN CLASS 10 (U.S. CLS. 26, 39 AND 44).

FOR: EDUCATIONAL AND TEACHING TOOLS, NAMELY, BROCHURES AND PAMPHLETS IN THE AREA OF ENDOSCOPES THAT ARE FOR SCIENTIFIC AND INDUSTRIAL USE, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FOR: DATA PROCESSING SERVICES, IN CLASS 42 (U.S. CLS. 100 AND 101).

PRIORITY CLAIMED UNDER SEC. 44(D) ON FED REP GERMANY APPLICATION NO. 30037893.9/0, FILED 5-18-2000, REG. NO. 30037893, DATED 9-1-2000, EXPIRES 5-31-2010.

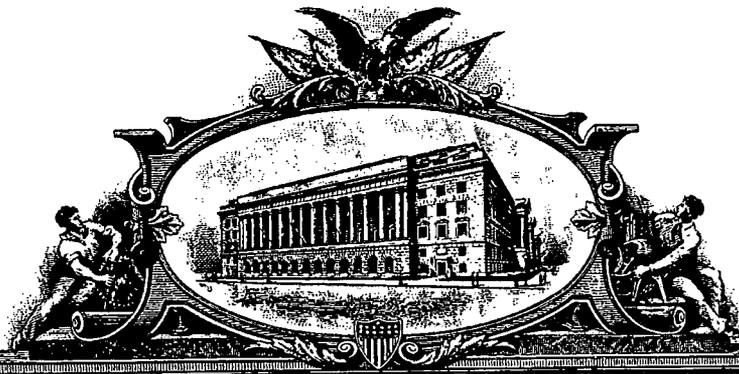
OWNER OF U.S. REG. NO. 2,539,069 AND OTHERS.

SER. NO. 76-167,798, FILED 11-17-2000.

BRIAN BROWN, EXAMINING ATTORNEY



7061820



# THE UNITED STATES OF AMERICA

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

April 10, 2007

THE ATTACHED U.S. TRADEMARK REGISTRATION 2,855,514 IS  
CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY  
THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH  
REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF 10 YEARS FROM *June 22, 2004*  
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the  
Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office

L. EDELEN  
Certifying Officer



**Int. Cl.: 16**

**Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38 and 50**

**United States Patent and Trademark Office**

**Reg. No. 2,855,514**

**Registered June 22, 2004**

**TRADEMARK  
PRINCIPAL REGISTER**

**KARL STORZ IMAGE WORLD**

**KARL STORZ GMBH & CO. KG (FED REP  
GERMANY CORPORATION)  
MITTELSTRASSE 8  
D-78532 TUTTLINGEN, FED REP GERMANY**

**PRIORITY CLAIMED UNDER SEC. 44(D) ON FED  
REP GERMANY APPLICATION NO. 30148184.9/1,  
FILED 8-10-2001, REG. NO. 30148184, DATED 1-23-  
2002, EXPIRES 8-31-2011.**

**FOR: PRINTED MATTER, NAMELY, NEWSLET-  
TERS AND NEWSPAPERS ON THE SUBJECT OF  
MEDICAL ENGINEERING, MEDICAL TECHNOL-  
OGY AND MEDICAL INSTRUMENTS, ESPECIAL-  
LY ENDOSCOPES, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23,  
29, 37, 38 AND 50).**

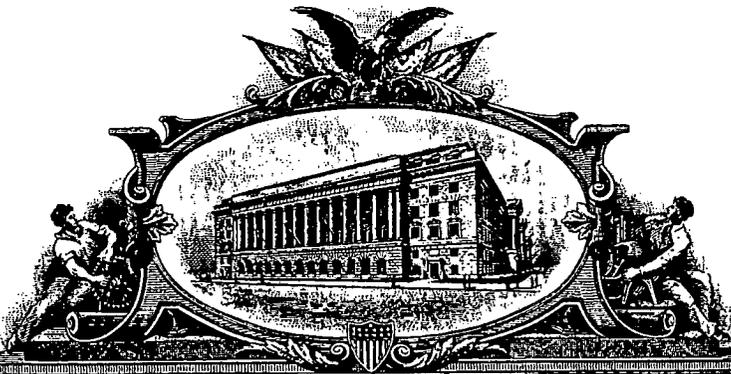
**THE NAME KARL STORZ DOES NOT REPRE-  
SENT A LIVING INDIVIDUAL.**

**SER. NO. 76-361,051, FILED 1-18-2002.**

**BRIAN BROWN, EXAMINING ATTORNEY**



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# THE UNITED STATES OF AMERICA

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UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office

April 10, 2007

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THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH  
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REGISTERED FOR A TERM OF 10 YEARS FROM *March 23, 2004*  
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By Authority of the  
Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office

N. WILLIAMS  
Certifying Officer



Int. Cl.: 16

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, and 50

Reg. No. 2,825,463

**United States Patent and Trademark Office**

Registered Mar. 23, 2004

**TRADEMARK  
PRINCIPAL REGISTER**

**KARL STORZ IS QUALITY ... AND QUALITY IS NOT DISPOSABLE**

KARL STORZ GMBH & CO (FED REP GERMA-  
NY LIMITED PARTERSHIP)  
MITTELSTRASSE 8  
D-78532 TUTTLINGEN, FED REP GERMANY

FOR: PRINTED MATTER, NAMELY, INSTRU-  
TIONAL AND TEACHING MANUALS IN THE  
FIELD OF ENDOSCOPY; BROCHURES AND CAT-  
ALOGS FEATURING ENDOSCOPIC PROCEDURES  
AND MEDICAL AND SURGICAL INSTRUMENTS;  
BOOKBINDING MATERIALS; AND UNMOUNTED

PHOTOGRAPHS, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23,  
29, 37, 38 AND 50).

FIRST USE 9-1-1998; IN COMMERCE 9-1-1998.

OWNER OF FED REP GERMANY REG. NO.  
39813338, DATED 7-9-1998, EXPIRES 3-31-2008.

SN 75-982,904, FILED 10-10-2000.

BRIAN BROWN, EXAMINING ATTORNEY



7061820



**THE UNITED STATES OF AMERICA**

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

**UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office**

**April 10, 2007**

**THE ATTACHED U.S. TRADEMARK REGISTRATION 2,796,478 IS  
CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY  
THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH  
REGISTRATION IS IN FULL FORCE AND EFFECT.**

**REGISTERED FOR A TERM OF 10 YEARS FROM *December 23, 2003*  
SAID RECORDS SHOW TITLE TO BE IN: *Registrant***

**By Authority of the  
Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office**

**N. WILLIAMS  
Certifying Officer**



Int. Cl.: 42

Prior U.S. Cls.: 100 and 101

United States Patent and Trademark Office

Reg. No. 2,796,478

Registered Dec. 23, 2003

SERVICE MARK  
PRINCIPAL REGISTER

*karlstorz*

KARL STORZ GMBH, & CO. KG (FED REP  
GERMANY LIMITED LIABILITY COMPANY)  
MITTELSTRASSE 8  
D-78532 TUTTLINGEN, FED REP GERMANY

FOR: COMPUTER SERVICES, NAMELY, PRO-  
VIDING INFORMATION IN THE FIELD OF ENDO-  
SCOPY VIA A GLOBAL COMPUTER NETWORK;  
PROVIDING DATABASES FEATURING GENERAL  
AND LOCAL NEWS, AND INFORMATION OF  
INTEREST TO SPECIFIC GEOGRAPHIC AREAS  
VIA THE INTERNET, IN CLASS 42 (U.S. CLS. 100  
AND 101).

