

ATTACHMENT C



EXHIBITS

Proceeding/Serial No: 91161941

Filed: 3/1/05

Title: Motion for Summary Judgment

1-2

Jon A. Schiffrin, P.C.

TTAB

March 1, 2005

FILE: 02589.0034

VIA HAND DELIVERY

BOX: TTAB/NO FEE
Commissioner for Trademarks
P.O. Box 1451
Alexandria, Virginia 22313-1451

Re: Opposition No. 91/161,941; International Medical Group, Inc. v.
Americom Life and Annuity Insurance Company; Opposed Mark
PATRIOT SELECT, Serial No. 76/498,186

Dear Sir/Madam:

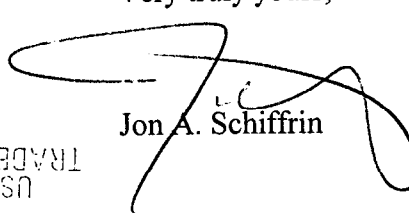
Transmitted herewith for appropriate action by the Trademark Trial and Appeal Board
(TTAB) the following documents:

1. Transmittal letter (in duplicate);
2. Motion for Summary Judgment;
3. Memorandum in Support of Summary Judgment and Exhibits; and
4. Postcard verifying receipt by PTO.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents.

A duplicate copy of this letter is enclosed. Please contact us if there are any questions.

Very truly yours,


Jon A. Schiffrin

Enclosures

US PATENT &
TRADEMARK OFFICE

2005 MAR - 1 P 2:00

TRADEMARK FEE PROCESS
RECEIVED

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Suite 301-A
Fairfax, Virginia 22030
(703) 385-8333
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03-01-2005

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

International Medical Group, Inc.,

Opposer,

v.

Americom Life and Annuity Insurance
Company,

Applicant.

Opposition No. 91/161,941
Serial No. 76/498,186

MOTION FOR SUMMARY JUDGMENT

Applicant, Americom Life and Annuity Insurance Company, hereby moves for an Order pursuant to Rule 56 of the Federal Rules of Civil Procedure, granting summary judgment in Applicant's favor, and granting registration of application Serial No. 76/498,186.

The grounds for this Motion are set forth in detail in the Memorandum and Exhibits accompanying this Motion.

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Applicant further requests that the opposition be suspended during the pendency of the motion.

Respectfully submitted,

AMERICOM LIFE AND ANNUITY
INSURANCE COMPANY

Date: March 1, 2005

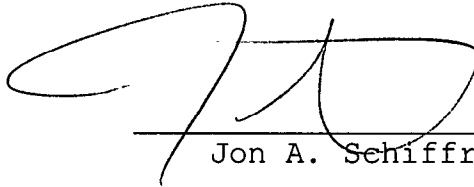
By: 

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Opposition No. 91/161,941
Motion for Summary Judgment

CERTIFICATE OF SERVICE

It is hereby certified that this Memorandum in Support of Motion for Summary Judgment has been served upon Opposer, by mailing a copy thereof by prepaid first class mail to Mary Jane Frisby, Esq., Barnes & Thornburg LLP, 11 South Meridian Street, Indianapolis, Indiana 46204, this 1st day of March, 2005.

A handwritten signature in black ink, appearing to read 'Jon A. Schifffrin', is written over a horizontal line.

Jon A. Schifffrin

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

International Medical Group, Inc.,

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Opposition No. 91/161,941
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MEMORANDUM IN SUPPORT OF
MOTION FOR SUMMARY JUDGMENT

Applicant, Americom Life and Annuity Insurance Company ("Americom"), hereby moves for summary judgment in its favor, declaring its mark PATRIOT SELECT is entitled to registration, on grounds that there is no likelihood of confusion between Opposer International Medical Group ("IMG")'s marks PATRIOT, PATRIOT AMERICA, PATRIOT INTERNATIONAL, PATRIOT EXECUTIVE, PATRIOT GROUPT TRAVEL MEDICAL INSURANCE, PATRIOT TRAVEL MEDICAL INSURANCE, PATRIOT EXTREME, and Americom's mark PATRIOT SELECT.

I. IMG'S MARKS

IMG is identified in its Notice of Opposition as the owner of PATRIOT, PATRIOT AMERICA, PATRIOT INTERNATIONAL, PATRIOT EXECUTIVE, PATRIOT GROUP TRAVEL MEDICAL INSURANCE, PATRIOT

TRAVEL MEDICAL INSURANCE, and PATRIOT EXTREME in connection with "various healthcare, medical, travel, life and related insurance products, benefits and services." Exhibit 1, Notice of Opposition, Paragraphs 4 and 6. The recitation of services for these marks specifies the services by indicating that these marks are directed toward individuals, families, and groups living and traveling internationally. In only one of these registrations for PATRIOT EXTREME are life insurance services identified. Exhibit 2, TESS Printouts for PATRIOT, PATRIOT AMERICA, PATRIOT INTERNATIONAL, PATRIOT EXECUTIVE, PATRIOT GROUP TRAVEL MEDICAL INSURANCE, PATRIOT TRAVEL MEDICAL INSURANCE and PATRIOT EXTREME. IMG has also indicated it is the owner of other marks incorporating the term "patriot," such as PATRIOT T.R.I.P., PATRIOT T.R.I.P. LITE, PATRIOT T.R.I.P. STUDENT, THE REPATRIOT, and EXPATRIOT PLUS. Exhibit 3, IMG's Answers to Americom's First Set of Interrogatories, Interrogatory No. 5.

II. AMERICOM'S MARK AND APPLICATION

On March 14, 2003, Americom filed for registration of the mark PATRIOT SELECT for life insurance underwriting services, based on an intent-to-use the mark. Although an Amendment to

Allege Use was not filed, the mark is currently in use. The application for PATRIOT SELECT was published on August 24, 2004 and was opposed by IMG on August 27, 2004.

III. SUMMARY JUDGMENT

Rule 56 of the Federal Rules of Civil Procedures states that summary judgment shall be granted "if the pleadings, depositions, answers to interrogatories, and admissions on file, together with the affidavits, if any, show that there is no genuine issue as to any material fact and that the moving party is entitled to a judgment as a matter of law." This Rule applies in trademark oppositions. 37 C.F.R. § 2.116(a); Turner Entertainment Co. v. Nelson, 38 USPQ2d 1942, 1944 (TTAB 1996).

The Federal Circuit has found that summary judgment is appropriate for questions of likelihood of confusion. Keebler Co. v. Marie Bakery Products, Inc., 9 USPQ2d 1736 (Fed. Cir. 1989). The disposition of this case by summary judgment will save the time and expense of a useless trial and is appropriate where, as here, more evidence than is already available in connection with Americom's Motion for Summary Judgment could not change the result. See, Turner Entertainment Co. v. Nelson, 38

USPQ2d 1942, 1944 (TTAB 1996). As there is no issue as to priority, the only issue in this Motion is whether the shared use of the term "patriot" and nothing more is enough to find confusion between IMG's marks and Americom's mark PATRIOT SELECT. To counter a motion for summary judgment, the non-movant may not rest on its conclusory pleadings, but must come forward with sufficient evidence in support of its allegations, identifying what specific facts could be offered at trial. More is required than the mere assertions of counsel. See, Horn Blower & Weeks Inc. v. Horn Blower & Week, 60 USPQ2d 1733, 1735 (TTAB 2001).

In the present case, as Opposer has admitted that the only similar term in the marks "patriot" is not a distinctive term and is commonly used, and that it has consented to other uses of "patriot" marks in the insurance industry, the undisputed facts establish that there is no likelihood of confusion between Americom's mark PATRIOT SELECT and the marks identified in IMG's Notice of Opposition.

IV. LIKELIHOOD OF CONFUSION-DU PONT FACTORS

The Federal Circuit's predecessor, in In re E.I. DuPont de

Nemours & Co., 177 USPQ 563 (CCPA 1973), listed thirteen factors to be considered in determining whether there is a likelihood of confusion between marks under Section 2(d) of the Trademark Act.

The factors are:

1. The similarity or dissimilarity of the marks in their entireties as to appearance, sound, connotation and commercial impression;
2. The similarity or dissimilarity and nature of the goods or services as described in an application or registration or in connection with which a prior mark is in use;
3. The similarity or dissimilarity of established, likely to continue trade channels;
4. The conditions under which and the buyers to whom sales are made, "impulse" vs. careful, sophisticated purchasing;
5. The fame of the prior mark (sales, advertising, length of use);
6. The number and nature of similar marks in use on similar goods;
7. The nature and extent of any actual confusion;

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8. The length of time during and conditions under which there has been concurrent use without evidence of actual confusion;
9. The variety of goods on which the mark is or is not used (house mark, "family" mark, product mark);
10. The market interface between Applicant and the owner of a prior mark:
 - a) a mere "consent" to register or use,
 - b) agreement provisions designed to preclude confusion, i.e. limitations on continued use of the marks by each party,
 - c) assignment of mark, application, registration and goodwill of the related business,
 - d) the laches and estoppel attributable to owner of prior mark and indicative of lack of confusion;
11. The extent to which Applicant has a right to exclude others from use of its mark on its goods;
12. The extents of potential confusion, i.e. , whether de minimis or substantial; and

13. Any other established fact probative of the effect of use.

In determining whether there is a likelihood of confusion between marks, the Board need only consider those DuPont factors where there is relevant evidence of record relating to the particular factor. Cunningham v. Laser Golf Corp., 55 USPQ2d 1842, 1845 (Fed. Cir. 2000). Further, the Board may focus on dispositive factors, such as similarity of the marks and relatedness of the goods or services. Hun Beauty Inc. v. Alberto Co., 57 USPQ2d 1557, 1559 (Fed. Cir. 2001). In fact, the similarity of the marks and relatedness of the goods or services tend to be the two key determinants of likelihood of confusion. See, Federated Foods Inc. v. Fort Howard Paper Co., 192 USPQ 24, 29 (CCPA 1976). Accordingly, as the issue of this opposition sits squarely on the diluted nature of the term "patriot," Americom states that the dissimilarity of the marks is a key factor in determining that there is no likelihood of confusion.

A. Factor 1: Similarity of the Marks

IMG can only establish similarity between its marks and

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PATRIOT SELECT based on the shared use of the term "patriot."

None of the marks identified in IMG's Notice of Opposition use the word "select," so it is likely trying to show that this term is distinctive enough to lead to a finding of confusion.

Americom believes the **differences** in the marks are sufficient to create dissimilar commercial impressions, especially since "patriot" is frequently used in connection with services in the insurance and financial industries (and with other goods and services, as well).

The evaluation as to similarity of sight, sound and commercial connotation must be done by considering the marks as a whole, rather than in a piece-meal fashion. In re Hester Indus., Inc., 230 USPQ 797 (TTAB 1986). Since likelihood of confusion cannot be predicated on dissection of a mark, the ultimate conclusion of whether two marks are confusingly similar rests on consideration of the marks in their entireties. In re National Data Corp., 224 USPQ 749 (Fed. Cir. 1985). Since these marks all look and sound different as a whole, the additional dissimilar terms that compose these marks cannot be ignored.

In addition, "patriot" is a commonly used term for all types of goods and services, and is an English term defined as

one who loves and defends his or her country. Exhibit 4, Definition of "patriot" from www.onelook.com, as an attachment from Americom's October 30, 2003 response to the September 5 Office Action. As the Trademark Attorney had originally cited three registrations and nine applications as conflicting and potentially conflicting, Americom contends this shows the diluted nature of this term and relative weakness of "patriot" as it relates to insurance and financial services. As such, consumers are not likely to be confused as to the source of the services identified under the cited registrations and Americom's application just because "patriot" appears in all of these marks. See In re Bed & Breakfast Registry, 791 F.2d 157 (Fed. Cir. 1986) [BED & BREAKFAST REGISTRY for making lodging reservations for others in private homes held not likely to be confused with BED & BREAKFAST INTERNATIONAL for room booking agency services]; United States Shoe Corp. v. Chapman, 229 USPQ 74 (TTAB 1985) [COBBLER'S OUTLET for shoes held not likely to be confused with CALIFORNIA COBBLERS (stylized) for shoes]; In re Istituto Sieroterapico E Vaccinogeno Toscano "SCLAVO" S.p.A., 226 USPQ 1035 (TTAB 1985) [ASO QUANTUM (with "ASO" disclaimed) for laboratory reagents held not likely to be confused with

QUANTUM 1 for laboratory instrument for analyzing body fluids].
Also, see In re Agdata, Inc., 2001 TTAB LEXIS 817 (TTAB 2001)
[MEDDATA for, among other things, providing an on-line database
in the field of managed health care insurance coverage not found
confusing with MEDDATA for "providing personal and medical
information to medical professionals in emergency situations."]
In Agdata, the Board specifically stated that "we consequently
are constrained to agree with applicant that, if such third-
party registrations could coexist with the cited registration,
then applicant's highly suggestive MEDDATA mark for its various
on-line database services in the field of managed health care
coverage should also be registered inasmuch as confusion with
the cited registrant's identical, and likewise weak, MEDDATA
mark" Agdata, at *17.

Further, because of the very common use and registration of
marks with "patriot," including those cited by the Trademark
Examining Attorney, as part of the mark in connection with
financial and insurance services, this term should receive the
narrowest of protection. See In re Agdata, Inc., supra; In re
Flexible Resources, Inc., 2001 TTAB LEXIS 761 (TTAB 2001)
[FLEXIBLE PERSONNEL and FLEXIBLE RESOURCES not found confusing

where services are conceded as similar]; In re Broadway Chicken,
38 USPQ2d 1559 (TTAB 1996) ["Evidence of widespread third-party
use, in a particular field, of marks containing a certain shared
term is competent to suggest that purchasers have been
conditioned to look to the other elements of the marks as a
means of distinguishing the source of goods or services in the
field."]

Applicant notes that there are other coexisting
registrations using "patriot" in financial and insurance fields,
all in the name of different entities, such as:

- * PATRIOT FUNDING, Registration No. 2,064,663, covering
"mortgage financing and mortgage banking services";
- * PATRIOT TRUST, Registration No. 2,333,064, covering
"financial planning," in the name of William R. Culp, Jr.;
- * PATRIOT GENERAL, Registration No. 1,642,278, covering
"property and casualty underwriting services", in the name
of Sentry Insurance;
- * AMERICAN PATRIOT, Registration No. 2,075,732, covering
"brokerage, consulting, reinsurance underwriting, risk
management, claims administration services for all types of
insurance," in the name of American Patriot Insurance
Agency, Inc.; and
- * PATRIOT MUTUAL INSURANCE COMPANY and Design,
Registration No. 2,749,626, covering "insurance
underwriting and administration services in the fields of
health, dental, property and casualty," in the name of
Patriot Mutual Insurance Company.

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Exhibit 4, Attachments from Americom's October 30, 2003 response to the September 5 Office Action and Exhibit 5, Registrations cited by Trademark Attorney in September 5, 2003 Office Action.

Although these registrations feature the term "patriot," the PTO has allowed these marks to coexist, even though they are all identified in connection with services in the insurance and financial fields, as is the case with PATRIOT SELECT and IMG's "patriot" marks. Since there are coexisting registrations using "patriot" for financial and insurance services, and all other types of related services, the Trademark Trial and Appeal Board should consider the extent to which dilution may indicate that there is no likelihood of confusion. TMEP Section 1207.01(d)(x). These registrations show the diluted nature of the word in that all of these marks coexist on the Principal Register, even with the shared use of "patriot."

In In re Commerce Bancorp, Inc., 2001 TTAB LEXIS 753 (TTAB 2001), the Board found that the word "commerce" was extremely weak since it was used in the trade names and marks of numerous financial institutions. The Board accepted Dun & Bradstreet data showing the word used in connection with many financial institutions. In view of In re Commerce Bancorp, Americom attached third-party registrations to the file which have used

or are using "patriot" for various goods and services as well as the previously discussed Internet submissions showing "patriot" used in connection with other businesses. Exhibit 4, Attachments to Americom's October 30, 2003 response to the September 5, 2003 Office Action.

Accordingly, consumers should be familiar with the use of "patriot" and, therefore, this portion of the underlying marks ought to be given a narrow scope of protection. TMEP Section 1207.01(c)(iv). Further, these third-party registrations are relevant to show that "patriot," a defined English word, is so commonly used that the public will look to other elements to distinguish the source of the goods or services, including, but not limited to, the different terms that compose IMG's marks and PATRIOT SELECT. TMEP Section 1207(d)(iii).

As further evidence of the diluted nature of "patriot," Americom points out that the PTO has previously permitted coexisting registrations for marks containing the term in the names of different entities where the registrations cover similar goods and services. For example:

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Marks	Related Goods and Services
<p>* PATRIOT, Registration No. 2,743,367</p> <p>* PATRIOT, Registration No. 2,694,158</p> <p>* PATRIOT, Registration No. 2,361,709</p> <p>* PATRIOT, Registration No. 1,728,535</p>	<p>"Brushes for use with power plant equipment tube cleaning machines."</p> <p>"Pneumatic down hole hammers."</p> <p>"Submersible well pumps."</p> <p>"End milling cutter."</p>
<p>* PATRIOT, Registration No. 1,255,915</p> <p>* PATRIOT, Registration No. 1,902,410</p> <p>* PATRIOT and Design, Registration No. 2,144,036</p> <p>* ROCKY PATRIOT, Registration No. 2,717,419</p>	<p>"Video monitors."</p> <p>"Gaming equipment, namely, slot machines and video slot machines with video output capability."</p> <p>"Computer software for job tracking, namely, software for tracking manufacturing costs, inventory and sales."</p> <p>"Notebook computer, laptop computers, field service computers, mobile computers, in-vehicle computers, wireless computers, mobile data computers and mobile data terminals."</p>

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Marks (continued)	Related Goods and Services (continued)
<p>* PATRIOT, Registration No. 2,678,941</p> <p>* PATRIOT I, Registration No. 2,212,042</p>	<p>"Welding outfit comprising one or more torches, regulators, tips and hoses."</p> <p>"Fire fighting equipment, namely, fire fighting nozzles and associated trailer apparatus sold as a unit for the mounting and transport of fire fighting nozzles."</p>
<p>* PATRIOT and Design, Registration No. 2,686,621</p> <p>* PATRIOT, Registration No. 1,753,647</p>	<p>"Video magnifier to assist visually impaired in reading, writing and viewing items."</p> <p>"Safety goggles and safety spectacles."</p>
<p>* PATRIOT, Registration No. 2,711,342</p> <p>* PATRIOT, Registration No. 2,618,496</p>	<p>"Orthotic devices, namely, splints, braces, supports and medical equipment used for supporting and immobilizing an entire human body or portion thereof such as head, torso or limb."</p> <p>"Medical guidewires."</p>
<p>* PATRIOT, Registration No. 1,746,324</p> <p>* PATRIOT LIGHTING, Registration No. 2,195,461</p> <p>* PATRIOT, Registration No. 1,046,764</p>	<p>"Uninterruptible electrical power systems, namely, standby power supplies."</p> <p>Among other things, "Electrical light fixtures, namely, ceiling lights, wall lights, chandeliers, table lamps, floor lamps, night lights, lights for ceiling fans."</p> <p>"Electric motor driven fans and blowers."</p>

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Marks (continued)	Related Goods and Services (continued)
<ul style="list-style-type: none"> * PATRIOT, Registration No. 1,779,518 * AMERICAN PATRIOT, Registration No. 2,652,171 * PATRIOT and Design, Registration No. 2,329,180 * PATRIOT, Registration No. 2,295,459 * PATRIOT, Registration No. 1,261,662 	<ul style="list-style-type: none"> "Automotive batteries." "Automotive and motorcycle wheels and parts for wheels, namely, wheels and covers." "Skid steer vehicles." "Recreational vehicles, namely, motor homes." "Vehicle tires."
<ul style="list-style-type: none"> * PATRIOT 300, Registration No. 1,949,838 * PATRIOT ALERT, Registration No. 2,109,052 	<ul style="list-style-type: none"> "Anti-theft or security alarms for motor vehicles." "Personal protection alarm."
<ul style="list-style-type: none"> * PATRIOT, Registration No. 1,842,338 * PATRIOT, Registration No. 2,067,770 	<ul style="list-style-type: none"> "Fireworks." "Center fire cartridges."

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Marks (continued)	Related Goods and Services (continued)
<p>* THE PATRIOT GAME and Design, Registration No. 2,684,788</p> <p>* PATRIOT SERIES TELECARDS, Registration No. 2,098,874</p> <p>* PATRIOT, Registration No. 957,319</p>	<p>"Playing cards, adhesive stickers, temporary tattoos."</p> <p>"Telephone calling cards, not magnetically encoded."</p> <p>"Printing and writing paper."</p>
<p>* THE PATRIOT-NEWS, Registration No. 2,674,766</p> <p>* THE JACKSON CITIZEN PATRIOT, Registration No. 2,668,873</p> <p>* THE PATRIOT LEDGER, Registration No. 2,097,397</p>	<p>"Daily newspaper."</p> <p>"Daily newspaper."</p> <p>"Newspaper for general circulation."</p>
<p>* PATRIOT PRIME, Registration No. 2,735,515</p> <p>* PATRIOT PINE, Registration No. 2,624,878</p> <p>* PATRIOT, Registration No. 1,815,428</p>	<p>"Machine coated pre-primed S4S, S152E, patterned solid and finger joint lumber in various lumber species, width, lengths and thickness."</p> <p>"Factory primed lumber boards."</p> <p>"Formed concrete products, namely, concrete paving blocks."</p>

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Marks (continued)	Related Goods and Services (continued)
<ul style="list-style-type: none"> * MAXFLI TOUR PATRIOT, Registration No. 2,400,902 * PATRIOT, Registration No. 2,149,347 * PATRIOT, Registration No. 1,701,148 * PATRIOT and Design, Registration No. 1,857,794 * PATRIOT, Registration No. 1,399,698 	<ul style="list-style-type: none"> "Golf balls." "Sporting goods, namely, skis, snowboards, mini-skis, monoskis, ski bindings, skateboards and wakeboards." "Fishing tackle." "Softballs." "Golf clubs."
<ul style="list-style-type: none"> * PATRIOT JOE, Registration No. 2,497,803 * ASTRO PATRIOT POP, Registration No. 2,185,201 	<ul style="list-style-type: none"> "Staple foods, namely, coffee." "Candy, namely, hard candy on a stick."
<ul style="list-style-type: none"> * PATRIOT, Registration No. 2,100,002 * PATRIOT SEED and Design, Registration No. 2,361,804 * PATRIOT BRAND and Design, Registration No. 1,958,634 	<ul style="list-style-type: none"> "Domestic animal feeds." "Agricultural seed." "Fresh potatoes."

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Marks (continued)	Related Goods and Services (continued)
* PATRIOT, Registration No. 2,462,538	"Cigarettes." "Cigars."
* PATRIOT MISSILE, Registration No. 2,103,583"	

Exhibit 4, Attachments from Americom's October 30, 2003 response to the September 5, 2003 Office Action.

As exemplified by the many registrations listed above, Americom believes consumers are accustomed to seeing "patriot" used in connection with all types of goods and services, and would not be confused in light of the differences in the marks themselves and the specific goods and services provided under the marks.

In fact, IMG admitted the same thing in its own response to the Office Action regarding its application for PATRIOT, Serial No. 76/469,771 (now Registration No. 2,822,518). In its September 8, 2003 response to a refusal against the mark PATRIOT GENERAL, IMG stated that "the Examiner must consider the marks in their entirety when determining whether a likelihood of confusion exists between two respective marks" and that "the Examiner has improperly placed an undue emphasis on the term

PATRIOT, while ignoring the remaining elements of Registrant's (PATRIOT GENERAL) mark." Exhibit 6, IMG September 8, 2003 response to the March 7, 2003 Office Action, pages 2 and 3 (Americom also attaches IMG's responses to the Office Actions for PATRIOT INTERNATIONAL, Registration No. 2,822,517 and PATRIOT EXECUTIVE, Registration No. 2,777,285 under Exhibit 6. As IMG states the same arguments in each response, Americom will refer to the response for PATRIOT when discussing IMG's admissions as to the term "patriot.") IMG further stated that its "PATRIOT" mark simply does not look like, sound like or create the same commercial impression as the "PATRIOT GENERAL" mark," and that "the fact that two marks contain similar wording does not result in the automatic conclusion that there is a likelihood of confusion as to the source of the goods/services." Exhibit 6, IMG's response to the March 7, 2003 Office Action for PATRIOT, page 3.

IMG is attempting to have it both ways with regard to this opposition. On one hand, it is attempting to oppose Americom's PATRIOT SELECT mark on the similarity of one term, "patriot," while arguing in its own responses that the similarity of "patriot" is not enough to find confusion with PATRIOT GENERAL.

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This is not the first time IMG has admitted that the shared use of "patriot" alone is not enough to find confusion.

Americom also refers to the consent agreement relating to Serial No. 78/197,380 (now Registration No. 2,849,651) for PATRIOT EXTREME whereby IMG entered into a consent to not object to Patriot Mutual Insurance Company's senior marks PATRIOT MUTUAL INSURANCE COMPANY, PATRIOT LIFE INSURANCE COMPANY and PATRIOT LIFE, which are "patriot" marks combined with generic terms. Exhibit 7, PATRIOT EXTREME consent agreement. Yet, IMG turns around and opposes PATRIOT SELECT, which combines the commonly used "patriot" term with an arbitrary term such as "select."

In the PATRIOT EXTREME consent agreement, IMG has stated that the parties have concluded that "confusion is not likely to arise from their past, present and future use and registration of their respective marks in connection with their respective business operations." Exhibit 7, PATRIOT EXTREME consent agreement, page 3.

Finally, the consent agreement further indicates that IMG will permit and consent to the future use of other "patriot" marks by Patriot Mutual Insurance Company, a move that will certainly lessen its own protection in "patriot" marks and

further dilute the nature of this term. Exhibit 7, PATRIOT EXTREME consent agreement, page 5, paragraph 15.

As it is clear from the file history of Americom's application, and the admissions of IMG regarding the diluted nature of "patriot," the similarity of the marks factor favors Americom.

B. Factor 2: Similarity of the Goods

IMG's recitation of services indicates that its products are "underwriting and administering medical and travel insurance plans directed toward United States and non-United States citizens living and traveling internationally". (The application for PATRIOT EXTREME refers to "life insurance underwriting). IMG has specified its services to deal with "citizens living and traveling internationally", a point it deemed to be important in the consent agreement with Patriot Mutual Insurance Company by stating that "IMG's business operations and insurance plans are primarily directed toward international travelers and non-U.S. citizens, whereas PMIC's business operations and insurance plans are directed primarily toward U.S. based domestic employers and other groups and are

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unrelated to international travel." Exhibit 7, PATRIOT EXTREME consent agreement, page 3, subsection (i). The consent agreement with Patriot Mutual Insurance Company also states that "PMIC's insurance plans...are primarily directed toward U.S. based...life insurance risks, with medical plans not currently being actively marketed." Exhibit 7, PATRIOT EXTREME consent agreement, page 3, subsection (ii). As Americom's recitation of services make no mention of medical plans and do mention life insurance services, this lines up with the language used in IMG's consent where IMG stated that confusion would not be likely between its "patriot" marks and the marks PATRIOT LIFE, PATRIOT MUTUAL INSURANCE COMPANY and PATRIOT MUTUAL, which were determined to be used with "life insurance risks". Exhibit 7, PATRIOT EXTREME consent agreement, page 3. There has been no opposition to Americom's application for PATRIOT SELECT by Patriot Mutual Insurance Company, a company which, as admitted by IMG, is involved in providing life insurance products.

Further, IMG stated in its response to the Office Action for PATRIOT that "Applicant's services and Registrant's services are completely unrelated even though both can be broadly classified as falling under the same general category of

insurance." Exhibit 6, IMG's September 8, 2003 response to March 7, 2003 Office Action, page 4. Conveniently, this is the case between PATRIOT SELECT and IMG's "patriot" marks where IMG admits in the consent agreement that its services are provided for international travelers and that life insurance services are sufficiently unrelated to its medical insurance services so that the consent could be entered into.

Accordingly, based on IMG's recitation of services and previous admissions in its consent agreement, Factor 2 strongly favors Americom.

C. Factor 3: Trade Channels

The consent agreement establishes that the channels of trade for IMG's "patriot" marks are designed to reach international travelers and the recitation of services in the marks makes mention that these services are provided to international travelers. In its response to the PATRIOT GENERAL refusal, IMG further reiterates that the channel of trade for its services are for United States citizens and non-United States citizens looking for medical plans to cover them while living or traveling internationally. Exhibit 6, IMG's September

8, 2003 response to Office Action of March 7, 2003, page 6.

This is not the same as life insurance underwriting services.

Accordingly, as IMG has admitted a different channel of trade provided under its "patriot" marks in its own responses to Office Actions and in the consent agreement attached as Exhibit 7, Factor 3 favors Americom.

D. Factor 4: Sophistication of Purchasers

In professional fields, such as finance and insurance, the shared use of certain suggestive terms have previously been found to not create confusion based on the sophistication of the purchasers in these fields. Sophistication of purchasers is a factor used to test for likelihood of confusion. In re E.I. du Pont de Nemours & Co., 177 USPQ 563 (CCPA 1973), and with regard to life insurance services, the Trademark Trial and Appeal Board has previously held that

"investments such as...life insurance are expensive purchases which are not likely to be made on impulse or without careful consideration...such purchasers commonly are made...at the very least, after careful consideration of a prospectus or of other detailed informational materials. The marketing of these respective investment products is controlled by various governmental and industry regulatory

provisions and practices which are designed to enhance and maximize the purchaser's awareness of what he or she is buying with which the purchasing decision is made."

In re Franklin Resources, Inc., 2000 TTAB LEXIS 564 (TTAB 2000) [MUTUAL DISCOVERY for "investment management services and mutual fund advisory, distribution and administration services found not confusingly similar to DISCOVERY marks for, generally, "underwriting life insurance and providing and administering annuity plans."]

Therefore, since IMG's marks and PATRIOT SELECT are comprised of the English term "patriot," a commonly used and suggestive word, Americom believes the added elements in the underlying marks will be enough to avoid confusion with consumers such as these who will choose these services after some deliberation. As the TTAB has previously addressed the high level of sophistication among purchasers in this field, (stated in In re Franklin Resources, *supra*) Americom believes this is exactly the type of circumstance alluded to in the Trademark Manual of Examining Procedure when evaluating whether a particular customer base is sophisticated. TMEP Section 1207.(d)(vii) ["Circumstances suggesting care in purchasing may

tend to minimize likelihood of confusion."]

Factor 4 weighs heavily in favor of Americom.

E. Factor 5: Fame or Strength of Mark

IMG has made no contention that its marks are famous, and there is little doubt that from the evidence submitted with this Motion that the term "patriot" is weak and diluted.

Accordingly, this factor must favor Americom.

**F. Factor 6: Number and Nature of Similar Marks on
Similar Goods**

Americom has introduced evidence showing a wide variety of marks which demonstrate use by third parties of marks for services similar to IMG, and IMG has consented to allow even more to be provided by Patriot Mutual Insurance Company.

In fact, of all of the marks submitted, none of these marks combines "patriot" with a term similar in sound, appearance and connotation to PATRIOT SELECT, and Americom raised this point successfully with the Examining Attorney during examination.

Furthermore, the submissions showing "patriot" as a diluted term in several classes shows that the term is practically

ignored by the consuming public when evaluating it as a shared term. There are many marks in various classes combining "patriot" with other terms for similar goods and services, even in fields where the purchasers are not necessarily as sophisticated as those in the insurance industry.

Accordingly, factor 6 favors Americom.

G. Factor 7 and 8: Actual Confusion

Americom has admitted in its interrogatories that there has been no actual confusion between its marks and PATRIOT SELECT and that it has no intention of using a mark named PATRIOT SELECT. Exhibit 3, IMG's response to Americom's First Set of Interrogatories, Interrogatory No. 8.

Accordingly, these factors favor Americom.

H. Factor 9: Variety of Goods on which a Mark is Used

Although IMG has several registrations and applications for "patriot," it makes no claim that the term is used as a family mark.

Americom attaches responses from IMG's answers to its request for production showing the promotion of its "patriot"

marks, and there is no indication that IMG uses these marks as a family. Exhibit 8, IMG's response to Americom First Request for Production of Documents.

