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

Proceeding	91200535
Party	Defendant Integrated Imaging, LLC
Correspondence Address	CHARLES S SARA DEWITT ROSS STEVENS SC 2 E MIFFLIN ST STE 600 MADISON, WI 53703-2865 UNITED STATES
Submission	Other Motions/Papers
Filer's Name	Charles S. Sara
Filer's e-mail	csstm@dewittross.com
Signature	/Charles S. Sara/
Date	10/14/2011
Attachments	TTAB--111014--Applicants_Initial_Disclosures.pdf (4 pages)(389568 bytes) TTAB--111014--Applicants_First_Set_of_Requests_for_Production_of_Documents.pdf (9 pages)(1211424 bytes) TTAB--111014--Applicants_First_Set_of_Interrogatories.pdf (6 pages)(588226 bytes) TTAB--111014--Applicants_First_Set_of_Requests_for_Admissions.pdf (9 pages)(849384 bytes)

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

In the Matter of U.S. Trademark Application
Serial No. 77/859,579
Published in the Official Gazette on January 4, 2011

MR. SANFORD J. ASMAN

Opposer,

v.

Opposition No. 91200535

INTEGRATED IMAGING, LLC

Applicant.

APPLICANT'S INITIAL DISCLOSURES

Applicant Integrated Imaging, LLC (“INTEGRATED IMAGING” or “Applicant”), by its attorney, Charles S. Sara of DeWitt Ross & Stevens S.C., hereby provides the following initial disclosures pursuant to Rule 26(a) of the Federal Rules of Civil Procedure.

The information provided and witnesses identified herein are complete and correct to the best of Applicant’s knowledge as of the date of these initial disclosures. However, Applicant reserves its right to supplement and/or amend these disclosures in accordance with the Federal Rules of Civil Procedure.

I. Individuals Believed Likely to have Knowledge of Discoverable Information

The discovery of each individual likely to have knowledge of discoverable information relevant to this matter is ongoing, and Applicant reserves its right to supplement and/or amend this disclosure.

At this time, the following individuals are believed likely to have knowledge of discoverable information:

Chuck Hawthorne
Integrated Imaging, LLC
419 Salem Avenue, S.W.
Roanoke, VA 24016

Subjects of information: Information pertaining to the mark CASEWORKS WEB, which is the subject of U.S. Trademark Application Serial No. 77/859,579.

II. Description by Category of Documents, Electronically Stored Information, and Tangible Things that are in the Possession, Custody, or Control of the Applicant and May be Used to Support its Claims or Defenses

Applicant has not completed its investigation of the facts relevant to this matter, and reserves its right to supplement and/or amend this disclosure. In addition, it is anticipated that some documents that Applicant may use in support of its claims and defenses are in the custody, possession, and control of Opposer.

Based on the information available to Applicant at this time, Applicant discloses the following categories of documents:

Category of Document	Location
Trademark Documents	INTEGRATED IMAGING Offices
Promotional Materials	INTEGRATED IMAGING Offices
Business Records	INTEGRATED IMAGING Offices

III. Computation of Any Category of Damages Claimed

Not applicable.

IV. Insurance Agreements

Not applicable.

Dated this 14th day of October, 2011.



Charles S. Sara, Reg. No. 30,492
Attorneys for Applicant
DeWITT ROSS & STEVENS, S.C.
2 E. Mifflin Street, Suite 600
Madison, Wisconsin 53703
Telephone: (608) 395-6784
Facsimile: (608) 252-9243

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing APPLICANT'S INITIAL DISCLOSURES was served, via first class mail, postage prepaid, on:

Sanford J. Asman, Esq.
Law Office of Sanford J. Asman
570 Vinington Court
Atlanta, Georgia 30350-5710

on the 14th day of October, 2011.



Sherri L. Barsness

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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INTEGRATED IMAGING, LLC

Applicant.

**APPLICANT'S FIRST SET OF REQUESTS FOR PRODUCTION OF
DOCUMENTS AND THINGS**

Pursuant to Rule 34 of the Federal Rules of Civil Procedure, Applicant, Integrated Imaging, LLC, requests that Opposer, Sanford J. Asman, produce and mail to Applicant's counsel, within the time specified by the Federal Rules of Civil Procedure and the Trademark Rules of Practice, copies of the following Documents and Things which are in Opposer's possession, custody, or control.

