

TTAB

75741930

UNITED STATES PATENT AND TRADEMARK
OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Mailed: February 28, 2006

ViaMedics, LLC
3600 Labore Road
White Bear Lake, MN 55110

Cancellation No. 92045512
Reg. No. 2653078

JAVIER GUADAYOL
Javier Guadayol, P.A.
13412 S.W. 128th Street
Miami, FL 33186

RECE INTERNATIONAL CORP.

V.

ViaMedics, LLC

A petition, a copy of which is attached, has been filed to cancel the above-identified registration.

Proceedings will be conducted in accordance with the Trademark Rules of Practice.

ANSWER IS DUE FORTY DAYS after the mailing date hereof.
(See Trademark Rule 2.196 for expiration date falling on Saturday, Sunday or a holiday).

Proceedings will be conducted in accordance with the Trademark Rules of Practice, set forth in Title 37, part 2, of the Code of Federal Regulations. The parties are reminded of the recent amendments to the Trademark Rules that affect the rules of practice before the TTAB. See Rules of Practice for Trademark-Related Filings Under the Madrid Protocol Implementation Act, 68 Fed. R. 55,748 (September 26, 2003) (effective November 2, 2003); Reorganization of Correspondence and Other Provisions, 68 Fed. Reg. 48,286 (August 13, 2003) (effective September 12, 2003). Notices concerning the rules changes, as well as the



03-09-2006

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #34

Trademark Trial and Appeal Board Manual of Procedure (TBMP), are available at www.uspto.gov/web/offices/dcom/ttab/.

The parties are particularly referred to Trademark Rule 2.126 pertaining to the form of submissions. Paper submissions, including but not limited to exhibits and depositions, not filed in accordance with Trademark Rule 2.126 may not be given consideration or entered into the case file.

Discovery and testimony periods are set as follows:

Discovery period to open:	March 20, 2006
Discovery period to close:	September 16, 2006
30-day testimony period for party in position of plaintiff to close:	December 15, 2006
30-day testimony period for party in position of defendant to close:	February 13, 2007
15-day rebuttal testimony period for plaintiff to close:	March 30, 2007

A party must serve on the adverse party a copy of the transcript of any testimony taken during the party's testimony period, together with copies of documentary exhibits, within 30 days after completion of the taking of such testimony. See Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rule 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

NOTE: The Board allows parties to utilize telephone conferences to discuss or resolve many interlocutory matters that arise in inter partes cases. See the *Official Gazette* notice titled "Permanent Expansion of Telephone Conferencing on Interlocutory Matters in Inter Partes Cases Before the Trademark Trial and Appeal Board," 1235 TMOG 68 (June 20, 2000). The notice is available at <http://www.uspto.gov>. Interlocutory matters which the Board agrees to discuss or decide by phone conference may

be decided adversely to any party which fails to participate.

If the parties to this proceeding are also parties to other Board proceedings involving related marks or, during the pendency of this proceeding, they become parties to such proceedings, they should notify the Board immediately, so that the Board can consider consolidation of proceedings.

New Developments at the Trademark Trial and Appeal Board

TTAB forms for electronic filing of extensions of time to oppose, notices of opposition, and inter partes filings are now available at <http://estta.uspto.gov>. Images of TTAB proceeding files can be viewed using TTABVue at <http://ttabvue.uspto.gov>.

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

**RECE INTERNATIONAL CORP.,
A Florida Corporation,**

Petitioner,

v.

VIAMEDICS, LLC,

Registrant.

Cancellation No.

Registration No: 2653078

Date of Issue: November 11, 2002

PETITION TO CANCEL

Petitioner, RECE INTERNATIONAL CORP., a Florida corporation located and doing business at 5881 NW 151 ST # 111 Hialeah, FLORIDA 33014, believes that it is or will be damaged by Registration No. 2653078 and hereby Petitions to cancel same.

Description of Respondent's registration

1. Filed on January 7, 1999, for the mark VIAMEDICS, registered on the Principal Register, in class for IC 010 to be used for surgical access devices, namely surgical retractors, cannulas, trocars, suturing devices and components thereof; claiming first use on January 11, 1998 .

02/17/2006 BTDMAS2 0000040 2653078

01 FC:6401

300.00 DF

As grounds of this Petition, it is alleged that:

2. Respondent has abandoned the use of its mark: Respondent has abandoned said registered mark by discontinuing use of said mark, with no intent to resume said use. Petitioner is likely to be damaged by continuance of said registration in that petitioner,

has continuously used the mark on Surgical instruments, specifically scalpels, blades (curbed, English profile) Staplers, Wisconsin Foregger Blades, Largonscope Soper Balde, Laryngoscopes, E; M; T; equipment, Finger Ringer Cutters, Vaginal Speculums, Foreceps, and Operating Scissors. Petitioner's continued and legal use of said mark will be impaired by the continued registration of said abandoned mark of respondent.

3. Respondent Corporation is no longer active: A search of Corporation records for the Respondent's corporation, namely ViaMedics, LLC, a Minnesota Corporation, doing business at 3600 Labore Road White Bear Lake, MN. 55110 revealed that the aforementioned corporation has been inactive since January 13, 2005. Additionally, the telephone number for the above mentioned corporation has been disconnected. [see Exhibit "A"]

WHEREFORE, Petitioner prays that Registration No. 2653078 be cancelled and that this Petition for Cancellation be sustained in favor of Petitioner.