It is well settled that merely adopting, using or registering a group of marks having a similar feature is insufficient to establish ownership of a family of marks characterized by that feature. Rather, it must be demonstrated that prior to the first use of Applicant's challenged mark, the various marks said to constitute the Opposer's family, or at least a good number of them, were used and promoted together in such a manner as to create among purchasers an association of common ownership based upon the family characteristic. J & J Snack Foods Corp. v. McDonald's Corp., 18 USPQ2d 1889 (Fed. Cir. 1991); Hester Industries, Inc. v. Tyson Foods Inc., 2 USPQ2d 1646 (TTAB 1987); and Cambridge Filter Corp. v. Servodyne Corp., 189 USPQ 99 (TTAB 1975).

There is no language indicating that this is a "series" or a "product line," or even explicitly as the "patriot" family of products, and the "patriot" marks are used interchangeably with IMG's other marks. Further, seeing how IMG shares its "patriot" marks with several other companies and has consented to Patriot

Mutual Insurance Company's use of marks incorporating this term, it would not have any standing to claim it has the exclusive right to use "patriot" as a composite term in a family of marks. Accordingly, Factor 9 favors Americom.

I. Factor 10: Market Interface

There has been no market interface between Americom and IMG. The parties have entered into no agreements concerning use of these marks.

J. Factor 11: Applicant's Right to Exclude Others

IMG has not demonstrated any right to exclude others from using "patriot" marks for any services, and has even consented to the use of this term in perpetuity for Patriot Mutual Insurance Company. Since there are no other marks using PATRIOT SELECT in dispute in this matter, Americom does have the right to exclude others from using that exact mark in connection with life insurance services. Accordingly, Factor 11 strongly favors Americom.

**K. Factors 12 and 13: Extent of Potential Confusion and
any Other Established Fact**

Americom contends that the potential confusion in this case is very low. IMG has admitted in its response to Interrogatories that it has no intention of using PATRIOT SELECT, it is not using the mark (Exhibit 3, IMG's response to Americom's First Set of Interrogatories, Interrogatory No. 13), and IMG has already consented to another company using "patriot" marks. IMG has also argued against the distinctiveness of "patriot," which is the only term which could possibly lead to confusion in this opposition. Any attempt by IMG to dispute these facts is contrary to admissions it has already made which have supported the registration of the marks it is using to oppose Americom's mark. This approach is highly hypocritical and is an attempt to add strength to a weak term.

Accordingly, Factors 12 and 13 strongly favor Americom.

V. CONCLUSION

The facts in this case are simple and clear. Although IMG has priority over Americom with regard to some "patriot" marks, it does not hold dominion over the use of these marks in connection with all services in the insurance and financial industries. As evidenced by its consent with Patriot Mutual Insurance Company and its admission in Office Action responses that the shared use of "patriot" alone is not enough to find confusion, it is clear that IMG has admitted that the shared use of "patriot" and nothing more is not enough to find confusion. The determination of whether the term "patriot" is a diluted term is the key fact in this opposition, and since the diluted nature of this term is not in dispute by either party, it is clear that there is no confusion between IMG's "patriot" marks and PATRIOT SELECT based only on the shared use of this word. There is no fact in dispute which could result in a different finding, and no other evidence can be submitted to create a fact in dispute.

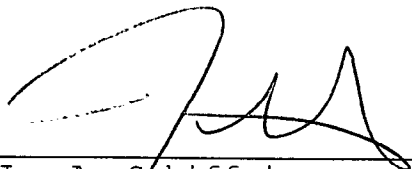
Opposition No. 91/161,941
Memorandum in Support of Motion for
Summary Judgment

Accordingly, Americom is entitled to Summary Judgment
dismissing this opposition and allowing registration to
Americom.

Respectfully submitted,

AMERICOM LIFE AND ANNUITY
INSURANCE COMPANY

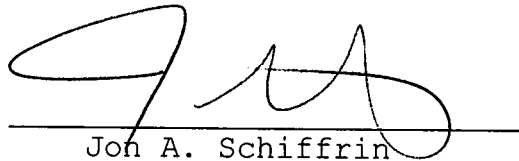
Date: March 1, 2005

By: 
Jon A. Schiffrin
Attorneys for Applicant
Jon A. Schiffrin, P.C.
10617 Jones Street, Suite 301-A
Fairfax, Virginia 22030
(703) 385-8333

Opposition No. 91/161,941
Memorandum in Support of Motion for
Summary Judgment

CERTIFICATE OF SERVICE

It is hereby certified that this Memorandum in Support of Motion for Summary Judgment has been served upon Opposer, by mailing a copy thereof by prepaid first class mail to Mary Jane Frisby, Esq., Barnes & Thornburg LLP, 11 South Meridian Street, Indianapolis, Indiana 46204, this 1st day of March, 2005.



John A. Schiffrin

EXHIBIT 1

ITB

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

In the matter of Application Serial No. 76/498186
Filed on March 14, 2003
For the mark: PATRIOT SELECT
Published in the Official Gazette of August 24, 2004.

INTERNATIONAL MEDICAL)	
GROUP, INC.)	
)	Opposition No.:
Opposer,)	
)	
v.)	
)	
AMERICOM LIFE AND ANNUITY)	
INSURANCE COMPANY)	
)	
Applicant.)	Opposer's file 10603/102

08/30/2004 SWILSON1 00000029 76498186

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300.00 DP

NOTICE OF OPPOSITION

1. Opposer, International Medical Group, Inc. (IMG) is an Indiana corporation with its principal place of business at 407 Fulton Street, Indianapolis, Indiana 46202.

2. Applicant, Americom Life and Annuity Insurance Company, on information and belief, is a Texas corporation with its principal place of business at 1001 Fleet Street, Baltimore, Maryland 21202.

3. Opposer believes that it will be damaged by registration of the mark shown in the above-identified application, and hereby opposes said registration on the basis of confusing similarity with Opposer's Trademark

Registration Nos. 2,822,518; 2,822,519; 2,822,517; 2,777,285; 2,661,903; 2,822,520; and 2,849,651.

4. Opposer, IMG, is a worldwide leader in designing, marketing, underwriting, distributing, servicing and administering various healthcare, medical, travel, life and related insurance products, benefits, and services. For more than fifteen (15) years, IMG has provided a full-service approach to international health and travel insurance coverage. IMG is dedicated to the global insurance market and provides (through insurance company principals and affiliates) medical, life and travel related coverages, among other services and benefits, as a managing general underwriter and insurance plan administrator, to eligible individuals, families and groups in numerous countries around the world.

5. As a managing general underwriter, IMG offers several insurance products and services that are directed toward various consumer needs. IMG's insurance products are underwritten primarily by Sirius International Insurance Corporation (publ), headquartered in Stockholm, Sweden. IMG's complete portfolio of products and services allows IMG's clients worldwide access to quality healthcare services and insurance benefits and IMG's superior customer service. In addition, IMG has established and conducts business with a large network of contracted independent producers, insurance

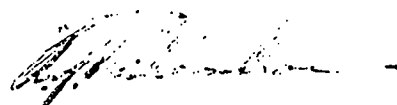
brokers and soliciting agents that promote and conditionally offer the insurance plans that are administered by IMG.

6. Various of the insurance plans, products, and services that are administered by IMG are offered under the service marks PATRIOT, PATRIOT AMERICA, PATRIOT INTERNATIONAL, PATRIOT EXECUTIVE, PATRIOT GROUP TRAVEL MEDICAL INSURANCE, PATRIOT TRAVEL MEDICAL INSURANCE, and PATRIOT EXTREME, which marks are protected by the registrations identified previously, which are all valid and are not abandoned.

7. Any registration of applicant's proposed mark PATRIOT SELECT in the face of said registrations would violate Section 2(d) of the Lanham Act, and should not be permitted.

WHEREFORE, Opposer, IMG, requests that said application be denied.

Respectfully submitted,



A. James Richardson
Lawrence A. Steward
BRINKS HOFER GILSON & LIONE
Attorneys for Opposer
One Indiana Square, Suite 1600
Indianapolis, IN 46204
Telephone: 317-636-0886
Facsimile: 317-634-6701

TTAB

A. James Richardson
Email: jrichardson@brinks-indy.com

CERTIFICATE OF MAILING
UNDER 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as Express Mail, Label EV425069345US addressed to Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513, on August 26, 2004.


Carolyn Beason-Wright

August 26, 2004

Via Express Mail

Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

Re: Notice of Opposition
Trademark Application 76/498186
Our File No.: 10603/102

Dear Sir/Madam:

We enclose the following documents relating to the trademark application described above:

- 1) Notice of Opposition, in duplicate;
- 2) Check in the amount of \$300.00 to pay the required filing fees;
- 3) Self-addressed and stamped postcard describing the above documents.

Please indicate on the postcard receipt of the documents and return the postcard to the attention of the undersigned. Please charge deposit account No. 23-1925 for any deficiencies in the fees.

Thank you.

Respectfully submitted,



A. James Richardson

AJR/cbw
Enclosures

BRINKS
HOFFER
GILSON
& LIONE

A PROFESSIONAL CORPORATION
INTELLECTUAL PROPERTY ATTORNEYS

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CHICAGO, IL
SAN JOSE, CA
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08-27-2004

U.S. Patent & TM Office Mail Report Oct. #64

EXHIBIT 2



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Word Mark PATRIOT TRAVEL MEDICAL INSURANCE
Goods and Services IC 036. US 100 101 102. G & S: Medical insurance plan administration services directed toward individuals, families and groups living and traveling internationally. FIRST USE: 19960500. FIRST USE IN COMMERCE: 19960500
Mark Drawing Code (1) TYPED DRAWING
Serial Number 76232718
Filing Date March 29, 2001
Current Filing Basis 1A
Original Filing Basis 1A
Published for Opposition September 24, 2002
Registration Number 2806145
Registration Date January 20, 2004
Owner (REGISTRANT) International Medical Group, Inc. CORPORATION INDIANA 407 Fulton Street Indianapolis INDIANA 46202
Attorney of Record Dean E McConnell
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Word Mark	PATRIOT GROUP TRAVEL MEDICAL INSURANCE
Goods and Services	IC 036. US 100 101 102. G & S: Underwriting and administering medical and travel insurance plans directed toward United States and non-united States citizens living and traveling internationally. FIRST USE: 19960600. FIRST USE IN COMMERCE: 19960600
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	76469774
Filing Date	November 26, 2002
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	December 23, 2003
Registration Number	2822520
Registration Date	March 16, 2004
Owner	(REGISTRANT) International Medical Group, Inc. CORPORATION INDIANA 407 Fulton Street Indianapolis INDIANA 46202
Attorney of Record	Dean E. McConnell
Prior	

Registrations 2661903
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "GROUP TRAVEL MEDICAL INSURANCE" APART FROM THE MARK AS SHOWN
Type of Mark SERVICE MARK
Register PRINCIPAL
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[Logout](#) Please logout when you are done to release system resources allocated for you.

[Start](#) List At: OR [Jump](#) to record: **Record 2 out of 17**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark PATRIOT EXTREME
Goods and Services IC 036. US 100 101 102. G & S: Medical, travel, life, and health insurance plan underwriting and administration services directed towards insurance companies and/or individuals, families and groups living and traveling internationally. FIRST USE: 20030901. FIRST USE IN COMMERCE: 20030901
Mark Drawing Code (1) TYPED DRAWING
Serial Number 78197380
Filing Date December 23, 2002
Current Filing Basis 1A
Original Filing Basis 1B
Published for Opposition December 2, 2003
Registration Number 2849651
Registration Date June 1, 2004
Owner (REGISTRANT) International Medical Group, Inc. CORPORATION INDIANA 407 Fulton Street Indianapolis INDIANA 46202
Attorney of Record Dean E. McConnell
Prior

Registrations 2661903
Type of Mark SERVICE MARK
Register PRINCIPAL
Live/Dead Indicator LIVE

FTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

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[CONTACT US](#) | [PRIVACY STATEMENT](#)

EXHIBIT 3

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

International Medical Group, Inc.,

Opposer,

v.

Americom Life and Annuity Insurance
Company,

Applicant.

Opposition No. 91/161,941

Serial No. 76/498,186

**INTERNATIONAL MEDICAL GROUP, INC.'S ANSWERS TO APPLICANT
AMERICOM LIFE AND ANNUITY INSURANCE COMPANY'S
FIRST SET OF INTERROGATORIES**

Opposer International Medical Group, Inc. ("IMG") propounds the following answers to Applicant Americom Life and Annuity Insurance Company's First Set of Interrogatories. These answers are complete and correct, so far as IMG is aware, according to information available to IMG at the present time. IMG reserves the right to object to future discovery on the same or related matters and does not waive any objections by providing the information disclosed in these answers. IMG further reserves the right to object to the admissibility of these responses, in whole or in part, at trial in this action, on any grounds, including, but not limited to, materiality, relevance and privilege.

GENERAL OBJECTIONS

Each of the answers herein is made subject to and incorporates the following general objections:

A. IMG objects to all of Applicant's instructions and definitions to the extent they seek to impose on IMG obligations greater than or different from those imposed by the Trademark Rules of Practice and the applicable Federal Rules of Civil Procedure. IMG also objects to all definitions to the extent that they purport to give meanings to words other than their commonly accepted meanings.

B. IMG objects to each interrogatory to the extent it seeks discovery of information that is protected by the attorney-client privilege and/or the work product immunity doctrine.

C. IMG objects to the extent that Applicant seeks information from any entity other than International Medical Group, Inc. because such information is not under the possession, custody or control of IMG.

D. Subject to and without in any manner waiving these objections, IMG will provide responses to the extent it can do so at this time. IMG provides these responses to Applicant without in any manner waiving its right to rely upon additional facts after discovery is completed.

ANSWERS

INTERROGATORY NO. 1

Identify the person or persons in the employ of or associated in any manner with Opposer most knowledgeable with respect to the origination, selection and adoption of the trademarks PATRIOT, PATRIOT AMERICA, PATRIOT INTERNATIONAL, PATRIOT EXECUTIVE, PATRIOT GROUP TRAVEL MEDICAL INSURANCE, PATRIOT TRAVEL MEDICAL INSURANCE and PATRIOT EXTREME, and all marks incorporating the term "patriot".

ANSWER: Subject to the general objections above, IMG identifies the following, all of whom are currently employed by IMG:

F. Jonathan Zusy, Vice-President and General Counsel

Joseph Brougher, President

Brian Barwick, Executive Vice President

Kathy Schutte, Senior Vice President

Jeffrey Nasser, Senior Vice President, Marketing

Julie Dwire, Department Director, Public Relations

INTERROGATORY NO. 2

Identify all persons in Opposer's employ who are most knowledgeable about Opposer's commercial use and/or intended commercial use of the marks PATRIOT, PATRIOT AMERICA, PATRIOT INTERNATIONAL, PATRIOT EXECUTIVE, PATRIOT GROUP TRAVEL MEDICAL INSURANCE, PATRIOT TRAVEL MEDICAL INSURANCE and PATRIOT EXTREME, and all marks incorporating the term "patriot".

ANSWER: Subject to the general objections above, IMG incorporates by reference its answer to Interrogatory No. 1.

INTERROGATORY NO. 3

Identify with particularity each type of product and/or service sold, offered for sale, or proposed to be sold or offered for sale by Opposer in connection with the marks PATRIOT, PATRIOT AMERICA, PATRIOT INTERNATIONAL, PATRIOT EXECUTIVE, PATRIOT GROUP TRAVEL MEDICAL INSURANCE, PATRIOT TRAVEL MEDICAL INSURANCE and PATRIOT EXTREME.

ANSWER: Subject to the general objections above, IMG identifies the following products and services used with the marks listed in Interrogatory No. 3: The services are the development, marketing, sales and administration of medical insurance and travel insurance plans. The medical insurance products offered under the PATRIOT family of marks include short-term and intermediate term medical insurance products directed toward insurance companies for use by individuals, families and groups living, working, and traveling internationally. The plans include coverage for medical benefits, life insurance, and travel insurance, subject to applicable eligibility requirements and terms and conditions of coverage.

INTERROGATORY NO. 4

Describe Opposer's principal lines of business and identify a representative sample of materials such as brochures and pamphlets used in connection with the advertising and promotion of the identified lines of business.

ANSWER: Subject to the general objections above, IMG's principal line of business is in the international medical insurance market. Representative brochures are titled: Patriot Travel Medical Insurance® (relating to PATRIOT INTERNATIONAL®, PATRIOT AMERICA® and EXPATRIOT PLUS® products); Patriot Group Travel Medical Insurance® (relating to PATRIOT INTERNATIONAL® and PATRIOT AMERICA® products); Patriot Executive®; Patriot Executive® Group; Patriot T.R.I.P.™; Global Basic Insurance™; Global Mission Basic™; Global Medical Insurance®; IMG - Coverage without boundaries®; Geo Group: The Global Employer's Option.

INTERROGATORY NO. 5

Identify all trademarks and service marks used by Opposer which have been used, applied for and/or registered by Opposer in connection with life insurance or annuity services.

ANSWER: Subject to the general objections above, IMG states that all products in the PATRIOT® family of products include a life insurance component. The PATRIOT family of marks consists of:

PATRIOT
PATRIOT TRAVEL MEDICAL INSURANCE
PATRIOT GROUP TRAVEL MEDICAL INSURANCE
PATRIOT EXTREME
PATRIOT T.R.I.P.
PATRIOT T.R.I.P. LITE
PATRIOT T.R.I.P STUDENT
PATRIOT AMERICA
PATRIOT INTERNATIONAL
PATRIOT EXECUTIVE
THE REPATRIOT

EXPATRIOT PLUS

IMG also offers term life insurance under the marks GLOBAL MEDICAL INSURANCE®, GLOBAL TERM LIFE INSURANCE™, and GLOBAL DAILY INDEMNITY™.

INTERROGATORY NO. 6

Describe with particularity all of the channels of trade in or through which Opposer markets and sells, or intends to market or sell, any products or services offered under PATRIOT, PATRIOT AMERICA, PATRIOT INTERNATIONAL, PATRIOT EXECUTIVE, PATRIOT GROUP TRAVEL MEDICAL INSURANCE, PATRIOT TRAVEL MEDICAL INSURANCE and PATRIOT EXTREME.

ANSWER: IMG objects to this interrogatory as overly broad and unduly burdensome. Subject to this objection and the general objections above, IMG states that IMG has developed and uses an expansive network of independent, third-party insurance agents, brokers, intermediaries, and other insurance producers via whom IMG promotes, markets and sells its products and services. Marketing channels consist of the advertising by these third-party brokers as well as IMG's direct use of print advertising, brochures, and the internet.

INTERROGATORY NO. 7

For each product and service sold under PATRIOT, PATRIOT AMERICA, PATRIOT INTERNATIONAL, PATRIOT EXECUTIVE, PATRIOT GROUP TRAVEL MEDICAL INSURANCE, PATRIOT TRAVEL MEDICAL INSURANCE and PATRIOT EXTREME, identify:

- (a) the date when each of these marks was first used in commerce;
- (b) the volume of sales rendered on an annual basis since the date of first use; and
- (c) the geographic areas in which such product and service has been sold and advertised, respectively.

ANSWER: IMG objects to subpart (b) of Interrogatory 7 on the grounds that it seeks information highly confidential to IMG. Subject to this objection and the general objections above, IMG will provide a response to subpart (b) upon the entry of a suitable protective order by the Board. IMG further states the following:

	<u>Mark</u>	<u>Date first used in commerce</u>
PATRIOT		June, 1993
PATRIOT AMERICA		June, 1993
PATRIOT INTERNATIONAL		June, 1993
PATRIOT EXECUTIVE		January, 1998
PATRIOT GROUP TRAVEL MEDICAL INSURANCE		June, 1996
PATRIOT TRAVEL MEDICAL INSURANCE		May, 1996
PATRIOT EXTREME		September, 2003

With respect to subpart (c), the above-referenced products are advertised and available for sale worldwide.

INTERROGATORY NO. 8

Identify any instances of actual confusion between Applicant's use of PATRIOT SELECT and Opposer's use of any of its marks stating for each such instance: (1) The person or persons confused; (2) the date of such instance; and (3) the person or persons in Opposer's employ to whom the instance was reported/

ANSWER: Subject to the general objections above, IMG states that it is not aware of known instances of actual confusion at this time.

INTERROGATORY NO. 9

Identify any correspondence or communications between Applicant and Opposer.

ANSWER: Subject to the general objections above, IMG states that it is not aware of any correspondence or communications between Applicant and Opposer other than those related to this proceeding.

INTERROGATORY NO. 10

State the annual advertising and promotional expenditures in the United States by or on behalf of Opposer as relates to the promotion of goods and/or services under the marks PATRIOT, PATRIOT AMERICA, PATRIOT INTERNATIONAL, PATRIOT EXECUTIVE,

PATRIOT GROUP TRAVEL MEDICAL INSURANCE, PATRIOT TRAVEL MEDICAL INSURANCE and PATRIOT EXTREME within the last five years.

ANSWER: IMG objects to this Interrogatory as overly broad and unduly burdensome to the extent it requests expenditures made “on behalf of” Opposer and to the extent “expenditures” not defined. IMG also objects to this Interrogatory as requesting information that is highly confidential to IMG. Subject to these objections and the general objections above, IMG will provide a response to this Interrogatory upon the entry of a suitable protective order by the Board.

INTERROGATORY NO. 11

With respect to any planned future use in commerce by Opposer of the marks PATRIOT, PATRIOT AMERICA, PATRIOT INTERNATIONAL, PATRIOT EXECUTIVE, PATRIOT GROUP TRAVEL MEDICAL INSURANCE, PATRIOT TRAVEL MEDICAL INSURANCE and PATRIOT EXTREME for any product and/or service, please state the date of such planned future use in commerce for each such product and/or service, and identify any marketing or business plans therefor.

ANSWER: IMG objects to this Interrogatory as vague, overly broad and unduly burdensome. Subject to this objection and the general objections above, IMG intends to continue to use the marks cited above in commerce indefinitely. IMG has not identified at this time any planned

future use of the above-cited marks that differs from the manner in which those marks are currently used.

INTERROGATORY NO. 12

Identify any correspondence or communications with any other third party concerning any use (authorized or unauthorized) of PATRIOT, PATRIOT AMERICA, PATRIOT INTERNATIONAL, PATRIOT EXECUTIVE, PATRIOT GROUP TRAVEL MEDICAL INSURANCE, PATRIOT TRAVEL MEDICAL INSURANCE, PATRIOT EXTREME, or any other mark incorporating the term “patriot” with any goods or services.

ANSWER: IMG objects that this Interrogatory is vague, overly broad, and unduly burdensome. IMG further objects to this Interrogatory to the extent it seeks information protected by attorney-client privilege or work product protection. IMG further objects to this Interrogatory as seeking information that is highly confidential to IMG. Subject to these objections and the general objections above, IMG directs Applicant to the “Legal Restrictions” portion of its website. IMG will supplement its response to the Interrogatory upon the entry of a suitable protective order by the Board.

INTERROGATORY NO. 13

Identify all use or proposed use of any mark incorporating PATRIOT SELECT by Opposer, including, but not limited to any applications for registration or promotional use of the term.

ANSWER: Subject to the general objections above, IMG states that it has not identified at this time any use or proposed use of any mark incorporating PATRIOT SELECT by IMG.

INTERROGATORY NO. 14

Identify all surveys or reports of consumer understanding, recognition or perception of any mark or designation consisting of or incorporating the term "patriot" that Opposer has ever conducted, prepared or had conducted or prepared, by stating for each such survey and report the following:

- (a) The name of the survey or report;
- (b) The person responsible for conducting and preparing such surveys, or reports; and
- (c) The results obtained.

ANSWER: IMG objects to this Interrogatory as vague and ambiguous to the extent that "surveys or reports of consumer understanding, recognition or perception" are undefined. Subject to this objection and the general objections above, IMG is not aware of the existence of any such surveys or reports.

INTERROGATORY NO. 15

Identify all search reports and the nature of all search opinions discussing the availability of PATRIOT, PATRIOT AMERICA, PATRIOT INTERNATIONAL, PATRIOT EXECUTIVE, PATRIOT GROUP TRAVEL MEDICAL INSURANCE, PATRIOT TRAVEL MEDICAL INSURANCE and PATRIOT EXTREME.

ANSWER: IMG objects to this Interrogatory as irrelevant and not reasonably calculated to lead to the discovery of admissible evidence. IMG further objects to this Interrogatory as seeking information protected by attorney-client privilege.

INTERROGATORY NO. 16

Identify all domain names owned by International Medical Group containing the term "patriot."

ANSWER: Subject to the general objections above, IMG identifies the following:

patriotexplorer.com
patriotexplorer.net
patriottripprotector.com
patriottripprotector.net
patriotextreme.com
patriotextreme.net
patriotinbound.com
patriotinbound.net
patriotreturn.com
patriotreturn.net
patriottravelinsurance.com

INTERROGATORY NO. 17

Describe with particularity all enforcement efforts made with regard to any third party use of the marks PATRIOT, PATRIOT AMERICA, PATRIOT INTERNATIONAL, PATRIOT EXECUTIVE, PATRIOT GROUP TRAVEL MEDICAL INSURANCE, PATRIOT TRAVEL MEDICAL INSURANCE and PATRIOT EXTREME or any marks or domain names incorporating the term "patriot."

ANSWER: Subject to the general objections above, IMG is not aware of any such enforcement efforts at this time.

INTERROGATORY NO. 18

Identify each instance reflecting or relating to any objections made by any person or persons against PATRIOT, PATRIOT AMERICA, PATRIOT INTERNATIONAL, PATRIOT EXECUTIVE, PATRIOT GROUP TRAVEL MEDICAL INSURANCE, PATRIOT TRAVEL MEDICAL INSURANCE and PATRIOT EXTREME or any other marks incorporating the term "patriot".

ANSWER: IMG objects to this Interrogatory as vague, overly broad and unduly burdensome to the extent it seeks information about "any objections made by any person" and to the extent that the objections are "against" marks. IMG further objects to this Interrogatory as irrelevant and not reasonably calculated to lead to the discovery of admissible evidence to the extent it concerns marks that have been duly registered by the United States Trademark Office. Subject to these

objections and the general objections above and to the extent the Interrogatory concerns unregistered marks incorporating the term "patriot," IMG states that it is not aware of any objections made by a third party to the use of such marks.

INTERROGATORY NO. 19

Describe as specifically as possible or identify any documents or persons who can explain why the recitation of services in the applications for PATRIOT, PATRIOT AMERICA, PATRIOT INTERNATIONAL, PATRIOT EXECUTIVE, PATRIOT GROUP TRAVEL MEDICAL INSURANCE, PATRIOT TRAVEL MEDICAL INSURANCE and PATRIOT EXTREME all indicate that the services under these marks are directed toward individuals, families and groups living and traveling internationally.

ANSWER: IMG objects to this Interrogatory as vague, overly broad and unduly burdensome to the extent it seeks information about "why" a recitation says what it says. IMG further objects to this Interrogatory as irrelevant and not reasonably calculated to lead to the discovery of admissible evidence. IMG further objects to the extent the Interrogatory seeks information protected by attorney-client privilege, and to the extent the Interrogatory seeks information that is highly confidential to IMG. Subject to these objections and the general objections above, IMG incorporates by reference its response to Interrogatory No. 1.

INTERROGATORY NO. 20

Identify each person whom Applicant expects to call as an expert witness at "trial," state the subject matter on which the expert is expected to testify, and state the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion.

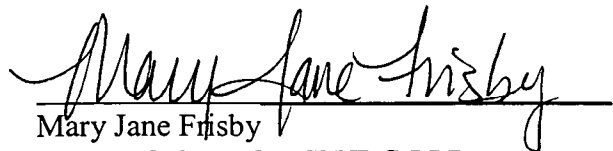
ANSWER: Subject to the general objections above, IMG states that it has no information about any expert witness that the Applicant intends to call at "trial."

INTERROGATORY NO. 21

Identify those persons who had more than a clerical role in the answering of the foregoing interrogatories or in any search for documents in connection with said interrogatories or Applicant's First Request for Production of Documents Nos. 1-22.

ANSWER: Subject to the general objections above, IMG identifies F. Jonathan Zusy, Esq.

Respectfully submitted as to objections:

A handwritten signature in cursive script, reading "Mary Jane Frisby", written over a horizontal line.

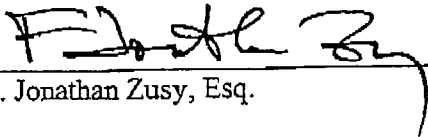
Mary Jane Frisby
BARNES & THORNBURG LLP
11 South Meridian Street
Indianapolis, Indiana 46204
Telephone: (317) 236-1313

Facsimile: (317) 231-7433

Attorneys for Opposer,
International Medical Group, Inc.

VERIFIED DECLARATION OF INTERNATIONAL MEDICAL GROUP, INC.

I declare under the penalties for perjury that I am an authorized agent of International Medical Group, Inc. for the purposes of executing its Answers to Interrogatories; that some of the matters stated in the foregoing Answers are not within my personal knowledge; and that I am informed and believe that no officer of International Medical Group, Inc. has personal knowledge of all such matters; that the facts stated in the foregoing Answers have been assembled by authorized employees and counsel for International Medical Group, Inc.; and that I am informed by those authorized employees and believe that the facts stated in the foregoing Answers are true.

A handwritten signature in black ink, appearing to read "F. Jonathan Zusy", is written over a horizontal line.

F. Jonathan Zusy, Esq.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of International Medical Group, Inc.'s Answers to Applicant Americom Life and Annuity Insurance Company's First Set of Interrogatories has been served this 10th day of February, 2005 by depositing a copy of the same in the United States mail, first class postage prepaid and properly addressed to the following counsel of record:

Jon A. Schiffrin
Jon A. Schiffrin, P.C.
10617 Jones Street, Suite 301-A
Fairfax, VA 22030

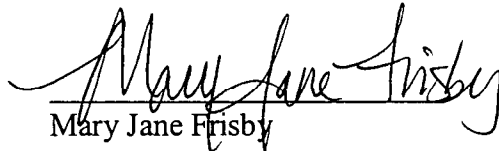

Mary Jane Frisby

EXHIBIT 4

In re Service Mark Application of
Americom Life and Annuity Insurance Company

International Class: 36

The Trademark Attorney has raised only one substantive issue in this matter, namely, the conclusion that Applicant's mark PATRIOT SELECT for "life insurance services" is likely to cause confusion with the registered marks PATRIOT GENERAL, AMERICAN PATRIOT and PATRIOT MUTUAL INSURANCE COMPANY and Design, Registration Nos. 1,642,278, 2,075,732 and 2,749,626, respectively, covering "property and casualty underwriting services," "brokerage, consulting, reinsurance underwriting, risk management, claims administration services for all types of insurance," and "insurance underwriting and administration services in the fields of health, dental, property and casualty," respectively, pursuant to Section 2(d) of the

Trademark Act. The cited registrations are in the names of different owners. The Trademark Attorney has also cited applications for PATRIOT MUTUAL INSURANCE COMPANY and Design, PATRIOT TRAVEL MEDICAL INSURANCE, PATRIOT EXECUTIVE, PATRIOT INTERNATIONAL, PATRIOT AMERICA, PATRIOT GROUP TRAVEL MEDICAL INSURANCE, PATRIOT EXTREME, AMERICAN PATRIOT WHOLE LIFE, AMERICAN PATRIOT FINAL EXPENSE PLAN, and PATRIOT 5/7, covering various insurance and annuity services, as potentially conflicting applications (Serial Nos. 76/232,718, 76/316,697, 76/469,770, 76/469,772, 76/469,774, 78/197,380, 76/453,907, 76/453,909 and 76/462,704, respectively). These applications are in the names of three different owners.

Applicant respectfully urges the Trademark Attorney to reconsider the refusal and pending refusal, and to approve its application for publication because the cited registrations and applications, and PATRIOT SELECT are unlikely to be confused in their respective marketplaces based on the overall appearance, sound and commercial impression of the marks, the diluted and weak nature of the English term "patriot," and the level of sophistication of purchasers in the fields set forth in the underlying recitations of services.

Section 2(d) Refusal – PATRIOT GENERAL, AMERICAN PATRIOT and PATRIOT
MUTUAL INSURANCE COMPANY and Design

Differences in the Marks

The Trademark Attorney has stated that PATRIOT SELECT and PATRIOT GENERAL, AMERICAN PATRIOT and PATRIOT MUTUAL INSURANCE COMPANY and Design are confusingly similar due to the shared use of the identical, arbitrary term "patriot" in the underlying marks.

Applicant believes the *differences* in the marks are sufficient to create dissimilar commercial impressions, especially since “patriot” is frequently used in connection with the services identified under the cited registrations (and with many other goods and services) and is very diluted. All of the cited registrations have different terms from those in PATRIOT SELECT which create dissimilar overall visual and aural impressions.