DEFINITIONS AND INSTRUCTIONS

For purposes of these requests, the following Definitions and Instructions shall apply:

(1) "Opposer" means the Opposer, Sanford J. Asman, his predecessors in interest, his successors in interest, and his directors, employees, agents, representatives, and all other Persons acting or purporting to act on his behalf, as the context hereof may require.

(2) “Applicant” means the Applicant, Integrated Imaging, LLC, its predecessors in interest, its successors in interest, and its directors, employees, agents, representatives, licensees, franchisees, and all other persons acting or purporting to act on their behalf, as the context hereof may require.

(3) “Person” means any individual, sole proprietorship, partnership, firm, corporation, joint venture, association, or other entity.

(4) “Document” means any medium in the possession, custody, or control of Opposer upon which intelligence or information is recorded or from which intelligence or information can be obtained, including by way of illustration, but not by way of limitation, the following items: Letters, reports, communications, including internal company communications; preliminary notes and drafts; telegrams; telexes; faxes; memoranda; summaries of records of telephone conversations; routing (or buck) slips; magnetic media from which audible or visual information can be obtained, such as tapes, discs, or the like; diaries; graphs; notebooks; charts; plans; artists’ drawings; positive or negative prints of photographic pictures, motion or still, including excised frames of motion pictures; minutes of records of conferences and meetings, including meetings of directors, executive committees and financial committees; lists of Persons attending meetings or conferences; expressions or statements of policy; reports or summaries of investigations, opinions, or reports of consultants; non-privileged communications with attorneys; records of summaries of negotiations; contracts and agreements; brochures; pamphlets; advertisements; circulars; trade letters; press releases; drafts of any documents; and revisions of drafts of any documents. For purposes of these requests, “Document” shall also mean any of the foregoing not in Opposer’s possession, custody or control, the existence of which is known to Opposer. For purposes of these requests, any such Document bearing on any sheet or side thereof any marks of any kind, such as initials, stamped indicia, comments or notations, which was not part of the originally created Document, is to be considered and identified as a separate Document.

(5) “Thing” means any physical object other than a Document.

(6) “Trademark” or “Mark” mean trademark, service mark, or design mark.

(7) “Applicant’s Mark” means the mark CASEWORKS WEB, which is the subject of U.S. Trademark Application Serial No. 77/859,579.

(8) “Applicant’s Services” means the services identified in U.S. Trademark Application Serial No. 77/859,579 namely “Web-based information management services for health care counseling agencies, namely, providing temporary use of non-downloadable computer software for computer file management, electronic processing of health care information, and medical billing” in International Class 042.

(9) "Opposer's Marks" means the mark CASEWEBS identified in U.S. Trademark Registration No. 3,316,614 and CASESPACE identified in U.S. Trademark Registration No. 3,575,917.

(10) "Opposer's Services" means the services identified in U.S. Trademark Registration No. 3,316,614, namely "Providing on-line non-downloadable computer software for providing network based access to legal matters; providing on-line non-downloadable computer software for providing access over the internet and intranets to litigation documents; and providing on-line non-downloadable computer software for providing access to legal files over the internet and over intranets" in International Class 042 and U.S. Trademark Registration No. 3,575,917, namely "Providing on-line non-downloadable computer software for providing network based access to legal matters; providing on-line non-downloadable computer software for providing access over the internet and intranets to litigation documents; and providing on-line non-downloadable computer software for providing network based access to legal files over the internet and over intranets" in International Class 042.

(11) If Opposer is aware that a Document or Thing (or a group of Documents or Things) once existed but has been destroyed, Opposer is requested to state when the Document or Thing (or group of Documents or Things) was destroyed, who destroyed it, why it was destroyed, and the circumstances under which it was destroyed.

(12) "Specify" means to provide full and detailed information.