PRIORITY CLAIMED UNDER SEC. 44(D) ON FED  
REP GERMANY APPLICATION NO. 39951893.2/0,  
FILED 8-25-1999, REG. NO. 39951893, DATED 10-19-  
1999, EXPIRES 8-31-2009.

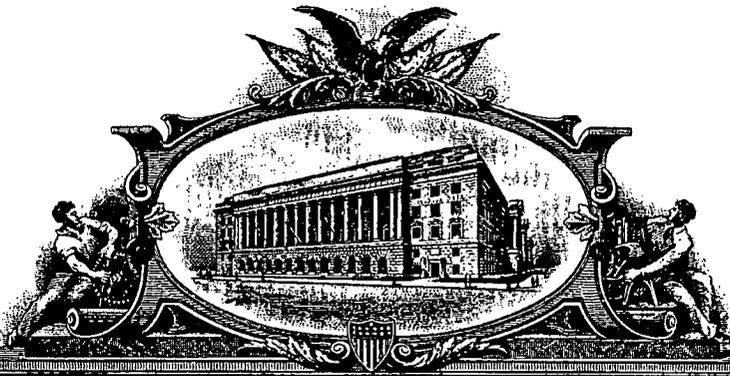
THE NAME "KARL STORZ" IN THE MARK  
DOES NOT IDENTIFY A LIVING INDIVIDUAL.

SER. NO. 75-927,099, FILED 2-23-2000.

LEIGH CAROLINE CASE, EXAMINING ATTOR-  
NEY



7061820



# THE UNITED STATES OF AMERICA

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UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office

April 10, 2007

THE ATTACHED U.S. TRADEMARK REGISTRATION 2,754,809 IS  
CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY  
THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH  
REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF 10 YEARS FROM *August 26, 2003*  
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the  
Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office

  
N. WILLIAMS  
Certifying Officer



Int. Cl.: 41

Prior U.S. Cls.: 100, 101 and 107

United States Patent and Trademark Office

Reg. No. 2,754,809

Registered Aug. 26, 2003

SERVICE MARK  
PRINCIPAL REGISTER

*karlstorz*

KARL STORZ GMBH, & CO. KG (FED REP  
GERMANY LTD LIAB CO)  
MITTELETRASSE 8  
D-78532 TUTTLINGEN, FED REP GERMANY

FOR: EDUCATIONAL SERVICES, NAMELY,  
CONDUCTING CLASSES, SEMINARS AND AD-  
VANCED TRAINING WORKSHOPS IN THE FIELD  
OF ENDOSCOPY IN PARTICULAR VIA ELECTRO-  
NIC MEDIA, IN PARTICULAR VIA THE INTER-  
NET, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

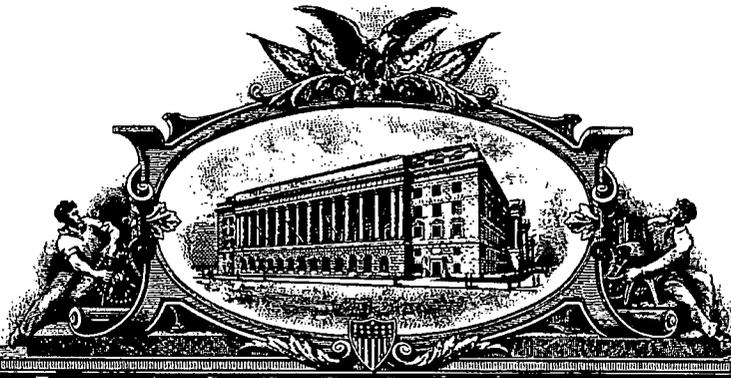
PRIORITY CLAIMED UNDER SEC. 44(D) ON FED  
REP GERMANY APPLICATION NO. 399518932/09,  
FILED 8-25-1999, REG. NO. 39951893, DATED 10-19-  
1999, EXPIRES 8-31-2009.

SER. NO. 75-927,095, FILED 2-23-2000.

BRIAN BROWN, EXAMINING ATTORNEY



7061820



**THE UNITED STATES OF AMERICA**

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

**UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office**

**April 10, 2007**

**THE ATTACHED U.S. TRADEMARK REGISTRATION 2,824,267 IS  
CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY  
THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH  
REGISTRATION IS IN FULL FORCE AND EFFECT.**

**REGISTERED FOR A TERM OF 10 YEARS FROM *March 23, 2004*  
SAID RECORDS SHOW TITLE TO BE IN: *Registrant***

**By Authority of the  
Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office**

  
**N. WILLIAMS**

**Certifying Officer**



Int. Cl.: 10

Prior U.S. Cls.: 26, 39 and 44

**United States Patent and Trademark Office**

**Reg. No. 2,824,267**

Registered Mar. 23, 2004

**TRADEMARK  
PRINCIPAL REGISTER**

***karlstorz***

KARL STORZ GMBH & CO. KG (FED REP  
GERMANY LIMITED LIABILITY COMPANY)  
MITTELSTRASSE 8  
D-78532 TUTTLINGEN, FED REP GERMANY

FOR: SURGICAL INSTRUMENTS, NAMELY, EN-  
DOSCOPIES AND PARTS THEREOF, PROBES AND  
ILLUMINATING AND LIGHTING INSTALLA-  
TIONS AND APPARATUS FOR USE IN ENDOSCO-  
PY; CAMERAS, IN PARTICULAR CCD-CAMERAS  
FOR USE IN PERFORMING MEDICAL ENDO-  
SCOPIC PROCEDURES; MEDICAL INSTRUMENTS  
AND APPARATUS, NAMELY, SCALPELS, BLADES,  
ENDOSCOPIES AND STAPLERS; ORTHOPEDIC AR-  
TICLES, NAMELY, ORTHOPEDIC SOLES, JOINT

IMPLANTS AND BRACES; AND SURGICAL SU-  
TURES, IN CLASS 10 (U.S. CLS. 26, 39 AND 44).

PRIORITY CLAIMED UNDER SEC. 44(D) ON FED  
REP GERMANY APPLICATION NO. 39951893.2/0,  
FILED 8-25-1999, REG. NO. 39951893, DATED 10-19-  
1999, EXPIRES 8-31-2009.

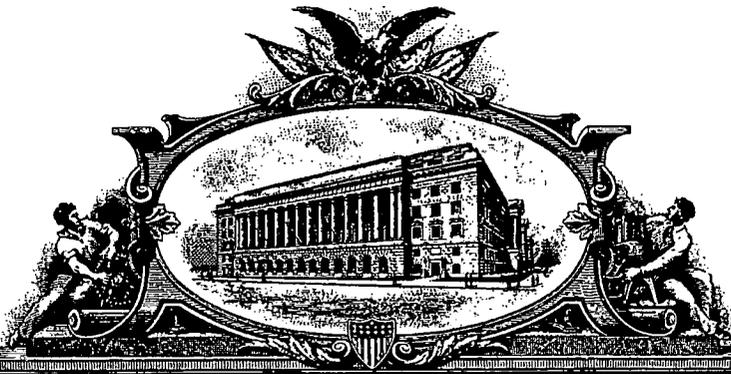
THE NAME "KARL STORZ" DOES NOT IDENTI-  
FY A LIVING INDIVIDUAL.