Respectfully Submitted,

BY:

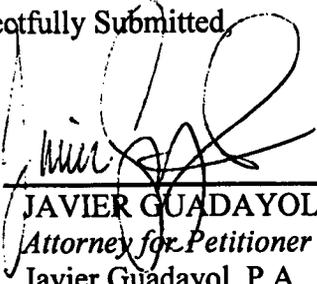

JAVIER GUADAYOL, ESQ.
Attorney for Petitioner
Javier Guadayol, P.A.
13412 S.W. 128th Street
Miami, Florida 33186
P. (305) 256-5565
F. (305) 256-5512
Florida Bar No.: 0094171

Exhibit A

Comprehensive Report

Average Age: 33 Median Household Income: \$46,500 Median Home Value: \$130,800 Average Years of Education: 14

326 3RD ST, DOWNERS GROVE IL 60515-5265, DUPAGE COUNTY (Feb 1986)

Phone at address: (800) 968-5330 CADY JAMES

Neighborhood Profile (2000 Census)

Average Age: 35 Median Household Income: \$60,952 Median Home Value: \$183,900 Average Years of Education: 14

Others Associated with Subjects SSN:

(DOES NOT usually indicate any type of fraud or deception)

STEPHEN M LONE DOB:01/01/1965 Age: 41

337-66-xxxx issued in Illinois between 01/01/1978 and 12/31/1980

Comprehensive Report Summary:

Bankruptcies:

None Found

Tax Liens and Judgments:

None Found

UCC Filings:

None Found

People at Work:

9 Found

Driver's Licenses:

3 Found

Address(es) Found:

1 Verified and 8 Non-Verified Found

Possible Properties Owned:

1 Found

Motor Vehicles Registered:

3 Found

Watercraft:

None Found

FAA Certifications:

None Found

FAA Aircraft:

None Found

Possible Criminal Records:

None Found

Florida Accidents:

None Found

Professional Licenses:

None Found

Voter Registration:

None Found

Hunting/Fishing Permit:

None Found

Concealed Weapons Permit:

None Found

Possible Associates:

None Found

Possible Relatives:

1st Degree - 5 Found

2nd Degree - 3 Found

3rd Degree - 7 Found

Neighbors:

1st Neighborhood - 2 Found

Bankruptcies:

[None Found]

Tax Liens and Judgments:

[None Found]

UCC Filings:

[None Found]

People at Work:

Name: JIM SEGERMARK

Title: PRINCIPAL

Comprehensive Report

SSN: 337-66-xxxx
Company: VIAMEDICS LLC
Address: 3600 LABORE RD, SAINT PAUL MN 55110-4144
Phone: (651) 482-8266

FEIN:
Dates:
Confidence: High

Name: JAMES SEGERMARK
Title: GENERAL MANAGER
SSN: 337-66-xxxx
Company: VIAMEDICS LLC
Address: 3600 LABORE RD, SAINT PAUL MN 55110-4144
Phone: (651) 482-8266

FEIN:
Dates: Sep 04, 2002 - [REDACTED] 2005
Confidence: High

Name: JIM SEGERMARK
Title: MEMBER
SSN: 337-66-xxxx
Company: VIAMEDICS LLC
Address: 3600 LABORE RD, SAINT PAUL MN 55110-4144
Phone: (651) 482-8266

FEIN:
Dates: Jun 11, 2003 - Nov 02, 2004
Confidence: High

Name: JIM SEGERMARK
Title: DOMAIN ADMINISTRATIVE CONTACT
SSN: 337-66-xxxx
Company: VMBC, LLC
Address: 3030 CENTRE POINTE DR STE 900, ROSEVILLE MN 55113-1141
Phone: (651) 631-1830

FEIN:
Dates: Oct 23, 2002 - Apr 22, 2003
Confidence: High

Name: JIM SEGERMARK
Title: PRESIDENT
SSN: 337-66-xxxx
Company: VIA MEDICS INC
Address:
Phone: (651) 482-8266

FEIN:
Dates: Apr, 2001
Confidence: High

Name: JIM SEGERMARK
Title: PRESIDENT
SSN: 337-66-xxxx
Company: VIA MEDICS INC
Address: 3600 LABORE RD STE 4, WHITE BEAR LAKE MN 55110-4144
Phone: (651) 482-8266

FEIN:
Dates: Apr, 2001
Confidence: High

Name: JIM SEGERMARK
Title: PRESIDENT
SSN: 337-66-xxxx
Company: VIA MEDICS INC
Address: 3600 LABORE RD STE 4, WHITE BEAR LAKE MN 55110-4144
Phone: (651) 482-8266

FEIN:
Dates: Apr, 2001
Confidence: High

Comprehensive Report

Name: JAMES SEGERMARK
Title: REGISTERED AGENT
SSN: 337-66-xxxx
Company: VIAMEDICS, LLC
Address: 1209 N ORANGE ST, WILMINGTON DE 19801-1120
Phone:
FEIN:
Dates: Mar 06, 1998
Confidence: High

Name: JAMES D SEGERMARK
Title: REGISTERED AGENT
SSN: 337-66-xxxx
Company: VASCULAR DYNAMICS, INCORPORATED
Address:
Phone:
FEIN:
Dates: Nov 04, 1994
Confidence: High

Driver's License Information:

Name: JAMES DONALD SEGERMARK
DL Number: xxxxxxxxxxxx
State: Minnesota
License Address: 3635 BIG FOX RD, SAINT PAUL MN 55110-4102, RAMSEY COUNTY
DOB: 05/02/1962
SSN: 337-66-xxxx
Sex: M
Expiration Date: 05/02/2007
Issue Date: 06/25/2003
License Type: Valid for single unit vehicles designed to carry less than 15 passengers with a GVW less than 26000 lbs; vehicle combinations with a GVW less than 26000 lbs; farm trucks; fire trucks and emergency equipment or personal recreational equipment.
Height: 6'00
Weight: 230

Name: JAMES D SEGERMARK
DL Number: xxxxxxxxxxxx
State: Illinois
License Address: 326 3RD ST, DOWNERS GROVE IL 60515-5265, DUPAGE COUNTY
DOB: 05/02/1962
SSN: 337-66-xxxx
Sex: M
Expiration Date: 05/02/1989
License Type: Operator
Height: 6'00
Weight: 200
Hair Color: Red
Eye Color: Blue

Name: JAMES DONALD SEGERMARK
DL Number: xxxxxxxxxxxx
State: Minnesota
License Address: 3635 BIG FOX RD, SAINT PAUL MN 55110-4102, RAMSEY COUNTY
DOB: 05/02/1962
SSN: 337-66-xxxx
Sex: M
Expiration Date: 05/02/2003
Issue Date: 08/28/1999
License Type: Valid for single unit vehicles designed to carry less than 15 passengers with a GVW less than 26000 lbs; vehicle combinations with a GVW less than 26000 lbs; farm trucks; fire trucks and emergency equipment or personal recreational equipment.
Height: 6'00
Weight: 225