(13) Where identification of any Document or Thing is required by use of the word "Identify," such identification should be sufficient to support a request for the production of the Document or Thing under Rule 34 of the Federal Rules of Civil Procedure, and should include by way of illustration, but without limitation, the following information, even if Opposer intends to object to the production of said Document or Thing:

- (a) the type of the Document or Thing, i.e., whether it is a letter, memorandum, report, drawing, chart, etc.;
- (b) the general subject matter of the Document or Thing;
- (c) the name of the creator of the Document or Thing;
- (d) any numerical designation appearing on the Document or Thing, such as a drawing number, sample number or file references; and
- (e) if the Document or Thing is not in Opposer's possession, custody, or control, the identity, as defined herein below, of the Person having possession, custody or control of said Document or Thing.

(14) Where the identification of a Document or Thing is required by use of the word “Identify,” Opposer may, in lieu of identification, at the time Opposer serves his answers to these discovery requests, mail to Applicant the original of such Document or Thing, or a legible copy or photograph of such Document or Thing, suitably labeled and marked to show to which Request each Document or Thing is being produced in lieu of identification.

(15) Where the identification of any individual Person is required by use of the word “Identify,” such identification should be sufficient to identify the Person in a notice of taking the deposition of such Person, and should include without limitation the following information concerning such Person:

- (a) full name;
- (b) business address;
- (c) job title;
- (d) employer or professional affiliations; and
- (e) home address.

(16) Where the identification of any Person, other than an individual, is required by use of the word “Identify,” such identification should be sufficient to identify the Person in a notice of taking the deposition of such Person, and should include without limitation the following information concerning such Person:

- (a) the full name or title;
- (b) principal place of business;
- (c) nature or type of entity;
- (d) the state of incorporation or registration; and
- (e) the principal business conducted by such Person.

(17) These discovery requests shall be deemed continuous and Opposer shall be obligated to change, supplement and amend his answers hereto as prescribed by Rule 26(e) of the Federal Rules of Civil Procedure.

(18) The words “and” and “or” shall be construed conjunctively or disjunctively as necessary to bring within the discovery request all information which might otherwise be construed as outside their scope.

DOCUMENTS AND THINGS TO BE PRODUCED

1. All Documents and Things referring or relating to the dates of first use and first use in commerce by Opposer of Opposer's Marks on or in connection with Opposer's Services.
2. All Documents and Things relating to Opposer's creation, consideration, design, development, selection, adoption, availability, and registration or attempts to register Opposer's Marks.
3. All Documents and Things relating to any market studies, surveys, focus groups, or other studies which relate to the use or advise against use of Opposer's Marks for Opposer's Services.
4. All Documents and Things communicated to or from the United States Patent and Trademark Office and Trademark Trial and Appeal Board relating to Opposer's prosecution of U.S. Trademark Registrations 3,316,614 and 3,575,917.
5. Each and every search conducted by or on behalf of Opposer regarding use of Opposer's Marks or other trademarks similar to Opposer's Marks.
6. All Documents and Things referring or relating to applications to register Opposer's Marks, or any registrations to Opposer's Marks, in the United States.
7. Representative samples of Documents and Things referring to or relating to the date of the first use and first use in commerce by Opposer of Opposer's Marks.
8. Representative samples of Documents and Things referring to or relating to the services marketed under Opposer's Marks.
9. All Documents and Things which disclose the length of time during which Opposer has offered goods or services for sale under Opposer's Marks.
10. All Documents and Things referring or relating to instances in which a person has been confused, deceived, or mistaken about the source of Opposer's Services, believing them to be Applicant's Services.
11. All Documents and Things referring or relating to instances in which a person has been confused, deceived, or mistaken about the source of Applicant's Services, believing them to be Opposer's Services.

12. All Documents and Things referring or relating to instances in which a person has believed or inquired whether Opposer and Applicant were a single entity or related entities.
13. All Documents and Things ever sent or received by Opposer regarding any allegation by Opposer that others have infringed Opposer's Marks, or regarding any allegations by another Person that Opposer has infringed another Person's mark by Opposer's use of Opposer's Marks.
14. All Documents and Things referring or relating to inter partes state or federal Trademark Office proceedings, or inter partes state or federal court proceedings, in which Opposer's Marks were involved.
15. All Documents and Things referring or relating to polls, studies, surveys or investigations conducted by or for Opposer relating to Opposer's Marks.
16. All Documents and Things, including statements to Opposer's customers, referring or relating to Opposer's Services under Opposer's Marks.
17. Each different advertisement, direct mail piece, promotional item, press release, catalog, brochure, training manual, or other advertising means or media in which Opposer's Marks have been used, are used, or will be used by Opposer.
18. All correspondence with any advertising or sales agent relating in any way to Opposer's Marks.
19. Representative documents and things that reflect, refer to, evidence, or are related in any way to the meaning(s) and/or connotation(s) that Opposer believes its Marks convey to consumers.
20. All Documents and Things from which Applicant can determine the amount of money which Opposer has expended on advertising Opposer's Marks in the United States.
21. All Document and Things evidencing Opposer's current or planned use of Opposer's Marks.
22. Each and every contract, agreement, or other understanding, written and oral, between Opposer and any other entity concerning use of Opposer's Marks or