SER. NO. 75-927,094, FILED 2-23-2000.

BRIAN BROWN, EXAMINING ATTORNEY



7061820



# THE UNITED STATES OF AMERICA

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

**UNITED STATES DEPARTMENT OF COMMERCE**

**United States Patent and Trademark Office**

**April 10, 2007**

**THE ATTACHED U.S. TRADEMARK REGISTRATION 2,814,410 IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.**

**REGISTERED FOR A TERM OF 10 YEARS FROM *February 17, 2004***

**SAID RECORDS SHOW TITLE TO BE IN:**

***KARL STORZ GMBH & CO. KG.***

***A GERMANY CORPORATION***

**By Authority of the  
Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office**

**L. EDELEN  
Certifying Officer**



**Int. Cl.: 9**

**Prior U.S. Cls.: 21, 23, 26, 36 and 38**

**United States Patent and Trademark Office**

**Reg. No. 2,814,410**

**Registered Feb. 17, 2004**

**TRADEMARK  
PRINCIPAL REGISTER**

**KARL STORZ-THE WORLD OF ENDOSCOPY**

**KARL STORZ GMBH, & CO. (FED REP GERMA-  
NY LIMITED LIABILITY COMPANY)  
MITTELSTRASSE 8  
D-78532 TUTTLINGEN, FED REP GERMANY**

**FOR: ENDOSCOPES FOR SCIENTIFIC AND IN-  
DUSTRIAL PURPOSES, NAMELY, FOR SCIENTI-  
FIC AND INDUSTRIAL APPLICATIONS, AND  
ACCESSORIES THEREFOR AND PARTS THEREOF;  
ENDOSCOPIC PROBES FOR TECHNICIANS; ILLU-  
MINATION AND LIGHTING INSTALLATION FOR  
USE IN PERFORMING SCIENTIFIC AND INDUS-  
TRIAL ENDOSCOPIC PROCEDURES; EDUCA-  
TIONAL COMPUTER SOFTWARE IN THE FIELD  
OF ENDOSCOPY AND ENDOSCOPIC APPARATUS  
FOR USE IN TRAINING, TEACHING AND IN-  
STRUCTING TECHNICIANS ON INSTALLATION  
AND USE OF ENDOSCOPIC APPARATUS; COMPU-  
TERS FOR USE IN DATA PROCESSING OF DATA  
OBTAINED FROM ENDOSCOPIC EQUIPMENT;  
TRANSPORT CONTAINERS FOR SCIENTIFIC  
AND INDUSTRIAL PURPOSES, NAMELY, ENDO-  
SCOPES FOR SCIENTIFIC AND INDUSTRIAL AP-  
PLICATIONS AND ACCESSORIES THEREFOR;**

**CCD-CAMERAS FOR USE IN SCIENTIFIC AND  
INDUSTRIAL APPLICATIONS; MICROSCOPES;  
ADAPTERS AND CABLES FOR CONNECTING  
CAMERAS TO ENDOSCOPES FOR USE IN NON-  
MEDICAL PROCEDURES; PICTURE REPRODUC-  
TION AND PICTURE RECORDING APPARATUS,  
IN PARTICULAR FOR SCIENTIFIC AND INDUS-  
TRIAL ENDOSCOPIC PROCEDURES, IN CLASS 9  
(U.S. CLS. 21, 23, 26, 36 AND 38).**

**PRIORITY CLAIMED UNDER SEC. 44(D) ON FED  
REP GERMANY APPLICATION NO. 39908136.4/1,  
FILED 2-13-1999, REG. NO. 39908136, DATED 8-27-  
1999, EXPIRES 2-28-2009.**

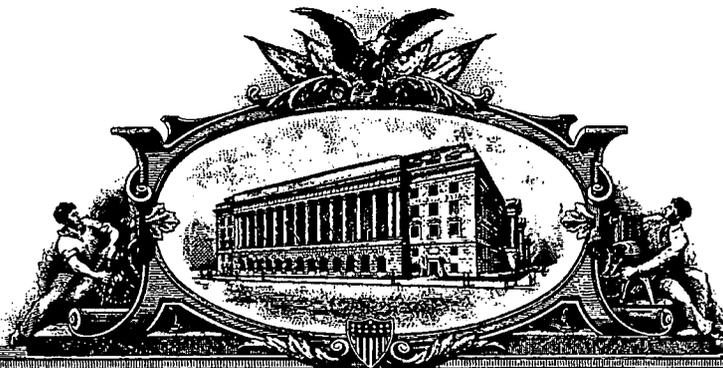
**NO CLAIM IS MADE TO THE EXCLUSIVE  
RIGHT TO USE "ENDOSCOPY", APART FROM  
THE MARK AS SHOWN.**

**SER. NO. 75-768,001, FILED 8-3-1999.**

**BRIAN BROWN, EXAMINING ATTORNEY**



7061820



**THE UNITED STATES OF AMERICA**

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

**UNITED STATES DEPARTMENT OF COMMERCE**

**United States Patent and Trademark Office**

**April 10, 2007**

**THE ATTACHED U.S. TRADEMARK REGISTRATION 2,739,408 IS  
CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND  
EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN  
THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES  
PATENT AND TRADEMARK OFFICE.**

**REGISTERED FOR A TERM OF 10 YEARS FROM *July 22, 2003***

**SAID RECORDS SHOW TITLE TO BE IN:**

***KARL STORZ GMBH & CO. KG.  
A GERMANY CORPORATION***

**By Authority of the  
Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office**

*L. Edelen*

**L. EDELEN  
Certifying Officer**



Int. Cl.: 10

Prior U.S. Cls.: 26, 39 and 44

Reg. No. 2,739,408

United States Patent and Trademark Office

Registered July 22, 2003

**TRADEMARK  
PRINCIPAL REGISTER**

**KARL STORZ-THE WORLD OF ENDOSCOPY**

KARL STORZ GMBH & CO. KG. (FED REP GERMANY CORPORATION)  
MITTELSTRASSE 8  
D-78532 TUTTLINGEN, FED REP GERMANY, BY  
ASSIGNMENT KARL STORZ GMBH, & CO. (FED  
REP GERMANY LIMITED LIABILITY COMPAN-  
NY) TUTTLINGEN, FED REP GERMANY D-  
78532

FOR: SURGICAL INSTRUMENTS, NAMELY, EN-  
DOSCOPES AND ILLUMINATORS AND THEIR  
POWER SUPPLIES FOR USE WITH ENDOSCOPES,  
CANNULAS AND TROCARS, AND SURGICAL IN-  
STRUMENTS, NAMELY, SCISSORS, SCALPELS,  
FORCEPS, BLADES AND STAPLERS; INSTRU-  
MENTS FOR USE IN HIGH-FREQUENCY SUR-  
GERY; NAMELY, ELEVATORS, NEEDLES AND  
NEEDLE HOLDERS, COAGULATORS AND SUC-  
TION INSTRUMENTS; APPARATUS FOR USE IN  
PERFORMING LITHOTRIPSY; INSTRUMENTS  
AND APPARATUS FOR USE IN EAR, NOSE AND  
THROAT MEDICINE, NAMELY, SCALPELS,  
BLADES AND TROCARS; MEDICAL APPARATUS  
AND INSTRUMENTS IN THE NATURE OF RE-  
SPIRATORS, SPHYGMOMANOMETERS, LARYN-  
GOSCOPES, INTUBATION INSTRUMENTS, CCD-  
CAMERAS FOR USE IN ENDOSCOPIC PROCE-  
DURES; MICROSCOPES FOR MEDICAL USE; DI-  
GITAL IMAGE PROCESSORS; OPTICAL  
TELESCOPES AND OPTICAL LENSES FOR USE IN  
PERFORMING MEDICAL PROCEDURES; DENTAL  
INSTRUMENTS, NAMELY, PICKS, BURRS AND