* As to PATRIOT GENERAL, this mark differs from PATRIOT SELECT as to the suffix terms “general” and “select,” English words which are dissimilar in sound and appearance, and also have different connotations – “general” has a double meaning referring to a military officer (whereby PATRIOT GENERAL brings to mind a nationalistic officer), and also suggesting a service which would be available to any type of customer. “Select,” on the other hand, creates its own unique suggestion that Applicant’s services are of superior grade.

* With regard to AMERICAN PATRIOT, this mark differs in overall sound, appearance and commercial impression from PATRIOT SELECT based on the positioning of the dissimilar terms in both marks which create different cadences. The different terms, “American” and “select,” in the underlying marks have no apparent similarities, and the addition of “American” to “patriot” creates a suggestive connotation bringing to mind a feeling of doing business the American way and conveying an image of national pride.

* PATRIOT MUTUAL INSURANCE COMPANY and Design is two words longer than PATRIOT SELECT and consists of terms that do not have the same meaning as “select.” In addition, this cited registration adds a flag with stars reminiscent of the American flag, a distinguishing visual element not set forth in Applicant’s mark which would help to avoid any

confusion among consumers. In fact, based on the addition of this “American” element, PATRIOT MUTUAL INSURANCE COMPANY conveys more of a similar commercial impression to the other cited registration, AMERICAN PATRIOT, than to PATRIOT SELECT.

The evaluation as to similarity of sight, sound, and commercial connotation must be done by considering the marks as a whole, rather than in a piece-meal fashion. In Re Hester Indus., Inc., 230 USPQ 797 (TTAB 1986). Since likelihood of confusion cannot be predicated on dissection of a mark, the ultimate conclusion of whether two marks are confusingly similar rests on consideration of the marks in their entireties. In re National Data Corp., 224 USPQ 749 (Fed. Cir. 1985). Since the marks look and sound different as a whole, the additional dissimilar terms and design element that compose these marks cannot be ignored. Accordingly, when viewed as a whole, the underlying marks do not have the same cadence and they do not create the same visual impressions.

Furthermore, the marks do not create similar connotations. The cited registrations all have different terms than the second term in PATRIOT SELECT and all of them convey their own meaning either relating to the services they provide (PATRIOT MUTUAL INSURANCE COMPANY), a feeling of nationalistic pride (AMERICAN PATRIOT), or merely adding an arbitrary term which creates a double meaning unrelated to “select” (PATRIOT GENERAL).

“Patriot” is Diluted

“Patriot” is a commonly used term for all types of goods and services, and is an English term defined as one who loves and defends his or her country. www.onelook.com. As the Trademark Attorney has cited three registrations and nine applications as conflicting and

potentially conflicting, Applicant contends this shows the diluted nature of this term and relative weakness of "patriot" as it relates to insurance and financial services. As such, consumers are not likely to be confused as to the source of the services identified under the cited registrations and Applicant's application just because "patriot" appears in all of these marks. See In re Bed & Breakfast Registry, 791 F.2d 157 (Fed. Cir. 1986) [BED & BREAKFAST REGISTRY for making lodging reservations for others in private homes held not likely to be confused with BED & BREAKFAST INTERNATIONAL for room booking agency services]; United States Shoe Corp. v. Chapman, 229 USPQ 74 (TTAB 1985) [COBBLER'S OUTLET for shoes held not likely to be confused with CALIFORNIA COBBLERS (stylized) for shoes]; In re Istituto Sieroaterapico E Vaccinogeno Toscano "SCLAVO" S.p.A., 226 USPQ 1035 (TTAB 1985) [ASO QUANTUM (with "ASO" disclaimed) for laboratory reagents held not likely to be confused with QUANTUM 1 for laboratory instrument for analyzing body fluids]. Also, see In re Agdata, Inc., 2001 TTAB LEXIS 817 (TTAB 2001) [MEDDATA for, among other things, providing an on-line database in the field of managed health care insurance coverage not found confusing with MEDDATA for "providing personal and medical information to medical professionals in emergency situations."]. In Agdata, the Board specifically stated that "we consequently are constrained to agree with applicant that, if such third-party registrations could coexist with the cited registration, then applicant's highly suggestive MEDDATA mark for its various on-line database services in the field of managed health care coverage should also be registered inasmuch as confusion with the cited registrant's identical, and likewise weak, MEDDATA mark" Agdata, at *17.

Further, because of the very common use and registration of marks with “patriot,” including those cited by the Trademark Attorney, as part of the mark in connection with financial and insurance services, this term should receive the narrowest of protection. See In re Agdata, Inc., supra; In re Flexible Resources, Inc., 2001 TTAB LEXIS 761 (TTAB 2001) [FLEXIBLE PERSONNEL and FLEXIBLE RESOURCES not found confusing where services are conceded as similar]; In re Broadway Chicken, 38 USPQ2d 1559 (TTAB 1996) [“Evidence of widespread third-party use, in a particular field, of marks containing a certain shared term is competent to suggest that purchasers have been conditioned to look to the other elements of the marks as a means of distinguishing the source of goods or services in the field.”]

In addition to the registrations and applications cited by the Trademark Attorney, Applicant notes that there are other coexisting registrations using “patriot” in financial and insurance fields, such as:

- * PATRIOT FUNDING, Registration No. 2,064,663, covering “mortgage financing and mortgage banking services”;
- * PATRIOT TRUST, Registration No. 2,333,064, covering “financial planning”;
- * PATRIOT NATIONAL BANK, Registration No. 2,039,149, covering, among other things, “financial services, investment consulting, title insurance services”; and
- * PATRIOT AMERICAN, Registration No. 2,039,976, covering, among other things, “asset management services for the real property of others.”

Although these registrations feature the term “patriot,” the PTO has allowed these marks to coexist, even though they are all identified in connection with services in the insurance and financial fields, as is the case with the marks cited by the Trademark Attorney, and with PATRIOT SELECT. Since there are coexisting registrations using “patriot” for financial and

insurance services, and all other types of related services, the Trademark Attorney should consider the extent to which dilution may indicate that there is no likelihood of confusion. TMEP Section 1207.01(d)(x). In fact, the registrations cited by the Trademark Attorney all presumably cover and are identified with the same services relating to property and casualty insurance underwriting, yet these registrations coexist on the Principal Register, even with the shared use of "patriot."

In In re Commerce Bancorp, Inc., 2001 TTAB LEXIS 753 (TTAB 2001), the Board found that the word "commerce" was extremely weak since it was used in the trade names and marks of numerous financial institutions. The Board accepted Dun & Bradstreet data showing the word used in connection with many financial institutions. In view of In re Commerce Bancorp, Applicant attaches third-party registrations which have used or are using "patriot" for various goods and services as well as the previously discussed Internet submissions showing "patriot" used in connection with other businesses.

Accordingly, consumers should be familiar with the use of "patriot" and, therefore, this portion of the underlying marks ought to be given a narrow scope of protection. TMEP Section 1207.01(c)(iv). Further, these third-party registrations are relevant to show that "patriot," a defined English word, is so commonly used that the public will look to other elements to distinguish the source of the goods or services, including, but not limited to, the different terms and design element that compose the cited registrations and PATRIOT SELECT. TMEP Section 1207(d)(iii).

As further evidence of the diluted nature of “patriot,” Applicant points out that the PTO has previously permitted coexisting registrations for marks containing the term in the names of different entities where the registrations cover similar goods and services. For example:

Marks	Related Goods and Services
<ul style="list-style-type: none"> * PATRIOT, Registration No. 2,743,367 * PATRIOT, Registration No. 2,694,158 * PATRIOT, Registration No. 2,361,709 * PATRIOT, Registration No. 1,728,535 	<ul style="list-style-type: none"> “Brushes for use with power plant equipment tube cleaning machines.” “Pneumatic down hole hammers.” “Submersible well pumps.” “End milling cutter.”
<ul style="list-style-type: none"> * PATRIOT, Registration No. 1,255,915 * PATRIOT, Registration No. 1,902,410 * PATRIOT and Design, Registration No. 2,144,036 * ROCKY PATRIOT, Registration No. 2,717,419 	<ul style="list-style-type: none"> “Video monitors.” “Gaming equipment, namely, slot machines and video slot machines with video output capability.” “Computer software for job tracking, namely, software for tracking manufacturing costs, inventory and sales.” “Notebook computer, laptop computers, field service computers, mobile computers, in-vehicle computers, wireless computers, mobile data computers and mobile data terminals.”

Marks (continued)	Related Goods and Services (continued)
* PATRIOT, Registration No. 2,678,941	"Welding outfit comprising one or more torches, regulators, tips and hoses."
* PATRIOT I, Registration No. 2,212,042	"Fire fighting equipment, namely, fire fighting nozzles and associated trailer apparatus sold as a unit for the mounting and transport of fire fighting nozzles."
* PATRIOT and Design, Registration No. 2,686,621	"Video magnifier to assist visually impaired in reading, writing and viewing items."
* PATRIOT, Registration No. 1,753,647	"Safety goggles and safety spectacles."
* PATRIOT, Registration No. 2,711,342	"Orthotic devices, namely, splints, braces, supports and medical equipment used for supporting and immobilizing an entire human body or portion thereof such as head, torso or limb."
* PATRIOT, Registration No. 2,618,496	"Medical guidewires."
* PATRIOT, Registration No. 1,746,324	"Uninterruptible electrical power systems, namely, standby power supplies."
* PATRIOT LIGHTING, Registration No. 2,195,461	Among other things, "Electrical light fixtures, namely, ceiling lights, wall lights, chandeliers, table lamps, floor lamps, night lights, lights for ceiling fans."
* PATRIOT, Registration No. 1,046,764	"Electric motor driven fans and blowers."
* PATRIOT, Registration No. 1,779,518	"Automotive batteries."
* AMERICAN PATRIOT, Registration No. 2,652,171	"Automotive and motorcycle wheels and parts for wheels, namely, wheels and covers."
* PATRIOT and Design, Registration No. 2,329,180	"Skid steer vehicles."
* PATRIOT, Registration No. 2,295,459	"Recreational vehicles, namely, motor homes."
* PATRIOT, Registration No. 1,261,662	"Vehicle tires."

Marks (continued)	Related Goods and Services (continued)
<ul style="list-style-type: none"> * PATRIOT 300, Registration No. 1,949,838 * PATRIOT ALERT, Registration No. 2,109,052 	<ul style="list-style-type: none"> "Anti-theft or security alarms for motor vehicles." "Personal protection alarm."
<ul style="list-style-type: none"> * PATRIOT, Registration No. 1,842,338 * PATRIOT, Registration No. 2,067,770 	<ul style="list-style-type: none"> "Fireworks." "Center fire cartridges."
<ul style="list-style-type: none"> * THE PATRIOT GAME and Design, Registration No. 2,684,788 * PATRIOT SERIES TELECARDS, Registration No. 2,098,874 * PATRIOT, Registration No. 957,319 	<ul style="list-style-type: none"> "Playing cards, adhesive stickers, temporary tattoos." "Telephone calling cards, not magnetically encoded." "Printing and writing paper."
<ul style="list-style-type: none"> * THE PATRIOT-NEWS, Registration No. 2,674,766 * THE JACKSON CITIZEN PATRIOT, Registration No. 2,668,873 * THE PATRIOT LEDGER, Registration No. 2,097,397 	<ul style="list-style-type: none"> "Daily newspaper." "Daily newspaper." "Newspaper for general circulation."
<ul style="list-style-type: none"> * PATRIOT PRIME, Registration No. 2,735,515 * PATRIOT PINE, Registration No. 2,624,878 * PATRIOT, Registration No. 1,815,428 	<ul style="list-style-type: none"> "Machine coated pre-primed S4S, S152E, patterned solid and finger joint lumber in various lumber species, width, lengths and thickness." "Factory primed lumber boards." "Formed concrete products, namely, concrete paving blocks."

Marks (continued)	Related Goods and Services (continued)
<ul style="list-style-type: none"> * MAXFLI TOUR PATRIOT, Registration No. 2,400,902 * PATRIOT, Registration No. 2,149,347 * PATRIOT, Registration No. 1,701,148 * PATRIOT and Design, Registration No. 1,857,794 * PATRIOT, Registration No. 1,399,698 	<ul style="list-style-type: none"> "Golf balls." "Sporting goods, namely, skis, snowboards, mini-skis, monoskis, ski bindings, skateboards and wakeboards." "Fishing tackle." "Softballs." "Golf clubs."
<ul style="list-style-type: none"> * PATRIOT JOE, Registration No. 2,497,803 * ASTRO PATRIOT POP, Registration No. 2,185,201 	<ul style="list-style-type: none"> "Staple foods, namely, coffee." "Candy, namely, hard candy on a stick."
<ul style="list-style-type: none"> * PATRIOT, Registration No. 2,100,002 * PATRIOT SEED and Design, Registration No. 2,361,804 * PATRIOT BRAND and Design, Registration No. 1,958,634 	<ul style="list-style-type: none"> "Domestic animal feeds." "Agricultural seed." "Fresh potatoes."
<ul style="list-style-type: none"> * PATRIOT, Registration No. 2,462,538 * PATRIOT MISSILE, Registration No. 2,103,583 	<ul style="list-style-type: none"> "Cigarettes." "Cigars."

As exemplified by the many registrations listed above, Applicant believes consumers are accustomed to seeing "patriot" used in connection with all types of goods and services, and

would not be confused in light of the differences in the marks themselves and the specific goods and services provided under the marks.

Along with the suggestive nature of "patriot" as an English word, Applicant believes the submitted third-party use and Internet evidence should be sufficient evidence of the diluted and weak nature of the term. If these referenced "patriot" third-party marks can coexist with the registrations cited by the Trademark Attorney, then Applicant believes PATRIOT SELECT, which differs as to the term "select," would be unlikely to cause confusion with PATRIOT GENERAL, AMERICAN PATRIOT, PATRIOT MUTUAL INSURANCE COMPANY and Design, and should also be allowed to proceed to registration.

Sophistication of the Purchasers

In professional fields, such as finance and insurance, the shared use of certain suggestive terms have previously been found to not create confusion based on the sophistication of the purchasers in these fields. Sophistication of purchasers is a factor used to test for likelihood of confusion. In re E.I. du Pont de Nemours & Co., 177 USPQ 563 (CCPA 1973), and with regard to life insurance services, the Trademark Trial and Appeal Board has previously held that

"investments such as...life insurance are expensive purchases which are not likely to be made on impulse or without careful consideration...such purchasers commonly are made...at the very least, after careful consideration of a prospectus or of other detailed informational materials. The marketing of these respective investment products is controlled by various governmental and industry regulatory provisions and practices which are designed to enhance and maximize the purchaser's awareness of what he or she is buying with which the purchasing decision is made."

In re Franklin Resources, Inc., 2000 TTAB LEXIS 564 (TTAB 2000) [MUTUAL DISCOVERY for "investment management services and mutual fund advisory, distribution and administration services found not confusingly similar to DISCOVERY marks for, generally, "underwriting life insurance and providing and administering annuity plans."]

Therefore, since the cited registrations and PATRIOT SELECT are comprised of the English term "patriot," a commonly used and suggestive word, Applicant believes the added elements in the underlying marks will be enough to avoid confusion with consumers such as these who will choose these services after some deliberation. As the TTAB has previously addressed the high level of sophistication among purchasers in this field, (stated in In re Franklin Resources, supra) Applicant believes this is exactly the type of circumstance alluded to in the Trademark Manual of Examining Procedure when evaluating whether a particular customer base is sophisticated. TMEP Section 1207.(d)(vii) ["Circumstances suggesting care in purchasing may tend to minimize likelihood of confusion."]

PRIOR PENDING APPLICATIONS

The Trademark Attorney has also referenced several applications as being potentially conflicting to PATRIOT SELECT such that if these applications proceed to registration, they may serve as a bar to registration under Section 2(d). These prior pending applications are:

* PATRIOT TRAVEL MEDICAL INSURANCE, PATRIOT EXECUTIVE, PATRIOT INTERNATIONAL, PATRIOT AMERICA, PATRIOT GROUP TRAVEL MEDICAL INSURANCE and PATRIOT EXTREME, covering, among other things, medical, travel, and life insurance underwriting for families and groups living and traveling internationally, in the name of International Medical Group, Inc.;

* AMERICAN PATRIOT WHOLE LIFE, AMERICAN PATRIOT FINAL EXPENSE PLAN, covering, generally, life insurance plans and programs for retirement and funeral expenses, in the name of State Mutual Insurance Company, Inc.; and

* PATRIOT 5/7 for annuity underwriting services, in the name of Great American Life Insurance Company.

These prior pending applications all share "patriot" with PATRIOT SELECT, and with the cited registrations above, along with the many other "patriot" marks identified in this response. Therefore, these applications serve as further evidence of the diluted nature of this term with regard to insurance and financial services, so that differences in the marks and the services identified under these marks should be significant in avoiding confusion.

With regard to International Medical Group, Inc.'s "patriot" applications, these marks all add terms which are different in sound, appearance and commercial impression to the second word in Applicant's mark, "select." Further, the services identified under International Medical Group, Inc.'s "patriot" applications apply specifically to insurance services provided to families and groups traveling internationally. Due to the diluted nature of "patriot," the difference in the other terms in the marks, and the sophistication of purchasers in these fields, Applicant believes that the specific coverage provided by International Medical Group, Inc. is a distinguishing element which would avoid confusion. Again, see In re Agdata, Inc., 2001 TTAB LEXIS 817 (TTAB 2001) [MEDDATA for, among other things, providing an on-line database in the field of managed health care insurance coverage not found confusing with MEDDATA for "providing personal and medical information to medical professionals in emergency situations."] If the differences in coverages under *identical* suggestive and diluted marks in In re Agdata, Inc. were enough to avoid confusion, then Applicant believes the differences in services provided under

marks with only the similarity of a diluted term ("patriot") should not be enough to support a finding of likelihood of confusion.

With regard to State Mutual Insurance Company, Inc.'s applications for AMERICAN PATRIOT WHOLE LIFE and AMERICAN PATRIOT FINAL EXPENSE PLAN, Applicant points out that these prior pending applications are much more similar to the registered mark AMERICAN PATRIOT, discussed above, than to PATRIOT SELECT. As discussed above, "American patriot" and "Patriot select" do not convey similar meanings and differ as to their visual and aural impressions. Further, the addition of more terms in these prior pending applications further distinguish these marks from PATRIOT SELECT in sound, appearance and commercial impression, and should support coexistence, especially since the only shared element in all of these marks is the diluted term "patriot."

The final cited prior pending application is PATRIOT 5/7 covering "annuity underwriting services," in the name of Great American Life Insurance Company. As discussed above, this application is further evidence of the common use of "patriot," and thus should lead to a narrow scope of protection for this mark. Therefore, due to the diluted nature of "patriot," the differences in "5/7" and "select," and the specific differences in life insurance and annuities are significant in determining whether confusion is likely. Seeing how there are so many coexisting marks using "patriot," with more related services than those identified in PATRIOT SELECT and PATRIOT 5/7 (see above chart), this is an instance where the *differences* in the marks and services identified under the marks are enough to allow coexistence.

Conclusion

Based on all of the factors discussed above, including, but not limited to, the added elements in the marks, the differences in the sound, appearance and meaning of the marks, the coexistence of the cited "patriot" registrations and applications with other "patriot" registrations covering similar goods and services, the suggestive nature of "patriot," the differences in the services identified with the underlying marks and the level of sophistication of purchasers in the insurance and financial fields, Applicant respectfully requests the Trademark Attorney withdraw his refusal to register based on the registrations of PATRIOT GENERAL, AMERICAN PATRIOT an PATRIOT MUTUAL INSURANCE COMPANY and Design, and the pending refusals based on PATRIOT TRAVEL MEDICAL INSURANCE, PATRIOT EXECUTIVE, PATRIOT INTERNATIONAL, PATRIOT AMERICA, PATRIOT GROUP TRAVEL MEDICAL INSURANCE, PATRIOT EXTREME, AMERICAN PATRIOT WHOLE LIFE, AMERICAN PARIOT FINAL EXPENSE PLAN, and PATRIOT 5/7, and allow Applicant's application for PATRIOT SELECT to proceed to publication.

Date: 10/30/03

Respectfully submitted,
Americom Life and Annuity Insurance Company

By: 

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Attorneys for Applicant


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- **noun:** one who loves and defends his or her country

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Word Mark PATRIOT FUNDING
Goods and Services IC 036. US 100 101 102. G & S: mortgage financing and mortgage banking services.
FIRST USE: 19940822. FIRST USE IN COMMERCE: 19940822
Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code 070104 240925
Serial Number 75032672
Filing Date December 14, 1995
Published for Opposition March 4, 1997
Registration Number 2064663
Registration Date May 27, 1997
Owner (REGISTRANT) PATRIOT FUNDING LIMITED PARTNERSHIP composed of New England Funding, Inc., a Massachusetts corporation, Integra Enterprises Corporation, a Florida corporation and Ross S. Silverstein, a U.S. citizen LIMITED PARTNERSHIP MASSACHUSETTS 495 OLD CONNECTICUT PATH FRAMINGHAM

MASSACHUSETTS 01701

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**Attorney of
Record**

JAMES D NOHL

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FROM THE MARK AS SHOWN**Type of Mark**

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Register

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Word Mark	PATRIOT TRUST
Goods and Services	IC 036. US 100 101 102. G & S: Financial Planning. FIRST USE: 19971212. FIRST USE IN COMMERCE: 19971212
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	75723250
Filing Date	June 7, 1999
Published for Opposition	December 28, 1999
Registration Number	2333064
Registration Date	March 21, 2000
Owner	(REGISTRANT) Culp, William R. Jr. INDIVIDUAL UNITED STATES 227 W. Trade Street Suite 1500 Charlotte NORTH CAROLINA 28202
Attorney of Record	CHACE D. CAMPBELL
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "TRUST" APART FROM THE MARK AS SHOWN
Type of Mark	SERVICE MARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE



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Typed Drawing

Word Mark PATRIOT NATIONAL BANK
Goods and Services IC 036. US 100 101 102. G & S: banking services; financial services, namely, business and consumer loans; mortgage lending; credit card services; debit card services; investment consulting; resale of investment securities brokerage services; title insurance services; electronic bill paying services; computerized on-line banking services; retirement account services. FIRST USE: 19930311. FIRST USE IN COMMERCE: 19930311

Mark Drawing Code (1) TYPED DRAWING

Serial Number 75104390

Filing Date May 15, 1996

Published for Opposition November 26, 1996

Registration Number 2039149

Registration Date February 18, 1997

Owner (REGISTRANT) PATRIOT NATIONAL BANK NATIONAL ASSOCIATION
 UNITED STATES 2071 Chain Bridge Road Vienna VIRGINIA 22182

Attorney of Record Ralph M. Tener

Prior Registrations 1780558;1781736

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Type of Mark SERVICE MARK
Register PRINCIPAL
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Word Mark PATRIOT AMERICAN
Goods and Services IC 036. US 100 101 102. G & S: real property management services; leasing of real property to others; asset management services for the real property of others; real estate services, namely, identification, evaluation, acquisition, financing, and disposition of real property on behalf of real estate investors. FIRST USE: 19920615. FIRST USE IN COMMERCE: 19920615
Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code 070902
Serial Number 74733509
Filing Date September 25, 1995
Published for Opposition December 3, 1996
Registration Number 2039976
Registration Date February 25, 1997
Owner (REGISTRANT) Patriot American Corporation CORPORATION DELAWARE 3030

LBJ Freeway, Suite 1500 Dallas TEXAS 75234

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**Attorney of
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Michael A. O'Neil

Type of Mark

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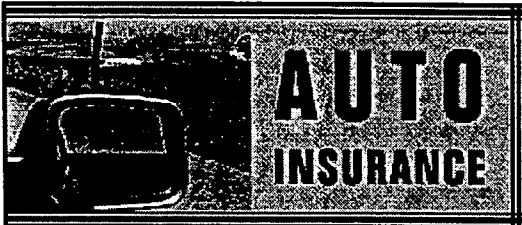


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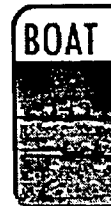


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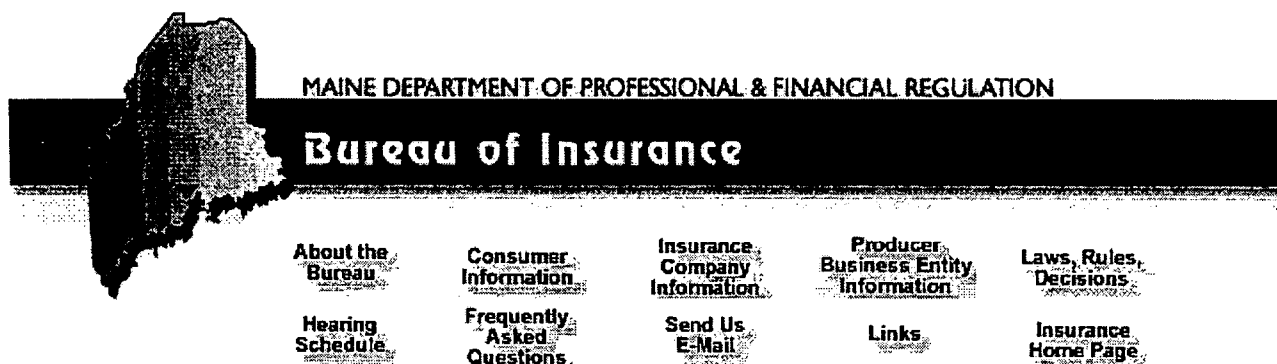
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PATRIOT LIFE INSURANCE COMPANY

REPORT OF EXAMINATION

AS OF

DECEMBER 31, 2000

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I hereby certify that the attached Report of Examination dated December 21, 2001 shows the condition and affairs of PATRIOT LIFE INSURANCE COMPANY of South Portland, Maine as

of December 31, 2000 and has been filed in the Bureau of Insurance as a public document.

This report has been reviewed.

Joel S. Thomsen, CPA, CFE
Director of Financial Affairs and Solvency

Dated this _____ day of _____, 2002

December 21, 2001

Honorable Alessandro A. Iuppa
Superintendent
Bureau of Insurance
State House Station 34
Augusta, ME 04333

Dear Superintendent Iuppa:

Pursuant to the provision of Title 24-A M.R.S.A. §221 and in conformity with your instructions, a financial examination has been made of

PATRIOT LIFE INSURANCE COMPANY

at its home office in South Portland, Maine, hereinafter referred to as the "Company". The report of examination is respectfully submitted.

SCOPE OF EXAMINATION

The Company was last examined as of December 31, 1996 by the State of Maine Bureau of Insurance. This examination covers the period of January 1, 1997 to the close of business on December 31, 2000.

The examination consisted of a survey of the Company's business policies and underwriting practices, a review of corporate minutes, a verification of assets and a determination of liabilities at December 31, 2000 in conformity with statutory accounting practices, NAIC guidelines, and the laws, rules and regulations prescribed or permitted by the Maine Bureau of Insurance.

The examination of the Company was performed concurrently with an examination of Patriot Mutual Insurance Company, hereinafter referred to as the "Parent", which wholly owns Patriot Life Insurance Company.

To the extent deemed necessary, we reviewed transactions that occurred subsequent to our examination date. The results of this examination present the financial condition of the Company at

December 31, 2000 as determined by the examiners. For purposes of this report, comments on various items may be limited to matters involving departure from laws, rules or regulations, a significant change in the amount of the item, or where an explanation, comment and/or recommendation is warranted.

DESCRIPTION OF COMPANY

History

The Company was incorporated on September 21, 1995 in the State of Maine and commenced operations on October 1, 1995. The Company is authorized to write life and health insurance in accordance with the provisions of its charter and the laws of the State of Maine. The Company assumed the insurance assets, related liabilities, duties and responsibilities of Maine National Life Insurance Company ("Maine National Life"). The officers and directors of Maine National Life, with the consent of the State of Maine Superintendent of Insurance, then voluntarily liquidated Maine National Life. Patriot Mutual Insurance Company owned all outstanding common stock of Maine National Life and owns all outstanding stock of the Company. The Company operates primarily to support its Parent by offering products and services that its Parent does not provide to Maine citizens.

Management and Control

Management of the Company is vested in no less than seven (7) and no more than fifteen (15) members of the Board of Directors. The Board of Directors and the Officers serving as of December 31, 2000 were as follows:

Directors

Robert P. Clark	Richard L. Pattenaude, Ph.D.
Kathleen Case	David L. Reinke
Dana G. Connors	Gregory St. Angelo, Jr.
Peter G. Hunt	Robert G. Schatz *

Officers

Robert G. Schatz *	President
Harry E. Page, Jr.	Treasurer
Richard L. Pattenaude, Ph.D.	Secretary
Robert P. Clark	Chairman
David L. Reinke	Vice Chairman

* Subsequently resigned (see Subsequent Events section)

Conflict of Interest

Each Director and Officer of the Company is required to complete a conflict of interest statement annually to disclose any material interest or affiliation which is likely to be in conflict with his/her

official duties and responsibilities to the Company. Review of the statements on file as of December 31, 2000 disclosed substantial compliance with the conflict of interest policy.

Corporate Records

The Company's articles of incorporation, bylaws and minutes of the Board of Directors' meetings held during the period of examination were reviewed. The Company was unable to provide copies of the minutes for two of the Board of Directors' meetings and one of the annual meetings that were held during the period under examination. (See Comment and Recommendation #1)

Fidelity Bond and Other Insurance

The Company and its affiliates were protected under a blanket fidelity bond in the amount of \$1,500,000. After September 2000, the Company had its own fidelity bond coverage for \$500,000 which was deemed adequate according to NAIC standards.

The examiners reviewed and verified that the Company has adequately protected its insurable interests through numerous insurance policies. All coverages are written by insurance companies licensed or authorized to do business in the State of Maine.

Plan of Operation

The Company operates as a stock life, accident and health insurance company under Title 24-A M.S.R.A. The Company provides various types of individual life insurance policies written within the State of Maine. The Company has entered into reinsurance agreements with various life insurance carriers, whereby the Company reinsures group life, supplemental life, accidental death and dismemberment, dependent life, short-term disability, and voluntary short-term disability business sold by companies that market such products in Maine.

Accounts and Records

The processing of all premiums, claims, cash and investments is being administered by a former affiliate under a management agreement until expiration in June 2002. All financial statements and Annual Statements to the Bureau of Insurance are prepared under this agreement. During the testing of premiums and claims, the Company was unable to provide copies of some permanent documents supporting the administration of premiums and claims. (See Comment and Recommendation #2)

REINSURANCE

The Company retains 100% risk on the small block of business acquired from Maine National Life Insurance Company at the time of incorporation. All other business is assumed reinsurance from other insurance companies writing business in Maine.

LITIGATION

A review of legal confirmations furnished by outside legal counsel disclosed that the Company is not involved in any actual, pending or threatened litigation that would result in a material judgment against the Company.

SUBSEQUENT EVENTS

In September of 2000 the Company hired Robert Schatz as President/CEO. Subsequently, in July of 2001, the President/CEO resigned and was replaced by an interim President/CEO, David Reinke, who is also a Board member. In August of 2001, Mr. Reinke, along with the Board of Directors, began a search for a new President/CEO and in February 2002, Lincoln Merrill was hired as the new President/CEO on a permanent basis.

The Company does not have any significant underwriting exposures nor does it anticipate any material impact as a result of the terrorist events on September 11, 2001.

FINANCIAL STATEMENTS

The following financial statements show the results of the Company's operations for the year ended December 31, 2000 as determined by this examination.