Address Summary:

3635 BIG FOX RD, SAINT PAUL MN 55110-4102, RAMSEY COUNTY (Jan 1994 - Jan 2006)
3600 LABORE RD, SAINT PAUL MN 55110-4144, RAMSEY COUNTY (Jun 1991 - Apr 2002)
1445 UPPER 55TH ST E APT 417, INVER GROVE HEIGHTS MN 55077-1527, DAKOTA COUNTY (Oct 1993 - Mar 1997)
3636 BIG FOX RD, SAINT PAUL MN 55110-4101, RAMSEY COUNTY (Mar 1997)

Comprehensive Report

4365 S AUSTIN ST # C, MILWAUKEE WI 53207-5011, MILWAUKEE COUNTY (Nov 1985 - Mar 1995)
12408 N RIVER RD, MEQUON WI 53092-2224, OZAUKEE COUNTY (Sep 1989 - Dec 1993)
1445 UPPER ST APT 55TH, INVER GROVE HEIGHTS MN 55077, DAKOTA COUNTY (Nov 1985 - Sep 1993)
5809 RAYMOND RD APT C, MADISON WI 53711-4262, DANE COUNTY (Apr 1986 - May 1986)
326 3RD ST, DOWNERS GROVE IL 60515-5265, DUPAGE COUNTY (Feb 1986)

Active Address(es):

JAMES D SEGERMARK - 3635 BIG FOX RD, SAINT PAUL MN 55110-4102, RAMSEY COUNTY (Jan 1994 - Jan 2006)

SEGERMARK JAMES (651) 429-6605

Property Ownership Information for this Address

Property:

Parcel Number - 28-30-22-44-0001
Lot Number - 1
Name Owner 1 - SEGERMARK JAMES D
Name Owner 2 - SEGERMARK DAWN R
Address - 3635 BIG FOX RD, WHITE BEAR LK MN 55110-4102, RAMSEY COUNTY
Owner's Address - 3635 BIG FOX RD, SAINT PAUL MN 55110-4102, RAMSEY COUNTY
Land Usage - RESIDENTIAL (NEC)
Subdivision Name - RED FOX HILLS
Total Value - \$486,000
Land Value - \$268,000
Improvement Value - \$218,000
Land Size - 132,422
Building Size - 1,140
Year Built - 1973
Sale Date - 01/05/1994
Sale Price - \$230,000
Legal Description - LOT 1 BLK 2

Neighborhood Profile (2000 Census)

Average Age: 34
Median Household Income: \$52,222
Median Owner Occupied Home Value: \$133,700
Average Years of Education: 13

Previous And Non-Verified Address(es):

JAMES D SEGERMARK - 3600 LABORE RD, SAINT PAUL MN 55110-4144, RAMSEY COUNTY (Jun 1991 - Apr 2002)

Property Ownership Information for this Address

Property:

Parcel Number - 33-30-22-12-0001
Name Owner 1 - LAKES ASSOCIATES LLP
Address - 3600 LABORE RD, SAINT PAUL MN 55110-4144, RAMSEY COUNTY
Owner's Address - 3550 LABORE RD STE 11, SAINT PAUL MN 55110-5113, RAMSEY COUNTY
Land Usage - COMMERCIAL
Sale Date - 01/22/2004
Sale Price - \$515
Name of Seller - HEINSCH CAROL J
Loan Amount - \$0
Loan Term - 0

Neighborhood Profile (2000 Census)

Average Age: 34
Median Household Income: \$52,222
Median Owner Occupied Home Value: \$133,700
Average Years of Education: 13

JAMES D SEGERMARK - 1445 UPPER 55TH ST E APT 417, INVER GROVE HEIGHTS MN 55077-1527, DAKOTA COUNTY
(Oct 1993 - Mar 1997)

Neighborhood Profile (2000 Census)

Average Age: 27
Median Household Income: \$40,065
Median Owner Occupied Home Value: \$127,900
Average Years of Education: 14

JAMES D SEGERMARK - 3636 BIG FOX RD, SAINT PAUL MN 55110-4101, RAMSEY COUNTY (Mar 1997)

Neighborhood Profile (2000 Census)

Average Age: 34
Median Household Income: \$52,222
Median Owner Occupied Home Value: \$133,700
Average Years of Education: 13

Comprehensive Report

JAMES D SEGERMARK - 4365 S AUSTIN ST # C, MILWAUKEE WI 53207-5011, MILWAUKEE COUNTY (Nov 1985 - Mar 1995)

Neighborhood Profile (2000 Census)

Average Age: 41
Median Household Income: \$50,724
Median Owner Occupied Home Value: \$100,900
Average Years of Education: 13

JAMES D SEGERMARK - 12408 N RIVER RD, MEQUON WI 53092-2224, OZAUKEE COUNTY (Sep 1989 - Dec 1993)

VAYNSHTOK SAMUEL (262) 238-0095

Property Ownership Information for this Address

Property:

Parcel Number - 140130700900
Book - 001657
Page - 000332
Lot Number - 9
Name Owner 1 - VAYNSHTOK SEMYON & VAYNSHTOK OLGA
Address - 12408 N RIVER RD, MEQUON WI 53092-2224, OZAUKEE COUNTY
Owner's Address - 12408 N RIVER RD, MEQUON WI 53092-2224, OZAUKEE COUNTY
Land Usage - MISC IMPROVEMENTS
Total Value - \$478,600
Land Value - \$126,600
Improvement Value - \$352,000
Land Size - 35,719
Sale Price - \$0
Legal Description - PART SW NW .83 ACS COMM 50 FT E OF SW COR BEING #1808 CSM LOT 9 VOL 14/63 SEC 13 T 9

R 21

Neighborhood Profile (2000 Census)

Average Age: 43
Median Household Income: \$88,293
Median Owner Occupied Home Value: \$245,100
Average Years of Education: 15