- variations thereof, including, but not limited to, all license, franchise, and distribution agreements between Opposer and third parties.
23. All Documents and Things related to any instances in which a third party has objected to the use and/or registration of Opposer's Marks by Opposer.
 24. All Documents and Things which relate to the circumstances under which Opposer first became aware of Applicant's use of Applicant's Mark.
 25. All communications between Opposer and any other Person which refer to Applicant, Applicant's Mark, or Applicant's Services.
 26. All documents which disclose the territorial areas where Opposer offers goods or services for sale under Opposer's Marks or intends to offer goods or services for sale under Opposer's Marks and the length of time during which each of such goods or services have been marketed in each territory.
 27. All Documents and Things which disclose the channels of trade through which Opposer offers or intends to offer goods or services for sale under Opposer's Marks.
 28. All Documents and Things which disclose representative customers who have purchased Opposer's Services offered under Opposer's Marks including, but not limited to, reports regarding customer demographics.
 29. All Documents and Things which disclose all health care providers that have purchased Opposer's Services offered under Opposer's Marks.
 30. All Documents and Things which disclose all hospitals that have purchased Opposer's Services offered for sale under Opposer's Marks.
 31. All Documents and Things which disclose all health care facilities that have purchased Opposer's Services offered under Opposer's Marks.
 32. All Documents and Things which disclose all medical doctors who have purchased Opposer's Services offered under Opposer's Marks.
 33. All Documents and Things which disclose all customers who have purchased Opposer's Services offered under Opposer's Marks, which utilize the product(s) primarily for medical billing purposes.

34. All Documents and Things which disclose all customers who have purchased Opposer's Services offered under Opposer's Marks, which utilize the product(s) primarily for electronic processing of health care information.
35. All Documents and Things which disclose all customers who have purchased Opposer's Services offered under Opposer's Marks, which utilize the product(s) primarily for health care computer file management.
36. All Documents and Things which relate to Opposer's past, present or future marketing plans or strategies for goods or services offered under Opposer's Marks, including but not limited to, dollar amount expenditures, target markets, channels of trade, and demographic studies.
37. All Documents and Things from which the price of Opposer's Services provided in connection with Opposer's Marks, and the volume of sales of such goods or services to date, can be determined.
38. All Documents and Things, including letters, prepared or considered by any experts employed by Opposer in connection with his or her formation of an opinion concerning the subject matter of this Opposition.
39. All Documents and Things identified in Opposer's Responses to Applicant's First Set of Interrogatories.
40. All Documents and Things which Applicant believes provide any support for each refusal to admit (or deny) in the accompanying Applicant's First Set of Requests for Admissions.

Dated this 14th day of October, 2011.



Charles S. Sara, Reg. No. 30,492
Attorneys for Applicant
DeWITT ROSS & STEVENS, S.C.
2 E. Mifflin Street, Suite 600
Madison, Wisconsin 53703
Telephone: (608) 395-6784
Facsimile: (608) 252-9243

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing APPLICANT'S FIRST SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS AND THINGS was served, via first class mail, postage prepaid, on:

Sanford J. Asman, Esq.
Law Office of Sanford J. Asman
570 Vinington Court
Atlanta, Georgia 30350-5710

on the 14th day of October, 2011.



Sherri L. Barsness

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

In the Matter of U.S. Trademark Application
Serial No. 77/859,579
Published in the Official Gazette on January 4, 2011

MR. SANFORD J. ASMAN

Opposer,

v.