BALANCE SHEET

DECEMBER 31, 2000

ASSETS	
Bonds (Note 2)	\$ 1,499,634
Policy loans	15,949
Cash and short-term investments (Note 3)	5,275,376
Interest & dividends due & accrued	30,746
Receivable from Parent (Note 4)	55,926
Receivable from ceding companies (Note 5)	401,215
Other than invested assets	4,941
Total Assets	\$ 7,283,787
LIABILITIES AND SURPLUS	
Policy and claims liabilities (Note 6)	\$ 1,140,307
Aggregate reserves for life contracts (Note 7)	518,012
Interest maintenance reserve	164,841
Other expenses due or accrued	346,906
Total Liabilities	\$ 2,170,066
Common stock (authorized 250,000 shrs, par 10 issued and outstanding 250 shrs)	\$ 2,500,000
Paid-In-Capital	2,722,461
Unassigned funds (deficit)	(108,740)

Total Surplus	\$ 5,113,721
Total Liabilities and Surplus	\$ 7,283,787

INCOME STATEMENT**DECEMBER 31, 2000**

Earned Premium	\$ 4,073,706
Less:	
Losses incurred	(2,514,016)
Other underwriting expenses incurred	(1,055,270)
General insurance expense	(533,987)
Net underwriting (loss)	\$ (29,567)
Net investment income	\$ 404,751
Amortization of interest maintenance reserve (IMR)	10,677
Net investment gain	\$ 415,428
Aggregate write-ins for miscellaneous income	\$ 279,067
Total Other Income	\$ 279,067
Net Income	\$ 664,928
Capital and Surplus Account	
Surplus as regards to policyholders, 12/31/99	\$ 3,220,293
Net income	664,928
Change in surplus notes	1,200,000
Change in non-admitted assets	28,500
Change in surplus as regards to policyholders	\$ 1,893,428
Surplus as regards to policyholders, 12/31/00	\$ 5,113,721

NOTES TO FINANCIAL STATEMENTS**Note 1 - Summary of Significant Accounting Policies**

The accompanying financial statements have been prepared in accordance with statutory accounting practices prescribed or permitted by the National Association of Insurance Commissioners (NAIC) and the State of Maine Bureau of Insurance (the Bureau). These practices differ in certain respects from generally accepted accounting principles.

Note 2 - Bonds**\$1,499,634**

	Cost	Par Value	Market Value	Amortized or Stated Value
U.S. Government	\$ 248,906	\$ 250,000	\$ 245,000	\$ 249,634
Special Revenue	1,250,000	1,250,000	1,250,000	1,250,000
Totals	\$ 1,498,906	\$ 1,500,000	\$ 1,495,000	\$ 1,499,634

Bonds are valued in accordance with procedures prescribed by the NAIC, and bonds eligible for amortization are stated at amortized cost. Realized gains and losses are reported in the statement of operations, while unrealized investment gains and losses are credited and charged directly to unassigned surplus.

Note 3 - Short-term Investments**\$5,275,376**

Short-term investments are primarily represented by money market funds.

Note 4 - Receivable from Parent**\$ 55,926**

The receivable from the Parent is Patriot Mutual's share of salary, taxes and benefits of a shared company employee.

Note 5 - Receivable from Ceding Companies**\$ 401,215**

The receivable from ceding companies represents the net amount due from the December reconciliation of premiums, claims, reinsurance and administrative costs to and from the ceding companies.

Note 6 - Policy and Claims Liabilities**\$1,140,307**

The estimated liability for reported and unreported claims represents the net cost of all losses unpaid at the balance sheet date. The estimates are prepared by the Company for the direct written business, and provided to the Company by the ceding companies for the assumed business.

Note 7 - Aggregate Reserves for Life Contracts**\$ 518,012**

Estimated aggregate reserves are prepared by contracted actuaries for the direct written business and provided to the Company by the ceding companies for the assumed business.

Note 8 - Income Taxes

The Company is taxed at regular corporate tax rates on taxable income, as defined by the Internal Revenue Code, and files a separate return as a life insurance company.

The Company utilized net operating loss carryforwards of approximately \$657,876 in 2000. At December 31, 2000 the Company has net-operating losses of \$150,037 available for carry forward to future years.

Note 9 - Reinsurance

The Company assumes both quota share and excess of loss reinsurance from ceding companies. All premiums, claims and administrative costs relating to these reinsurance contracts are recorded either monthly or quarterly and the net amount due to or from the ceding companies is reported as a payable or receivable. (See Note 5 - Receivable from Ceding Companies)

COMMENTS AND RECOMMENDATIONS

1. As noted in the Corporate Records section, the Company could not provide complete copies of the minutes from its Board of Directors' meetings or annual meetings. The recorded minutes of the Board of Directors' meetings and the annual meetings are corporate documentation of the management of the Company and these records should be safeguarded as corporate records.
2. As noted in the Accounts and Records section, the Company could not provide some copies of permanent documents supporting the administration of premiums and claims. The Company should adopt a plan to ensure the safeguarding of assets essential to the operations of the Company.

CONCLUSION

The Company's financial condition, as disclosed by this examination, is reflected in statements and supporting exhibits contained in this report. The basis of preparation of such statements conforms to the laws, rules and regulations prescribed and/or permitted by the Maine Bureau of Insurance.

Acknowledgement of cooperation and assistance extended to the examiners by all Company personnel is hereby expressed.

State of Maine

County of Kennebec, SS

James C. Williams, CPA, CFE, being duly sworn according to law, deposes and says that in accordance with the authority vested in him by Alessandro A. Iuppa, Superintendent of Insurance, pursuant to the Insurance Laws of the State of Maine, he has made an examination on the conditions and affairs of the

PATRIOT LIFE INSURANCE COMPANY

of South Portland, Maine as of December 31, 2000, and that the foregoing report of examination, subscribed to by him, is true to the best of his knowledge and belief. The following examiners from the Bureau of Insurance assisted:

Margaret S. Boghosian, CPA
M. Bree Morin
Faith Talbot

James C. Williams, CPA, CFE
Insurance Examiner-In-Charge

Subscribed and sworn to before me

this ____ day of _____, 2002

Notary Public
My commission expires:

Last Updated: **July 8, 2003**

Patriot Mutual Insurance Comp

**Patriot Mutual is a Maine based
services, and products s
bus:**

**We strive to be the leading New England ins
policyholders the highest quality, competiti
throughout Maine, New Hampshire and Vern
Personal Lines-Property and C:**

**Financial strength is the cornerstone for all of
of B++(Very Good) from A.M. Best. A.M. B
names in the financial evali**

**Patriot is dedicated to long-term, prosperous r
the greater Norther**



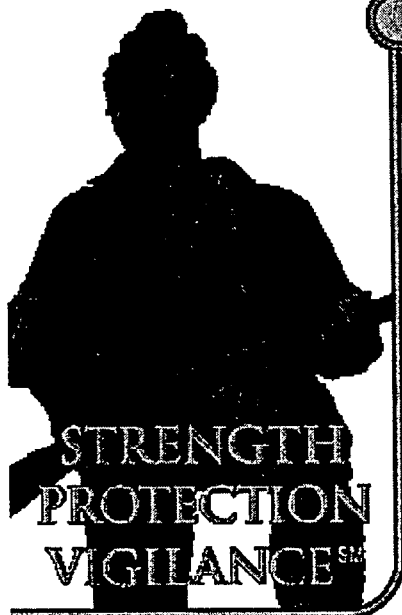
Brunswick, Maine





SENTRY
INSURANCE

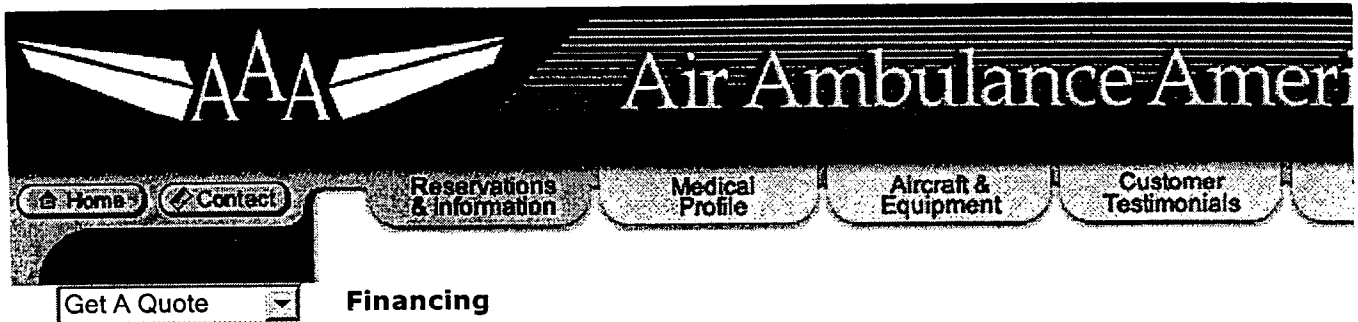
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Service**

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Financial Services Solutions

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Complying With New Counterterrorism Requirements

As part of America's response to the September 11 terrorist attacks, the U.S. government is calling upon the financial services industry to help stop the flow of money to terrorists and their organizations.

Presidential Executive Order 13224, which went into effect September 24, 2001, requires all financial institutions including life, annuity, P&C, health and banking to make periodic checks of the Office of Foreign Assets Control (OFAC) list of Specially Designated Nationals (SDN) and Blocked Persons. The list includes approximately 5,000 names and aliases for suspected terrorists, drug traffickers, illegal business entities and blocked countries. Specific federal notification procedures must be followed when a match is found.

Is your company ready? Penalties for noncompliance are severe: up to \$1 million in personal and corporate fines, and up to 12 years in jail.

That's why CSC developed PATRIOT Protector. Through an easy-to-use Web-based solution, CSC can help your company satisfy these regulations without sacrificing productivity and customer service.

Hassle-Free OFAC Compliance Solution

CSC's PATRIOT Protector helps financial services companies avoid potential criminal penalties, fines and negative press by meeting OFAC requirements. Our hassle-free OFAC application is a managed application hosted with access through the Internet. Deployment is easy because CSC maintains the database. We process names as they are received, in real time, in grouped or queued requests or in batch form as a full database sweep.

Designed for functional expansion, PATRIOT Protector helps clients meet current OFAC identity verification requirements while providing the framework for more advanced identity and pattern search capabilities.

AT A GLANCE

HASSLE-FREE OFAC COMPLIANCE

FULL AUDIT TRAIL

STREAMLINED FALSE-POSITIVE RESOLUTION

MANAGED APPLICATION OVER THE WEB

MAINTAINED OFAC DATABASE

GOVERNMENT FORM PRODUCTION



PATRIOT Protector supports:

- An initial sweep of policyholders, employees and suppliers against the OFAC list
- An adjustable identity search filter to reduce false positives
- Elimination of customer names from future "match lists" after an investigation results in a false positive—no rework
- Follow-up sweeps as the suspect list is updated; CSC will update our search list within 24 hours of changes to the government's list.
- An easy-to-use interface—no need for elaborate user training
- Required government forms and annual reporting. Matches are reported back to the client electronically for further review.
- Maintenance of records that demonstrate proof of compliance, name/address, date/time and transaction type (batch/real-time).

CSC's Comprehensive Solutions

CSC offers additional services to help you:

- Assess your company's risk level and determine where OFAC compliance is needed
- Set up your compliance program with a compliance officer, training, auditing and communications
- Fight cyberterrorism with infrastructure risk management including security assessments, security architecture, security compliance monitoring and overall security protection
- Protect against electronic threat vulnerabilities and hacker attacks with network monitoring
- Evaluate and plan fraud detection and anti-money laundering programs.

CSC is well qualified to guide clients through the evolving regulatory requirements and data integration challenges. We have more than 40 years of experience working with the U.S. government, and more than 30 years in the financial services industry. With 10,000 financial services specialists serving nearly 5,500 clients in 50 countries, CSC represents many of the world's premier financial services organizations, including:

- Nearly 50 percent of Fortune's global 500 financial services companies
- 60 percent of the world's top 50 banks
- 70 percent of the world's top 100 insurers
- 70 percent of the top 50 U.S. banks and insurers.

For more information about PATRIOT Protector, call 800.345.7672 and refer to Brochure No. 434.

About CSC

Computer Sciences Corporation, one of the world's leading consulting and IT services firms, helps clients in industry and government achieve strategic and operational results through the use of technology. The company's success is based on its culture of working collaboratively with clients to develop innovative technology strategies and solutions that address specific business challenges.

Having guided clients through every major wave of change in information technology since 1959, CSC combines the newest technologies with its capabilities in consulting, systems design and integration, IT and business process outsourcing, applications software, and Web and application hosting to meet the individual needs of global corporations and organizations.

About CSC in Financial Services

CSC distinguishes itself through its time-tested ability to plan, build and operate highly reliable, efficient and secure business and IT solutions for leading financial services firms around the world. To complement its capabilities in consulting, systems integration and outsourcing, CSC brings financial services industry knowledge and experience, a comprehensive portfolio of financial services application software and an extensive network of industry and technology partners. More than 10,000 CSC employees are dedicated to serving financial services clients, which include more than 1,200 major banks, insurers and investment management and securities firms.

Financial Services Group

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PATRIOT INVESTMENT MANAGEMENT

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History

Patriot Investment Management was founded in 1993. PIM is registered with the Securities and Exchange Commission and is a true fee-only advisory firm. All advisors are Certified Financial Planners, CPA's, or CFP candidates. Patriot Investment Management Group is a leader in the Knoxville area in providing objective, customized investment management services and long term financial planning services to individuals and corporations. Patriot Investment Management is one of the largest fee-only firms in Knoxville.

Personnel

Bradley J. Bower, CFP

bbower@patriotinvestment.com

- DOB August 25, 1960
- BS, United States Military Academy
1982
- CFP, College of Financial Planning
- Investment Manager, Patriot
Investment Management Group,
Inc., 1993 to present
- President, Board of Directors, The
Florence Crittenton Agency
- Board of Directors, Investment
Committee Chair, Holston
Conference Foundation
- Finance Committee, Concord
United Methodist Church
- Treasurer, West Point Society of
East Tennessee

Donald E. Nalls, CFP

dnalls@patriotinvestment.com

- DOB April 25, 1956
- BS, George Mason University
- MA, University of Virginia
- CFP, University of Tennessee
- Investment Manager, Patriot Investment Management Group, Inc., 1993 to present
- Instructor, Certified Financial Planning Program, University of Tennessee
- Major, United States Army Reserve
- Member, National Association of Personal Financial Advisors
- Board Member, Greater Smokey Mountain Chapter Trout Unlimited

Charles R. Harr, CFP

charrfp@patriotinvestment.com

- DOB June 7, 1945
- BS, West Texas State University
- MS, Troy State University
- CFP, University of Tennessee
- Investment Manager, Patriot Investment Management Group, Inc., 1994 to present
- Past President, Financial Planning Association of East Tennessee
- Board of Directors, Knoxville Rotary Club
- United Way of Knoxville, Allocations Committee
- Church Leadership Council, Middlebrook Pike United Methodist Church
- Finance Committee Chairperson, MPUMC

John L. Luna, CPA

- DOB June 25, 1963
- BA, University of Virginia

- Macc, Tax, University of Tennessee
- CPA, Georgia
- Investment Manager, Patriot Investment Management Group, Inc., 1997 to present
- Tax Accountant, Baker, Donelson Law Firm, 1994-1997
- Auditor/Tax Senior Auditor, Pershing & Yoakley, CPAs, 1991-1994
- Tax Senior, KPMG Peat Marwick, 1989-1991
- Alumni Council, Webb School of Knoxville

Laura L. Bolton

lbolton@patriotinvestment.com

- DOB July 31, 1972
- BS, University of Tennessee
- Concentrations in Corporate Finance & Investment Analysis
- CFP Candidate, College for Financial Planning
- Investment Manager, Patriot Investment Management Group, Inc., 2001 to present
- Treasurer, Faith United Methodist Church
- Communications Director, FUMC
- Church Administrative Council, FUMC
- Building Committee Secretary, FUMC

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A family of venture capital funds investing in Homeland Security

*Winning the race to the moon...
Confronting tyranny and totalitarianism...
Conquering polio... Our society has always
responded to its most urgent challenges with
monumental passion, commitment and
ingenuity. These investments have spurred
some of the world's most important innovation.
Today the challenge is Homeland Security..*

Investment Objective:

Patriot Venture Partners, LLC (PVP) is forming a family of venture funds as the first-mover in the new market for Homeland Security Innovations. The drivers in this market are the dual-use (e.g. both commercial as well as military applications) technologies, products and services stemming from the massive influx of R&D and solutions investments (estimated to be \$40+ billion this year) by the military and Federal Government into the Homeland Security sector. Patriot's goal is to identify the most promising technologies, products and services from the significant investments made by the military and government and apply them to commercial and corporate applications.

"The massive, broad-based public and private investment in Homeland Security Innovations responding to emerging threats to business and society are ushering in a new era with entirely new investment requirements," says Patriot Founder Mark Thaller. "Most importantly, it will require a new venture capital firm capable of taking a different approach, leveraging professionals with diverse experience, not only in traditional venture investing, but also in the government, military and national security infrastructure while maintaining the highest levels of integrity. This is the nature of venture capital processes that are tried and true".

Family of funds description:

- Targeted Size of Funds under management: \$50 to \$75 million
- Nominal Deal: \$2 million per investment, with total round size of \$10 million
- Investment philosophy: commercialize Homeland Security Innovations in dual-use fashion

Functional areas of interest

- power & energy
- critical infrastructure
- environmental monitoring & control
- bio-diagnostics, bio-vaccines, bio-informatics
- cyber-security
- electronic/physical surveillance
- biometrics
- knowledge management and data-mining
- secure communications

Patriot Partners Investment Club

The Patriot Partners Investment Club consists of people interested in learning about investments and the stock market. The group is an affiliate of the Foundation, although the Foundation receives no financial benefit nor does it have any financial involvement. The group is a legal partnership that manages its own activities and is designed to provide a service to CFCC employees, Foundation friends and volunteers. The board liaison member will represent the Foundation by regularly attending their monthly meetings.

For more information please contact Joel Bockoras, President for Patriot Partners Investment Club at (352)873-5816 or write to:

Patriot Partners
c/o CFCC Foundation, Inc.
PO Box 1388
Ocala, FL 34478

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Government and federal VC funds:

- Patriot solicited by several agencies and branches
- Nominal Deal: \$2 million per investment, with total round size of \$10 million
Investment philosophy: leverage the venture processes, resources and Advisors of the generic Patriot Team such that the investment appetite and areas of interest are 100% synergistic.

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PATRIOT CAPITAL

Providing innovative and flexible financing solutions to middle-market private equity sponsors.

Patriot Capital
61 Wilton Road - 2nd Floor
Westport, CT 06880

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Responsiveness/Timeliness

Our ability to quickly respond to your needs sets us apart from the competition. No frustrating chain of approval. No red tape. Just a streamlined decision making process designed to give you what you need - a quick answer. Our "one stop" financing approach also allows us to better manage the transaction process and close faster than our competitors.

Certainty

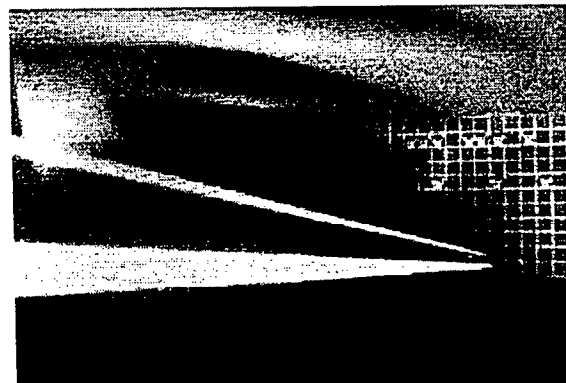
In this era when many lenders have retrenched or exited the leveraged lending market, and when competition for quality companies is at an all-time high, financing certainty is everything. Patriot Capital provides sponsors with execution certainty. A small, local investment committee enables us to pre-screen opportunities at an early stage, increasing the likelihood of a favorable investment decision.

Flexibility

Many financial institutions claim to be flexible, but most are not. Rigid underwriting criteria, multi-layer, bureaucratic chains of approval, and heightened regulatory scrutiny all contribute to this inflexibility. With the ability to consider any or all debt tranches of a transaction, Patriot Capital's dynamic business model enables us to provide creative and customized financing solutions.

Trust

In today's market, more than ever, you need financing you can trust. We believe trust is the most fundamental block of a relationship, and we endeavor to not only trust, but to keep it - with honesty and integrity in all v





UNITED STATES PATENT AND TRADEMARK OFFICE

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Mark Drawing Code	(1) TYPED DRAWING
Serial Number	76212186
Filing Date	February 15, 2001
Filed ITU	FILED AS ITU
Published for Opposition	July 30, 2002
Registration Number	2743367
Registration Date	July 29, 2003
Owner	(REGISTRANT) Goodway Technologies Corporation CORPORATION CONNECTICUT 420 West Avenue Stamford CONNECTICUT 06902
Attorney of Record	Patrick J. Walsh
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
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Typed Drawing

Word Mark	PATRIOT
Goods and Services	IC 007. US 013 019 021 023 031 034 035. G & S: Pneumatic down hole hammers. FIRST USE: 20010731. FIRST USE IN COMMERCE: 20010731
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	78086146
Filing Date	September 28, 2001
Filed ITU	FILED AS ITU
Published for Opposition	February 12, 2002
Registration Number	2694158
Registration Date	March 4, 2003
Owner	(REGISTRANT) Numa Tool Company CORPORATION CONNECTICUT 646 Thompson Road Thompson CONNECTICUT 06277
Attorney of Record	Francis J. Duffin
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC
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UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Electronic Search System (TESS)

TESS was last updated on Sat Oct 4 04:24:32 EDT 2003

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE Dict	BOTTOM	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 9 out of 29**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT
Goods and Services	IC 007. US 013 019 021 023 031 034 035. G & S: SUBMERSIBLE WELL PUMPS. FIRST USE: 19990317. FIRST USE IN COMMERCE: 19990317
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	75627376
Filing Date	January 25, 1999
Filed ITU	FILED AS ITU
Published for Opposition	November 23, 1999
Registration Number	2361709
Registration Date	June 27, 2000
Owner	(REGISTRANT) FLINT & WALLING INDUSTRIES, INC. CORPORATION DELAWARE 95 N. Oak Street Kendallville INDIANA 46755
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	EDGAR A ZARINS
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	BOTTOM	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 15 out of 29**

Check Status (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT
Goods and Services	IC 007. US 023. G & S: end milling cutter. FIRST USE: 19911023. FIRST USE IN COMMERCE: 19911023
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	74143585
Filing Date	March 1, 1991
Filed ITU	FILED AS ITU
Published for Opposition	December 10, 1991
Registration Number	1728535
Registration Date	October 27, 1992
Owner	(REGISTRANT) Tungsten Industries, Inc. CORPORATION SOUTH CAROLINA 1 Tungsten Travelers Road SOUTH CAROLINA 29690
Attorney of Record	JOHN B. HARDAWAY III
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20021026.
Renewal	1ST RENEWAL 20021026
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

[Logout](#) Please logout when you are done to release system resources allocated for you.

[Start](#) List At: OR [Jump](#) to record: **Record 58 out of 58**

[Check Status](#) (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT
Goods and Services	IC 009. US 021. G & S: Video Monitors. FIRST USE: 19811221. FIRST USE IN COMMERCE: 19811221
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	73359368
Filing Date	April 8, 1982
Published for Opposition	August 9, 1983
Registration Number	1255915
Registration Date	November 1, 1983
Owner	(REGISTRANT) AYDIN CORPORATION CORPORATION DELAWARE 700 DRESHER RD. HORSHAM PENNSYLVANIA 19044
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	LEWIS F. GOULD, JR.
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR).
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	Browse Dict	TOP	HELP	PREV LIST
Curr List	Next List	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 27 out of 58**

Check Status (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT
Goods and Services	IC 009. US 021 023 026 036 038. G & S: gaming equipment, namely slot machines and video slot machines with video output capability. FIRST USE: 19880400. FIRST USE IN COMMERCE: 19881000
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	74219411
Filing Date	November 6, 1991
Published for Opposition	April 11, 1995
Registration Number	1902410
Registration Date	July 4, 1995
Owner	(REGISTRANT) Sigma Game, Inc. CORPORATION NEVADA One Aerojet Way North Las Vegas NEVADA 89030
Attorney of Record	ALEXANDRA J. HORNE
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR).
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 23 out of 58**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)



Word Mark	PATRIOT
Goods and Services	IC 009. US 021 023 026 036 038. G & S: computer software for job tracking, namely, software for tracking manufacturing costs, inventory, and sales. FIRST USE: 19940610. FIRST USE IN COMMERCE: 19940610
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	010103 260102 260121 261109 261112
Serial Number	75137542
Filing Date	July 22, 1996
Published for Opposition	December 23, 1997
Registration Number	2144036
Registration Date	March 17, 1998
Owner	(REGISTRANT) Job Systems Research, Inc. CORPORATION TEXAS 2710 McKinney Avenue Houston TEXAS 77003
Attorney of	

Record Gary D. Mathews
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE LIST	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 10 out of 58**

Check Status (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

ROCKY PATRIOT

Word Mark ROCKY PATRIOT
Goods and Services IC 009. US 021 023 026 036 038. G & S: NOTEBOOK COMPUTERS, LAPTOP COMPUTERS, FIELD SERVICE COMPUTERS, MOBILE COMPUTERS, IN-VEHICLE COMPUTERS, WIRELESS COMPUTERS, MOBILE DATA COMPUTERS AND MOBILE DATA TERMINALS. FIRST USE: 20020128. FIRST USE IN COMMERCE: 20020128
Mark (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Drawing Code
Design Search Code 010103 260913 260921
Serial Number 76432830
Filing Date July 22, 2002
Published for Opposition February 25, 2003
Registration Number 2717419
Registration Date May 20, 2003
Owner (REGISTRANT) AMREL SYSTEMS LLC CORPORATION CALIFORNIA 11801

GOLDRING ROAD ARCADIA CALIFORNIA 91006

Type of Mark TRADEMARK**Register** PRINCIPAL**Live/Dead
Indicator** LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DIET	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 15 out of 58**

Check Status (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT
Goods and Services	IC 009. US 021 023 026 036 038. G & S: Welding outfit comprising one or more torches, regulators, tips and hoses. FIRST USE: 20020719. FIRST USE IN COMMERCE: 20020719
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	76300328
Filing Date	August 16, 2001
Filed ITU	FILED AS ITU
Published for Opposition	March 19, 2002
Registration Number	2678941
Registration Date	January 21, 2003
Owner	(REGISTRANT) Uniweld Products, Inc. CORPORATION DELAWARE 2850 Ravenswood Road Fort Lauderdale FLORIDA 333124994
Attorney of Record	Kevin S. Lemack
Type of Mark Register	TRADEMARK PRINCIPAL
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 33 out of 58**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT I
Goods and Services	IC 009. US 021 023 026 036 038. G & S: fire fighting equipment, namely, fire fighting nozzles and associated trailer apparatus sold as a unit for the mounting and transport of fire fighting nozzles. FIRST USE: 19910300. FIRST USE IN COMMERCE: 19910300
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	74675687
Filing Date	May 5, 1995
Published for Opposition	September 29, 1998
Registration Number	2212042
Registration Date	December 22, 1998
Owner	(REGISTRANT) WILLIAMS FIRE & HAZARD CONTROL, INC. CORPORATION TEXAS P. O. BOX 1359 MAURICEVILLE TEXAS 77626
Attorney of Record	Mark A. Tidwell
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE Dict	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.**Start** List At: OR **Jump** to record: **Record 5 out of 58****Check Status***(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)*

Word Mark	PATRIOT
Goods and Services	IC 009. US 021 023 026 036 038. G & S: Video Magnifier to Assist Visually Impaired in Reading, Writing and Viewing Items. FIRST USE: 19970401. FIRST USE IN COMMERCE: 19970401
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	010103 010110 260301
Serial Number	78098847
Filing Date	December 18, 2001
Published for Opposition	November 19, 2002
Registration Number	2686621
Registration Date	February 11, 2003
Owner	(REGISTRANT) Low VisionAids, Inc. CORPORATION FLORIDA 10086 W. McNab Road Tamarac FLORIDA 33321
Attorney of	

Record Barry L. Haley
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE Dict	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 26 out of 58**

Check Status (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT
Goods and Services	IC 009. US 026. G & S: safety goggles and safety spectacles. FIRST USE: 19910418. FIRST USE IN COMMERCE: 19910418
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	74144520
Filing Date	March 1, 1991
Filed ITU	FILED AS ITU
Published for Opposition	December 1, 1992
Registration Number	1753647
Registration Date	February 23, 1993
Owner	(REGISTRANT) UVEX WINTER OPTICAL, INC. CORPORATION RHODE ISLAND 10 Thurber Boulevard Smithfield RHODE ISLAND 029171896 (LAST LISTED OWNER) BACIU USA SAFETY, INC. CORPORATION BY ASSIGNMENT, BY ASSIGNMENT, BY ASSIGNMENT DELAWARE 10 THUBER BOULEVARD SMITHFIELD RHODE ISLAND 02917
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	ROBERT S. SALTER

Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR).
Live/Dead
Indicator LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 2 out of 6**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark PATRIOT
Goods and Services IC 010. US 026 039 044. G & S: orthotic devices, namely, splints, braces, supports and medical equipment used for supporting and immobilizing an entire human body or portion thereof such as head, torso or limb. FIRST USE: 20020807. FIRST USE IN COMMERCE: 20020807
Mark Drawing Code (1) TYPED DRAWING
Serial Number 76446596
Filing Date September 3, 2002
Published for Opposition February 4, 2003
Registration Number 2711342
Registration Date April 29, 2003
Owner (REGISTRANT) Philadelphia Cervical Collar Company CORPORATION NEW JERSEY Mid Atlantic Corporate Center 1414 Metropolitan Avenue Thorofare NEW JERSEY 080860566
Attorney of Record Kenneth R. De Rosa, Esquire
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead LIVE

Indicator

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

[Logout](#) Please logout when you are done to release system resources allocated for you.[Start](#) List At: OR [Jump](#) to record: **Record 3 out of 6****Check Status***(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)*Typed Drawing

Word Mark	PATRIOT
Goods and Services	IC 010. US 026 039 044. G & S: Medical guidewires. FIRST USE: 19990600. FIRST USE IN COMMERCE: 19990600
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	75606211
Filing Date	December 15, 1998
Filed ITU	FILED AS ITU
Published for Opposition	December 4, 2001
Registration Number	2618496
Registration Date	September 10, 2002
Owner	(REGISTRANT) SciMed Life Systems, Inc. CORPORATION MINNESOTA One SciMed Place Maple Grove MINNESOTA 55311
Attorney of Record	Wayne A. Sivertson
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.**Start** List At: OR **Jump** to record: **Record 25 out of 58****Check Status** (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)**Typed Drawing**

Word Mark	PATRIOT
Goods and Services	IC 009. US 021. G & S: uninterruptible electrical power systems; namely, standby power supplies. FIRST USE: 19920122. FIRST USE IN COMMERCE: 19920122
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	74139661
Filing Date	February 12, 1991
Filed ITU	FILED AS ITU
Published for Opposition	June 9, 1992
Registration Number	1746324
Registration Date	January 12, 1993
Owner	(REGISTRANT) Best Power Technology, Inc. CORPORATION DELAWARE P.O. Box 280 Necedah WISCONSIN 54646 (LAST LISTED OWNER) POWERWARE CORPORATION CORPORATION BY ASSIGNMENT DELAWARE 8609 SIX FORKS ROAD RALEIGH NORTH CAROLINA 27615
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	GWENN E. ROOS

Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20030416.
Renewal 1ST RENEWAL 20030416
Live/Dead
Indicator LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE LIST	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

[Logout](#) Please logout when you are done to release system resources allocated for you.