MIRRORS; VETERINARY APPARATUS IN THE  
NATURE OF HEART MONITORS FOR USE WITH  
DOMESTIC ANIMALS, ORTHOPEDIC ARTICLES,  
NAMELY, ORTHOPEDIC SOLES, BRACES AND  
JOINT IMPLANTS; SUTURE MATERIALS, NAME-  
LY, SUTURES; MEDICAL AND SURGICAL TEST  
AND CHECK INSTALLATION DEVICES FOR USE  
IN DETERMINING THE ACCURACY OF PATIENT  
READINGS BY TESTING AND CHECKING THE  
AFOREMENTIONED INSTRUMENTS AND APPA-  
RATUS; AND STERILE TRANSPORT RECEPTA-  
CLES FOR USE IN STORING SURGICAL,  
MEDICAL, DENTAL AND VETERINARY APPARA-  
TUS AND INSTRUMENTS, IN CLASS 10 (U.S. CLS.  
26, 39 AND 44).

PRIORITY CLAIMED UNDER SEC. 44(D) ON FED  
REP GERMANY APPLICATION NO. 39908136.410,  
FILED 2-13-1999, REG. NO. 39908136, DATED 8-27-  
1999, EXPIRES 2-28-2009.

NO CLAIM IS MADE TO THE EXCLUSIVE  
RIGHT TO USE "ENDOSCOPY", APART FROM  
THE MARK AS SHOWN.

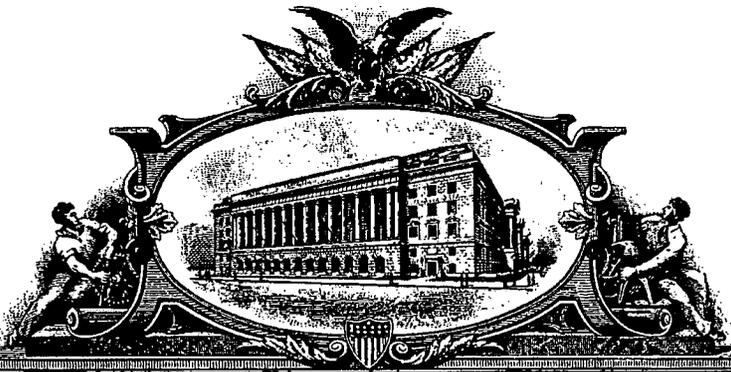
THE NAME "KARL STORZ" DOES NOT IDENTI-  
FY A LIVING INDIVIDUAL.

SER. NO. 75-768,000, FILED 8-3-1999.

BRIAN BROWN, EXAMINING ATTORNEY



7061820



**THE UNITED STATES OF AMERICA**

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

**UNITED STATES DEPARTMENT OF COMMERCE**

**United States Patent and Trademark Office**

April 10, 2007

THE ATTACHED U.S. TRADEMARK REGISTRATION 3,219,732 IS  
CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY  
THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH  
REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF 10 YEARS FROM *March 20, 2007*  
SAID RECORDS SHOW TITLE TO BE IN: *Registrant*

By Authority of the  
Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office

*L. Edelen*

L. EDELEN  
Certifying Officer



Int. Cls.: 9 and 10

Prior U.S. Cls.: 21, 23, 26, 36, 38, 39 and 44

Reg. No. 3,219,732

United States Patent and Trademark Office

Registered Mar. 20, 2007

TRADEMARK  
PRINCIPAL REGISTER



**KARL STORZ ENDOSCOPY**

KARL STORZ GMBH & CO. KG (FED REP  
GERMANY LIMITED PARTNERSHIP)  
MITTELSTRASSE 8  
TUTTLINGEN, FED REP GERMANY D-78532

FOR: DATA PROCESSORS; COMPUTER HARDWARE AND SOFTWARE FOR TRAINING, TEACHING AND INSTRUCTING PERSONS IN THE FIELD OF ENDOSCOPIC EXAMINATION AND TREATMENT; ADAPTERS AND CABLES FOR CONNECTING ENDOSCOPIC APPARATUS AND INSTRUMENTS, NAMELY, ELECTRICAL AND FIBER OPTIC CABLE; ENDOSCOPES FOR SCIENTIFIC AND INDUSTRIAL APPLICATIONS AND PARTS THEREOF, NAMELY PROBES, ENDOSCOPIC LAMPS, LINE-INDEPENDENT ENERGY SUPPLY DEVICES, APPARATUS FOR THE REPRODUCTION AND RECORDING OF IMAGES; TEST EQUIPMENT AND DEVICES, NAMELY, TEST AND CHECK DEVICES FOR EXAMINING, TESTING AND CHECKING THE AFOREMENTIONED NON-MEDICAL INSTRUMENTS AND APPARATUS FOR PROPER FUNCTION MECHANICALLY, OPTICALLY, MAGNETO-ELECTRICALLY, AND FOR POLARIZATION AND FREQUENCY; STORAGE AND TRANSPORTATION RECEPTACLES SPECIALLY ADAPTED FOR NON-MEDICAL ENDOSCOPES AND PARTS AND ACCESSORIES; CAMERAS, IN PARTICULAR CHARGE-COUPLED DEVICE (CCD) CAMERAS FOR NON-MEDICAL ENDOSCOPY; MICROSCOPES; ADAPTERS AND CABLES FOR CONNECTING CAMERAS TO ENDOSCOPES, COMPUTER HARDWARE; COMPUTER SOFTWARE, NAMELY, A PROGRAM FOR INTERCON-

NECTING THE EXAMINATION DEVICES AND APPARATUS WITH THE AFOREMENTIONED GOODS; DATA ARCHIVERS FOR STORING AND SORTING DATA FROM NON-MEDICAL ENDOSCOPIC PROCEDURES; REMOTE CONTROLS FOR OPERATING NON-MEDICAL ENDOSCOPES, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 10-11-2005; IN COMMERCE 10-11-2005.