Opposition No. 91200535

INTEGRATED IMAGING, LLC

Applicant.

APPLICANT'S FIRST SET OF INTERROGATORIES

Pursuant to Rule 33 of the Federal Rules of Civil Procedure, Applicant, Integrated Imaging, LLC, hereby serves Applicant's First Set of Interrogatories to be answered by Opposer, Sanford J. Asman, under oath, said answers to be served upon Applicant's counsel within the time provided by the Federal Rules of Civil Procedure and the Trademark Rules of Practice.

DEFINITIONS AND INSTRUCTIONS

For purposes of these interrogatories, the definitions and instructions provided in Applicant's First Set of Requests for Production of Documents and Things are incorporated herein.

INTERROGATORIES

1. Identify each Person, who is an individual, who has the greatest knowledge about Opposer's selection and adoption of Opposer's Marks.

2. Identify the Person, who is an individual, who has the greatest knowledge about Opposer's current and proposed future use, advertising, and promotion of Opposer's Marks.

3. Specify the date of first use in commerce in the United States of Opposer's Marks in connection with any good or service, the manner of such use, the geographic territory in which such use occurred, and the specific goods or services in connection with which such use occurred.

4. Specify the identities of all Persons that were customers who were exposed to the first use of Opposer's Marks in commerce in the United States, and identify all documents relating to such use.

5. Specify the channels of trade currently used or intended to be used by Opposer for marketing, promoting and selling Opposer's Services on or in connection with Opposer's Marks, including identifying all representative outlets, such as agents, licensees, retailers, wholesalers, and local offices, for each of Opposer's Services identified in Interrogatory No. 3, and state the period of time during which each channel of trade was or is used for each such good.

6. Identify each person having information relating to any market studies, surveys, focus groups, or other studies which relate to the use or advise against use of Opposer's Marks, and identify all documents relating to such studies.

7. Identify each person having information relating to any formal or informal trademark searches or investigations which relate to Opposer's Marks, and identify all documents relating to the searches or investigations.

8. State Opposer's yearly expenditures to date with respect to the advertising and promotion of Opposer's Marks and the goods or services identified in Interrogatory 3.

9. State Opposer's total expenditures relating to the advertising and promotion of the first use of Opposer's Marks in the United States.

10. Identify all past, present or future advertisements, brochures, catalogs, promotional materials and/or all other documents and things (including drafts of such materials) showing Opposer's Marks ever placed, published, distributed, provided,

contemplated, or used by or for Opposer, and state the respective dates and publications or media in which this material appeared or is expected to appear.

11. Specify the services offered for sale or intended to be offered for sale under Opposer's Marks.

12. Specify the target market in which Opposer's Services are offered under Opposer's Marks.

13. State whether the customers identified in Interrogatory No. 12 exercise care when purchasing or using Opposer's Services, which are offered under Opposer's Marks.

14. Describe with specificity how any of the Opposer's Services used in connection with Opposer's Marks are similar to those services offered by Applicant.

15. Identify all health care providers, including counseling agencies, hospitals, health care facilities, and medical doctors that have purchased or used Opposer's Services under Opposer's Marks.

16. Identify all customers who have purchased or used Opposer's Services offered under Opposer's Marks who utilize the services for medical billing purposes.

17. Identify all customers who have purchased or used Opposer's Services offered under Opposer's Marks who utilize the services for electronic processing of health care information for any health care provider.

18. Identify all customers who have purchased or used Opposer's Services offered under Opposer's Marks who utilize the services primarily for computer file management for any health care provider.

19. Identify any third party use or registration of a mark which Opposer considers to be identical or similar to Opposer's Marks, and state the type of good or service related to the use of the marks.

20. Identify each competitor of Opposer known to Opposer, and for each such competitor:

- a. Identify the name and address of the competitor;
- b. Describe the goods or services offered by the competitor, including the name of such product, description of such product, and whether there is a registered trademark for that product; and

- c. Identify the date(s) on which the competition first offered its product or service that competes with Opposer's Services that are sold under the Opposer's Marks.

21. Describe the circumstances under which Opposer first became aware of Applicant's use or attempt to register Applicant's Mark and identify all persons involved.

22. Specify the approximate or anticipated gross revenue including, but not limited to, projected revenue generated by sales or use of Opposer's Services under Opposer's Marks for each year since such sales began to present.