[Start](#) List At: OR [Jump](#) to record: **Record 4 out of 14**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark PATRIOT LIGHTING

Goods and Services IC 011. US 013 021 023 031 034. G & S: electric light fixtures, namely, ceiling lights, wall lights, chandeliers, table lamps, floor lamps, night lights, lights for ceiling fans, track lighting units, and parts for all the foregoing. FIRST USE: 19880200. FIRST USE IN COMMERCE: 19880700

Mark Drawing Code (1) TYPED DRAWING

Serial Number 75332617

Filing Date July 29, 1997

Published for Opposition July 21, 1998

Registration Number 2195461

Registration Date October 13, 1998

Owner (REGISTRANT) Menard, Inc. CORPORATION WISCONSIN 4777 Menard Drive Eau Claire WISCONSIN 54703

Attorney of Record SCOTT W GOODE

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "LIGHTING" APART FROM THE MARK AS SHOWN

Type of Mark TRADEMARK

Register PRINCIPAL

**Live/Dead
Indicator**

LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 14 out of 14**

Check Status (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT
Goods and Services	IC 011. US 034. G & S: ELECTRIC MOTOR DRIVEN FANS AND BLOWERS. FIRST USE: 19751210. FIRST USE IN COMMERCE: 19751210
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	73075980
Filing Date	February 2, 1976
Registration Number	1046764
Registration Date	August 24, 1976
Owner	(REGISTRANT) ROTRON INCORPORATED CORPORATION NEW YORK 7 HASBROUCK LANE WOODSTOCK NEW YORK 12498 (LAST LISTED OWNER) COMAIR ROTRON, INC. CORPORATION ASSIGNEE OF DELAWARE 2675 CUSTOM HOUSE COURT SAN YSIDRO CALIFORNIA 92173
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	KERRY L. TIMBERS
Type of Mark Register	TRADEMARK PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR).
Renewal 1ST RENEWAL 19960722
Live/Dead
Indicator LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 54 out of 58**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark PATRIOT
Goods and Services IC 009. US 021. G & S: automotive batteries. FIRST USE: 19930308. FIRST USE IN COMMERCE: 19930308
Mark Drawing Code (1) TYPED DRAWING
Serial Number 74139855
Filing Date February 19, 1991
Filed ITU FILED AS ITU
Published for Opposition June 30, 1992
Registration Number 1779518
Registration Date June 29, 1993
Owner (REGISTRANT) Quality Battery Systems, Inc. CORPORATION MICHIGAN 5325 Raven Parkway Monroe MICHIGAN 48161
Attorney of Record Richard A. Gaffin
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR).
Live/Dead Indicator LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
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[FIRST DOC](#)
[PREV DOC](#)
[NEXT DOC](#)
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UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Electronic Search System (TESS)

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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: Record 15 out of 35

Check Status (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

American Patriot

Word Mark	AMERICAN PATRIOT
Goods and Services	IC 012. US 019 021 023 031 035 044. G & S: Automotive and Motorcycle Wheels and Parts for Wheels namely wheelcaps and covers. FIRST USE: 20020706. FIRST USE IN COMMERCE: 20020720
Mark Drawing Code	(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM
Serial Number	75613822
Filing Date	December 30, 1998
Filed ITU	FILED AS ITU
Published for Opposition	January 15, 2002
Registration Number	2652171
Registration Date	November 19, 2002
Owner	(REGISTRANT) Furcolow, Maria INDIVIDUAL UNITED STATES 5780 Soestern Court Chino CALIFORNIA 91710
Attorney of Record	Johanna M. Elbertse



UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Electronic Search System (TESS)

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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

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[Start](#) [List At:](#) OR [Jump](#) to record: **Record 17 out of 35**

Check Status

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PATRIOT

Word Mark	PATRIOT
Goods and Services	IC 012. US 019 021 023 031 035 044. G & S: skid steer vehicles. FIRST USE: 19971203. FIRST USE IN COMMERCE: 19971203
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	240902
Serial Number	75660799
Filing Date	March 15, 1999
Published for Opposition	December 21, 1999
Registration Number	2329180
Registration Date	March 14, 2000
Owner	(REGISTRANT) Hecla Industries, LLP LIMITED LIABILITY PARTNERSHIP SOUTH DAKOTA P.O. Box 6, 512 Second Street Hecla SOUTH DAKOTA 57446
Assignment Recorded	ASSIGNMENT RECORDED

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "AMERICAN"
APART FROM THE MARK AS SHOWN

Type of Mark TRADEMARK

Register PRINCIPAL

**Live/Dead
Indicator** LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

**Attorney of
Record** Robert W. Gutenkauf
Type of Mark TRADEMARK
Register PRINCIPAL
**Live/Dead
Indicator** LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 18 out of 35**

Check Status (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT
Goods and Services	IC 012. US 019 021 023 031 035 044. G & S: recreational vehicles, namely, motor homes. FIRST USE: 19930000. FIRST USE IN COMMERCE: 19930000
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	75499315
Filing Date	June 8, 1998
Published for Opposition	September 7, 1999
Registration Number	2295459
Registration Date	November 30, 1999
Owner	(REGISTRANT) Beaver Motor Coaches, Inc. CORPORATION OREGON 20545 Murray Road Box 6089 Bend OREGON 97701
Attorney of Record	Robert L. Harrington
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	BOTTOM	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 34 out of 35**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT
Goods and Services	IC 012. US 035. G & S: Vehicle Tires. FIRST USE: 19820825. FIRST USE IN COMMERCE: 19820825
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	73402468
Filing Date	November 12, 1982
Published for Opposition	September 27, 1983
Change In Registration	CHANGE IN REGISTRATION HAS OCCURRED
Registration Number	1261662
Registration Date	December 20, 1983
Owner	(REGISTRANT) TIRE AMERICA, INC. CORPORATION WEST VIRGINIA P.O. BOX 1131 WHEELING WEST VIRGINIA 26003 (LAST LISTED OWNER) TIRE AMERICA, INC. CORPORATION BY MERGER WITH DELAWARE P.O. BOX 1131 WHEELING WEST VIRGINIA 26003
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	PETER J. GEORGES



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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 25 out of 35**

Check Status (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

PATRIOT
300

Word Mark PATRIOT 300
Goods and Services IC 012. US 019. G & S: anti-theft or security alarms for motor vehicles. FIRST USE: 19910107. FIRST USE IN COMMERCE: 19910107
Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code 010103 261713 270301
Serial Number 74150335
Filing Date March 22, 1991
Filed ITU FILED AS ITU
Published for Opposition October 31, 1995
Registration Number 1949838
Registration Date January 23, 1996
Owner (REGISTRANT) Auto Protection, Inc. CORPORATION FLORIDA 12645 South Dixie Highway Miami FLORIDA 33156
Attorney of Record Robert C. Kain, Jr.

Prior Registrations 1692717

Description of Mark The lining in the drawing a feature of the mark and is not intended to indicate color.

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	Browse Data	TOP	HELP	PREV LIST
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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 21 out of 58**

Check Status (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT ALERT
Goods and Services	IC 009. US 021 023 026 036 038. G & S: personal protection alarm. FIRST USE: 19920600. FIRST USE IN COMMERCE: 19920600
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	75191890
Filing Date	November 4, 1996
Published for Opposition	August 5, 1997
Registration Number	2109052
Registration Date	October 28, 1997
Owner	(REGISTRANT) Americorp International, Inc. CORPORATION MICHIGAN 2306 Airport Road Waterford MICHIGAN 48237
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	ERNEST I GIFFORD
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 9 out of 12**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT
Goods and Services	IC 013. US 009. G & S: fireworks. FIRST USE: 19920516. FIRST USE IN COMMERCE: 19920516
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	74134718
Filing Date	January 30, 1991
Filed ITU	FILED AS ITU
Published for Opposition	December 8, 1992
Registration Number	1842338
Registration Date	June 28, 1994
Owner	(REGISTRANT) China Pyrotechnics, Inc. CORPORATION ALABAMA 202 North Court Street Florence ALABAMA 35630 (LAST LISTED OWNER) AMERICAN PROMOTIONAL EVENTS OF ALABAMA INC CORPORATION BY CHANGE OF NAME ALABAMA 5411 HELTON DR FLORENCE ALABAMA 35630
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	RALPH W KALISH JR

Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR).
Live/Dead
Indicator LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 5 out of 12**

Check Status (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT
Goods and Services	IC 013. US 002 009. G & S: center fire cartridges. FIRST USE: 19960915. FIRST USE IN COMMERCE: 19970114
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	74700984
Filing Date	July 14, 1995
Filed ITU	FILED AS ITU
Published for Opposition	April 30, 1996
Registration Number	2067770
Registration Date	June 3, 1997
Owner	(REGISTRANT) LAZZERONI, INC. CORPORATION ARIZONA 1415 S. Cherry Avenue Tucson ARIZONA 857131997
Attorney of Record	ANTONIO R. DURANDO
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR).
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
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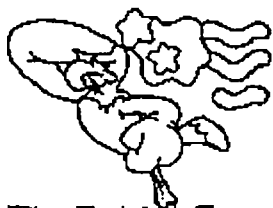
[PTO HOME](#) [TRADEMARK](#) [TESS HOME](#) [NEW USER](#) [STRUCTURED](#) [FREE FORM](#) [BROWSE DICT](#) [BOTTOM](#) [HELP](#) [PREV LIST](#)
[CURR LIST](#) [NEXT LIST](#) [FIRST DOC](#) [PREV DOC](#) [NEXT DOC](#) [LAST DOC](#)

[Logout](#) Please logout when you are done to release system resources allocated for you.

[Start](#) List At: OR [Jump](#) to record: **Record 3 out of 33**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

**The Patriot Game**

Word Mark	THE PATRIOT GAME
Goods and Services	IC 016. US 002 005 022 023 029 037 038 050. G & S: Playing Cards, adhesive stickers, temporary tattoos. FIRST USE: 20010101. FIRST USE IN COMMERCE: 20010101
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	010103 010109 020133 020912 240905
Serial Number	78085813
Filing Date	September 27, 2001
Filed ITU	FILED AS ITU
Published for Opposition	July 2, 2002
Registration Number	2684788
Registration Date	February 4, 2003
Owner	(REGISTRANT) Eternity Enterprise LLC CORPORATION NEVADA 196 Emerald Mountain Ave. Henderson NEVADA 89015
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "GAME" APART

Curr List	Next List	First Doc	Prev Doc	Next Doc	Last Doc
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FROM THE MARK AS SHOWN
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 20 out of 33**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark PATRIOT SERIES TELECARDS

Goods and Services IC 016. US 002 005 022 023 029 037 038 050. G & S: telephone calling cards, not magnetically encoded. FIRST USE: 19950913. FIRST USE IN COMMERCE: 19950913

Mark Drawing Code (1) TYPED DRAWING

Serial Number 75084702

Filing Date April 8, 1996

Published for Opposition July 1, 1997

Registration Number 2098874

Registration Date September 23, 1997

Owner (REGISTRANT) Dorsey Corporation, Incorporated, The CORPORATION
GEORGIA 473 Nichols Drive Suwanee GEORGIA 30174

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Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
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Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 32 out of 33**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT
Goods and Services	IC 016. US 037. G & S: PRINTING AND WRITING PAPER. FIRST USE: 19160201. FIRST USE IN COMMERCE: 19160304
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	72416429
Filing Date	February 24, 1972
Registration Number	0957319
Registration Date	April 17, 1973
Owner	(REGISTRANT) KIMBERLY-CLARK CORPORATION CORPORATION DELAWARE 401 NORTH LAKE STREET NEENAH WISCONSIN 54956
Attorney of Record	NANCY LEE CARTER
Prior Registrations	0112302
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 8 (6-YR).
Renewal	1ST RENEWAL 19930520
Live/Dead Indicator	LIVE

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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 13 out of 33**

Check Status (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	THE PATRIOT-NEWS
Goods and Services	IC 016. US 002 005 022 023 029 037 038 050. G & S: Daily newspaper. FIRST USE: 19970102. FIRST USE IN COMMERCE: 19970102
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	76380302
Filing Date	March 11, 2002
Published for Opposition	October 22, 2002
Registration Number	2674766
Registration Date	January 14, 2003
Owner	(REGISTRANT) Patriot-News Co., The CORPORATION PENNSYLVANIA 812 Market Street Harrisburg PENNSYLVANIA 17105
Attorney of Record	Eric E. Gisolfi
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

[Logout](#) Please logout when you are done to release system resources allocated for you.

[Start](#) List At: OR [Jump](#) to record: **Record 14 out of 33**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	THE JACKSON CITIZEN PATRIOT
Goods and Services	IC 016. US 002 005 022 023 029 037 038 050. G & S: Daily newspaper. FIRST USE: 19180526. FIRST USE IN COMMERCE: 19180526
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	76375739
Filing Date	February 27, 2002
Published for Opposition	October 8, 2002
Registration Number	2668873
Registration Date	December 31, 2002
Owner	(REGISTRANT) Herald Company, Inc., The CORPORATION NEW YORK P.O. Box 4915 Syracuse NEW YORK 13221
Attorney of Record	ERIC E. GISOLFI
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "JACKSON" APART FROM THE MARK AS SHOWN
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



UNITED STATES PATENT AND TRADEMARK OFFICE

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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 15 out of 33**

Check Status (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	THE PATRIOT LEDGER
Goods and Services	IC 016. US 002 005 022 023 029 037 038 050. G & S: newspaper for general circulation. FIRST USE: 19611104. FIRST USE IN COMMERCE: 19611104
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	75154546
Filing Date	August 22, 1996
Published for Opposition	June 24, 1997
Registration Number	2097397
Registration Date	September 16, 1997
Owner	(REGISTRANT) George W. Prescott Publishing Company CORPORATION MASSACHUSETTS 400 Crown Colony Drive Quincy MASSACHUSETTS 02169
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	HEIDI A SCHILLER
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR).
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start **List At:** **OR** **Jump** to record: **Record 4 out of 12**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT PRIME
Goods and Services	IC 019. US 001 012 033 050. G & S: Machine coated pre-primed S4S, S1S2E, patterned solid and finger joint lumber in various lumber species, width, lengths and thickness. FIRST USE: 20010823. FIRST USE IN COMMERCE: 20020208
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	76372770
Filing Date	February 19, 2002
Filed ITU	FILED AS ITU
Published for Opposition	September 3, 2002
Registration Number	2735515
Registration Date	July 8, 2003
Owner	(REGISTRANT) Timber Trading Group CORPORATION MASSACHUSETTS 65 James Street Worcester MASSACHUSETTS 01603
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "PRIME" APART FROM THE MARK AS SHOWN
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE



UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Electronic Search System (TESS)

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CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 6 out of 12**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT PINE
Goods and Services	IC 019. US 001 012 033 050. G & S: Factory primed lumber boards. FIRST USE: 20011105. FIRST USE IN COMMERCE: 20011105
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	76355377
Filing Date	January 7, 2002
Published for Opposition	July 2, 2002
Registration Number	2624878
Registration Date	September 24, 2002
Owner	(REGISTRANT) Lumber Finishers Incorporated CORPORATION MASSACHUSETTS 8 George Hill Road Grafton MASSACHUSETTS 01519
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	Carol R. Kirchick, Esq
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "PINE" APART FROM THE MARK AS SHOWN
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead	

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE LIST	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Indicator **LIVE**

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Electronic Search System (TESS)

TESS was last updated on Sat Oct 4 04:24:32 EDT 2003

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	BOTTOM	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 12 out of 12**

Check Status (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT
Goods and Services	IC 019. US 012. G & S: formed concrete products; namely, concrete paving blocks. FIRST USE: 19920914. FIRST USE IN COMMERCE: 19930329
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	74312720
Filing Date	September 11, 1992
Filed ITU	FILED AS ITU
Published for Opposition	February 9, 1993
Registration Number	1815428
Registration Date	January 4, 1994
Owner	(REGISTRANT) Hanover Prest Paving Company CORPORATION PENNSYLVANIA 240 Bender Road Hanover PENNSYLVANIA 17331
Attorney of Record	Stanley B. Kita
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR).
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Electronic Search System (TESS)

TESS was last updated on Sat Oct 4 04:24:32 EDT 2003

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	BOTTOM	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

[Logout](#) Please logout when you are done to release system resources allocated for you.

[Start](#) List At: OR [Jump](#) to record: **Record 14 out of 42**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	MAXFLI TOUR PATRIOT
Goods and Services	IC 028. US 022 023 038 050. G & S: GOLF BALLS. FIRST USE: 19990501. FIRST USE IN COMMERCE: 19990501
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	75649313
Filing Date	March 1, 1999
Filed ITU	FILED AS ITU
Published for Opposition	November 9, 1999
Registration Number	2400902
Registration Date	October 31, 2000
Owner	(REGISTRANT) Dunlop Maxfli Sports Corporation CORPORATION DELAWARE 728 North Pleasantburg Drive Greenville SOUTH CAROLINA 29607
Prior Registrations	0164526;1339277;1656853;AND OTHERS
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE Dict	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Electronic Search System (TESS)

TESS was last updated on Sat Oct 4 04:24:32 EDT 2003

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	BOTTOM	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

[Logout](#) Please logout when you are done to release system resources allocated for you.

[Start](#) List At: OR [Jump](#) to record: **Record 21 out of 42**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT
Goods and Services	IC 028. US 022. G & S: fishing tackle. FIRST USE: 19910821. FIRST USE IN COMMERCE: 19910821
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	74134874
Filing Date	January 31, 1991
Filed ITU	FILED AS ITU
Published for Opposition	October 29, 1991
Registration Number	1701148
Registration Date	July 14, 1992
Owner	(REGISTRANT) SHAKESPEARE COMPANY CORPORATION DELAWARE 3801 Westmore Drive Columbia SOUTH CAROLINA 29204 (LAST LISTED OWNER) SHAKESPEARE COMPANY, LLC LIMITED LIABILITY COMPANY BY CHANGE OF NAME DELAWARE 3801 WESTMORE DRIVE COLUMBIA SOUTH CAROLINA 29223
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	DARREN J. JONES, ESQ.



UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Electronic Search System (TESS)

TESS was last updated on Sat Oct 4 04:24:32 EDT 2003

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	BOTTOM	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 19 out of 42**

Check Status (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark PATRIOT

Goods and Services IC 028. US 022 023 038 050. G & S: sporting goods, namely, skis, snowboards, mini-skis, monoskis, ski bindings, skateboards, and wakeboards. FIRST USE: 19960101. FIRST USE IN COMMERCE: 19960701

Mark Drawing Code (1) TYPED DRAWING

Serial Number 75268545

Filing Date April 3, 1997

Published for Opposition January 13, 1998

Registration Number 2149347

Registration Date April 7, 1998

Owner (REGISTRANT) Fear the Groove, Inc. CORPORATION CALIFORNIA 4380 Park Milano Calabasas CALIFORNIA 91302

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20020717.
Renewal 1ST RENEWAL 20020717
Live/Dead Indicator LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Electronic Search System (TESS)

TESS was last updated on Sat Oct 4 04:24:32 EDT 2003

[PTO HOME](#) [TRADEMARK](#) [TESS HOME](#) [NEW USER](#) [STRUCTURED](#) [FREE FORM](#) [BROWSE LIST](#) [BOTTOM](#) [HELP](#) [PREV LIST](#)
[CURR LIST](#) [NEXT LIST](#) [FIRST DOC](#) [PREV DOC](#) [NEXT DOC](#) [LAST DOC](#)

[Logout](#) Please logout when you are done to release system resources allocated for you.

[Start](#) List At: OR [Jump](#) to record: **Record 25 out of 42**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)



Word Mark	PATRIOT
Goods and Services	IC 028. US 022. G & S: softballs. FIRST USE: 19920901. FIRST USE IN COMMERCE: 19920901
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	010103 010107 210301
Serial Number	74445861
Filing Date	October 12, 1993
Published for Opposition	July 19, 1994
Registration Number	1857794
Registration Date	October 11, 1994
Owner	(REGISTRANT) Criswell, Jefferson E. DBA A.D. STARR INDIVIDUAL UNITED STATES 1720 Cumberland Point Dr. #19 Marietta GEORGIA 30067
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of	

Record BARRY I. FRIEDMAN
Description of Mark The lining in the drawing is a feature of the mark and is not intended to indicate color.
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR).
Live/Dead Indicator LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Electronic Search System (TESS)

TESS was last updated on Sat Oct 4 04:24:32 EDT 2003

[PTO HOME](#) [TRADEMARK](#) [TESS HOME](#) [NEW USER](#) [STRUCTURED](#) [FREE FORM](#) [BROWSE DICT](#) [BOTTOM](#) [HELP](#) [PREV LIST](#)
[CURR LIST](#) [NEXT LIST](#) [FIRST DOC](#) [PREV DOC](#) [NEXT DOC](#) [LAST DOC](#)

[Logout](#) Please logout when you are done to release system resources allocated for you.

[Start](#) List At: OR [Jump](#) to record: **Record 40 out of 42**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT
Goods and Services	IC 028. US 022. G & S: GOLF CLUBS. FIRST USE: 19851022. FIRST USE IN COMMERCE: 19851022
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	73568756
Filing Date	November 15, 1985
Published for Opposition	April 8, 1986
Registration Number	1399698
Registration Date	July 1, 1986
Owner	(REGISTRANT) LYNX GOLF, INC. CORPORATION CALIFORNIA 16017 EAST VALLEY BOULEVARD CITY OF INUSTRY CALIFORNIA 91749
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	FRED FLAM
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 8 (6-YR).
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Electronic Search System (TESS)

TESS was last updated on Sat Oct 4 04:24:32 EDT 2003

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	BOTTOM	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

[Logout](#) Please logout when you are done to release system resources allocated for you.

[Start](#) List At: OR [Jump](#) to record: **Record 5 out of 12**

[Check Status](#) (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT JOE
Goods and Services	IC 030. US 046. G & S: Staple foods, namely coffee. FIRST USE: 20000224. FIRST USE IN COMMERCE: 20000420
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	75913587
Filing Date	February 9, 2000
Filed ITU	FILED AS ITU
Published for Opposition	July 24, 2001
Registration Number	2497803
Registration Date	October 16, 2001
Owner	(REGISTRANT) SchmoJoe, Inc. CORPORATION TEXAS 102 Kenwood Ave. Borne TEXAS 78006
Attorney of Record	CATHERINE L BELL
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "JOE" APART FROM THE MARK AS SHOWN
Type of Mark	TRADEMARK
Register	PRINCIPAL
Other Data	The mark "PATRIOT JOE" does not identify a living individual.
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Electronic Search System (TESS)

TESS was last updated on Sat Oct 4 04:24:32 EDT 2003

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	BOTTOM	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

[Logout](#)

Please logout when you are done to release system resources allocated for you.

[Start](#)

List At: OR [Jump](#) to record: **Record 7 out of 12**

[Check Status](#)

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	ASTRO PATRIOT POP
Goods and Services	IC 030. US 046. G & S: candy; namely, hard candy on a stick. FIRST USE: 19910319. FIRST USE IN COMMERCE: 19910319
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	74186841
Filing Date	July 22, 1991
Published for Opposition	June 9, 1998
Registration Number	2185201
Registration Date	September 1, 1998
Owner	(REGISTRANT) Spangler Candy Company CORPORATION OHIO 400 North Portland Street Bryan OHIO 43506
Attorney of Record	Michael A. O'Neil
Prior Registrations	0922460;1181383
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "POP" APART FROM THE MARK AS SHOWN
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Prior Registrations 1829948;1943927
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR).
Live/Dead Indicator LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Electronic Search System (TESS)

TESS was last updated on Sat Oct 4 04:24:32 EDT 2003

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	BOTTOM	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 4 out of 9**

Check Status (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT
Goods and Services	IC 031. US 001 046. G & S: domestic animal feeds. FIRST USE: 19950531. FIRST USE IN COMMERCE: 19950531
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	74725864
Filing Date	September 6, 1995
Filed ITU	FILED AS ITU
Published for Opposition	July 30, 1996
Registration Number	2100002
Registration Date	September 23, 1997
Owner	(REGISTRANT) CONSOLIDATED NUTRITION, L.C. LIMITED LIABILITY COMPANY IOWA 12700 West Dodge Road Omaha NEBRASKA 681032047 (LAST LISTED OWNER) ADM ALLIANCE NUTRITION, INC. CORPORATION BY MERGER ILLINOIS 4666 FARIES PARKWAY DECATUR ILLINOIS 62526
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	TRACY-GENE G. DURKIN,



UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Electronic Search System (TESS)

TESS was last updated on Sat Oct 4 04:24:32 EDT 2003

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	BOTTOM	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 3 out of 9**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)



Word Mark	PATRIOT SEED
Goods and Services	IC 031. US 001 046. G & S: agricultural seed. FIRST USE: 19920701. FIRST USE IN COMMERCE: 19920701
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	010103 010110 240907 261704 261709
Serial Number	75653120
Filing Date	March 3, 1999
Published for Opposition	April 4, 2000
Registration Number	2361804
Registration Date	June 27, 2000
Owner	(REGISTRANT) Patriot Seed, Inc. CORPORATION ILLINOIS 208 South Worrell Post Office Box 97 Bowen ILLINOIS 62316
Attorney of Record	Darcy J. Roecker
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "SEED" APART FROM THE MARK AS SHOWN

Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DOC	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Electronic Search System (TESS)

TESS was last updated on Sat Oct 4 04:24:32 EDT 2003

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE Dict	BOTTOM	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 5 out of 9**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT
Goods and Services	IC 031. US 001 046. G & S: animal feed for horses, cats and rabbits. FIRST USE: 19941117. FIRST USE IN COMMERCE: 19941117
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	74608375
Filing Date	December 8, 1994
Published for Opposition	October 3, 1995
Registration Number	1943927
Registration Date	December 26, 1995
Owner	(REGISTRANT) CONSOLIDATED NUTRITION, L.C. DBA MASTER MIX FEEDS LIMITED LIABILITY COMPANY IOWA 12700 W. Dodge Road Omaha NEBRASKA 68154 (LAST LISTED OWNER) ADM ALLIANCE NUTRITION, INC. CORPORATION BY MERGER ILLINOIS 4666 FARIES PARKWAY DECATUR ILLINOIS 62526
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	TRACY-GENE G DURKIN
Prior	



UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Electronic Search System (TESS)

TESS was last updated on Sat Oct 4 04:24:32 EDT 2003

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	BOTTOM	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

[Logout](#) Please logout when you are done to release system resources allocated for you.[Start](#) List At: OR [Jump](#) to record: **Record 6 out of 9**[Check Status](#)*(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)*

Word Mark	PATRIOT BRAND
Goods and Services	IC 031. US 001 046. G & S: fresh potatoes. FIRST USE: 19860000. FIRST USE IN COMMERCE: 19860000
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	060703 260317
Serial Number	74613613
Filing Date	December 21, 1994
Published for Opposition	December 5, 1995
Registration Number	1958634
Registration Date	February 27, 1996
Owner	(REGISTRANT) Cambridge Farms, Inc. CORPORATION MASSACHUSETTS 40 Strafello Drive Avon MASSACHUSETTS 02322
Attorney of Record	David Wolf
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "BRAND"

Registrations 1829948
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR).
Live/Dead Indicator LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Electronic Search System (TESS)

TESS was last updated on Sat Oct 4 04:24:32 EDT 2003

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	BOTTOM	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 2 out of 5**

Check Status (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark PATRIOT
Goods and Services IC 034. US 002 008 009 017. G & S: Cigarettes. FIRST USE: 20000800. FIRST USE IN COMMERCE: 20000800
Mark Drawing Code (1) TYPED DRAWING
Serial Number 75724549
Filing Date June 9, 1999
Filed ITU FILED AS ITU
Published for Opposition December 21, 1999
Registration Number 2462538
Registration Date June 19, 2001
Owner (REGISTRANT) Patriot Tobacco Company CORPORATION TEXAS 11226
Leo Lane Dallas TEXAS 75229
Attorney of Record Harry J. Watson
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				

Type of Mark APART FROM THE MARK AS SHOWN
Register TRADEMARK
Affidavit Text PRINCIPAL
Live/Dead SECT 15. SECT 8 (6-YR).
Indicator LIVE

PTO HOME	TRADEMARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DOC	TOP	HELP	PREV LIST
CURR LIST	NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC				



UNITED STATES PATENT AND TRADEMARK OFFICE

Trademark Electronic Search System (TESS)

TESS was last updated on Sat Oct 4 04:24:32 EDT 2003

PTO HOME TRADEMARK TESS HOME NEW USER STRUCTURED FREE FORM BROWSE DICT BOTTOM HELP PREV LIST
CURR LIST NEXT LIST FIRST DOC PREV DOC NEXT DOC LAST DOC

Logout Please logout when you are done to release system resources allocated for you.

Start List At: OR **Jump** to record: **Record 3 out of 5**

Check Status

(TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark	PATRIOT MISSILE
Goods and Services	IC 034. US 002 008 009 017. G & S: cigars. FIRST USE: 19960500. FIRST USE IN COMMERCE: 19960500
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	75207695
Filing Date	December 4, 1996
Published for Opposition	July 15, 1997
Registration Number	2103583
Registration Date	October 7, 1997
Owner	(REGISTRANT) Heaven Group, L.L.C., The LIMITED LIABILITY COMPANY FLORIDA 2950 Tamiani Trail North Naples FLORIDA 33940
Attorney of Record	MARILYN MATTHES BROGAN
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

PTO HOME TRADEMARK TESS HOME NEW USER STRUCTURED FREE FORM BROWSE DICT TOP HELP PREV LIST
CURR LIST NEXT LIST FIRST DOC PREV DOC NEXT DOC LAST DOC

EXHIBIT 5

UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 76/498186

APPLICANT: Americom Life and Annuity Insurance Comp ETC.

CORRESPONDENT ADDRESS:

JON A. SCHIFFRIN
C/O HOWREY, SIMON, ARNOLD & WHITE LLP
1299 PENNSYLVANIA AVE. NW
WASHINGTON, D.C. 20004-2402

SEP - 5 2003

RETURN ADDRESS:

Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514
ecom102@uspto.gov

MARK: PATRIOT SELECT

CORRESPONDENT'S REFERENCE/DOCKET NO: 02589.0034.T

CORRESPONDENT EMAIL ADDRESS:

Please provide in all correspondence:

1. Filing date, serial number, mark and applicant's name.
2. Date of this Office Action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and e-mail address.

OFFICE ACTION

TO AVOID ABANDONMENT, WE MUST RECEIVE A PROPER RESPONSE TO THIS OFFICE ACTION WITHIN 6 MONTHS OF OUR MAILING OR E-MAILING DATE.

RE: Serial Number 76/498186

The assigned examining attorney has reviewed the referenced application and determined the following.

Section 2(d) - Likelihood of Confusion Refusal

The examining attorney refuses registration under Trademark Act Section 2(d), 15 U.S.C. §1052(d), because the applicant's mark, when used on or in connection with the identified services, so resembles the marks in U.S. Registration Nos. 1642278; 2075732 and 2749626 as to be likely to cause confusion, or to cause mistake, or to deceive. TMEP §§1207.01 *et seq.* See the enclosed registrations.

The examining attorney must analyze each case in two steps to determine whether there is a likelihood of confusion. First, the examining attorney must look at the marks themselves for similarities in appearance, sound, connotation and commercial impression. *In re E. I. DuPont de Nemours & Co.*, 476 F.2d 1357, 177 USPQ 563 (C.C.P.A. 1973). Second, the examining attorney must compare the goods or services to determine if they are related or if the activities surrounding their marketing are such that confusion as to origin is likely. *In re August Storck KG*, 218 USPQ 823 (TTAB 1983); *In re International Telephone and Telegraph Corp.*, 197 USPQ 910 (TTAB

1978); *Guardian Products Co., v. Scott Paper Co.*, 200 USPQ 738 (TTAB 1978). TMEP §§1207.01 *et seq.*

The test of likelihood of confusion is not whether the marks can be distinguished when subjected to a side-by-side comparison. The issue is whether the marks create the same overall impression. *Visual Information Institute, Inc. v. Vicon Industries Inc.*, 209 USPQ 179 (TTAB 1980). The focus is on the recollection of the average purchaser who normally retains a general rather than specific impression of trademarks. *Chemetron Corp. v. Morris Coupling & Clamp Co.*, 203 USPQ 537 (TTAB 1979); *Sealed Air Corp. v. Scott Paper Co.*, 190 USPQ 106 (TTAB 1975); TMEP §1207.01(b). The applicant's proposed mark PATRIOT SELECT in typed form and the cited registrations for PATRIOT GENERAL in typed form, AMERICAN PATRIOT in typed form and PATRIOT MUTUAL INSURANCE COMPANY and design in special form are all highly similar marks that create the same overall impression due to the use of the identical arbitrary term "Patriot" in relation to the services in issue.

The applicant's life insurance underwriting services and the insurance and underwriting services identified in the cited registrations are the same, similar and/or highly related insurance and/or underwriting services that are highly likely to be offered to the same classes of purchasers and users of these services from the same sources. The services of the parties need not be identical or directly competitive to find a likelihood of confusion. They need only be related in some manner, or the conditions surrounding their marketing be such, that they could be encountered by the same purchasers under circumstances that could give rise to the mistaken belief that the services come from a common source. *In re Martin's Famous Pastry Shoppe, Inc.*, 748 F.2d 1565, 223 USPQ 1289 (Fed. Cir. 1984); *In re Corning Glass Works*, 229 USPQ 65 (TTAB 1985); *In re Rexel Inc.*, 223 USPQ 830 (TTAB 1984); *Guardian Products Co., Inc. v. Scott Paper Co.*, 200 USPQ 738 (TTAB 1978); *In re International Telephone & Telegraph Corp.*, 197 USPQ 910 (TTAB 1978). TMEP §1207.01(a)(i).

Although the examining attorney has refused registration, the applicant may respond to the refusal to register by submitting evidence and arguments in support of registration.

If the applicant chooses to respond to the refusal to register, the applicant should also note the following cited prior pending applications.