FOR: MEDICAL INSTRUMENTS, NAMELY, ENDOSCOPES AND SURGICAL INSTRUMENTS FOR USE IN ENDOSCOPIC SURGERY AND GENERAL SURGERY, NAMELY, CONTROLLERS FOR HIGH-FREQUENCY ENDOSCOPIC INSTRUMENTS, COAGULATORS, SUCTION PUMPS, RINSING INSTRUMENTS, ULTRASONIC DIAGNOSTIC AND SURGICAL INSTRUMENTS, LASER APPARATUS PATIENT TABLES, SURGICAL LIGHTS, CAMERAS AND COMMUNICATORS, DATA AND PATIENT IMAGE ARCHIVERS, HIGH-RESOLUTION MONITORS, AND CONNECTORS BETWEEN THE ARCHIVERS, MONITORS, RECORDERS AND CONTROLLERS; SURGICAL PROBES FOR USE IN ENDOSCOPY; NETWORKED SYSTEM OF INSTRUMENTS FOR ENDOSCOPIC SURGERY, ALL FOR USE IN MEDICAL ENDOSCOPIC AND SURGICAL ENDOSCOPIC PROCEDURES; SURGICAL INSTRUMENTS, NAMELY, SCISSORS, SCALPELS, FORCEPS, BLASES, STAPLERS, CANNULAS AND TROCARS, ELEVATORS, EXTRACTORS, SHAVERS, AND MEDICAL SCREWDRIVERS; COMPUTER HARDWARE AND SOFTWARE PROVIDED AS AN INTEGRAL COMPONENT TO MEDICAL AND

SURGICAL APPARATUS USED TO REGULATE AND CONTROL SURGICAL AND MEDICAL ENDOSCOPIC INSTRUMENTS; COMMUNICATION DEVICES PROVIDED AS A COMPONENT OF MEDICAL AND SURGICAL APPARATUS, NAMELY, MICROPHONES, TELEPHONES, AND REMOTE OR TELECONTROLLERS FOR TRANSMITTING INFORMATION AND REMOTELY CONTROLLING SURGICAL INSTRUMENTS; STATIONARY AND MOBILE HOLDING AND POSITIONING DEVICES FOR THE MEDICAL INSTRUMENTS, DEVICES, AND APPARATUS LISTED ABOVE; CAMERAS, IN PARTICULAR CHARGE-COUPLED DEVICE (CCD) CAMERAS FOR MEDICAL ENDOSCOPY; STORAGE AND TRANSPORTATION RECEPTACLES SPECIALLY ADAPTED FOR MEDICAL ENDOSCOPES AND PARTS AND ACCESSORIES; TEST EQUIPMENT AND DEVICES, NAMELY, TEST AND CHECK DEVICES FOR EXAMINING, TESTING AND CHECKING THE AFOREMENTIONED MEDICAL INSTRUMENTS AND APPARATUS FOR PROPER FUNCTION MECHANICALLY, OPTICALLY, MAGNETO-ELECTRICALLY, AND FOR PO-

LARIZATION AND FREQUENCY, IN CLASS 10 (U.S. CLS. 26, 39 AND 44).

FIRST USE 10-11-2005; IN COMMERCE 10-11-2005.

OWNER OF U.S. REG. NOS. 2,813,349, 2,831,084 AND OTHERS.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "ENDOSCOPY", APART FROM THE MARK AS SHOWN.

"THE NAME(S), PORTRAIT(S), AND/OR SIGNATURE(S) SHOWN IN THE MARK DOES NOT IDENTIFY A PARTICULAR LIVING INDIVIDUAL."

THE MARK CONSISTS OF A RECTANGLE CONTAINING THE STYLIZED CHARACTERS OR I POSITIONED ABOVE THE WORDS KARL STORZ ENDOSCOPY.

SER. NO. 78-776,273, FILED 12-19-2005.

WILLIAM VERHOSEK, EXAMINING ATTORNEY



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

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KARL STORZ GMBH & CO. KG,

Opposer,

v.

EPIC SYSTEMS CORPORATION,

Applicant.

---

Opposition No. 91172892

In re U.S. Application Serial No. 78/661228  
For the Trademark: STORK  
Published for Opposition on March 21, 2006

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EPIC SYSTEMS CORPORATION'S RESPONSE TO OPPOSER'S FIRST SET OF  
REQUESTS TO ADMIT

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Applicant, Epic Systems Corporation ("Epic"), for its response to Opposer's First Set of Requests to Admit hereby responds as follows:

REQUEST

REQUEST NO. 1.: Admit that Applicant has not made any use of the Mark in the United States.

RESPONSE: Denies.

REQUEST NO. 2.: Admit that Applicant has not made any use in commerce of the Mark.

RESPONSE: Denies.

REQUEST NO. 3.: Admit that the Opposer is the owner of U.S. Trademark Registration Nos. 2,539,069, and 2,670,809, and 2,818,628, and 2,824,267, and 2,754,809, and 2,796,478,

and 3,089,007, and 2,855,514, and 2,739,409, and 2,814,410, and 2,710,321, and 2,839,390, and 2,825,463, all of which are marks containing the STORZ term, as well as U.S. Serial Nos. 76/406,158 and 76/406,159 and 78/762,268 and 78/519,990, all of which contain the STORZ term and display the STORZ term with emphasis: [graphic]

RESPONSE: Objects that Request No. 3 is unduly burdensome. Subject to that objection and without waiving it, after a reasonable inquiry, the information known or readily obtainable is insufficient to enable Epic to admit or deny.

REQUEST NO. 4.: Admit that U.S., Trademark Registration Nos. 2,539,069, and 2,670,809, and 2,818,628, and 2,824,267, and 2,754,809, and 2,796,478, and 3,089,007, and 2,855,514, and 2,739,409, and 2,814,410, and 2,710,321, and 2,839,390, and 2,825,463, as well as U.S. Serial Nos. 76/406,158 and 76/406,159 and 78/762,268 and 78/519,990, respectively, are valid.

RESPONSE: Objects that Request No. 4 is unduly burdensome. Subject to that objection and without waiving it, after a reasonable inquiry, the information known or readily obtainable is insufficient to enable Epic to admit or deny.

REQUEST NO. 5.: Admit that Opposer's goods sold under U.S. Trademark Registration Nos. 2,539,069, and 2,670,809, and 2,818,628, and 2,824,267, and 2,754,809, and 2,796,478, and 3,089,007, and 2,855,514, and 2,739,409, and 2,814,410, and 2,710,321, and 2,839,390, and 2,825,463, as well as U.S. Serial Nos. 76/406,158 and 76/406,159 and 78/762,268 and 78/519,990, include, but are not limited to, goods sold in the medical and surgical fields, including the fields of obstetrics and gynecology.

RESPONSE: Objects that Request No. 5 is unduly burdensome. Subject to that objection and without waiving it, after a reasonable inquiry, the information known or readily obtainable is insufficient to enable Epic to admit or deny.

REQUEST NO. 6.: Admit that Opposer's channels of trade include, but are not limited to, those in the medical and surgical fields, including the fields of obstetrics and gynecology.

RESPONSE: After a reasonable inquiry, the information known or readily obtainable by Epic is insufficient to enable Epic to admit or deny.

REQUEST NO. 7.: Admit that Opposer's KSG marks have priority over Applicant's Mark.

RESPONSE: Denies. "Priority" implies that the marks in question are the same or confusingly similar, which they are not.

REQUEST NO. 8.: Admit that Applicant's primary market under the STORK mark is obstetrics and gynecology.

RESPONSE: Epic objects to the term "primary market" as vague and ambiguous. Subject to that objection and without waiving it admits that Epic uses the Mark and intends to use the Mark in connection with its proprietary obstetrics information system software which is part of a unit of computer programs for managing, storing, analyzing, maintaining, processing, structuring, reviewing, building, editing, distributing, communicating, organizing, sharing, referencing, monitoring and integrating healthcare information and computer software for automating clinical and administrative healthcare processes. Admits that the classes of purchasers that Epic intends to sell the product to include (1) current Epic customers who have licensed Epic's clinical systems and who are interested in better obstetrics/labor and delivery workflows and (2) new customers licensing either Epic's ambulatory and/or inpatient clinical products who have over 100 doctors (ambulatory) and over 350 beds (inpatient). New customers could also be smaller in size if they are children's (pediatric) organizations (down to around 200 beds) or academic hospitals.