JAMES D SEGERMARK - 1445 UPPER ST APT 55TH, INVER GROVE HEIGHTS MN 55077, DAKOTA COUNTY (Nov 1985 - Sep 1993)

Neighborhood Profile (2000 Census)

Average Age: 30
Median Household Income: \$78,118
Median Owner Occupied Home Value: \$211,200
Average Years of Education: 12

JAMES D SEGERMARK - 5809 RAYMOND RD APT C, MADISON WI 53711-4262, DANE COUNTY (Apr 1986 - May 1986)

RYSEWYK HEATHER L (608) 270-1014

Neighborhood Profile (2000 Census)

Average Age: 33
Median Household Income: \$46,500
Median Owner Occupied Home Value: \$130,800
Average Years of Education: 14

JAMES D SEGERMARK - 326 3RD ST, DOWNERS GROVE IL 60515-5265, DUPAGE COUNTY (Feb 1986)

CADY JAMES (630) 968-5330

Property Ownership Information for this Address

Property:

Parcel Number - 09-09-301-020
Lot Number - 32,33
Name Owner 1 - CADY JAMES
Address - 326 3RD ST, DOWNERS GROVE IL 60515-5265, DUPAGE COUNTY
Owner's Address - 326 3RD ST, DOWNERS GROVE IL 60515-5265, DUPAGE COUNTY
Land Usage - SFR
Subdivision Name - FREDENHAGEN V JR RESUB
Total Value - \$74,560
Land Value - \$29,570
Improvement Value - \$44,990
Land Size - 6,600
Year Built - 1969
Sale Date - 05/31/2000
Sale Price - \$221,500
Name of Seller - JOHN DIGENAN
Legal Description - V FREDENHAGEN JRS RESUB ALL W 20 FT

Neighborhood Profile (2000 Census)

Average Age: 35
Median Household Income: \$60,952

Comprehensive Report

Median Owner Occupied Home Value: \$183,900
Average Years of Education: 14

Possible Properties Owned by Subject:

Property:

Parcel Number - 28-30-22-44-0001
Lot Number - 1
Name Owner 1 - SEGERMARK JAMES D
Name Owner 2 - SEGERMARK DAWN R
Address - 3635 BIG FOX RD, WHITE BEAR LK MN 55110-4102, RAMSEY COUNTY
Owner's Address - 3635 BIG FOX RD, SAINT PAUL MN 55110-4102, RAMSEY COUNTY
Land Usage - RESIDENTIAL (NEC)
Subdivision Name - RED FOX HILLS
Total Value - \$486,000
Land Value - \$268,000
Improvement Value - \$218,000
Land Size - 132.422
Building Size - 1,140
Year Built - 1973
Sale Date - 01/05/1994
Sale Price - \$230,000
Legal Description - LOT 1 BLK 2

Motor Vehicles Registered To Subject:

Vehicle:

Description: 2000 Infiniti I30 - Sedan 4 Door
License Plate: LNL613
VIN: JNKCA31A6YT114872
State of Origin: Minnesota
Mileage: 18,975
Title Number: K2960R896
Engine Size: 182
Number of Cylinders: 6
Body: Sedan 4 Door
Record Type: Current
Expiration Date: 08/2006

Registrant(s)

Name: JAMES DONALD SEGERMARK DOB: 05/02/1962 Age: 43 Sex: Male
JAMES DONALD SEGERMARK SSN: 337-66-xxxx
Address: 3635 BIG FOX RD GEM LAKE MN 55110

Name: DAWN RENEE SEGERMARK DOB: 06/01/1964 Age: 41 Sex: Female
DAWN RENEE SEGERMARK SSN: 389-72-xxxx
Address:

Lien Holder

None

Vehicle:

Description: Black 2000 Dodge - Incomplete Chassis
License Plate: GCV121
VIN: 2B6HB11ZXYK172695
State of Origin: Minnesota
Mileage: 22
Title Number: G1200N582
Engine Size: 360
Number of Cylinders: 8
Body: Incomplete Chassis
Record Type: Current
Expiration Date: 03/2006

Registrant(s)

Name: JAMES DONALD SEGERMARK DOB: 05/02/1962 Age: 43 Sex: Male
JAMES DONALD SEGERMARK SSN: 337-66-xxxx
Address: 3635 BIG FOX RD GEM LAKE MN 55110

Name: DAWN RENEE SEGERMARK DOB: 06/01/1964 Age: 41 Sex: Female
DAWN RENEE SEGERMARK SSN: 389-72-xxxx
Address:

Lien Holder

Comprehensive Report

Holder: CHRYSLER FINANCIAL CO LLC
Lien Date: 04/04/2001
Address: 1650 W 82ND ST #1150, BLOOMINGTON MN 55431

Vehicle:

Description: Black 1997 Volkswagen Passat GLX - Sedan 4 Door
License Plate: 666PCG
VIN: WVWEE83A2VB006193
State of Origin: Minnesota
Mileage: 13
Title Number: C0080J421
Engine Size: 170
Number of Cylinders: 6
Body: Sedan 4 Door
Record Type: Historical
Expiration Date: 11/2003

Registrant(s)

Name: JAMES DONALD SEGERMARK DOB: 05/02/1962 Age: 43 Sex: Male
JAMES DONALD SEGERMARK SSN: 337-66-xxxx
Address: 3635 BIG FOX RD GEM LAKE MN 55110

Name: DAWN RENEE SEGERMARK DOB: 06/01/1964 Age: 41 Sex: Female
DAWN RENEE SEGERMARK SSN: 389-72-xxxx
Address:

Lien Holder

Holder: VW CREDIT INC
Lien Date: 12/12/1996
Address: 2333 WAUKEGAN RD S170, DEERFIELD IL 60015

Watercraft:

[None Found]

FAA Certifications:

[None Found]

FAA Aircrafts:

[None Found]

Possible Criminal Records:

[None Found]

Florida Accidents:

[None Found]

Professional License(s):

[None Found]

Voter Registration:

[None Found]

Hunting/Fishing Permit:

[None Found]

Concealed Weapons Permit:

[None Found]

Possible Associates:

[None Found]

Possible Relative Summary:

- > DAWN R MERIDITH , Age 41
 - >> DAWN R MERIDITH - (AKA)
 - >> DAWN RENEE SEGERMARK - (AKA), Age 41
- > MARY E SEGERMARK , Age 66
- > MICHAEL E SEGERMARK , Age 36
 - >> MIKE E SEGERMARK - (AKA)
 - >> MICHAEL E SGERMARK - (AKA)
 - >> LESLIE A SEGERMARK , Age 53
 - >>> L A SLOUP - (AKA)

Comprehensive Report

>>> LESLIE A SLOUP - (AKA), Age 53
>>> JAMES A SLOUP , Age 59
>>> TAMMIE E SLOUP , Age 28
>>> BRIAN A SLOUP , Age 32
>>> JAMES J SLOUP , Age 36
>>>> JAMES L SLOUP - (AKA)
>>> KENNETH W SLOUP
>>> JOHN L SLOUP
>>> JOHN L SLOUP
>> LES SEGERMARK
>> MARK E SEGERMARK
> DONALD E SEGERMARK , Age 69
> DONNA SEGERMARK

Possible Relatives:

DAWN R MERIDITH DOB:06/01/1964 Age: 41

389-72-xxxx issued in Wisconsin between 01/01/1974 and 12/31/1974

Names Associated with Relative:

DAWN R MERIDITH Age:

DAWN RENEE SEGERMARK DOB:06/01/1964 Age: 41

389-72-xxxx issued in Wisconsin between 01/01/1974 and 12/31/1974

Active Address(es):

DAWN RENEE SEGERMARK - [REDACTED] 3635 BIG FOX RD, SAINT PAUL MN 55110-4102, RAMSEY COUNTY

(Dec 1993 - Jan 2006)

SEGERMARK JAMES (651) 429-6605

Previous And Non-Verified Address(es):

DAWN R MERIDITH - 400 RAWLINS DR, WAUKESHA WI 53188-4644, WAUKESHA COUNTY (Jul 1985 - Mar 1994)

DAWN R SEGERMARK - 1445 UPPER 55TH ST E # 55TH, INVER GROVE HEIGHTS MN 55077-1523, DAKOTA COUNTY

(Sep 1993 - Oct 1993)

DAWN R SEGERMARK - [REDACTED] 1445 UPPER ST APT 55TH, INVER GROVE HEIGHTS MN 55077, DAKOTA COUNTY (Sep 1993)

DAWN R SEGERMARK - [REDACTED] 12408 N RIVER RD, MEQUON WI 53092-2224, OZAUKEE COUNTY (Nov 1982 - Jul 1993)

DAWN R SEGERMARK - [REDACTED] 4365 S AUSTIN ST, MILWAUKEE WI 53207-5011, MILWAUKEE COUNTY (Nov 1982 - Dec 1990)

MARY E SEGERMARK DOB:12/13/1939 Age: 66

359-30-xxxx issued in Illinois between 01/01/1954 and 12/31/1956

Active Address(es):

MARY E SEGERMARK - [REDACTED] 6676 CRAVEN HILL WAY APT CIR, NAPLES FL 34104-8306, COLLIER COUNTY

(Dec 1992 - Jan 2006)

Previous And Non-Verified Address(es):

MARY E SEGERMARK - [REDACTED] 326 3RD ST, DOWNERS GROVE IL 60515-5265, DUPAGE COUNTY (Nov 1983 - Jan 1999)

MARY E SEGERMARK - 7231 RADIO RD APT 124, NAPLES FL 34104-6707, COLLIER COUNTY (Jul 1992)

MICHAEL E SEGERMARK DOB:03/04/1969 Age: 36

337-68-xxxx issued in Illinois between 01/01/1980 and 12/31/1981

Names Associated with Relative:

MIKE E SEGERMARK Age:

MICHAEL E SEGERMARK Age:

Previous And Non-Verified Address(es):

MICHAEL SEGERMARK - 348 E JEFFERY AVE, WHEELING IL 60090-5011, COOK COUNTY (Mar 2005 - Jan 2006)

MICHAEL E SEGERMARK - 2928 ROBERTS DR, WOODRIDGE IL 60517-1545, DUPAGE COUNTY (Jul 1999 - May 2005)

MICHAEL E SEGERMARK - 2658 SUMAC ST, WOODRIDGE IL 60517-1739, DUPAGE COUNTY (Jul 1999 - Oct 1999)

MICHAEL E SEGERMARK - 1 EASTGATE CT, WOODRIDGE IL 60517-1146, DUPAGE COUNTY (Feb 1994 - Jul 1999)

MICHAEL E SEGERMARK - 3300 83RD ST, WOODRIDGE IL 60517-3633, DUPAGE COUNTY (Apr 1993)

MICHAEL E SEGERMARK - 592 ERIC WAY, BOLINGBROOK IL 60440-1325, WILL COUNTY (Feb 1992 - Dec 1992)

MICHAEL E SEGERMARK - 16 ORCHARD DR, CHARLESTON IL 61920-3349, COLES COUNTY (Sep 1990 - Dec 1991)

MICHAEL SEGERMARK - [REDACTED] 326 3RD ST, DOWNERS GROVE IL 60515-5265, DUPAGE COUNTY (Sep 1990 - May 1991)

Possible Relative:

LESLIE A SEGERMARK DOB:10/01/1952 Age: 53

360-46-xxxx issued in Illinois between 01/01/1968 and 12/31/1969

Names Associated with Relative:

L A SLOUP Age:

LESLIE A SLOUP DOB:10/01/1952 Age: 53

360-46-xxxx issued in Illinois between 01/01/1968 and 12/31/1969

Previous And Non-Verified Address(es):

LESLIE A SLOUP - 113 N CRANBERRY ST, BOLINGBROOK IL 60490-2033, WILL COUNTY (Sep 2003 - Jan 2006)