23. Describe with specificity the basis for Opposer's position that there is a likelihood of confusion between Opposer's Marks and Applicant's Mark.

24. Identify all instances in which any Person has been or claimed to be confused, mistaken, or deceived as to the relationship between Opposer and any other entity, or between goods or services of Opposer offered under Opposer's Marks and any other goods or services.

25. Identify all documents relating to all instances in which any Person has been or claimed to be confused, mistaken, or deceived as to the relationship between Opposer and any other entity, or between goods or services of Opposer offered under Opposer's Marks and any other goods or services.

26. Identify each expert which Opposer expects to call as a witness in this proceeding, and state the subject matter on which each expert is expected to testify.

27. Identify each person who provided information or documents for a response to this First Set of Interrogatories, Applicant's First Set of Requests for Admissions, or Applicant's First Set of Requests for Production of Documents and Things, including the particular discovery response for which that person provided information.

28. Identify and describe the full particulars of any and all litigation, oppositions, cancellations or other similar trademark proceeding in which Opposer has been involved as a party or witness.

29. Identify all polls, studies, surveys or investigations conducted by or for Opposer concerning Opposer's Marks.

30. Identify all trademark searches conducted by or for Opposer concerning Opposer's Marks, or any other mark confusingly similar to it.

31. If Opposer's Marks have any intended meaning, identify the intended meaning of Opposer's Marks.

Dated this 14th day of October, 2011.



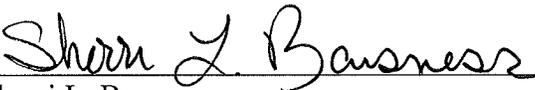
Charles S. Sara, Reg. No. 30,492
Attorneys for Applicant
DeWITT ROSS & STEVENS, S.C.
2 E. Mifflin Street, Suite 600
Madison, Wisconsin 53703
Telephone: (608) 395-6759
Facsimile: (608) 252-9243

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing APPLICANT'S FIRST SET OF INTERROGATORIES was served, via first class mail, postage prepaid, on:

Sanford J. Asman, Esq.
Law Office of Sanford J. Asman
570 Vinington Court
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on the 14th day of October, 2011.



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INTEGRATED IMAGING, LLC

Applicant.

APPLICANT'S FIRST SET OF REQUESTS FOR ADMISSIONS

Pursuant to Rule 36 of the Federal Rules of Civil Procedure, Applicant, Integrated Imaging, LLC, requests that Opposer, Sanford J. Asman, respond by admitting the truthfulness of the matters set forth below, within the time specified by the Federal Rules of Civil Procedure and the Trademark Rules of Practice. Federal Rule of Civil Procedure 36(a) deems each matter herein to be admitted unless a written objection or denial is received within thirty (30) days of service. If you object to a Request, you must state the reason for your objection. You must specifically deny the matter or set forth in detail the reasons why you cannot truthfully admit or deny the matter. A denial must clearly meet the substance of the requested admission and, when good faith requires that you qualify your answer or deny only a part of the matter of which an admission is requested, you must specify which part is true and qualify or deny the remainder. You may not give lack of information or knowledge as a reason for your failure to admit or deny unless you also state that you have made reasonable inquiries and that the information known or readily obtainable by you is insufficient to enable you to admit or deny. Even if you believe that a matter of which an admission has been requested presents a genuine issue for trial, you may not, on that ground

alone, object to the request; you must, subject to the provisions of Rule 37(c), deny the matter or set forth reasons why you cannot admit or deny it.

DEFINITIONS AND INSTRUCTIONS

For purposes of these Requests for Admissions, the definitions and instructions provided in Applicant's First Set of Requests for Production of Documents and Things are incorporated herein.