REQUEST NO. 9.: Admit that Applicant did not use or apply for registration of the Mark until after Opposer's first uses of its KSG marks, including those used in the medical and surgical fields, including the fields of obstetrics and gynecology.

RESPONSE: Objects that Request No. 9 is unduly burdensome. Subject to that objection and without waiving it, after a reasonable inquiry, the information known or readily obtainable by Epic is insufficient to enable Epic to admit or deny.

REQUEST NO. 10.: Admit that Applicant was aware of Opposer's KSG marks including the term STORZ at the time of Applicant's initial selection of its Mark.

RESPONSE: Denies.

REQUEST NO. 11.: Admit that Applicant was aware of Opposer's KSG marks including the term STORZ at the time of the filing of Applicant's application to register the Mark.

RESPONSE: Denies.

REQUEST NO. 12.: Admit that Applicant was aware that Opposer marketed its goods, specifically goods in the medical and surgical fields, including the fields of obstetrics and gynecology, under the KSG marks at the time Applicant filed Trademark Application Serial No. 78/661,228 for the Mark.

RESPONSE: Denies.

REQUEST NO. 13.: Admit that Applicant's Mark resembles Opposer's KSG marks in sound and appearance.

RESPONSE: Denies.

REQUEST NO. 14. Admit that Applicant's Mark is likely to be confused with Opposer's KSG marks.

RESPONSE: Denies.

REQUEST NO. 15. Admit that Applicant intends to distribute medical or healthcare software and technology under the Mark.

RESPONSE: Admits.

REQUEST NO. 16. Admit that Applicant intends to sell medical or healthcare software and technology under the Mark.

RESPONSE: Admits.

REQUEST NO. 17. Admit that Applicant's goods in connection with which it will use its Mark will compete with Opposer's goods and services in connection with which Opposer uses its KSG marks.

RESPONSE: Denies.

REQUEST NO. 18. Admit that Applicant's goods under its mark overlap with Opposer's goods under the KSG marks.

RESPONSE: Objects that the term "overlap" is vague and ambiguous. Subject to those objections and without waiving them, denies.

REQUEST NO. 19. Admit that Applicant plans to distribute goods under the Mark in channels of trade including, but not limited to, those in the medical and surgical fields and the fields of obstetrics and gynecology.

RESPONSE: Admits.

REQUEST NO. 20.: Admit the channels of trade in which Opposer markets its goods and services in connection with the KSG marks and in which Applicant plans to market its goods and services in connection with the Mark are overlapping.

RESPONSE: Objects that the term "overlapping" is vague and ambiguous. Subject to those objections and without waiving them, denies.

REQUEST NO. 21.: Admit the channels of trade in which Opposer markets its goods and services in connection with the KSG marks and in which Applicant plans to market its goods and services in connection with the Mark are identical.

RESPONSE: Denies.

REQUEST NO. 22.: Admit that Applicant's use of the Mark in the overlapping or identical channels of trade is likely to lead to consumer confusion as to the source of Applicant's goods or services.

RESPONSE: Denies.

REQUEST NO. 23.: Admit that there is a likelihood that Applicant's goods or services sold, offered for sale or provided by Applicant under the Mark will be seen as being sponsored by Opposer.

RESPONSE: Denies.

REQUEST NO. 24.: Admit that during prosecution of Trademark Application Serial No. 78/661,228 for the Mark Applicant knew that Opposer's channels of trade under the KSG marks overlapped with Applicant's channels of trade under the Mark.

RESPONSE: Denies.

REQUEST NO. 25.: Admit that Applicant made misleading statements to the United States Patent and Trademark Office during prosecution of Trademark Application Serial No. 78/661,228 for the Mark.

RESPONSE: Denies.

REQUEST NO. 26.: Admit that Applicant made misleading statements to the United States Patent and Trademark Office during prosecution of Trademark Application Serial No. 78/661,228 for the Mark by stating that "he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true."

RESPONSE: Denies.

REQUEST NO. 27.: Admit that a representative of Applicant has mentioned or discussed Opposer while selling, marketing or providing Applicant's goods or services under the Mark.

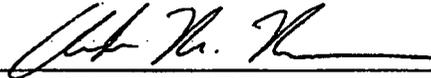
RESPONSE: Denies.

REQUEST NO. 28.: Admit that a representative of Applicant has mentioned or discussed Opposer's medical or healthcare technology while selling, marketing or providing Applicant's goods or services under the Mark.

RESPONSE: Denies.

Dated this 17<sup>th</sup> day of November 2006.

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ANDREW M. NORMAN  
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*Epic Systems Corporation*



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

---

KARL STORZ GMBH & CO. KG,

Opposer,

v.

EPIC SYSTEMS CORPORATION,

Applicant.

---

Opposition No. 91172892

In re U.S. Application Serial No. 78/661228  
For the Trademark: STORK  
Published for Opposition on March 21, 2006

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EPIC SYSTEMS CORPORATION'S RESPONSE TO  
OPPOSER'S FIRST SET OF INTERROGATORIES

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Applicant, Epic Systems Corporation ("Epic"), for its response to Opposer's First Set of Interrogatories hereby responds as follows:

INTERROGATORY NO. 1: Identify each item of goods and/or services of Applicant in connection with which it:

- (a) uses the Mark; and
- (b) has a bona fide intent to use the Mark.

RESPONSE: Epic objects to the Opposer's definition of "Mark." Subject to that objection and without waiving it, Epic uses the Mark and intends to use the Mark in connection with its proprietary obstetrics information system software; related software modules and accompanying user manuals and documentation. The proprietary obstetrics information system is part of a unit of computer programs for managing, storing, analyzing, maintaining, processing,

structuring, reviewing, building, editing, distributing, communicating, organizing, sharing, referencing, monitoring and integrating healthcare information and computer software for automating clinical and administrative healthcare processes.

INTERROGATORY NO. 2.: Identify all advertising, marketing, and other promotional materials, including web pages, television advertising, and application forms, signs, posters, point of sale displays, which illustrate or depict the use and/or intended use of the Mark by Applicant, and for each such item identified, indicate the period by date in which it was used, the manner of use and if in the print media, in which publications it has appeared.

RESPONSE: Epic objects to this interrogatory as vague, ambiguous, overbroad, unduly burdensome and not reasonably calculated to lead to the discovery of admissible evidence. Subject to those objections and without waiving them, Epic answers this interrogatory by referring to the documents produced in response to Opposer's First Set of Requests for the Production of Documents.

INTERROGATORY NO. 3.:

- (a) State whether you were aware of the existence of the Opposer and/or of the use and/or Registration Nos. 2,539,069, or 2,670,809, or 2,818,628, or 2,824,267, or 2,754,809, or 2,796,478, or 3,089,007, or 2,855,514, or 2,739,409, or 2,814,410, or 2,710,321, or 2,839,390, or 2,825,463, or U.S. Serial Nos. 78-692,415, or 76-406,158, or 76-406,159, or 78-762,268, or 78-519,990, or 78-776,273, or 78-62268 by Opposer of any KSG Mark prior to the selection of the Mark, and if so, identify each individual connected with your business who was aware of Opposer and/or of the use and/or the registration by Opposer of any KSG mark prior to the selection of the Mark; and
- (b) State whether Applicant conducted a search or investigation of any records such as, but not limited to, the United States Patent Office records, state trademark records, trademark or trade publications, business directories or the records of any trademark or service organization, in order to ascertain whether the Mark or any mark similar thereto might be usable by Applicant or might infringe the trademark rights of others and if so, for each search or investigation and each such mark, state:
  - (i) the date it was made;
  - (ii) the identity and qualifications of each person by whom it was made;
  - (iii) the name or location of each set of records searched;

- (iv) identify any and all reports or other documents made with regards to or relating in any way to the results of said search.