Comprehensive Report

LESLIE A SLOUP - 2658 SUMAC ST, WOODRIDGE IL 60517-1739, DUPAGE COUNTY (Jul 1999 - Dec 2003)
L A SLOUP - 1 EASTGATE CT, WOODRIDGE IL 60517-1146, DUPAGE COUNTY (Jun 1985 - Jul 1999)
LESLIE A SLOUP - 3462 83RD ST, WOODRIDGE IL 60517-3632, DUPAGE COUNTY (Sep 1991 - Oct 1996)
LESLIE A SLOUP - 3300 83RD ST, WOODRIDGE IL 60517-3633, DUPAGE COUNTY (Mar 1993 - Sep 1993)
LESLIE A SLOUP - 200 HAYES AVE, ROMEOVILLE IL 60446-1710, WILL COUNTY (Dec 1990)
LESLIE SLOUP - 2151 COUNTRY CLUB DR APT 1, WOODRIDGE IL 60517-3074, DUPAGE COUNTY (Jan 1990 - Feb 1990)
LESLIE A SLOUP - 13872 W SHADY LN # R 5, HOMER GLEN IL 60491-9363, WILL COUNTY (Oct 1985 - Apr 1986)

Possible Relative:

JAMES A SLOUP DOB:01/01/1947 Age: 59

318-40-xxxx issued in Illinois between 01/01/1963 and 12/31/1964

Active Address(es):

JAMES A SLOUP - 6308 WILSHIRE DR APT 1, DOWNERS GROVE IL 60516-2102, DUPAGE COUNTY

(Feb 1994 - Jan 2006)

SLOUP JAMES A (630) 852-4425

Previous And Non-Verified Address(es):

JAMES A SLOUP - N EASTGATE 1, DOWNERS GROVE IL 60517, DUPAGE COUNTY (Oct 2000)

JAMES A SLOUP - 310 TIS, DOWNERS GROVE IL 60515, DUPAGE COUNTY (Mar 1971 - Mar 1994)

JAMES A SLOUP - 1 EASTGATE CT APT 1, WOODRIDGE IL 60517-1146, DUPAGE COUNTY (Mar 1971 - Feb 1994)

JAMES A SLOUP - 13872 W SHADY LN # R5SHADY, HOMER GLEN IL 60491-9363, WILL COUNTY (Oct 1985)

TAMMIE E SLOUP DOB:06/26/1977 Age: 28

321-66-xxxx issued in Illinois between 01/01/1977 and 12/31/1979

Active Address(es):

TAMMIE E SLOUP - 6308 WILSHIRE DR, DOWNERS GROVE IL 60516-2102, DUPAGE COUNTY

(Jul 2001 - Oct 2005)

SLOUP JAMES A (630) 852-4425

Previous And Non-Verified Address(es):

TAMMIE E SLOUP - 729 1/2 W JACKSON ST, OTTAWA IL 61350-2626, LA SALLE COUNTY (May 2004 - Jan 2006)

TAMMIE E SLOUP - 2658 SUMAC ST, WOODRIDGE IL 60517-1739, DUPAGE COUNTY (Jul 1999 - Sep 2005)

TAMMIE SLOUP - 7291/2 JACKSON ST W 2, OTTAWA IL 61350, LA SALLE COUNTY (Sep 2002 - Jan 2003)

TAMMIE E SLOUP - 1909 10TH ST, CHARLESTON IL 61920-3429, COLES COUNTY (Dec 2000)

TAMMIE E SLOUP - 2222 9TH ST APT 9TH, CHARLESTON IL 61920-4055, COLES COUNTY (Aug 1997 - Oct 2000)

TAMMIE E SLOUP - 1 EASTGATE CT, WOODRIDGE IL 60517-1146, DUPAGE COUNTY (Mar 1996 - Oct 1997)

TAMMIE E SLOUP - 2500 NANTUCKET ST, CHARLESTON IL 61920-4211, COLES COUNTY (Sep 1996 - Jan 1997)

TAMMIE E SLOUP - 830 ANDREWS HALL, CHARLESTON IL 61920, COLES COUNTY (Mar 1996)

BRIAN A SLOUP DOB:08/10/1973 Age: 32

321-66-xxxx issued in Illinois between 01/01/1977 and 12/31/1979

Active Address(es):

BRIAN A SLOUP - 6308 WILSHIRE DR, DOWNERS GROVE IL 60516-2102, DUPAGE COUNTY

(Dec 2004 - Jan 2006)

SLOUP JAMES A (630) 852-4425

BRIAN SLOUP - 2203 WENTWORTH CT, NAPERVILLE IL 60565-3274, WILL COUNTY (Sep 2002 - Feb 2004)

SLOUP JAMES J (630) 305-0065

Previous And Non-Verified Address(es):

BRIAN A SLOUP - 3575 LARKSPUR DR, LONGMONT CO 80503-7533, BOULDER COUNTY (Sep 2003 - May 2005)

BRIAN SLOUP - 3603 BUTTERNUT DR, LOVELAND CO 80538-7600, LARIMER COUNTY (Oct 2004 - Feb 2005)

BRIAN A SLOUP - 1595 JACKSON AVE, LOVELAND CO 80538-3841, LARIMER COUNTY (Dec 1998 - Jul 2003)

BRIAN C SLOUP - 3750 W 24TH ST BLDG 9, GREELEY CO 80634-4100, WELD COUNTY (Jun 1997 - Sep 2002)

BRIAN SLOUP - 1478 8TH ST EA, LOVELAND CO 80537, LARIMER COUNTY (Mar 2000 - Dec 2001)

BRIAN A SLOUP - 3070 WILDRIDGE DR APT 2, AVON CO 81620, EAGLE COUNTY (Jan 2001)

BRIAN SLOUP - 3070 WILDRIDGE RD APT RD, AVON CO 81620, EAGLE COUNTY (Oct 2000)

BRIAN A SLOUP - 8111 ROUTE 53 APT 22, WOODRIDGE IL 60517-3609, DUPAGE COUNTY (Jul 1996 - Oct 2000)

BRIAN A SLOUP - 1478 E 8TH ST, LOVELAND CO 80537-5010, LARIMER COUNTY (Feb 2000)