Application Not Entitled to Registration

The examining attorney encloses information regarding pending Application Serial Nos. 76232718; 76316697; 76453907; 76453909; 76462704; 76469770; 76469772; 76469774 and 78197380. The filing dates of the referenced applications precede the applicant's filing date. There may be a likelihood of confusion between the applicant's mark and the referenced marks under Trademark Act Section 2(d), 15 U.S.C. §1052(d). If one or more of the referenced applications matures into a registration, the examining attorney may refuse registration in this case under Section 2(d). 37 C.F.R. §2.83; TMEP §1208.01.

If the applicant believes that there is no potential conflict between this application and the earlier-filed applications, the applicant may present arguments relevant to the issue. The election to file or not to file such arguments at this time in no way limits the applicant's right to address this issue at a later point.

If the applicant has any questions or needs assistance in responding to this Office action, please telephone, e-mail or fax the assigned examining attorney.

/DominicJFerrauiolo/
Trademark Examining Attorney
Law Office 102
e-mail: ecom102@uspto.gov
(703) 308-9102 ext. 174
fax: (703) 746-8102

How to respond to this Office Action:

To respond formally using the Office's Trademark Electronic Application System (TEAS), visit <http://www.uspto.gov/teas/index.html> and follow the instructions.

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To respond formally via regular mail, your response should be sent to the mailing Return Address listed above and include the serial number, law office and examining attorney's name on the upper right corner of each page of your response.

To check the status of your application at any time, visit the Office's Trademark Applications and Registrations Retrieval (TARR) system at <http://tarr.uspto.gov/>

For general and other useful information about trademarks, you are encouraged to visit the Office's web site at <http://www.uspto.gov/main/trademarks.htm>

FOR INQUIRIES OR QUESTIONS ABOUT THIS OFFICE ACTION, PLEASE CONTACT THE ASSIGNED EXAMINING ATTORNEY.

Print: Aug 20, 2003

74047818

TYPED DRAWING

Serial Number

74047818

Status

REGISTERED AND RENEWED

Word Mark

PATRIOT GENERAL

Registration Number

1642278

Date Registered

1991/04/23

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(1) TYPED DRAWING

Owner

Sentry Insurance A Mutual Company CORPORATION WISCONSIN 1800 North
Point Drive Stevens Point WISCONSIN 54481

Goods/Services

Class Status -- ACTIVE. IC 036. US 102. G & S: property and
casualty insurance underwriting services. First Use: 1968/01/02.
First Use In Commerce: 1968/03/28.

Filing Date

1990/04/10

Examining Attorney

BISHOP, JOAN LESLIE

Attorney of Record

DYANN L. KOSTELLO

Print: Aug 20, 2003

75145463

TYPED DRAWING

Serial Number

75145463

Status

SECTION 8 & 15-ACCEPTED AND ACKNOWLEDGED

Word Mark

AMERICAN PATRIOT

Registration Number

2075732

Date Registered

1997/07/01

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(1) TYPED DRAWING

Owner

American Patriot Insurance Agency, Inc. CORPORATION ILLINOIS 2215 York Road, Suite 306 Oak Brook ILLINOIS 60521

Goods/Services

Class Status -- ACTIVE. IC 036. US 100 101 102. G & S: brokerage, consulting, reinsurance underwriting, risk management, claims administration services for all types of insurance. First Use: 1993/05/24. First Use In Commerce: 1993/05/24.

Filing Date

1996/08/05

Examining Attorney

BELENKER, ESTHER

Attorney of Record

TODD W. BURKETT

Print: Aug 20, 2003

76232718

PATRIOT TRAVEL MEDICAL INSURANCE

Serial Number

76232718

Status

REQUEST FOR EXTENSION OF TIME TO FILE OPPOSITION

Word Mark

PATRIOT TRAVEL MEDICAL INSURANCE

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(1) TYPED DRAWING

Owner

International Medical Group, Inc. CORPORATION INDIANA 407 Fulton
Street Indianapolis INDIANA 46202

Goods/Services

Class Status -- ACTIVE. IC 036. US 100 101 102. G & S: Medical
insurance plan administration services directed toward individuals,
families and groups living and traveling internationally. First Use:
1996/05/00. First Use In Commerce: 1996/05/00.

Disclaimer Statement

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "TRAVEL MEDICAL
INSURANCE" APART FROM THE MARK AS SHOWN.

Filing Date

2001/03/29

Examining Attorney

PRICE, W. KAY

Attorney of Record

Dean E McConnell

Print: Aug 20, 2003

76390319



Serial Number

76390319

Status

REGISTERED

Word Mark

PATRIOT MUTUAL INSURANCE COMPANY

Registration Number

2749626

Date Registered

2003/08/12

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(3) DESIGN PLUS WORDS, LETTERS AND/OR NUMBERS

Owner

Patriot Mutual Insurance Company CORPORATION MAINE 14 Maine Street
Brunswick MAINE 04011

Goods/Services

Class Status -- ACTIVE. IC 036. US 100 101 102. G & S: INSURANCE
UNDERWRITING AND ADMINISTRATION SERVICES IN THE FIELDS OF HEALTH,
DENTAL, PROPERTY AND CASUALTY. First Use: 1996/01/31. First Use In
Commerce: 1996/01/31.

Disclaimer Statement

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "MUTUAL INSURANCE
COMPANY" APART FROM THE MARK AS SHOWN.

Filing Date

Print: Aug 20, 2003

76390319

2002/04/03

Examining Attorney
LORENZO, GEORGE

Attorney of Record
Charles P. Bacall

Print: Aug 20, 2003

76453907

AMERICAN PATRIOT WHOLE LIFE

Serial Number

76453907

Status

RESPONSE AFTER NON-FINAL ACTION - ENTERED

Word Mark

AMERICAN PATRIOT WHOLE LIFE

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(1) TYPED DRAWING

Owner

State Mutual Insurance Company, Inc. CORPORATION GEORGIA 1 State
Mutual Drive P.O. Box 153 Rome GEORGIA 301620153

Goods/Services

Class Status -- ACTIVE. IC 036. US 100 101 102. G & S: Life
insurance plans designed to accumulate funds at tax deferred interest
for retirement purposes.

Disclaimer Statement

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

Filing Date

2002/09/30

Examining Attorney

MICKLEBURGH, LINDA

Attorney of Record

George R. Katosic

Print: Aug 20, 2003

76453909

AMERICAN PATRIOT FINAL EXPENSE PLAN

Serial Number

76453909

Status

RESPONSE AFTER NON-FINAL ACTION - ENTERED

Word Mark

AMERICAN PATRIOT FINAL EXPENSE PLAN

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(1) TYPED DRAWING

Owner

State Mutual Insurance Company, Inc. CORPORATION GEORGIA 1 State
Mutual Drive P.O. Box 153 Rome GEORGIA 301620153

Goods/Services

Class Status -- ACTIVE. IC 036. US 100 101 102. G & S: Life
insurance programs designed to both pay for a consumers funeral
expenses as well as assist with the administering of funeral
arrangements.

Disclaimer Statement

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "FINAL EXPENSE PLAN"
APART FROM THE MARK AS SHOWN.

Filing Date

2002/09/30

Examining Attorney

MICKLEBURGH, LINDA

Attorney of Record

GEORGE R KATOSIC

Print: Aug 20, 2003

76462704

PATRIOT 5/7

Serial Number

76462704

Status

NON-FINAL ACTION - MAILED

Word Mark

PATRIOT 5/7

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(1) TYPED DRAWING

Owner

Great American Life Insurance Company CORPORATION OHIO 250 E. 5th
Street Cincinnati OHIO 45202

Goods/Services

Class Status -- ACTIVE. IC 036. US 100 101 102. G & S: annuity
underwriting services.

Filing Date

2002/10/29

Examining Attorney

GAYNOR, BARBARA

Attorney of Record

Daniel B. Runk

Print: Aug 20, 2003

76469770

PATRIOT INTERNATIONAL

Serial Number

76469770

Status

NON-FINAL ACTION - MAILED

Word Mark

PATRIOT INTERNATIONAL

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(1) TYPED DRAWING

Owner

International Medical Group, Inc. CORPORATION INDIANA 407 Fulton
Street Indianapolis INDIANA 46202

Goods/Services

Class Status -- ACTIVE. IC 036. US 100 101 102. G & S: developing,
marketing, underwriting and administering medical and travel insurance
plans that are directed toward United States citizens living and
traveling internationally. First Use: 1993/06/00. First Use In
Commerce: 1993/06/00.

Filing Date

2002/11/26

Examining Attorney

PIGNATELLO, ELIZABETH

Attorney of Record

Dean E. McConnell

Print: Aug 20, 2003

76469772

PATRIOT AMERICA

Serial Number

76469772

Status

NON-FINAL ACTION - MAILED

Word Mark

PATRIOT AMERICA

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(1) TYPED DRAWING

Owner

International Medical Group, Inc. CORPORATION INDIANA 407 Fulton
Street Indianapolis INDIANA 46202

Goods/Services

Class Status -- ACTIVE. IC 036. US 100 101 102. G & S: developing,
marketing, underwriting and administering medical and travel insurance
plans that are directed toward non-United States citizens living and
traveling internationally. First Use: 1993/06/00. First Use In
Commerce: 1993/06/00.

Filing Date

2002/11/26

Examining Attorney

PIGNATELLO, ELIZABETH

Attorney of Record

Dean E. McConnell

Print: Aug 20, 2003

76469774

PATRIOT GROUP TRAVEL MEDICAL INSURANCE

Serial Number

76469774

Status

NON-FINAL ACTION - MAILED

Word Mark

PATRIOT GROUP TRAVEL MEDICAL INSURANCE

Type of Mark

SERVICE MARK

Register

PRINCIPAL

Mark Drawing Code

(1) TYPED DRAWING

Owner

International Medical Group, Inc. CORPORATION INDIANA 407 Fulton
Street Indianapolis INDIANA 46202

Goods/Services

Class Status -- ACTIVE. IC 036. US 100 101 102. G & S: developing,
marketing, underwriting and administering medical and travel insurance
plans directed toward United States and non-United States citizens
living and traveling internationally. First Use: 1996/06/00. First
Use In Commerce: 1996/06/00.

Filing Date

2002/11/26

Examining Attorney

PIGNATELLO, ELIZABETH

Attorney of Record

Dean E. McConnell

EXHIBIT 6

FACSIMILE COVER SHEET

Date: September 8, 2003

To: Elizabeth Pignatello
Fax No: 703-872-9825
Law Office 105From: Dean E. McConnell, Esq.
Tel. No: 317-636-0886
Client No: 10603/070Your Ref.: 76/469,771
No. of Pages (inc. this page): Nine (9)Confirmation Copy To Follow: Yes ☐ No ☒

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& LIONE**A PROFESSIONAL CORPORATION
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ATTORNEYSONE INDIANA SQUARE
SUITE 1600
INDIANAPOLIS, INDIANA 46204-2033
FACSIMILE 317-834-6701
TELEPHONE 317-636-0886CHICAGO, IL
SAN JOSE, CA
ANN ARBOR, MI
ARLINGTON, VA

09-09-2003

U.S. Patent & TMO/c/TM Mail Rpt Dt. #66

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Date: September 8, 2003
To: Elizabeth Pignatello
Fax No: 703-872-9825
Law Office 105
From: Dean E. McConnell, Esq.
Tel. No: 317-636-0886
Client No: 10603/070

Your Ref.: 76/469,771
No. of Pages (inc. this page): Nine (9)

Confirmation Copy To Follow: Yes ☐ No ☒

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COVER MESSAGE:

**BRINKS
HOFFER
GILSON
& LIONE**

A PROFESSIONAL CORPORATION
INTELLECTUAL PROPERTY
ATTORNEYS

ONE INDIANA SQUARE
SUITE 1600
INDIANAPOLIS, INDIANA 46204-2033
FACSIMILE 317-834-6701
TELEPHONE 317-636-0886

CHICAGO, IL
SAN JOSE, CA
ANN ARBOR, MI
ARLINGTON, VA



09-09-2003

U.S. Patent & TMO/TM Mail Rpt Dt. #68

Received from <3176346701> at 9/8/03 5:24:38 PM [Eastern Daylight Time]

Certificate of Facsimile Transmission

I hereby certify that this correspondence is being facsimile transmitted to Elizabeth Pignatello, Examining Attorney, Law Office 105 of the U.S. Patent and Trademark Office, at 703-872-9825 on September 8, 2003

Deanna L. Hasler
Deanna L. Hasler

Please place on Upper Right Corner
of Response to Office Action ONLY
Examining Attorney: PIGNATELLO, ELIZABETH
Serial Number: 76/469771

Service Mark
Our File: 10603/070

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)	
)	
International Medical Group, Inc.)	Examining Attorney:
)	Elizabeth Pignatello
Serial No.: 76/469,771)	Law Office: 105
)	
Service Mark: PATRIOT)	
)	
Filed: November 26, 2002)	

RESPONSE TO OFFICIAL ACTION OF MARCH 7, 2003

Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3514

Dear Madam:

In response to the Official Action issued on March 7, 2003 for the above-referenced application, Applicant, through its subscribing attorney, respectfully requests reconsideration of the application in view of the following amendment and remarks.

Serial No.: 76/469,771

Filed: November 26, 2002

AMENDMENT

Please amend the description of services to read as follows:

Underwriting and administering medical and travel insurance plans directed toward United States and non-United States citizens living and traveling internationally in International Class 36.

LIKELIHOOD OF CONFUSION

The Examining Attorney has initially refused registration of Applicant's "PATRIOT" mark based on U.S. Registration No. 1,642,278 for the "PATRIOT GENERAL" mark used in connection with "property and casualty insurance underwriting services."

Applicant's Mark Is Different In Appearance, Sound, Connotation and Commercial Impression From Registrant's Mark

Applicant's mark is different in appearance, sound, connotation and creates an entirely different commercial impression than the registration cited by the Examiner. The registration cited by the Examiner is for the "PATRIOT GENERAL" mark, which is a distinctly different mark than Applicant's "PATRIOT" mark. It is a fundamental rule that the Examiner must consider the marks in their entirety when determining whether a likelihood of confusion exists between two respective marks. Massey Junior College, Inc. v. Fashion Institute of Technology, 492 F.2d 1399 (C.C.P.A. 1974). In the present application, it is respectfully submitted that the Examiner has improperly placed an undue emphasis on the term PATRIOT, while ignoring the remaining elements of Registrant's mark.

Registrant's mark includes the additional word "GENERAL", which is not present in Applicant's mark. As such, the wording used in Applicant's mark differs from the

Serial No.: 76/469,771

Filed: November 26, 2002

"PATRIOT GENERAL" mark cited by the Examiner. In addition, the term GENERAL in Registrant's mark creates a commercial impression of simple or basic, which is not the commercial impression created by Applicant's mark. The "PATRIOT" mark simply does not look like, sound like or create the same commercial impression as the "PATRIOT GENERAL" mark.

The fact that two marks contain similar wording does not result in the automatic conclusion that there is a likelihood of confusion as to the source of the goods/services.

As the Trademark Manual of Examining Procedure states:

[I]f the goods or services in question are not related or marketed in such a way that they would be encountered by the same persons in situations that would create the incorrect assumption that they originate from the same source, then, even if the marks are identical, confusion is not likely.

TMEP § 1207.01(a)(i). See Foremost Dairies, Inc. v. Foremost Sales Promotions, Inc., 158 U.S.P.Q. 360 (T.T.A.B. 1968), aff'd, 443 F.2d 1191 (C.C.P.A. 1971)(FOREMOST for service of aiding *liquor* stores in the fields of advertising, merchandising, and sales promotions not likely to be confused with use of FOREMOST for service of distributing food products including *milk, cream, egg nog, orange juice*, dried milk, cheeses, butter, eggs and oleomargarine). Instead, one must also compare the differences between the services to determine if a likelihood of confusion exists.

Applicant's mark and the mark cited by the Examiner are clearly different in appearance, sound, connotation and commercial impression. As such, Applicant submits that this basis alone is sufficient enough to demonstrate that no likelihood of confusion exists between the mark cited by the Examiner and Applicant's respective mark.

However, as set forth below, when coupled with the differences in the channels of trade

Serial No.: 76/469,771

Filed: November 26, 2002

and the differences in relevant consumers of each parties' respective services, it becomes even more apparent that no likelihood of confusion exists.

No Confusion Is Likely Between Applicant's Service Mark "PATRIOT" And Registrant's Mark Based On The Differences In The Channels Of Trade And Relevant Consumers

As set forth above, Applicant has amended its recitation of services as requested by the Examiner to clarify the respective services for which Applicant uses its mark. Applicant's services and the services set forth in the registration cited by the Examiner are only related by the fact that they are both broadly related to the field of insurance. However, the similarities between Applicant's services and those set forth in the cited registration begin and end with the fact that they are both broadly related to the field of insurance.

As set forth in greater detail below, Applicant's services and Registrant's services are completely unrelated even though both can be broadly classified as falling under the same general category of insurance. As the Trademark Trial and Appeal Board has stated, "the issue whether or not two products [services] are related does not revolve around the question of whether a term can be used that describes them both, or whether both can be classified under the same general category." Electronic Data Systems, Corp. v. EDSA Micro Corp., 23 USPQ 2d 1460 (TTAB 1992), citing, In re Cotter and Co., 179 USPQ 828 (TTAB 1973). The following analysis demonstrates that Applicant's use of the mark "PATRIOT" for its respective services is not likely to be confused with the use of the "PATRIOT GENERAL" mark in relation to Registrant's services.

Serial No.: 76/469,771

Filed: November 26, 2002

Registrability here must be assessed according to Electronic Design & Sales v. Electronic Data Systems, 21 USPQ 2d 1388 (Fed. Cir. 1991). That case involved Electronic Data's computer services sold under the mark "EDS" mark and Electronic Design's goods (power supplies or battery chargers) with the "E.D.S." trademark. The Federal Circuit held that the Board had been incorrect in concluding that the applicant's "goods are sufficiently related [to opposer's services] and would likely be encountered by some of the same persons so that confusion is likely." Id. at 1390 (emphasis in original). The court went on to state that, "at least in the case of goods and services that are sold, the inquiry generally will turn on whether actual or potential 'purchasers' are confused." Id.

Then the court formulated the following test:

The essential inquiry in this appeal then is whether there is likely to be sufficient overlap of the respective purchasers of the parties' goods and services to confuse actual and potential purchasers.

Id. In applying this test, the court concluded:

[I]n the instant case, where both applicant's goods and opposer's services are marketed and sold in the medical and certain other fields, it is error to deny registration simply because "applicant sells some of its goods in some of the same fields in which opposer provides it services," [citation omitted], without determining who are the "relevant persons" within each corporate customer. This is especially true where, as here, the Board acknowledged that "applicant's goods are specifically different and noncompetitive." [Citation omitted].

Id. At 1391 (emphasis in original). The Court concluded that since the parties' respective purchasers and potential purchasers were substantially different, and since applicant's equipment and opposer's services are different, there was no likelihood of confusion among relevant purchasers. Id. at 1393.

Serial No.: 76/469,771

Filed: November 26, 2002

The Federal Circuit's decision in Electronic Design focused on three main factors: (1) the differences in the purchasers; (2) the channels of trade; and (3) the different goods (services) of each party. Id. at 1393. Some of the same factors here lead inevitably to the conclusion that Applicant's mark is not likely to be confused with the registration cited by the Examiner.

Applicant provides services in the field of underwriting and administering medical and travel insurance plans directed toward United States and non-United States citizens living and traveling internationally. Registrant's services are directed toward providing property and casualty insurance underwriting services. Applicant's respective services are completely unrelated to property and casualty insurance underwriting services and in no way relate to property and casualty. In sum, Applicant's services are clearly directed toward a completely different type of purchaser than the services that are provided by Registrant. There is simply no overlap in purchasers of Applicant's services and the services provided by Registrant.

Applicant's and Registrant's respective services travel in entirely different channels of trade. The channel of trade for Registrant's services would be directed toward individuals looking for property and casualty insurance, whereas Applicant's respective channel of trade would be for United States citizens and non-United States citizens looking for medical plans to cover them while living or traveling internationally. As readily apparent, there is clearly a vast difference between the channels of trade for the Registrant's and Applicant's respective services, thereby obviating any likelihood of confusion.

Serial No.: 76/469,771

Filed: November 26, 2002

All three factors that the Federal Circuit found important in deciding that no likelihood of confusion existed in the Electronic Design case demonstrate that there is no likelihood of confusion between Applicant's mark and the Registrant's mark. There is clearly a vast difference in the purchasers of each parties' respective services, the channels of trade used by each party and the services that are offered by each party. For all of the reasons set forth above, Applicant submits that no likelihood of confusion exists between its respective mark and the mark cited by the Examiner.

OWNERSHIP OF PRIOR REGISTRATION

Applicant notes the Examiner's request for Applicant to submit a claim of ownership of U.S. Registration No. 2,661,903. Due to an error of the U.S. Trademark Office that registration has been cancelled and is presently pending issuance again. As such, Applicant cannot properly submit a claim of ownership of this prior registration at this time as the mark is no longer registered.

DISCLAIMER

The Examiner has requested Applicant to disclaim the term INTERNATIONAL. Applicant submits this must be a mistake made by the Examiner as the term INTERNATIONAL does not appear in Applicant's mark.

Serial No.: 76/469,771

Filed: November 26, 2002

CONCLUSION

In view of the foregoing amendments and remarks, Applicant, through its subscribing attorney, respectfully requests reconsideration and allowance of the Application as filed.

INTERNATIONAL MEDICAL GROUP, INC.

By its Attorney of Record:



Dean E. McConnell
BRINKS HOFER GILSON & LIONE
One Indiana Square, Suite 1600
Indianapolis, Indiana 46204-2033

Date:

9/8/03

FACSIMILE COVER SHEET

Date: September 8, 2003
To: Elizabeth Pignatello
Fax No: 703-872-9825
Law Office 105
From: Dean E. McConnell, Esq.
Tel. No: 317-636-0886
Client No: 10603/068

Your Ref.: 76/469,770
No. of Pages (inc. this page): Nine (9)

Confirmation Copy To Follow: Yes ☐ No ☒

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HOFER
GILSON
& LIONE**

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INTELLECTUAL PROPERTY
ATTORNEYS

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INDIANAPOLIS, INDIANA 46204-2033
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SAN JOSE, CA
ANN ARBOR, MI
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09-09-2003

U.S. Patent & TMO/c/TM Mail Rpt Dt. #66

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****Please place on Upper Right Corner****
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-transmitted to Elizabeth Pignatello, Examining Attorney,
Law Office 105 of the U.S. Patent and Trademark Office,
at 703-872-9825 on September 8, 2003

Deanna L. Hasler
Deanna L. Hasler

Examining Attorney: PIGNATELLO, ELIZABETH
Serial Number: 76/469770

Service Mark
Our File: 10603/068

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

International Medical Group, Inc.

Serial No.: 76/469,770

Service Mark: PATRIOT INTERNATIONAL

Filed: November 26, 2002

)
)
) Examining Attorney:
) Elizabeth Pignatello
) Law Office: 105
)
)
)
)

RESPONSE TO OFFICIAL ACTION OF MARCH 7, 2003

Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3514

Dear Madam:

In response to the Official Action issued on March 7, 2003 for the above-
referenced application, Applicant, through its subscribing attorney, respectfully requests
reconsideration of the application in view of the following amendment and remarks.

Serial No.: 76/469,770

Filed: November 26, 2002

AMENDMENT

Please amend the description of services to read as follows:

Underwriting and administering medical and travel insurance plans directed toward United States and non-United States citizens living and traveling internationally in International Class 36.

Please amend the application by entering the following disclaimer:

No claim is made to the exclusive right to use INTERNATIONAL apart from the mark as shown.

LIKELIHOOD OF CONFUSION

The Examining Attorney has initially refused registration of Applicant's "PATRIOT INTERNATIONAL" mark based on U.S. Registration No. 1,642,278 for the "PATRIOT GENERAL" word mark used in connection with "property and casualty insurance underwriting services."

Applicant's Mark Is Different In Appearance, Sound, Connotation and Commercial Impression From Registrant's Mark

Applicant's mark is different in appearance, sound, connotation and creates an entirely different commercial impression than the registration cited by the Examiner. The registration cited by the Examiner is for the "PATRIOT GENERAL" mark, which is a distinctly different mark than Applicant's "PATRIOT INTERNATIONAL" mark. It is a fundamental rule that the Examiner must consider the marks in their entirety when determining whether a likelihood of confusion exists between two respective marks.

Massey Junior College, Inc. v. Fashion Institute of Technology, 492 F.2d 1399 (C.C.P.A. 1974). In the present application, it is respectfully submitted that the Examiner has improperly placed an undue emphasis on the term PATRIOT, while ignoring the remaining elements of Applicant's mark.

Serial No.: 76/469,770

Filed: November 26, 2002

Applicant's mark includes the additional word "INTERNATIONAL", which is not present in the cited registration. As such, the wording used in Applicant's mark differs substantially from the "PATRIOT GENERAL" word mark cited by the Examiner. In addition, the term INTERNATIONAL in Applicant's mark creates a commercial impression of global or worldwide, whereas the term GENERAL in Registrant's mark creates a commercial impression of simple or basic. The "PATRIOT INTERNATIONAL" mark simply does not look like, sound like or create the same commercial impression as the "PATRIOT GENERAL" mark.

The fact that two marks contain similar wording does not result in the automatic conclusion that there is a likelihood of confusion as to the source of the goods/services. As the Trademark Manual of Examining Procedure states:

[I]f the goods or services in question are not related or marketed in such a way that they would be encountered by the same persons in situations that would create the incorrect assumption that they originate from the same source, then, even if the marks are identical, confusion is not likely.

TMEP § 1207.01(a)(i). See Foremost Dairies, Inc. v. Foremost Sales Promotions, Inc., 158 U.S.P.Q. 360 (T.T.A.B. 1968), *aff'd*, 443 F.2d 1191 (C.C.P.A. 1971)(FOREMOST for service of aiding *liquor* stores in the fields of advertising, merchandising, and sales promotions not likely to be confused with use of FOREMOST for service of distributing food products including *milk, cream, egg nog, orange juice*, dried milk, cheeses, butter, eggs and oleomargarine). Instead, one must also compare the differences between the services to determine if a likelihood of confusion exists.

Applicant's mark and the mark cited by the Examiner are clearly different in appearance, sound, connotation and commercial impression. As such, Applicant submits that this basis alone is sufficient enough to demonstrate that no likelihood of confusion

Serial No.: 76/469,770

Filed: November 26, 2002

exists between the mark cited by the Examiner and Applicant's respective mark.

However, as set forth below, when coupled with the differences in the channels of trade and the differences in relevant consumers of each parties' respective services, it becomes even more apparent that no likelihood of confusion exists.

No Confusion Is Likely Between Applicant's Service Mark "PATRIOT INTERNATIONAL" And Registrant's Mark Based On The Differences In The Channels Of Trade And Relevant Consumers

As set forth above, Applicant has amended its recitation of services as requested by the Examiner to clarify the respective services for which Applicant uses its mark. Applicant's services and the services set forth in the registration cited by the Examiner are only related by the fact that they are both broadly related to the field of insurance. However, the similarities between Applicant's services and those set forth in the cited registration begin and end with the fact that they are both broadly related to the field of insurance.

As set forth in greater detail below, Applicant's services and Registrant's services are completely unrelated even though both can be broadly classified as falling under the same general category of insurance. As the Trademark Trial and Appeal Board has stated, "the issue whether or not two products [services] are related does not revolve around the question of whether a term can be used that describes them both, or whether both can be classified under the same general category." Electronic Data Systems, Corp. v. EDSA Micro Corp., 23 USPQ 2d 1460 (TTAB 1992), citing, In re Cotter and Co., 179 USPQ 828 (TTAB 1973). The following analysis demonstrates that Applicant's use of the mark "PATRIOT INTERNATIONAL" for its respective services is not likely to be

Serial No.: 76/469,770

Filed: November 26, 2002

confused with the use of the "PATRIOT GENERAL" mark in relation to Registrant's services.

Registrability here must be assessed according to Electronic Design & Sales v. Electronic Data Systems, 21 USPQ 2d 1388 (Fed. Cir. 1991). That case involved Electronic Data's computer services sold under the mark "EDS" mark and Electronic Design's goods (power supplies or battery chargers) with the "E.D.S." trademark. The Federal Circuit held that the Board had been incorrect in concluding that the applicant's "goods are sufficiently related [to opposer's services] and would likely be encountered by some of the same persons so that confusion is likely." Id. at 1390 (emphasis in original). The court went on to state that, "at least in the case of goods and services that are sold, the inquiry generally will turn on whether actual or potential 'purchasers' are confused." Id.

Then the court formulated the following test:

The essential inquiry in this appeal then is whether there is likely to be sufficient overlap of the respective purchasers of the parties' goods and services to confuse actual and potential purchasers.

Id. In applying this test, the court concluded:

[I]n the instant case, where both applicant's goods and opposer's services are marketed and sold in the medical and certain other fields, it is error to deny registration simply because "applicant sells some of its goods in some of the same fields in which opposer provides its services," [citation omitted], without determining who are the "relevant persons" within each corporate customer. This is especially true where, as here, the Board acknowledged that "applicant's goods are specifically different and noncompetitive." [Citation omitted].

Id. At 1391 (emphasis in original). The Court concluded that since the parties' respective purchasers and potential purchasers were substantially different, and since applicant's

Serial No.: 76/469,770

Filed: November 26, 2002

equipment and opposer's services are different, there was no likelihood of confusion among relevant purchasers. Id. at 1393.

The Federal Circuit's decision in Electronic Design focused on three main factors: (1) the differences in the purchasers; (2) the channels of trade; and (3) the different goods (services) of each party. Id. at 1393. Some of the same factors here lead inevitably to the conclusion that Applicant's mark is not likely to be confused with the registration cited by the Examiner.

Applicant provides services in the field of underwriting and administering medical and travel insurance plans directed toward United States and non-United States citizens living and traveling internationally. Registrant's services are directed toward providing property and casualty insurance underwriting services. Applicant's respective services are completely unrelated to property and casualty insurance underwriting services and in no way relate to property and casualty. In sum, Applicant's services are clearly directed toward a completely different type of purchaser than the services that are provided by Registrant. There is simply no overlap in purchasers of Applicant's services and the services provided by Registrant.

Applicant's and Registrant's respective services travel in entirely different channels of trade. The channel of trade for Registrant's services would be directed toward individuals looking for property and casualty insurance, whereas Applicant's respective channel of trade would be for United States citizens and non-United States citizens looking for medical plans to cover them while living or traveling internationally. As readily apparent, there is clearly a vast difference between the channels of trade for

Serial No.: 76/469,770Filed: November 26, 2002

the Registrant's and Applicant's respective services, thereby obviating any likelihood of confusion.

All three factors that the Federal Circuit found important in deciding that no likelihood of confusion existed in the Electronic Design case demonstrate that there is no likelihood of confusion between Applicant's mark and the Registrant's mark. There is clearly a vast difference in the purchasers of each parties' respective services, the channels of trade used by each party and the services that are offered by each party. For all of the reasons set forth above, Applicant submits that no likelihood of confusion exists between its respective mark and the mark cited by the Examiner.

OWNERSHIP OF PRIOR REGISTRATION

Applicant notes the Examiner's request for Applicant to submit a claim of ownership of U.S. Registration No. 2,661,903. Due to an error of the U.S. Trademark Office that registration has been cancelled and is presently pending issuance again. As such, Applicant cannot properly submit a claim of ownership of this prior registration at this time as the mark is no longer registered.

Serial No.: 76/469,770

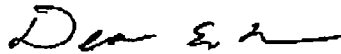
Filed: November 26, 2002

CONCLUSION

In view of the foregoing amendments and remarks, Applicant, through its subscribing attorney, respectfully requests reconsideration and allowance of the Application as filed.

INTERNATIONAL MEDICAL GROUP, INC.

By its Attorney of Record:



Dean E. McConnell
BRINKS HOFER GILSON & LIONE
One Indiana Square, Suite 1600
Indianapolis, Indiana 46204-2033

Date:

9/8/03

Service Mark
Our File: 10603/065

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)	
International Medical Group, Inc.)	Examining Attorney:
Serial No.: 76/316,697)	Wo Kay H. Price
Service Mark: PATRIOT EXECUTIVE)	Law Office: 111
Filed: September 25, 2001)	

RESPONSE TO OFFICIAL ACTION OF DECEMBER 17, 2001

BOX RESPONSE, NO FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3515

Dear Sir/Madam:

In response to the Official Action issued on December 17, 2001 for the above-referenced application, Applicant, through its subscribing attorney, respectfully requests reconsideration of the application in view of the following amendment and remarks.