RESPONSE: Epic objects to this interrogatory as vague, ambiguous, overbroad, unduly burdensome and not reasonably calculated to lead to the discovery of admissible evidence. Subject to those objections and without waiving them, Epic responds as follows: Epic was not aware of Opposer or the use of the alleged Registration numbers listed in Interrogatory No. 3. Brad Paulson of Epic conducted searches for conflicting trademarks on the USPTO site and performed Google searches looking for software or similar products branded or marketed under "stork" or similar names. No conflicting uses were discovered. No documents or reports from such searches have been maintained. Other individuals at Epic may have conducted similar searches.

INTERROGATORY NO. 4.: With regard to the first use of the Mark by Applicant on or in connection any goods or services of Applicant, state:

- (a) the date said first use occurred;
- (b) the identity of the goods sold or service provided in conjunction with said mark;
- (c) the location of such first use; and
- (d) the manner of such first use.

RESPONSE: Epic objects to this interrogatory as vague, ambiguous and not reasonably calculated to lead to the discovery of admissible evidence. Subject to that objection and without waiving it, Epic answers this interrogatory by referring to the documents produced in response to Opposer's First Set of Requests for the Production of Documents.

INTERROGATORY NO. 5.: State if the Mark has ever appeared in an advertisement or web page in the United States and if so, for each such advertisement known, state:

- (a) the goods or services advertised;
- (b) the inclusive dates of such advertisement;
- (c) the identity of the person placing such advertisement; and
- (d) the identity of any documents containing, showing, or describing said advertisement.

RESPONSE: Epic objects to this interrogatory as vague, ambiguous, overbroad, unduly burdensome and not reasonably calculated to lead to the discovery of admissible evidence. Epic

objects to the Opposer's definition of "Mark." As a result of Opposer's definition of "Mark," Interrogatory No. 5 literally requests that Epic identify every instance where the word "stork" appeared in an advertisement or on a website throughout the history of time. Subject to those objections and without waiving them, Epic answers this interrogatory by referring to the documents produced in response to Opposer's First Set of Requests for the Production of Documents.

INTERROGATORY NO. 6.: State if any rights in the Mark have ever been licensed and, if so, identify each license.

RESPONSE: Epic objects to this interrogatory as vague, ambiguous, overbroad, unduly burdensome and not reasonably calculated to lead to the discovery of admissible evidence. Epic objects to the Opposer's definition of "Mark." Subject to those objections and without waiving them, no rights to the "STORK" mark itself have been licensed.

INTERROGATORY NO. 7.: State if Applicant has been and/or is intended to be the sole merchandiser of goods and/or services bearing the Mark used in conjunction therewith and if the answer is other than an unqualified yes, for each other merchandiser, state the identity of the merchandiser, description of such use, the period of use, the relationship between the merchandiser and Applicant, if any, and the identity of any documents relating to such use.

RESPONSE: Epic objects to this interrogatory as vague and ambiguous. Epic objects to the Opposer's definition of "Mark." Subject to this objection and without waiving it, yes, Applicant has been and is intended to be the sole merchandiser.

INTERROGATORY NO. 8.: State if Applicant has contemplated making or had made against it any claim, or has been or now is engaged in litigation, including any contested proceeding involving use or ownership related to the Mark or any variation thereof or alleging unfair competition based on use of said mark or any variation thereof and if so, for each such claim or litigation, state:

- (a) the identity of the other party or parties to the claim or litigation;
- (b) the disposition and present status of such claim or litigation;
- (c) the identity of all documents in any way related to such claim or litigation and its settlement including any agreements of settlement.

RESPONSE: Epic objects as this interrogatory is not reasonably calculated to lead to the discovery of admissible evidence. Subject to this objection and without waiving it, the only such litigation or proceeding is this Opposition.

INTERROGATORY NO. 9.: State the volume of sales in the United States by Applicant in dollars by year of all products and/or services bearing the Mark.

RESPONSE: Epic objects as this interrogatory is not reasonably calculated to lead to the discovery of admissible evidence. Subject to this objection and without waiving it, Epic licensed the Stork proprietary obstetrics information system to two customers in 2006, collecting license fees of \$89,400.00.

INTERROGATORY NO. 10.: State if there has been any instance of which Applicant is aware when a person had been confused, mistaken or deceived as to the source of goods or services of Applicant sold or provided under the Mark or similar mark and medical or healthcare systems or technology sold or provided under Opposer's KSG mark, and, if so, then for each instance, state:

- (a) the identity of the person who was confused, mistaken or deceived;
- (b) the date and place the incident occurred;
- (c) the identity of the goods involved;
- (d) in what way the person was confused, mistaken or deceived;
- (e) the means by which Applicant received notice of such instance;
- (f) the identity of the person from whom Applicant received notice of such instance; and
- (g) the identity of any record or of any other document relating in any way to such an instance.

RESPONSE: Epic is aware of no such instance.

INTERROGATORY NO. 11.: State the identity of all documents known to Applicant relating to the use of the Opposer's KSG mark.

RESPONSE: Outside of this litigation, no documents relating to the use of the Opposer's KSG mark are known to Applicant.

INTERROGATORY NO. 12.: State if Applicant has ever given notice or received information that a mark used by another person allegedly infringed the Mark or similar mark used by Applicant, and, if so, for each mark that allegedly infringed such mark used by you, state:

- (a) a description of the mark, indicating in what respects it allegedly infringed your mark;
- (b) the identity of the person who used the mark;
- (c) the identity of the person to whom you sent such notice; and
- (d) the identity of any document relating to such notice or action taken in response thereto.

**RESPONSE:** Epic objects as this interrogatory is not reasonably calculated to lead to the discovery of admissible evidence. Subject to this objection and without waiving it, Epic has neither given such notice nor received such information.

**INTERROGATORY NO. 13.:** State if Applicant has ever received notice, other than from Opposer herein, that its use of the Mark or similar mark infringed a mark used by another person and, if so, for each such notice, state:

- (a) the date and place it was received;
- (b) the identity of the person from whom it was received; and
- (c) the identity of any documents related thereto.

**RESPONSE:** Epic objects as this interrogatory is not reasonably calculated to lead to the discovery of admissible evidence. Subject to this objection and without waiving it, Epic has not received such notice.

**INTERROGATORY NO. 14.** Describe the class of purchasers to which you have sold and/or sell goods and have provided and/or provide services under or in connection with the Mark, either alone or in combination with any other words or symbols.

**RESPONSE:** Two customers have been licensed to use Epic's Stork proprietary obstetrics information system. The classes of purchasers that Epic intends to sell the product to include (1) current Epic customers who have licensed Epic's clinical systems and who are interested in better obstetrics/labor and delivery workflows and (2) new customers licensing either Epic's ambulatory and/or inpatient clinical products who have over 100 doctors (ambulatory) and over 350 beds (inpatient). New customers could also be smaller in size if they are children's (pediatric) organizations (down to around 200 beds) or academic hospitals..