MATTERS TO BE ADMITTED

1. Opposer's Services are targeted to law firms.
2. Applicant's Services are targeted to health care counseling agencies.
3. Opposer's Services are offered through different channels of trade than those of Applicant's Services.
4. Opposer's channels of trade for Opposer's Marks are different from the channels of trade for Applicant's Mark.
5. Purchasers and prospective purchasers encountering Opposer's Services are unlikely to believe that Opposer's Services are associated with Applicant.
6. Purchasers and prospective purchasers encountering Opposer's Services are unlikely to believe that Opposer's Services are affiliated with Applicant.
7. Purchasers and prospective purchasers encountering Opposer's Services are unlikely to believe that Opposer's Services are sponsored by Applicant.
8. Opposer can present no evidence that Applicant ever sold the services that Applicant offers under Applicant's Mark to a law firm.
9. Opposer can present no evidence that Applicant ever sold the services that Applicant offers Applicant's Mark to attorneys.
10. Opposer can present no evidence that Applicant ever sold the services that Applicant offers under Applicant's Mark to in-house corporate counsel.
11. Opposer can present no evidence that Applicant ever sold the services that Applicant offers under Applicant's Mark to customers for use on litigation matters.
12. Opposer has never sold the services that Opposer offers under Opposer's Marks to health care counseling agencies.

13. Opposer has no plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to health care counseling agencies.
14. Opposer can produce no documents or other tangible matter evidencing plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to health care counseling agencies.
15. Opposer has never sold the services that Opposer offers under Opposer's Marks to hospitals.
16. Opposer has no plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to hospitals.
17. Opposer can produce no documents or other tangible matter evidencing plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to hospitals.
18. Opposer has never sold the services that Opposer offers under Opposer's Marks to health care facilities.
19. Opposer has no plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to health care facilities.
20. Opposer can produce no documents or other tangible matter evidencing plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to health care facilities.
21. Opposer has never sold the services that Opposer offers under Opposer's Marks to medical doctors.
22. Opposer has no plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to medical doctors.
23. Opposer can produce no documents or other tangible matter evidencing plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to medical doctors.
24. Opposer has never sold the services that Opposer offers under Opposer's Marks to health care counseling agencies that utilize the services primarily for medical billing purposes.

25. Opposer has no plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to health care counseling agencies that utilize the services primarily for medical billing purposes.
26. Opposer can produce no documents or other tangible matter evidencing plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to health care counseling agencies that utilize the services primarily for medical billing purposes.
27. Opposer has never sold the services that Opposer offers under Opposer's Marks to hospitals that utilize the services primarily for medical billing purposes.
28. Opposer has no plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to hospitals that utilize the services primarily for medical billing purposes.
29. Opposer can produce no documents or other tangible matter evidencing plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to hospitals that utilize the services primarily for medical billing purposes.
30. Opposer has never sold the services that Opposer offers under Opposer's Marks to health care facilities that utilize the services primarily for medical billing purposes.
31. Opposer has no plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to health care facilities that utilize the service(s) primarily for medical billing purposes.
32. Opposer can produce no documents or other tangible matter evidencing plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to health care facilities that utilize the services primarily for medical billing purposes.
33. Opposer has never sold the services that Opposer offers under Opposer's Marks to medical doctors who utilize the services primarily for medical billing purposes.
34. Opposer has no plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to medical doctors who utilize the service(s) primarily for medical billing purposes.

35. Opposer can produce no documents or other tangible matter evidencing plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to medical doctors who utilize the service(s) primarily for medical billing purposes.
36. Opposer has never sold the services that Opposer offers under Opposer's Marks to health care counseling agencies that utilize the service(s) primarily for electronic processing of health care information.
37. Opposer has no plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to health care counseling agencies that utilize the services primarily for electronic processing of health care information.
38. Opposer can produce no documents or other tangible matter evidencing plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to health care counseling agencies that utilize the services primarily for electronic processing of health care information.
39. Opposer has never sold the services that Opposer offers under Opposer's Marks to hospitals that utilize the services primarily for electronic processing of health care information.
40. Opposer has no plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to hospitals that utilize the services primarily for electronic processing of health care information.
41. Opposer can produce no documents or other tangible matter evidencing plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to hospitals that utilize the services primarily for electronic processing of health care information.
42. Opposer has never sold the services that Opposer offers under Opposer's Marks to health care facilities that utilize the services primarily for electronic processing of health care information.
43. Opposer has no plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to health care facilities that utilize the services primarily for electronic processing of health care information.