AMENDMENT

Please amend the description of services to read as follows:

Developing, marketing and administering medical and travel insurance plans that are directed toward individuals, families and groups living and traveling internationally.

Please amend the application by entering the following disclaimer:

No claim is made to the exclusive right to use EXECUTIVE apart from the mark as shown.



LIKELIHOOD OF CONFUSION

The Examining Attorney has refused registration of Applicant's "PATRIOT EXECUTIVE" mark based on U.S. Registration No. 1,642,278 for the "PATRIOT GENERAL" mark for property and casualty insurance underwriting services.

As the Examiner properly noted, the Examiner must analyze each case in two steps to determine whether there is a likelihood of confusion. First, the Examiner must look at the marks themselves for similarities in appearance, sound, connotation and commercial impression. Second, the Examiner must compare the services to determine if they are related or if the activities surrounding their marketing are such that confusion as to origin is likely.

Applicant's Mark Is Different In Appearance, Sound, Connotation and Commercial Impression From Registrant's Mark

Applicant's mark is different in appearance, sound, connotation and creates an entirely different commercial impression than the registration cited by the Examiner. The registration cited by the Examiner is for the "PATRIOT GENERAL" word mark, which is a distinctly different mark than Applicant's "PATRIOT EXECUTIVE" mark. It is a fundamental rule that the Examiner must consider the marks in their entirety when determining whether a likelihood of confusion exists between two respective marks.

Massey Junior College, Inc. v. Fashion Institute of Technology, 492 F.2d 1399 (C.C.P.A. 1974). In the present application, it is respectfully submitted that the Examiner has improperly dissected out the term PATRIOT from Applicant's mark and Registrant's mark to support the basis for rejection while ignoring the overall commercial impression created by the marks when considered in their entirety.

The fact that two marks contain similar wording does not result in the automatic conclusion that there is a likelihood of confusion as to the source of the goods/services.

As the Trademark Manual of Examining Procedure states:

[I]f the goods or services in question are not related or marketed in such a way that they would be encountered by the same persons in situations that would create the incorrect assumption that they originate from the same source, then, even if the marks are identical, confusion is not likely.

TMEP § 1207.01(a)(i). See Foremost Dairies, Inc. v. Foremost Sales Promotions, Inc., 158 U.S.P.Q. 360 (T.T.A.B. 1968), *aff'd*, 443 F.2d 1191 (C.C.P.A. 1971) (FOREMOST for service of aiding *liquor* stores in the fields of advertising, merchandising, and sales promotions not likely to be confused with use of FOREMOST for service of distributing food products including *milk, cream, egg nog, orange juice*, dried milk, cheeses, butter, eggs and oleomargarine). Instead, one must also compare the differences between the services to determine if a likelihood of confusion exists. Guardian Products Co., Inc. v. Scott Paper Co., 200 U.S.P.Q. 738, 740 (T.T.A.B. 1978).

Applicant's mark is "PATRIOT EXECUTIVE" and Registrant's mark is "PATRIOT GENERAL." The similarities between these two respective marks begins and ends with the word PATRIOT. The "PATRIOT EXECUTIVE" mark differs in appearance, sound and connotation as compared to the "PATRIOT GENERAL" mark. Further, the "PATRIOT EXECUTIVE" mark creates an entirely different commercial impression than the "PATRIOT GENERAL" mark. The term EXECUTIVE creates the impression that the services provided by Applicant are for and executive group of individuals while the term GENERAL creates the impression that Registrant's services are for the general public.

Applicant's mark and the mark cited by the Examiner are clearly different in appearance, sound, connotation and commercial impression. As such, Applicant submits that this basis alone is sufficient enough to demonstrate that no likelihood of confusion exists between the mark cited by the Examiner and Applicant's respective mark. However, as set forth below, when coupled with the differences in the channels of trade and the differences in relevant consumers of each parties' respective services, it becomes even more apparent that no likelihood of confusion exists.

No Confusion Is Likely Between Applicant's Service Mark "IMG" And Registrant's Mark Based On The Differences In The Channels Of Trade And Relevant Consumers

Applicant's services and the services set forth in the registration cited by the Examiner are only related by the fact that they are both broadly related to the field of insurance. However, the similarities between Applicant's services and those set forth in the cited registration begins and ends with the fact that they are both broadly related to the field of insurance.

As set forth in greater detail below, Applicant's services and Registrant's services are completely unrelated even though both can be broadly classified as falling under the same general category of insurance. As the Trademark Trial and Appeal Board has stated, "the issue whether or not two products [services] are related does not revolve around the question of whether a term can be used that describes them both, or whether both can be classified under the same general category." Electronic Data Systems, Corp. v. EDSA Micro Corp., 23 USPQ 2d 1460 (TTAB 1992), *citing*, In re Cotter and Co., 179 USPQ 828 (TTAB 1973). The following analysis demonstrates that Applicant's use of the mark "PATRIOT EXECUTIVE" for its respective services is not likely to be

confused with the use of the "PATRIOT GENERAL" mark in relation to Registrant's services.

Registrability here must be assessed according to Electronic Design & Sales v. Electronic Data Systems, 21 USPQ 2d 1388 (Fed. Cir. 1991). That case involved Electronic Data's computer services sold under the mark "EDS" mark and Electronic Design's goods (power supplies or battery chargers) with the "E.D.S." trademark. The Federal Circuit held that the Board had been incorrect in concluding that the applicant's "goods are sufficiently related [to opposer's services] and would likely be encountered by some of the same persons so that confusion is likely." Id. at 1390 (emphasis in original). The court went on to state that, "at least in the case of goods and services that are sold, the inquiry generally will turn on whether actual or potential 'purchasers' are confused." Id.

Then the court formulated the following test:

The essential inquiry in this appeal then is whether there is likely to be sufficient overlap of the respective purchasers of the parties' goods and services to confuse actual and potential purchasers.

Id. In applying this test, the court concluded:

[I]n the instant case, where both applicant's goods and opposer's services are marketed and sold in the medical and certain other fields, it is error to deny registration simply because "applicant sells some of its goods in some of the same fields in which opposer provides it services," [citation omitted], without determining who are the "relevant persons" within each corporate customer. This is especially true where, as here, the Board acknowledged that "applicant's goods are specifically different and noncompetitive." [Citation omitted].

Id. At 1391 (emphasis in original). The Court concluded that since the parties' respective purchasers and potential purchasers were substantially different, and since applicant's

equipment and opposer's services are different, there was no likelihood of confusion among relevant purchasers. Id. at 1393.

The Federal Circuit's decision in Electronic Design focused on three main factors: (1) the differences in the purchasers; (2) the channels of trade, and; (3) the different goods (services) of each party. Id. at 1393. Some of the same factors here lead inevitably to the conclusion that Applicant's mark is not likely to be confused with the registration cited by the Examiner.

Applicant designs, markets, and provides medical and travel insurance plan administration services that are directed toward individuals, families and groups living and traveling internationally. Registrant's services are directed toward property and casualty insurance underwriting services. Registrant's services and Applicant's services are clearly different as Applicant does not underwrite its respective plans. Further, Applicant's services in no way relate to property and casualty insurance. In sum, Applicant's services are directed toward a completely different type of purchaser than the services that are provided by Registrant.

As set forth above, Applicant's respective services are directed toward designing, marketing and administering medical insurance plans for individuals, families and groups that are living and traveling internationally. Registrant's services are not directed toward medical plans for individuals, families or groups that are living or traveling internationally, but are directed toward property and casualty underwriting services. As such, the channel of trade for Registrant's services would be directed toward insurance agents that provide property and casualty insurance policies, whereas Applicant's respective channel of trade would be for executive individuals, families and groups that

are looking for medical plans to cover them while living or traveling internationally. As readily apparent, there is clearly a vast difference between the channels of trade for the Registrant's and Applicant's respective services, thereby obviating any likelihood of confusion.

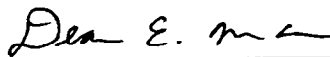
All three factors that the Federal Circuit found important in deciding that no likelihood of confusion existed in the Electronic Design case demonstrate that there is no likelihood of confusion between Applicant's mark and Registrant's mark. There is clearly a vast difference in the purchasers of each parties' respective services, the channels of trade used by each party and the type of services that are offered by each party. For all of the reasons set forth above, Applicant submits that no likelihood of confusion exists between its respective design mark and the word mark cited by the Examiner.

CONCLUSION

In view of the foregoing amendments and remarks, Applicant, through its subscribing attorney, respectfully requests reconsideration and allowance of the Application as filed.

INTERNATIONAL MEDICAL GROUP, INC.

By its Attorney of Record:



Dean E. McConnell
BRINKS HOFER GILSON & LIONE
One Indiana Square, Suite 2425
Indianapolis, Indiana 46204-2033

EXHIBIT 7

FACSIMILE COVER SHEET

Date: September 8, 2003

To: Karen Bracey
Fax No: 703-746-8116
Law Office 116From: Dean E. McConnell, Esq.
Tel. No: 317-636-0886
Client No: 10603/071Your Ref.: 78/197,380
No. of Pages (inc. this page): 11Confirmation Copy To Follow: Yes ☐ No ☒

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GILSON
& LIONE**A PROFESSIONAL CORPORATION
INTELLECTUAL PROPERTY
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SUITE 1800
INDIANAPOLIS, INDIANA 46204-2033
FACSIMILE 317-634-6701
TELEPHONE 317-636-0886CHICAGO, IL
SAN JOSE, CA
ANN ARBOR, MI
ARLINGTON, VA

09-09-2003

U.S. Patent & TMOtc/TM Mail Rcpt Dt. #66

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I hereby certify that this correspondence is being facsimile
transmitted to Karen Bracey, Examining Attorney,
Law Office 116 of the U.S. Patent and Trademark Office,
at 703-746-8116 on September 8, 2003


Deanna L. Hester

Service Mark
Our File: 10603/071

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

International Medical Group, Inc.

Serial No.: 78/197,380

Service Mark: **PATRIOT EXTREME**

Filed: December 23, 2002

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Examining Attorney:
Karen Bracey
Law Office: 116

RESPONSE TO OFFICIAL ACTION OF JUNE 9, 2003

Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3514

Dear Madam:

In response to the Official Action issued on June 9, 2003 for the above-referenced application, Applicant, through its subscribing attorney, respectfully requests reconsideration of the application in view of the following remarks.

Serial No.: 78/197,380

Filed: December 23, 2002

PRIOR PENDING APPLICATION

Applicant notes the Examiner's citation of Application Serial No. 76-390,319 as a possible basis for rejection of the application under Trademark Act Section 2(d). In response thereto, Applicant respectfully submits a copy of a Consent Agreement between Applicant and the owner of the pending application cited by the Examiner. See Exhibit A. As indicated therein, neither of the parties feel that a likelihood of confusion exists between the contemporaneous use and registration of the respective marks at issue. As such, Applicant respectfully requests the Examiner to enter the Consent Agreement into record and to issue a Notice of Allowance for this application.

OWNERSHIP OF PRIOR REGISTRATION

Applicant notes the Examiner's request for Applicant to submit a claim of ownership of U.S. Registration No. 2,661,903. Due to an error of the U.S. Trademark Office that registration has been cancelled and is presently pending issuance again. As such, Applicant cannot properly submit a claim of ownership of this prior registration at this time as the mark is no longer registered.

Serial No.: 78/197,380

Filed: December 23, 2002

CONCLUSION

In view of the foregoing remarks, Applicant, through its subscribing attorney,
respectfully requests reconsideration and allowance of the Application as filed.

INTERNATIONAL MEDICAL GROUP, INC.

By its Attorney of Record:

Dean E. McConnell

Dean E. McConnell
BRINKS HOFER GILSON & LIONE
One Indiana Square, Suite 1600
Indianapolis, Indiana 46204-2033

Date: 9/8/03

Serial No.: 78/197,380

Filed: December 23, 2002

EXHIBIT A

CONSENT AGREEMENT

THIS AGREEMENT, executed and effective as of the later of the two dates of signing indicated below, is entered into by and between PATRIOT MUTUAL INSURANCE COMPANY ("PMIC"), a Maine corporation having its principal place of business at Brunswick, ME, and INTERNATIONAL MEDICAL GROUP, INC. ("IMG"), an Indiana corporation having its principal place of business at Indianapolis, IN.

WHEREAS, PMIC is an insurance company, and in its operations as an insurance company uses and has used the mark PATRIOT MUTUAL INSURANCE COMPANY for the following goods and services: insurance underwriting and administration services in the fields of health, dental, property and casualty, in commerce since at least as early as January, 1996, and has applied to register such mark on the Principal Register of the United States Patent and Trademark Office, Serial No. 76/390,319; and

WHEREAS, PMIC in its operations as an insurance company uses and has used variations of the mark PATRIOT MUTUAL INSURANCE COMPANY, including PATRIOT and PATRIOT MUTUAL, for the following goods and services: insurance underwriting and administration services in the fields of health, dental, property and casualty, in commerce since at least as early as January, 1996; and

WHEREAS, PMIC and its wholly owned subsidiary, Patriot Life Insurance Company (which is also an insurance company), use and have used in their respective operations as insurance companies the marks PATRIOT LIFE INSURANCE COMPANY and PATRIOT LIFE in connection with life and health insurance underwriting and administration in commerce since at least as early as September, 1995; and

WHEREAS, IMG is a managing general underwriter and insurance plan administrator, and in its operations as such an underwriter and administrator uses and has used the mark PATRIOT TRAVEL MEDICAL INSURANCE for the following goods and services: medical insurance plan administration services directed toward individuals, families and/or groups living, working and/or traveling internationally in commerce, since at least as early as May 1996, and has applied to register such mark on the Principal Register of the United States Patent and Trademark Office, Serial No. 76/232,718; and

WHEREAS, IMG in its operations as such an underwriter and administrator uses and has used the mark PATRIOT GROUP TRAVEL MEDICAL INSURANCE for the following goods and services: developing, marketing, underwriting and administering medical and travel insurance plans directed toward United States and non-United States citizens living, working and/or traveling internationally in commerce, since at least as early as June 1996, and has applied to register such mark on the Principal Register of the United States Patent and Trademark Office, Serial No. 76/469,774; and

WHEREAS, IMG in its operations as such an underwriter and administrator uses and has used the mark PATRIOT EXECUTIVE for the following goods and services: developing, marketing and administering medical and travel insurance plans that are directed toward

)

individuals, families and/or groups living, working and/or traveling internationally in commerce, since at least as early as January 1998, and has applied to register such mark on the Principal Register of the United States Patent and Trademark Office, Serial No. 76/316,697; and

WHEREAS, IMG in its operations as such an underwriter and administrator uses and has used the mark PATRIOT INTERNATIONAL for the following goods and services: developing, marketing and administering medical and travel insurance plans that are directed toward United States citizens living, working and/or traveling internationally in commerce, since at least as early as June 1993, and has applied to register such mark on the Principal Register of the United States Patent and Trademark Office, Serial No. 76/469,770; and

WHEREAS, IMG in its operations as such an underwriter and administrator uses and has used the mark PATRIOT for the following goods and services: developing, marketing, underwriting and administering medical and travel insurance plans directed toward United States and non-United States citizens living, working and/or traveling internationally in commerce, since at least as early as June 1993, and has applied to register such mark on the Principal Register of the United States Patent and Trademark Office, Serial No. 76/469,771; and

WHEREAS, IMG in its operations as such an underwriter and administrator uses and has used the mark PATRIOT AMERICA for the following goods and services: developing, marketing, underwriting and administering medical and travel insurance plans directed toward non-United States citizens living, working and/or traveling internationally in commerce, since at least as early as June 1993, and has applied to register such mark on the Principal Register of the United States Patent and Trademark Office, Serial No. 76/469,772; and

WHEREAS, IMG in its operations as such an underwriter and administrator has a bona fide intention to use the mark PATRIOT EXTREME for the following goods and services: medical, travel, life and health insurance plan underwriting and administration services directed toward insurance companies and/or individuals, families and/or groups living, working and/or traveling internationally, and has applied to register such mark on the Principal Register of the United States Patent and Trademark Office, Serial No. 78/197,380; and

WHEREAS, IMG in its operations as such an underwriter and administrator has a bona fide intention to use the marks PATRIOT EXECUTIVE GROUP and PATRIOT RETURN for the following goods and services: medical, travel, life and health insurance plan underwriting and administration services directed toward insurance companies and/or individuals; families and/or groups living, working and/or traveling internationally, and intends to apply to register such marks on the Principal Register of the United States Patent and Trademark Office; and

WHEREAS, the United States Patent and Trademark Office has cited one of IMG's marks and pending applications against registration of one of PMIC's marks on the grounds that the marks are confusingly similar; and

WHEREAS, the parties hereto anticipate that the United States Patent and Trademark Office may cite PMIC's application or registration of the PATRIOT MUTUAL INSURANCE COMPANY application or registration against one or more of IMG's pending applications; and

WHEREAS, the parties hereto recognize the validity and propriety of each other's use and registration of their respective marks in connection with their respective business operations, goods and services, and wish to avoid any conflict with the other's use or registration of their respective marks; and

WHEREAS, the parties hereto have concluded that confusion is not likely to arise from their past, present and future use and registration of their respective marks in connection with their respective business operations, goods and services as set forth above for the following reasons:

- (i) IMG's business operations and insurance plans are primarily directed toward international travelers and non-U.S. citizens, whereas PMIC's business operations and insurance plans are directed primarily toward U.S.-based domestic employers and other groups and are unrelated to international travel;
- (ii) PMIC's insurance plans, although they currently include health insurance, are primarily directed toward U.S.-based domestic life, dental, property and casualty insurance risks, with medical plans not currently being actively marketed; and
- (iii) IMG used, uses and/or intends to use its various "Patriot"-based marks in connection with its operations as a managing general underwriter and insurance plan administrator and in connection with the tradenames for various and/or specific international insurance plans or programs that it has developed or will develop and which risks are underwritten by third-party insurance companies separate and distinct from IMG, whereas PMIC used, uses and/or intends to use its various "Patriot"-based marks in connection with its corporate name or names, its operations as a U.S.-based domestic insurance company, and in connection with its underwriting and administrative services related thereto, but not in relation to any specific tradenames for any particular insurance plans or programs.

NOW, THEREFORE, in consideration of the mutual promises set forth herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

1. IMG hereby consents to, and agrees that it will not take any action to interfere with, object to, or prevent, the use or registration of the mark PATRIOT MUTUAL INSURANCE COMPANY by PMIC in connection with the goods and services described in Application Serial No. 76/390,319 and will not attempt to cancel any resulting Registration.
2. IMG hereby consents to, and agrees that it will not take any action to interfere with, object to, or prevent, the use or registration of variations of the PATRIOT MUTUAL INSURANCE COMPANY mark, including, without limitation, PATRIOT MUTUAL and PATRIOT and the design mark pending under Serial No. 76/390,318, by

PMIC in connection with the goods and services described in Application Serial No. 76/390,319 and will not attempt to cancel any resulting Registration.

3. IMG hereby consents to, and agrees that it will not take any action to interfere with, object to, or prevent, the use or registration of the marks PATRIOT LIFE INSURANCE COMPANY and PATRIOT LIFE in connection with life and health insurance underwriting and administration by PMIC or any subsidiary or affiliate of PMIC and will not attempt to cancel any resulting Registration.

4. PMIC hereby consents to, and agrees that it will not take any action to interfere with, object to, or prevent, the use or registration of the mark PATRIOT TRAVEL MEDICAL INSURANCE by IMG in connection with the goods and services described in Application Serial No. 76/232,718 and will not attempt to cancel any resulting Registration.

5. PMIC hereby consents to, and agrees that it will not take any action to interfere with, object to, or prevent, the use or registration of the mark PATRIOT GROUP TRAVEL MEDICAL INSURANCE by IMG in connection with the goods and services described in Application Serial No. 76/469,774 and will not attempt to cancel any resulting Registration.

6. PMIC hereby consents to, and agrees that it will not take any action to interfere with, object to, or prevent, the use or registration of the mark PATRIOT EXECUTIVE by IMG in connection with the goods and services described in Application Serial No. 76/316,697 and will not attempt to cancel any resulting Registration.

7. PMIC hereby consents to, and agrees that it will not take any action to interfere with, object to, or prevent, the use or registration of the mark PATRIOT INTERNATIONAL by IMG in connection with the goods and services described in Application Serial No. 76/469,770 and will not attempt to cancel any resulting Registration.

8. PMIC hereby consents to, and agrees that it will not take any action to interfere with, object to, or prevent, the use or registration of the mark PATRIOT by IMG in connection with the goods and services described in Application Serial No. 76/469,771 and will not attempt to cancel any resulting Registration.

9. PMIC hereby consents to, and agrees that it will not take any action to interfere with, object to, or prevent, the use or registration of the mark PATRIOT AMERICA by IMG in connection with the goods and services described in Application Serial No. 76/469,772 and will not attempt to cancel any resulting Registration.

10. PMIC hereby consents to, and agrees that it will not take any action to interfere with, object to, or prevent, the use or registration of the mark PATRIOT

EXTREME by IMG in connection with the goods and services described in Application Serial No. 76/197,380 and will not attempt to cancel any resulting Registration.

11. PMIC has objected to IMG's application for the PATRIOT TRAVEL MEDICAL INSURANCE mark. PMIC hereby agrees not to further object to, interfere with, or attempt to prevent IMG from obtaining a certificate of registration for its PATRIOT TRAVEL MEDICAL INSURANCE mark. Upon execution of this Consent Agreement, PMIC hereby agrees and promises to promptly withdraw, in writing, any objections they may have filed with the United States Patent and Trademark Office as it relates to IMG's application for registration of the PATRIOT TRAVEL MEDICAL INSURANCE mark.

12. The parties agree to execute and file with the United States Patent and Trademark Office any and all documents which may be necessary or proper to effectuate the terms of this Agreement, including the registration of the parties' respective marks.

13. The parties agree to continue to take reasonable action to prevent, minimize and/or correct any confusion due to the coexistence and registration of their respective marks, and to promptly notify each other in good faith of any future instances of confusion should any occur.

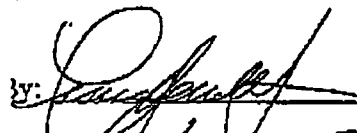
14. The parties acknowledge that as of the date of this Agreement there have been no known or reported instances of actual or purported confusion between the contemporaneous use of the respective marks covered by this Agreement.

15. IMG agrees to permit and consent to the future use, adoption and registration of other "Patriot"-based marks by PMIC and its subsidiaries and affiliates, and agrees that it will not take any action to interfere with, object to, or prevent PMIC's use or registration of such marks, on the conditions that and so long as: (i) PMIC uses any such other mark(s) solely in connection with its name(s) as an insurance company and/or the name(s) or naming of its subsidiaries and/or affiliates, (ii) the services for which such marks are used are primarily U.S.-based and domestic, and not directed toward individuals, families and/or groups living, working and/or traveling internationally, and (iii) PMIC does not use any such marks in relation to any specific tradenames for any particular insurance plans or programs. PMIC agrees to permit and consent to the future use, adoption and registration of other "Patriot"-based marks by IMG and its subsidiaries and affiliates, and agrees that it will not take any action to interfere with, object to, or prevent IMG's use or registration of such marks, on the conditions that and so long as: (i) IMG does not use any such other marks in connection with any business operations as an insurance company (although IMG's insurance company partners may so use IMG's marks), (ii) the products and services upon which such marks are used are primarily directed toward individuals, families and/or groups living, working, and/or traveling internationally, and (iii) IMG uses any such marks solely in relation to one or more specific tradenames for particular insurance plans or programs.

16. This Agreement contains the entire agreement between the parties and may only be amended or supplemented in a writing signed by both parties.

IN WITNESS WHEREOF, the parties hereto enter into this agreement on the last date set forth above.

ATRIOT MUTUAL INSURANCE COMPANY

By: 
Name: LEONARD J. McNEILL, JR.
Title: President
Date: 2-12-02

INTERNATIONAL MEDICAL GROUP, INC.

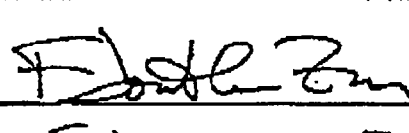
By: 
Name: F. JONATHAN ZUSY
Title: General Counsel, V.P.
Dated: 3/9/03

EXHIBIT 8

Are you missing out on an untapped market?

You could be earning easy commissions from a market you never considered-international medical insurance. Chances are, you have clients who will soon be traveling abroad and their domestic coverage won't be enough. Don't let your clients leave their medical care to chance.



International Medical Group* has been providing insurance products to travelers and international citizens for more than a decade.

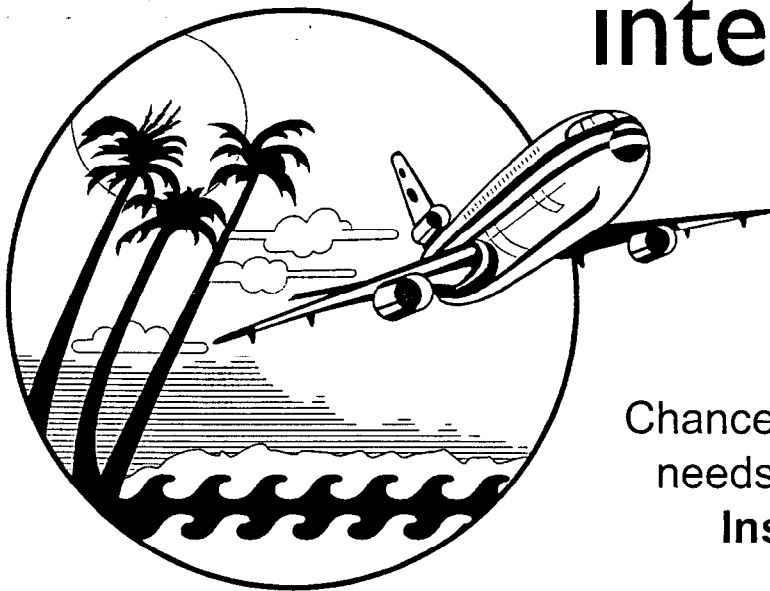
Patriot Travel Medical Insurance* - Short-term travel plans for individuals and groups

Global Medical Insurance* - Long-term plans for individuals and families

GEOSM Group- Long-term plans for multi-national organizations and corporations

For more information, contact:

Do you have clients traveling internationally?



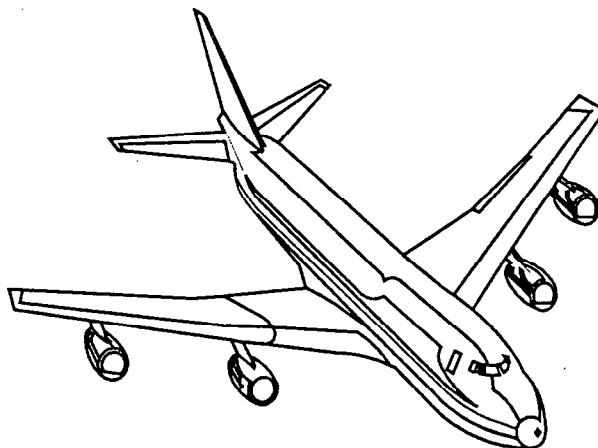
Chances are someone you know
needs **Patriot Travel Medical
Insurance®** from IMG®.

Here are some examples of cases placed by brokers **JUST LIKE YOU:**

- ✓ Graduating seniors going to Europe
- ✓ 65+ traveling/Medicare doesn't cover
- ✓ College students studying abroad
- ✓ Foreign au pairs and nannies
- ✓ Families sponsoring exchange students
- ✓ US Firms sending executives abroad
- ✓ International vacationers
- ✓ Hi-Tech workers recruited from India
- ✓ Missionaries - groups or individuals
- ✓ Relatives visiting from overseas
- ✓ Recently arrived immigrants

For more information, contact:

Are your clients covered
when they travel abroad?



Do you have a product that
covers foreign visitors in the USA?

**Give your clients Global Peace of Mind® by offering
international travel medical insurance from IMG®!**

IMG provides insurance products to U.S. citizens traveling abroad and non-U.S. citizens worldwide including international students, vacationers, expatriates, foreign nationals, and more. IMG offers both long-term and short-term plans for groups or individuals.

For more information, contact:

Benefits to your agency:

- Commission paid directly to you
- Internet on-line application available for both short and long-term plans
- On-line Affiliate Program - you can make money 24 hours a day
- Automatic issue for short-term plans
- Daily fax confirmation to you on all issued short-term sales



Are Your Clients
COVERED
when they
TRAVEL
ABROAD?

IMG provides insurance products to U.S. citizens traveling abroad and non-U.S. citizens worldwide, including individuals and groups who are international students, vacationers, expatriates, foreign nationals, and more.

Benefits to your agency:

- Commission paid directly to you
- Internet on-line application available
- Affiliate Program - agents can make money 24 hours a day
- Automatic issue for short-term plans

**Give your clients
Global Peace of Mind®
by offering international
travel medical
insurance from IMG®!**

For more information:

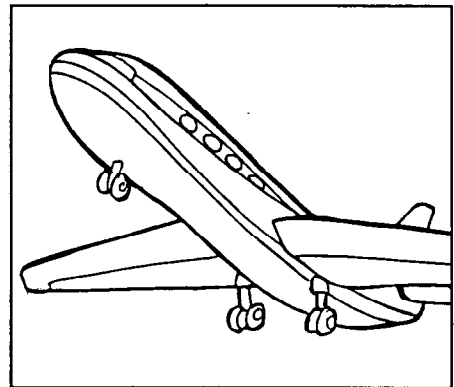
Are your clients traveling the globe?

Don't let your clients leave their medical care to chance.

Since 1990, **International Medical Group®** has been providing insurance products to travelers and international citizens.

IMG®'s **Global Medical Insurance®** provides a complete assistance package of U.S.-style benefits including:

- Worldwide coverage
- Designed for foreign nationals & expatriates
- US\$5 million lifetime coverage
- Emergency medical evacuation
- Repatriation
- Incentive-based PPO network in the USA



IMG also offers **Patriot Travel Medical Insurance®**, an automatic issue plan for your clients who are traveling abroad on a short-term basis.

For more information, contact:

Global Medical Insurance®

Long-term plans for
individuals and families

**Patriot Travel Medical
Insurance®**

Short-term travel plans for
individuals and groups

GOING SOMEWHERE?

Many international travelers assume they will be covered for illnesses and injuries while abroad. The truth is, your domestic insurance plan may not travel with you. **International Medical Group®** has been providing insurance products to travelers and international citizens since 1990. We offer long-term and short-term coverage for U.S. and non-U.S. citizens, individuals and groups. If you or your employees are moving abroad, traveling between countries, or maintaining multiple countries of residence, we have a medical plan to fit your needs.

For more information, please contact:

■ **Patriot Travel Medical Insurance®**

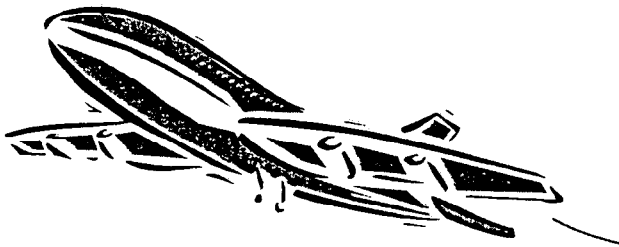
Short-term travel plans for individuals and groups

■ **Global Medical InsuranceSM**

Long-term plans for individuals and families

■ **GEOSM Group**

Long-term plans for multinational organizations and corporations



Take the uncertainty out of international travel.

International Medical Group® has provided U.S.-style coverage to overseas travelers since 1990. We're available 24 hours a day for medical emergencies, helping you through language and currency barriers when you need it most.



Patriot Travel Medical Insurance®

Short-term travel plans for individuals and groups

Global Medical InsuranceSM

Long-term plans for individuals and families

GEO Group

Long-term plans for multi-national organizations and corporations



Let us help you plan today for tomorrow's uncertainties.

For more information, contact:

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When you travel, don't leave behind all the comforts of home.