BRIAN A SLOUP - 1580 STONEHILL CT # B, WOODRIDGE IL 60517, DUPAGE COUNTY (Jan 1999)

BRIAN A SLOUP - 208 S JEFFERSON AVE APT E, LOVELAND CO 80537-6459, LARIMER COUNTY (May 1998)

BRIAN A SLOUP - 1 EASTGATE CT, WOODRIDGE IL 60517-1146, DUPAGE COUNTY (May 1990)

JAMES J SLOUP DOB:12/14/1969 Age: 36

321-66-xxxx issued in Illinois between 01/01/1977 and 12/31/1979

Names Associated with Relative:

JAMES L SLOUP Age:

Active Address(es):

Comprehensive Report

JAMES L SLOUP - 2203 WENTWORTH CT, NAPERVILLE IL 60565-3274, WILL COUNTY (Jul 1996 - Jan 2006)
SLOUP JAMES J (630) 305-0065

Previous And Non-Verified Address(es):

JAMES J SLOUP - EASTGATE 1, WOODRIDGE IL 60517, DUPAGE COUNTY (Oct 2000)
JAMES J SLOUP - 1 EASTGATE CT # 1, WOODRIDGE IL 60517-1146, DUPAGE COUNTY (Aug 1987 - Oct 1994)
JAMES J SLOUP - 2025 PRENTISS DR APT B205, DOWNERS GROVE IL 60516-2375, DUPAGE COUNTY

(Sep 1993 - Oct 1993)

JAMES J SLOUP - 1 GATE, WOODRIDGE IL 60517, DUPAGE COUNTY (Jul 1993)
JAMES J SLOUP - 2 BRISTOL AVE, ROMEOVILLE IL 60446-1308, WILL COUNTY (Mar 1993)
JAMES J SLOUP - 7411 WINWOOD WAY, DOWNERS GROVE IL 60516-4034, DUPAGE COUNTY (Feb 1993)
JAMES J SLOUP - 821 S WILLIAMS ST, WESTMONT IL 60559-2463, DUPAGE COUNTY (Aug 1987 - Dec 1992)
JAMES J SLOUP - 37 MONTROSE DR, ROMEOVILLE IL 60446-1336, WILL COUNTY (Jan 1990 - Mar 1990)
JAMES J SLOUP - 610 PRESTON DR APT 331, BOLINGBROOK IL 60440-8809, WILL COUNTY (Jan 1989)

KENNETH W SLOUP Age:

Previous And Non-Verified Address(es):

KENNETH W SLOUP - 1 EASTGATE CT, WOODRIDGE IL 60517-1146, DUPAGE COUNTY (Jun 1991)

JOHN L SLOUP Age:

Previous And Non-Verified Address(es):

JOHN L SLOUP - 1 EASTGATE CT, WOODRIDGE IL 60517-1146, DUPAGE COUNTY (Aug 1994 - Oct 2000)

JOHN L SLOUP Age:

Previous And Non-Verified Address(es):

JOHN L SLOUP - 2658 SUMAC ST, WOODRIDGE IL 60517-1739, DUPAGE COUNTY (Jan 2002)

LES SEGERMARK Age:

Previous And Non-Verified Address(es):

LES SEGERMARK - 1 EASTGATE CT, WOODRIDGE IL 60517-1146, DUPAGE COUNTY (Jul 1999)

MARK E SEGERMARK Age:

Previous And Non-Verified Address(es):

MARK E SEGERMARK - 1 EASTGATE CT, WOODRIDGE IL 60517-1146, DUPAGE COUNTY (Apr 1997)

DONALD E SEGERMARK DOB:11/27/1936 Age: 69

357-26-xxxx issued in Illinois between 01/01/1936 and 01/01/1951

Active Address(es):

DONALD E SEGERMARK - 6676 CRAVEN HILL WAY APT CIR, NAPLES FL 34104-8306, COLLIER COUNTY

(Dec 1992 - Jan 2006)

Previous And Non-Verified Address(es):

DONALD E SEGERMARK - 7231 RADIO RD, NAPLES FL 34104-6707, COLLIER COUNTY (Jul 1992)
DONALD E SEGERMARK - 326 3RD ST, DOWNERS GROVE IL 60515-5265, DUPAGE COUNTY (Feb 1975 - Jul 1992)

DONNA SEGERMARK Age:

389-52-xxxx issued in Wisconsin between 01/01/1965 and 12/31/1968

Active Address(es):

DONNA SEGERMARK - 3635 BIG FOX RD, SAINT PAUL MN 55110-4102, RAMSEY COUNTY (Dec 1995 - Nov 2004)

SEGERMARK JAMES (651) 429-6605

Neighbors:

Neighborhood:

3635 BIG FOX RD, SAINT PAUL MN 55110-4102, RAMSEY COUNTY (Jan 2006 - Feb 2006)

Residents:

DAWN RENEE SEGERMARK DOB:06/01/1964 Age: 41

389-72-xxxx issued in Wisconsin between 01/01/1974 and 12/31/1974

JAMES SEGERMARK Age:

SEGERMARK JAMES (651) 429-6605

Address(es):

3648 BIG FOX RD, SAINT PAUL MN 55110-4101, RAMSEY COUNTY

Residents:

BRIAN ROBERT UZPEN DOB:10/23/1979 Age: 26

047-72-xxxx issued in Connecticut between 01/01/1981 and 12/31/1983

KEITH ROBERT UZPEN DOB:05/29/1981 Age: 24

047-72-xxxx issued in Connecticut between 01/01/1981 and 12/31/1983

KIMBERLY UZPEN Age:

Comprehensive Report

ROBERT UZPEN Age:

Current phones listed at this address:

UZPEN BRIAN & KEITH (651) 407-3709

UZPEN KIMBERLY & ROBERT (651) 426-8310

3619 BIG FOX RD, SAINT PAUL MN 55110-4102, RAMSEY COUNTY

Residents:

ANDREW JOHN MCPHILLIPS DOB:01/30/1973 Age: 33

469-08-xxxx issued in Minnesota between 01/01/1986 and 12/31/1987

BENJAMIN GEORGE MCPHILLIPS DOB:03/25/1975 Age: 30

471-17-xxxx issued in Minnesota between 01/01/1989 and 12/31/1990

DARLENE A MCPHILLIPS Age:

MCPHILLIPS DARLENE A (651) 483-2372

Comprehensive Business Report

Important: The Public Records and commercially available data sources used on reports have errors. Data is sometimes entered poorly, processed incorrectly and is generally not free from defect. This system should not be relied upon as definitively accurate. Before relying on any data this system supplies, it should be independently verified. For Secretary of State documents, the following data is for information purposes only and is not an official record. Certified copies may be obtained from that individual state's Department of State.