44. Opposer can produce no documents or other tangible matter evidencing plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to health care facilities that utilize the services primarily for electronic processing of health care information.
45. Opposer has never sold the services that Opposer offers under Opposer's Marks to medical doctors who utilize the services primarily for electronic processing of health care information.
46. Opposer has no plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to medical doctors who utilize the services primarily for electronic processing of health care information.
47. Opposer can produce no documents or other tangible matter evidencing plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to medical doctors who utilize the services primarily for electronic processing of health care information.
48. Opposer has never sold the services that Opposer offers under Opposer's Marks to health care counseling agencies that utilize the services primarily for computer file management.
49. Opposer has no plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to health care counseling agencies that utilize the services primarily for computer file management.
50. Opposer can produce no documents or other tangible matter evidencing plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to health care counseling agencies that utilize the services primarily for computer file management.
51. Opposer has never sold the services that Opposer offers under Opposer's Marks to hospitals that utilize the services primarily for computer file management.
52. Opposer has no plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to hospitals that utilize the services primarily for computer file management.

53. Opposer can produce no documents or other tangible matter evidencing plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to hospitals that utilize the services primarily for computer file management.
54. Opposer has never sold the services that Opposer offers under Opposer's Marks to health care facilities that utilize the services primarily for computer file management.
55. Opposer has no plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to health care facilities that utilize the services primarily for computer file management.
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57. Opposer has never sold the services that Opposer offers under Opposer's Marks to medical doctors who utilize the services primarily for computer file management.
58. Opposer has no plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to medical doctors who utilize the services primarily for computer file management.
59. Opposer can produce no documents or other tangible matter evidencing plans to sell or otherwise provide the services that Opposer offers under Opposer's Marks to medical doctors who utilize the services primarily for computer file management.
60. Opposer is unaware of any instances of actual confusion that have occurred, or are occurring, between Opposer and Applicant.
61. Opposer has no evidence of actual confusion between Opposer and Applicant.
62. Opposer is unaware of any instances of actual confusion that have occurred, or are occurring, between Opposer's Services and Applicant's Services.
63. Opposer has no evidence of actual confusion between Opposer's Services and Applicant's Services.
64. Opposer is unaware of any instances of actual confusion that have occurred, or are occurring, between Opposer's Marks and Applicant's Mark.
65. Opposer has no evidence of actual confusion between Opposer's Marks and Applicant's Mark.

66. The five companies or entities against which Opposer most closely competes in the United States do not provide web-based information management services for health care counseling agencies.
67. The five companies or entities against which Opposer most closely competes in the United States are not known by Opposer to provide services to health care counseling agencies.
68. The five companies or entities against which Opposer most closely competes in the United States do not provide web-based information management services for health care facilities.
69. The five companies or entities against which Opposer most closely competes in the United State are not known by Opposer to provide services to health care facilities.
70. The five companies or entities against which Opposer most closely competes in the United States do not provide web-based information management services for hospitals.
71. The five companies or entities against which Opposer most closely competes in the United States are not known by Opposer to provide services for hospitals.
72. The five companies or entities against which Opposer most closely competes in the United States do not provide web-based information management services for medical doctors.
73. The five companies or entities against which Opposer most closely competes in the United States are not known by Opposer to provide services for medical doctors.
74. The skill and care of purchasers of Applicant's Services are relatively high.
75. Customers exercise care when purchasing Applicant's Services.
76. The skill and care of purchasers of Opposer's Services are relatively high.
77. Customers exercise care when purchasing Opposer's Services.
78. All documents produced and/or identified by Opposer in response to Applicant's First Set of Requests for Production of Documents are genuine and authentic.

Dated this 14th day of October, 2011.



Charles S. Sara, Reg. No. 30,492
Attorneys for Applicant
DeWITT ROSS & STEVENS, S.C.
2 E. Mifflin Street, Suite 600
Madison, Wisconsin 53703
Telephone: (608) 396-6759
Facsimile: (608) 252-9243

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing APPLICANT'S FIRST SET OF REQUESTS FOR ADMISSIONS was served, via first class mail, postage prepaid, on:

Sanford J. Asman, Esq.
Law Office of Sanford J. Asman
570 Vinington Court
Atlanta, Georgia 30350-5710

on the 14th day of October, 2011.



Sherri L. Barsness