**INTERROGATORY NO. 15.** Describe the channels of trade through which your goods and/or services bearing the Mark have been or are intended to be offered, and/or have been or are intended to be distributed.

RESPONSE: Epic intends to distribute the Stork proprietary obstetrics information system through direct sales.

INTERROGATORY NO. 16. Identify the person(s) who developed and/or selected Applicant's Mark, and state the Date on which such mark was developed and/or selected, and identify all Documents which relate, refer, or pertain in any way to such development and/or selection.

RESPONSE: Epic objects to this interrogatory as vague, ambiguous and not reasonably calculated to lead to the discovery of admissible evidence. Subject to these objections and without waiving them, Epic answers this interrogatory by referring to the documents produced in response to Opposer's First Set of Requests for the Production of Documents.

INTERROGATORY NO. 17. Identify the person or persons who are most knowledgeable of the facts relevant to this Opposition from the Applicant's side.

RESPONSE: Epic objects to this interrogatory as vague, ambiguous and not reasonably calculated to lead to the discovery of admissible information. Subject to these objections and without waiving them, Epic responds as follows: Epic cannot identify individuals "most knowledgeable" without knowing the facts Opposer deems "relevant." If Opposer defines the topics or facts for which Opposer wishes Epic to identify its "most knowledgeable" person, Epic will do so.

INTERROGATORY NO. 18. Have you ever conducted or caused to be conducted a survey relating to the Mark, either alone or in combination with any other words or symbols, and is so, identify each and every survey and all correspondence, memoranda or other Documents which relate in any way to the survey including all persons involved in conducting the searches, all questionnaires and raw data relating to the survey, and all results of the surveys.

RESPONSE: Epic objects to this interrogatory as vague, ambiguous and not reasonably calculated to lead to the discovery of admissible evidence. Subject to those objections and without waiving them, Epic conducted an informal, internal poll with regard to naming its proprietary obstetrics information system. Epic further answers this interrogatory by referring to

the documents produced in response to Opposer's First Set of Requests for the Production of Documents.

INTERROGATORY NO. 19. State whether You are aware of any third persons which use and/or manufacture and/or sell and/or distribute medical or healthcare systems and technology under or in connection with any KSG mark, and if so, state the Date when You first became aware of such manufacture and/or sale and/or distribution with respect to each third person, identify each such third person, and identify all Documents which relate, refer, or pertain in any way to such manufacture and/or sale and/or distribution by such third persons.

RESPONSE: Epic is unaware of any such third persons.

INTERROGATORY NO. 20.: Identify each Person whom You expect to call as an expert witness in this matter, and state the Date when such expert was first retained or employed by You in connection with the subject matter about which such expert is expected to testify and the qualifications which establish him or her as an expert on the subject matter.

RESPONSE: Epic objects to this interrogatory as premature. Subject to that objection and without waiving it, Epic has not retained an expert witness as of the answering of these interrogatories. Discovery continues and Epic will supplement this response as necessary.

INTERROGATORY NO. 21.: Identify each person whom You expect to call as a fact witness, and state the substance of the facts to which each such witness is expected to testify.

RESPONSE: Epic objects to this interrogatory as premature. Epic is under no obligation to identify its fact witnesses prior to trial. See TBMP § 414(7). Subject to that objection and without waiving it, Epic may call any individual mentioned or identified by either side or any other individual, during the course of discovery, whether in response to discovery requests, depositions or document production. Discovery continues and Epic will supplement this response as necessary.

INTERROGATORY NO. 22.: Identify all Documents and physical exhibits which You expect to introduce into evidence.

RESPONSE: Epic objects to this interrogatory as premature. Epic is under no obligation to identify its trial evidence prior to trial. See TBMP § 414(7). Subject to that objection and

without waiving it, Epic may use any documents produced or identified by either side during the course of discovery, whether in responses to discovery requests, depositions or document production. Discovery continues and Epic will supplement this response as necessary.

INTERROGATORY NO. 23.: State all trademarks/service marks which Applicant uses, or has ever used, or intends to use, which include the Mark, and state all goods and/or services on or in connection with which the marks listed in the answer to this interrogatory have been or are used.

RESPONSE: See response to Interrogatory No. 1.

**VERIFICATION**

I, Brad Paulson, being duly sworn, on oath, deposes and states that I have read the foregoing "Epic Systems Corporation's Response to Opposer's First Set of Interrogatories" and that the facts contained therein are, to the best of my knowledge, true and correct, except such facts which are upon information and belief, and that with respect to such facts I am informed and believe the same to be true and correct.

Dated this \_\_\_\_\_ day of November, 2006.

\_\_\_\_\_  
Brad Paulson

Subscribed and sworn to before me  
this \_\_\_\_\_ day of November, 2006.

\_\_\_\_\_  
Notary Public, State of Wisconsin  
My commission: \_\_\_\_\_

and Objections by:

Dated this 17<sup>th</sup> day of November 2006.

ANTHONY A. TOMASELLI  
State Bar No. 1003673  
ANDREW M. NORMAN  
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\_\_\_\_\_  
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# OB Strategic Design Group



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This attendee list is for our customers' networking purposes only. It is not intended in any way to be used by third-party vendors or consultants for sales, promotional or recruitment purposes.



Demonstrations of Stork OB Information System to Epic customers and prospective customers:

- a. 6/6/05 - 6/7/05 OB Strategic Design Group, Monona Terrace, Madison, WI. Attended by various customers.
- b. 9/6/05 - 9/7/06 Kaiser (all regions – CA, CO, GA, HI, MD, OH, OR, VA, WA, and D.C.)
- c. 9/19/05 NAC, Monona Terrace, Madison, WI. Attended by various customers.
- d. 9/19/05 DAC, Monona Terrace, Madison, WI. Attended by various customers.
- e. 9/20/05 UGM General Session, Overture, Madison, WI. Attended by many customers.
- f. 12/8/05 SMDC, Duluth, MN.
- g. 1/24/06 St. Claire, SSM, Baraboo, WI.
- h. 2/3/06 Parkland, Dallas, Texas.
- i. 3/30/06 PAC, Monona Terrace, Madison, WI.
- j. 5/10/06 Parkland, Dallas, Texas.
- k. 6/6/06 Elliot, New Hampshire.
- l. 6/13/06 Everett, WA.
- m. 6/13/06 ThedaCare, Appleton, WI.
- n. 7/25/06 NHS, England, UK.
- o. 8/14/06 UTSW, Dallas, TX.
- p. 8/30/06 Sentara, Norfolk, VA.
- q. 9/6/06 Sutter, CA.
- r. 9/20/06 UGM, Monona Terrace, Madison, WI.
- s. 10/17/06 University of Iowa, Iowa City, IA.
- t. 10/19/06 Meriter, Madison, WI.
- u. 10/20/06 Sisters Of Mercy, St. Louis, MO.
- v. 10/24/06 ENH, Evanston, IL.
- w. 10/30/06 Kaiser, CA.



Customers Licensing Epic Stork OB Module  
11-13-06

<u>Customer Name</u>	<u>License Fees</u>	<u>Maintenance Fees</u>
University of Iowa Hospitals & Clinics	\$89,400	\$2,250/mo.
William Beaumont Hospital	\$200,000*	\$2,000/mo.

\*License fees were waived.