Comprehensive Business Report
Date: 02/09/06

Subject Information:
Company Name: VIAMEDICS LLC
Address: 3600 LABORE RD, SAINT PAUL MN 55110-4144
Phone: (651) 482-8266
FEIN: 522085805

Company Information:
Company Name: VIAMEDICS LLC
Address: 3600 LABORE RD, SAINT PAUL MN 55110-4144
Phone: (651) 482-8266
FEIN: 522085805

Name Variations:
[None Found]

Business Filings:

Bankruptcies:
[None Found]

Liens & Judgments:
[None Found]

Corporation Filings:
[None Found]

Business Registration:
[None Found]

UCC Filings for Business:
Filing Number: 2110153
Filing Type: UCC
Status: Lapsed
Expiration Date: 03/01/2004

Event 1
Event: Initial Filing **Document Number:** 2110153
Date Filed: 03/01/1999

Debtor Party(s):
Debtor: ViaMedics LLC
Debtor Address: 3600 LABORE RD, SAINT PAUL MN 55110-4144
Debtor Status:

Secured Party(s):
Secured: Norwest Bk Minnesota NA
Secured Address: 2000 NORTHWESTERN S AVE, STILLWATER MN 55082-7538
Secured Status:

Associated Businesses:

Name	Association
V ABC	Telephone

Other Businesses at Address:
More than 50 businesses at this address, no businesses shown

Comprehensive Business Report

Associated People:

Business Contacts:

JIM SEGERMARK, SSN: 337-66-xxxx, PRESIDENT, Date Last Seen: Apr, 2001

JIM SEGERMARK, SSN: 337-66-xxxx, PRESIDENT, Date Last Seen: Apr, 2001
3600 LABORE RD STE 4, WHITE BEAR LAKE MN 55110-4144

Individuals at Address:

More than 50 individuals at this address, no individuals shown

Assets at Address:

Current Motor Vehicles:

[None Found]

Properties:

Current Ownership:

Parcel Number - 33-30-22-12-0001
Name Owner 1 - LAKES ASSOCIATES LLP
Address - 3600 LABORE RD, SAINT PAUL MN 55110-4144
Owner's Address - 3550 LABORE RD 11, SAINT PAUL MN 55110-5113
Land Usage - COMMERCIAL
Building Size - 0
Sale Date - 01/22/2004
Sale Price - \$515
Name of Seller - HEINSCH CAROL J

Previous Ownership:

Parcel Number - 33-30-22-12-0001
Name Owner 1 - KENNETH HEINSCH
Address - 3600 LABORE RD, SAINT PAUL MN 55110-4144
Owner's Address - 1501 BRYANT AVE, MAHTOMEDI MN 55115-1415
Land Usage - COMMERCIAL
Building Size - 0
Sale Date - 02/09/2000
Sale Price - \$500
Name of Seller - LAKE ASSOCIATES

Internet Domain Names Registered to Business:

[None Found]

This portion of the report contains information from Dun & Bradstreet, Inc.
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Business Information from Dun & Bradstreet:

Business Name:	Viamedics LLC	Duns Number:	058023875
Trade Name:	Viamedics.com		
Address:	3600 LABORE RD, SAINT PAUL MN 55110-4144		
Phone:	(651) 482-8266		
Year Started:	1998	Incorporation State:	
Date of Incorporation:			
Annual Sales:	\$76,000	Sales Revision Date:	09/22/2004
Employees Tctal:	1	Employees Here:	1
Net Worth:			
Line of Business:	Mfg Medical Devices Research Company		
Primary SIC:	3841 - Surgical and medical instruments		
Secondary SIC Code:	38410200 - Diagnostic apparatus, physicians'		
Establishment Type:	Single Location	Structure Type:	Corporation
Facility:	Rents	Small Business Flag:	Yes
Minority Owned:	No	Foreign Owned:	No

Comprehensive Business Report

Public: No

EXECUTIVES:

CHRIS HERMAN, Principal Engineer
DAVID S KRAUS, Member
JIM SEGERMARK, Principal
JAMES SEGERMARK, General Manager
JIM SEGERMARK, Member
DORIE PAVEL, Operations Associate



JAVIER GUADAYOL, P.A.

ATTORNEY AT LAW

13412 S.W. 128TH STREET
MIAMI • FL • 33186
(305) 256-5565

February 10, 2006

VIA U.S. EXPRESS MAIL

Director of Trademarks
Attn: TTAB
P.O. BOX 1451
Alexandria, VA. 22313-1451

Re: Mark: "VIAMEDICS"
Registration No: 2653078 | 75 741930

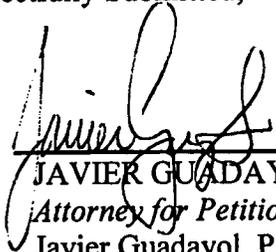
Dear Director,

Enclosed is a petition for cancellation, which is being submitted in connection with the above-referenced trademark

The undersigned believes that it is being damaged by said registration. Please refer any questions concerning these facts or this correspondence to the undersigned.

Respectfully Submitted,

BY:


JAVIER GUADAYOL, ESQ.

Attorney for Petitioner

Javier Guadayol, P.A.
13412 S.W. 128th Street
Miami, Florida 33186
P. (305) 256-5565
F. (305) 256-5512
Florida Bar No.: 0094171

JG/hg

Cc: Rece International, Corp.



02-10-2006

U.S. Patent & TMO/TM Mail Rcpt Dt. #30