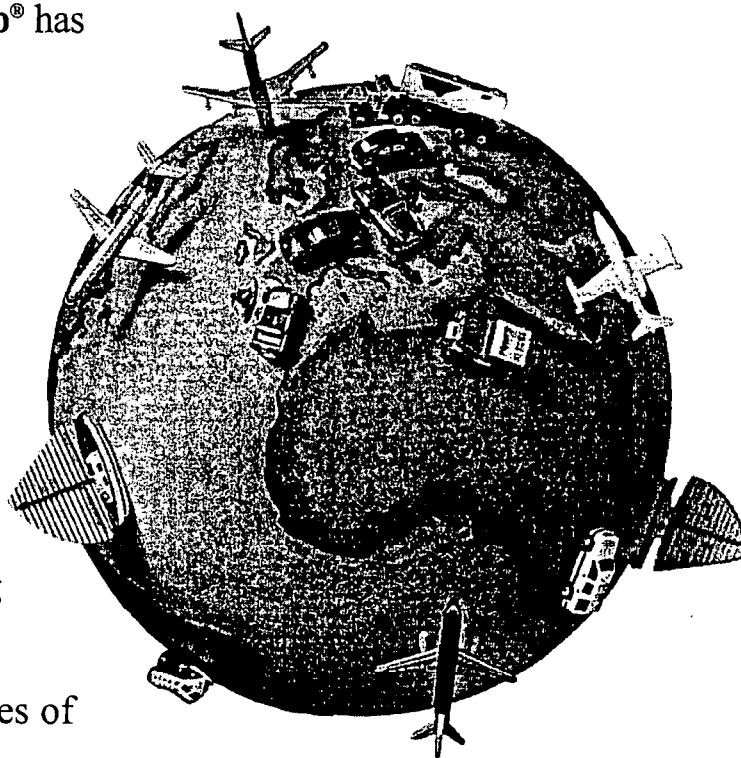
Many international travelers assume they will be covered for illnesses and injuries while abroad. The truth is, your domestic insurance plan may not travel with you.

International Medical Group® has

been providing insurance products to travelers and international citizens since 1990. We offer long-term and short-term coverage for U.S. and non-U.S. citizens, individuals and groups.

If you or your employees are moving abroad, traveling between countries, or maintaining multiple countries of residence, we have a medical plan to fit your needs.

Please contact:



Patriot Travel Medical Insurance®

Short-term travel plans for individuals and groups

Global Medical InsuranceSM

Long-term plans for individuals and families

GEOSM Group

Long-term plans for multinational
organizations and corporations

Global peace of mind.

When you're traveling or moving abroad, you have enough worries. Don't let your medical coverage be one of them. **International Medical Group*** has been providing insurance products to travelers and international citizens for more than a decade. We offer long-term and short-term coverage for U.S. and non-U.S. citizens, individuals and groups.



For more information,
please contact:

Patriot Travel Medical Insurance*

Short-term travel plans for
individuals and groups

Global Medical InsuranceSM

Long-term plans for individuals
and families

GEOSM Group

Long-term plans for multi-national
organizations and corporations



INTERNATIONAL MEDICAL GROUP

Plan Administrator

International Medical Group®, Inc.
2960 North Meridian Street
Indianapolis, IN 46208 USA

For marketing questions, please call 866.368.3724

For all other inquiries, please call 800.628.4664 or
317.655.4500

Fax: 317.655.4505

Email: insurance@imglobal.com

www.imglobal.com



SIRIUS
INTERNATIONAL

Plan Underwriter

This Patriot Executive® plan is underwritten by Sirius International Insurance Corporation (publ). Sirius International is rated A (excellent) by A.M. Best and A- by Standard and Poor's (at the time of printing). Sirius International is a White Mountains Re company.

IMG, International Medical Group, the IMG block design logo, imglobal, Patriot, Patriot Executive, and Global Peace of Mind are the trademarks, service marks and/or registered marks of International Medical Group, Inc. Sirius, Sirius International, and the Sirius design logo are the trademarks, service marks and/or registered marks of Sirius International Insurance Corporation (publ).

CONTACT INFORMATION

Producer Contact Information:

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INTERNATIONAL MEDICAL GROUP

Patriot Executive®

*Medical insurance for
traveling executives*



0105

IMG 000010

The uncertainties of travel



As an executive who travels frequently throughout the year, you have plenty of responsibilities. You don't want to think about your medical coverage while you're abroad. But what would happen if you became ill or injured during your trip?

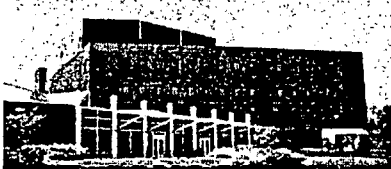
Most executives assume they will be covered by their standard medical plan. The truth is, while traditional plans offer adequate domestic coverage, they may not be designed for international travel.

International Medical Group* is here to help you plan today for tomorrow's uncertainties. As the managing general underwriter for Sirius International Insurance Corporation (publ) (the "Company"), we offer Patriot Executive*, a complete assistance package of international benefits and 24 hour availability. With Patriot Executive, you purchase coverage for a period of one year and select a maximum trip duration of either 15 days or 30 days on your enrollment form. You are then covered during that year, in accordance with the terms of the plan, for the selected trip duration of each trip you take outside of your country of citizenship beginning on the date of departure for each trip.

IMG, the experienced plan administrator



IMG World Headquarters
Indianapolis, Indiana



Since 1990, International Medical Group (IMG*) has provided a unique, full-service approach to insurance coverage. Dedicated exclusively to the international insurance market, IMG provides coverage services to individuals and families in more than 150 countries.

Medical treatment while traveling is often an unfortunate fact of life. Our goal is to make the medical process a smooth and efficient one. IMG's multilingual claim administrators, on-site medical staff and customer service professionals work together to give you true Global Peace of Mind*. IMG representatives are available 24 hours a day, seven days a week, 365 days a year for medical emergencies, evacuations and precertification. You can rest assured that IMG will be there for you whether it be for routine treatment or during a medical emergency.

0105 Updated 1/05

INTERNATIONAL EMERGENCY CARE

Emergency Evacuation

To US\$25,000 for pre-existing conditions, to US\$50,000 for covered incidents when coordinated through the Plan Administrator

The Patriot Executive* plan includes coverage for emergency medical evacuation to the nearest qualified medical facility; expenses for reasonable travel and accommodations resulting from the evacuation; and the cost of returning to either the country of residence or the country where the evacuation occurred up to the policy limit. The plan pays up to US\$25,000 for evacuations resulting from a pre-existing condition and up to US\$50,000 for evacuations resulting from other covered incidents.

Emergency Reunion

To US\$15,000 when coordinated through the Plan Administrator

The Patriot Executive plan also provides emergency reunion coverage, up to US\$15,000 for a maximum of 15 days, for the reasonable travel and lodging expenses of a relative or friend during an emergency medical evacuation of the insured person: either the cost of accompanying the insured during the evacuation or traveling from the country of residence to be reunited with the insured.

Repatriation

To US\$25,000 when coordinated through the Plan Administrator

If a covered illness/injury results in death, expenses for repatriation of bodily remains or ashes to the country of citizenship will be covered up to a maximum of US\$25,000.

Returning Minor Children

To US\$5,000 when coordinated through the Plan Administrator

If an insured person is hospitalized due to a covered illness/injury and is traveling alone with child(ren) 19 or under that otherwise would be left unattended, the Patriot Executive plan will reimburse up to US\$5,000 for one way economy fare to their home country, including a chaperone, if necessary, for the safety of the child(ren).

SPECIAL COVERAGES

Trip Interruption

To US\$5,000

If, during a covered trip, there is a death of an immediate family member (spouse, child, parent or sibling) or the substantial destruction of the insured's principal residence, the Patriot Executive plan will reimburse the insured up to US\$5,000 for the cost of returning the insured to the area of principal residence. The plan will cover reimbursement for a one way air or ground transportation ticket of the same class as the unused travel ticket, less the value of the unused return ticket.

E OF BENEFITS - THIS PLAN INCLUDES THE FOLLOWING BENEFITS:

SPECIAL COVERAGES (continued)

Lost Luggage	To US\$50 per item of luggage; maximum of US\$250
---------------------	--

This benefit will be paid in the event that the Common Carrier permanently loses an insured person's checked luggage. This coverage is secondary to any other available coverage, including the Carrier's.

Common Carrier Accidental Death	US\$50,000 to Beneficiary; maximum of US\$250,000 per family
--	---

If accidental death should occur while traveling on a commercial Common Carrier, US\$50,000 will be paid to the designated beneficiary, to a maximum of US\$250,000 per family. (*See asterisk on panel 4)

MEDICAL BENEFITS usual, reasonable and customary charges, subject to deductible

Hospital Room and Board	To Policy Maximum for average semi-private room rate
--------------------------------	---

Intensive Care	To Policy Maximum
-----------------------	--------------------------

Medical Expenses	To Policy Maximum
-------------------------	--------------------------

Outpatient Medical	To Policy Maximum
---------------------------	--------------------------

Local Ambulance	To Policy Maximum
------------------------	--------------------------

Emergency Room	As described below
-----------------------	---------------------------

Charges incurred for the use of the Emergency Room due to an accident are covered up to the Policy Maximum.

Charges incurred for the use of the Emergency Room for treatment of an illness are subject to an additional (extra) US\$250 deductible if treatment does not require admittance to the hospital.

Dental	As described below
---------------	---------------------------

Injury due to an accident: The plan covers the cost of emergency dental treatment and dental procedures necessary to restore sound natural teeth lost or damaged in an accident up to the Policy Maximum.

Sudden dental pain: The plan will pay up to US\$100 for the necessary treatment of sudden, unexpected pain to sound natural teeth.

Pre-existing Conditions	To US\$5,000 per period of coverage
--------------------------------	--

The plan will cover up to US\$5,000 maximum, per insured person, per period of coverage (not per trip), for the sudden and unexpected recurrence of a pre-existing condition, as defined in the certificate wording.

MEDICAL BENEFITS (continued)

Sports & Activities Coverage	To Policy Maximum for basic sports as described below
---	--

The Patriot Executive plan covers injuries incurred during certain amateur athletic activities which are non-contact and engaged in by an insured person solely for leisure, recreation, entertainment or fitness purposes. However, activities not covered include amateur or professional sports or other athletic activity which is organized and/or sanctioned, or which involves regular or scheduled practices, games or competition. The following hazardous activities are likewise excluded: Scuba diving, mountain climbing (up to 4500 meters or where ropes or guides are normally used), jet, snow and water skiing and snowboarding, sky diving, amateur racing, piloting an aircraft, bungee jumping and spelunking.

Accidental Death & Dismemberment	US\$25,000 principal sum
---	---------------------------------

The Patriot Executive plan includes US\$25,000 principal sum benefit for Accidental Death and Dismemberment occurring during the period of coverage: • Accidental Loss of life - principal sum* • Accidental Loss of life which occurred during a hijacking, kidnapping or attempted kidnapping - two times the principal sum* • Accidental Loss of two Members - principal sum • Accidental Loss of one Member - 50% of principal sum. "Member" means hand, foot or eye. For more information see the Conditions of Coverage section on panel 9. *See asterisk below

BASIC PLAN INFORMATION

Deductible	US\$250 per each covered illness; deductible waived for claims incurred as a result of a covered accident
-------------------	--

Coinurance	None
-------------------	-------------

Policy Maximum	US\$1,000,000; US\$50,000 for travelers who are 70-75 years old
-----------------------	--

Benefit Period	Six months
-----------------------	-------------------

If a covered injury or illness requires continuing treatment after the period of coverage expires, the six-month Benefit Period may provide continued coverage. When the certificate expires, the Company will review the date of initial treatment for the covered injury or illness. If treatment began less than six months before the period of coverage expired, benefits for the covered injury or illness will continue subject to the Policy Limits and the other terms of the plan until there have been six months of continuous coverage for the covered injury or illness.

**Notwithstanding separate benefits, limits and sublimits for Common Carrier Accidental Death benefit (panel 3) and Accidental Death & Dismemberment benefits (above), no more than US\$50,000 dollars per individual will be paid to a beneficiary in the event of any death that occurs while covered by the Patriot Executive plan.*

OPTIONAL BENEFIT

Terrorism Rider | US\$50,000 lifetime maximum

The Patriot Terrorism Rider provides coverage for injuries and illness incurred as a result of an act of Terrorism, subject to a US\$50,000 lifetime maximum.

If an insured person is injured as a result of an act of Terrorism, and the insured person has no direct or indirect participation in the act, the plan will reimburse eligible medical claims subject to a US\$50,000 lifetime maximum. Claims incurred as a result of radiological, nuclear, chemical or biological weapons or events are not covered.

Terrorism is the systematic or planned use of violence, fear, or threat of violence in order to intimidate a population or government, especially as a means of coercion or to obtain a granting of any demand.

This Rider does not cover an act of Terrorism in a country or location where the United States government has issued a travel advisory that has been in effect within the 6 months prior to the insured person's date of arrival.

This Rider does not cover an act of Terrorism in the event that an advisory to leave a certain country or location is issued by the United States government after the insured person's arrival date, and the insured person unreasonably fails or refuses to depart the country or location.

For premium information, please see the premium calculation section of the enrollment form on the reverse side.

Eligibility for Patriot Executive

U.S. citizens

You, your spouse and children are eligible for Patriot Executive while traveling together outside the United States if you: 1) are under the age of 76, 2) are covered by an individual or group medical plan, and 3) travel outside the United States frequently throughout the year.

Non-U.S. citizens

You, your spouse and children are eligible for Patriot Executive while traveling together outside your country of citizenship if you: 1) are under the age of 76, 2) are covered by an individual or group medical plan, and 3) travel outside your country of citizenship frequently throughout the year.

Although the Patriot Executive plan is not renewable, it can be rewritten for succeeding or subsequent coverage periods. New Deductible, Eligibility, Conditions of Coverage and Pre-Existing Condition Exclusions apply to any succeeding or subsequent Period of Coverage. A new application also must be completed.

To Apply

1. Complete this entire Application Form, panels 6, 7 and 8.
2. If paying by check or money order, please make payable to IMG and enclose in envelope with signed Application Form.
3. Mail or fax completed Application Form to:
International Medical Group, Inc.
P.O. Box 88509, Indianapolis, Indiana 46208-0509 USA
Fax 317-655-4505

Please Print:

Applicant's Name Mr. / Mrs. / Ms. _____

Last _____

First _____ Middle _____

Country of Citizenship _____

Send Confirmation of Coverage to _____

Residence address, if different _____

Phone _____

Requested effective date of coverage _____

Passport number _____

Applicant's Beneficiary _____

Beneficiary's Relationship to Applicant _____

Applicant's Insurance Carrier & Policy Number _____

Individual to notify in case of emergency _____

Phone number _____

Applicant will be the beneficiary for spouse and dependent children.

Selling Producer Use Only

Producer# _____ GA# _____

Name _____

Address _____

City _____ Phone: _____

State _____ Zip Code _____

Patriot Executive®
through age 75*

(circle one)

Maximum Trip Duration**	15 Days	30 Days
U.S. CITIZENS		
Annual premium	US\$200	US\$250
Spouse & 2 children	US\$100	US\$115
Each additional child	US\$ 40	US\$ 46
NON-U.S. CITIZENS		
Annual premium	US\$236	US\$295
Spouse & 2 children	US\$118	US\$135
Each additional child	US\$ 47	US\$ 54

Rates include 2.5% surplus lines tax. Rates are effective through 12/31/05.

*The plan pays a policy maximum of US\$50,000 for travelers who are 70-75 years old. Otherwise, the policy maximum is US\$1,000,000.

**The maximum duration of any one trip is your choice of 15 days or 30 days.

Names of individuals to be covered under the certificate:

Insured Name(s)	Date of Birth	Annual Premium
Insured _____	_____	_____
Spouse _____	_____	_____
Child _____	_____	_____
Child _____	_____	_____
Child _____	_____	_____
Child _____	_____	_____

_____ X _____ = _____		
Total premium from above Optional terrorism rider Total premium		
	(Enter 1.4 if desired)	

Payment Method ☐ Check (To IMG) ☐ Money Order (To IMG)
☐ MasterCard ☐ Visa
☐ American Express ☐ Discover ☐ JCB

If paying by credit card, I authorize IMG to debit my credit card account for the total charge as specified in Total Premium. Coverage purchased by credit card is subject to validation and acceptance by credit card company. I agree to comply with the cardholder agreement.

Card# _____ Expiration date _____

Name on Card _____

Signature _____

Your Daytime Phone _____

Your Billing Address _____

SUBSCRIPTION I (we) hereby apply to the Global Medical Services Group Insurance Trust, c/o Union Federal Savings Bank, Indianapolis, IN, for Patriot Executive® Insurance coverage as offered by Sirius International Insurance Corporation ("the Company") on the date of its receipt hereof. I (we) understand and agree that: (i) the insurance applied for is not general health insurance, but is intended for my (our) use in the event of a sudden and unexpected illness or injury for which eligible coverage may be available, (ii) coverage under Patriot Executive is not renewable, (iii) no coverage will be effective until this Application has been duly accepted in writing by the Company, (iv) no modification or waiver relating to this Application or the coverage applied for will be binding upon the Company (or IMG) unless approved in writing by an authorized representative of the Company, (v) IMG and the Company will rely on the accuracy and completeness of the information provided herein, (vi) any misrepresentation or omission contained herein will void the insurance certificate, and any and all claims and benefits thereunder will be forfeited and waived, (vii) by submission of this application and/or any future claim for benefits I (we) purposefully initiate and take advantage of the privilege of conducting business with the Company in Indiana, through IMG as its selected agent and administrator, and invoke the benefits and protections of its laws, and (viii) the contract of insurance represented by the Master Policy and evidenced by the Certificate of insurance shall be deemed issued and made in Indianapolis, IN, and sole and exclusive jurisdiction and venue for any court action or administrative proceeding relating to this insurance shall be in Marion County, Indiana, for which applicant(s) hereby consent(s).

ACKNOWLEDGEMENT I (we) understand and agree that: (i) marketing brochures and certificate wordings are available prior to application upon request, (ii) the insurance agent/broker assigned to or assisting with this Application is the agent and representative of applicant(s), (iii) this insurance provides only limited coverage, up to US\$5,000 maximum, per insured person, per period of coverage (not per trip), for the sudden and unexpected recurrence of any injury, illness, sickness, disease, or other physical, medical, mental or nervous condition, disorder or ailment that, with reasonable medical certainty, existed at the time of application or any time prior thereto, including any subsequent, chronic or recurring complications or consequences related thereto or arising therefrom, whether or not previously manifested or symptomatic, diagnosed, treated, or disclosed (a "pre-existing condition"), and that all charges and/or claims for pre-existing conditions in excess of such limit will be excluded from coverage under this insurance, (iv) the subjects of insurance applied for are not intended or considered by the applicant(s), the Company or IMG to be resident, located, or to be performed in any particular state of the United States, and (v) the Company, as carrier and underwriter of the plan, is solely liable for the coverages and benefits to be provided thereunder, and IMG acts solely as agent for the Company and has no direct or independent liability under the Master Policy or any Certificate of Insurance.

CERTIFICATION I (we) hereby certify, represent and warrant to IMG and the Company that: (i) I (we) have read this Application and the brochure or they have been read to me (us), and I (we) understand them, (ii) I am (we are) currently in good health and I (we) have not been diagnosed with, sought consultation or been treated for, and have not experienced manifestation or symptoms of and do not suffer from any pre-existing condition which I (we) foresee may require treatment during the period of coverage or for which I (we) intend to claim under this insurance, and (iii) if this Application is signed as guardian or proxy of the applicant, the signer warrants their authority and capacity to so act and bind the applicant. By acceptance of coverage and/or submission of any claim for benefits, the applicant ratifies the authority of the signer to so act and bind the applicant.

MEDICAL RELEASE I (we) authorize any doctor, practitioner of the healing arts, hospital, clinic, health related facility, pharmacy, government agency, insurance agency, insurance company, group policyholder, employee or benefit plan administrator having information as to my (our) care, advice, treatment, diagnosis or prognosis of any physical or mental condition, and/or employment status, to provide such information to IMG and/or the Company.

Signature _____

Date _____ Phone _____

ENROLLMENT PROCESSING & FULFILLMENT KIT

Application Forms are normally processed within 24 hours of receipt. Once processing is complete, the Company will mail a fulfillment kit to the mailing address listed on the Enrollment Form. The fulfillment kit will include an Identification Card, contact numbers, Claim Forms and an insurance certificate containing a complete outline of the Policy Wording.

QUALITY GUARANTEE

Your satisfaction is very important to the Company and IMG. If, for any reason, you are not pleased with this product you may submit a written request for cancellation and refund of your premium. The request must be received by IMG prior to the effective date of coverage.

CLAIM PAYMENT

All benefits payable under Patriot Executive are subject to the complete terms and provisions contained in the Policy Wording. To make claim processing efficient, claims may be paid in two ways.

1. Eligible claims that have been paid by or on behalf of the Insured Person will be reimbursed directly to the Insured Person. Payment will be sent by check.
2. Eligible claims that have not yet been paid by the Insured Person will, at the sole option of the Company, be made either to the Insured Person or, as an accommodation to the Insured Person, directly to the provider.

Please mail completed claim forms to: International Medical Group, P.O. Box 88500, Indianapolis, IN 46208-0500 USA. All contact numbers, claim forms and the complete Certificate Wording will be included in the fulfillment kit. The Company may be contacted through IMG as Plan Administrator by fax 317-655-4505 or insurance@imglobal.com.

CONDITIONS OF COVERAGE

1. The Period of Coverage is for one year from the effective date of the Certificate of Coverage.
2. Coverage and benefits are subject to the applicable deductible, and the other terms of the plan as contained in the complete Policy Wording and Master Policy.
3. Coverage under the Patriot Executive plan is secondary to any other coverage or contractual benefits.
4. Coverage and benefits are for medically necessary, usual, reasonable and customary charges only. Benefits under the plan are available only for injuries and illnesses for which treatment is first obtained during the first 15 or 30 days of the trip (depending upon the trip duration selected).
5. Charges must be administered or ordered by a physician.
6. Charges must be incurred during the Period of Coverage or the Benefit Period, if applicable.
7. Claims must be presented to IMG for payment within the Period of Coverage, Benefit Period (if applicable), or during the three months immediately following the Period of Coverage.

EMERGENCY EVACUATION, EMERGENCY REUNION AND REPATRIATION COVERAGE

1. All Conditions and Exclusions apply to these benefits.
2. All Emergency Medical Evacuation, Emergency Reunion and Repatriation expenses, including all costs arising from trips outside the country where the incident which gave rise to the claim occurred, must be approved and coordinated in advance by the Company to be eligible for coverage.

PRECERTIFICATION

Each proposed hospital admission and inpatient or outpatient surgery must be Precertified for medical necessity, and requires the Insured Person or their attending Physician to call the number listed on the Identification Card prior to admittance to a hospital or performance of a surgery. In case of an Emergency Admission, the Precertification call must be made within 48 hours of the admission, or as soon as reasonably possible. If a Hospital admission or a surgery is not Precertified, eligible claims and expenses will be reduced by 50%. Precertification is not a guarantee of payment. Please review the Precertification pamphlet and the certificate wording enclosed with each fulfillment kit. All medical expenses must meet usual, reasonable, customary, and eligible payment guidelines. Note: You may begin the precertification process at IMG's website, www.imglobal.com. Simply click the "Current Clients" title, then click the "Initiate Precertification" option. Please note that this online service will only initiate the precertification process, and it should not be used to precertify emergency admissions, procedures or evacuations.

EXCLUSIONS

Charges for the following services, treatments and/or conditions, among others, are excluded from coverage under the Patriot Executive plan.

1. Treatment for pre-existing conditions in excess of US\$5000, per Insured Person, per Period of Coverage (not per trip). A pre-existing condition is defined as any injury, illness, sickness, disease, or other physical, medical, mental or nervous condition, disorder or ailment that, with reasonable medical certainty, existed at the time of application or at any time prior thereto, including any subsequent, chronic or recurring complications or consequences relating thereto or arising therefrom, whether or not previously manifested or known, diagnosed, treated, or disclosed.
2. Treatment or surgeries which are elective, investigational, experimental or for research purposes.
3. War, military action, terrorism, political insurrection, protest, or any act thereof.
4. Immunizations and routine physical exams.
5. Treatment of Temporomandibular Joint or dental treatment, except as provided for in the Certificate of Coverage.
6. Venereal disease, AIDS virus, AIDS related illness, ARC Syndrome, or AIDS, the cost of testing for these conditions, and charges for treatment or surgeries which are incurred by any Insured who was HIV+ at time of enrollment into this insurance.
7. Pregnancy, childbirth, birth control, artificial insemination, treatment for infertility or impotency, sterilization or reversal thereof, or abortion.
8. Injury sustained while participating in amateur or professional sports or other athletic activity which is organized and/or sanctioned, or which involves regular or scheduled practices, games or competition. The following hazardous activities are excluded: Scuba diving, mountain climbing (up to 4500 meters or where ropes or guides are normally used), jet, snow and water skiing and snowboarding, skydiving, amateur racing, piloting an aircraft, bungee jumping and spelunking.
9. Vision or ear tests and the provision of visual or hearing aids.
10. Vocational, recreational, speech or music therapy.
11. Treatment while confined primarily to receive custodial care, educational or rehabilitative care, or nursing services.
12. Charges, injuries and/or illnesses resulting or arising from or occurring during the commission or continuing perpetration of a violation of law by the insured, including without limitation, the engaging in an illegal occupation or act, but excluding minor traffic violations.
13. Treatment for, and injuries and/or illnesses resulting or arising from, substance abuse or drug addiction.
14. Injury and/or illness resulting or arising from or sustained while under the influence of or disablement of drugs or alcohol.
15. Willful self-inflicted injury or illness.
16. Treatment required as a result of or arising from complications from a treatment or condition not covered hereunder.
17. Any services or supplies performed or provided by a relative of the Insured or provided at no cost to Insured.
18. Treatment for mental and nervous disorders.
19. Organ or tissue transplants or related services.
20. Treatment for Illness or Injury where the trip is undertaken for the purpose of obtaining such treatment or advice for a pre-existing condition.
21. Treatment incurred as a result of or arising from exposure to nuclear radiation, and/or radioactive material(s).

This brochure contains only a consolidated and summary description of all current Patriot Executive benefits, conditions, limitations and exclusions, and is subject to all of the terms and conditions of the full Policy Wording. A certificate containing the complete Policy Wording with all terms, conditions and exclusions will be included with the fulfillment kit. The Company reserves the right to issue the most current Policy Wording for this insurance plan in the event this application and/or brochure has expired, is modified, or is replaced with a newer version. Current Policy Wordings are available upon request.



INTERNATIONAL MEDICAL GROUP

1-800-628-4664

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Security

Current Clients

Choosing Coverage

Producer A



Choosing Coverage

Patriot Executive Travel Medical Insurance

- Learn More About IMG
- Global Medical Insurance®
- Global Basic InsuranceSM
- Patriot Travel Medical Insurance®
- Patriot ExtremeSM
- **Patriot Executive®**
- Patriot T.R.I.P.SM
- GEOSM Group - The Global Employer's OptionSM
- Patriot Group Travel Medical Insurance®
- Quote / Buy Online
- Request Information

Overview • [Benefits](#) • [Exclusions](#) • [Premiums](#) • [Quote / Buy Online](#)



[Quote / Buy Online](#)

To see a pdf version of the complete Patriot Executive Travel Medical Insurance brochure, please click on the brochure.

Patriot Executive Insurance is designed for:

US citizens who:

1. are under the age of 76,
2. are covered by an individual or group medical plan, and
3. travel outside of the United States frequently throughout the year.

Non-US citizens who:

1. are under the age of 76,
2. are covered by an individual or group medical plan, and
3. travel outside your country of citizenship frequently throughout the year.

Although the Patriot Executive plan is not renewable, it can be rewritten for succeeding or subsequent coverage periods. The Deductible, Eligibility, Conditions of Coverage and Pre-Existing Condition Exclusions apply to any succeeding or subsequent Period of Coverage. A new application also must be complete.

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Plan Administrator

International Medical Group®, Inc.

2960 North Meridian Street

Indianapolis, IN 46208 USA

For marketing questions, please call 866.368.3724

For all other inquiries, please call 800.628.4664 or
317.655.4500

Fax: 317.655.4505

Email: insurance@imglobal.com

www.imglobal.com



SIRIUS
INTERNATIONAL

Plan Underwriter

This Patriot Executive® Group plan is underwritten by Sirius International Insurance Corporation (publ). Sirius International is rated A (excellent) by A.M. Best and A- by Standard and Poor's (at the time of printing). Sirius International is a White Mountains Re company.

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CONTACT INFORMATION

Producer Contact Information:

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Patriot Executive® Group

*Medical insurance for employers
with 5 or more traveling executives*



The uncertainties of travel

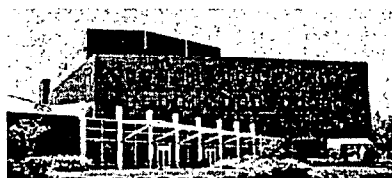


When your group members travel throughout the year, they have plenty of responsibilities. They don't need to be worried about their medical coverage while abroad. But what would happen if they became ill or injured during the trip?

Most travelers assume they will be covered by their standard medical plan. The truth is, while traditional plans generally offer adequate domestic coverage, they may not be designed for international travel.

International Medical Group® is here to help you plan today for tomorrow's uncertainties. We offer Patriot Executive® Group, a complete assistance package of international benefits and 24 hour availability. With Patriot Executive Group, you purchase coverage for a period of one year and select a maximum trip duration of either 15 days or 30 days on the enrollment form. Your eligible employees are then covered during that year, in accordance with the terms of the plan, for the selected trip duration of each trip taken outside of their country of citizenship beginning on the date of departure for each trip.

IMG, the experienced plan administrator



IMG World Headquarters
Indianapolis, Indiana

Since 1990, International Medical Group (IMG®) has provided a unique, full-service approach to insurance coverage. Dedicated exclusively to the international insurance market, IMG provides coverage services to individuals and families in more than 150 countries.

Medical treatment while traveling is often an unfortunate fact of life. Our goal is to make the medical process a smooth and efficient one. IMG's multilingual claim administrators, on-site medical staff and customer service professionals work together to give you true Global Peace of Mind®. IMG representatives are available 24 hours a day, seven days a week, 365 days a year for medical emergencies, evacuations and precertification. You can rest assured that IMG will be there for you whether it be for routine treatment or during a medical emergency.

D105 Created 1/05

INTERNATIONAL EMERGENCY CARE

Emergency Evacuation

To US\$25,000 for pre-existing conditions, to US\$50,000 for covered incidents when coordinated through the Plan Administrator

The Patriot Executive® Group plan includes coverage for Emergency Medical Evacuations to the nearest qualified medical facility; expenses for reasonable travel and accommodations resulting from the evacuation; and the cost of returning to either the country of residence or the country where the evacuation occurred up to the policy limit. The plan pays up to US\$25,000 for evacuations resulting from a pre-existing condition and up to US\$50,000 for evacuations resulting from other covered incidents.

Emergency Reunion

To US\$15,000 when coordinated through IMG the Plan Administrator

The Patriot Executive® Group plan also provides emergency reunion coverage, up to US\$15,000 for a maximum of 15 days, for the reasonable travel and lodging expenses of a relative or friend during an Emergency Medical Evacuation; either the cost of accompanying the insured during the evacuation or traveling from the country of residence to be reunited with the insured.

Repatriation

To US\$25,000 when coordinated through the Plan Administrator

If a covered illness/injury results in death, expenses for Repatriation of bodily remains or ashes to the country of residence will be covered up to a maximum of US\$25,000.

Returning Minor Children

To US\$5,000 when coordinated through the Plan Administrator

If an insured person is hospitalized due to a covered illness/injury and is traveling alone with child(ren) 19 or under that otherwise would be left unattended, the Patriot Executive Group plan will pay up to US\$5,000 for one way economy fare to their home country, including a chaperone, if necessary, for the safety of the child(ren).

SPECIAL COVERAGES

Trip Interruption To US\$5,000

If, during a covered trip, there is a death of an immediate family member (spouse, child, parent or sibling) or the substantial destruction of the insured's principal residence, the Patriot Executive Group plan will reimburse up to US\$5,000 for the cost of returning the insured to the area of principal residence. The plan will cover reimbursement for a one way air or ground transportation ticket of the same class as the unused travel ticket, less the value of the unused return ticket.

LE OF BENEFITS - THIS PLAN INCLUDES THE FOLLOWING BENEFITS:

SPECIAL COVERAGES (continued)

Lost Luggage	To US\$50 per item of luggage; maximum of US\$250
---------------------	--

This benefit will be paid in the event that the Common Carrier permanently loses an insured person's checked luggage. This coverage is secondary to any other available coverage, including the Carrier's.

Common Carrier Accidental Death	US\$50,000 to Beneficiary; maximum of US\$250,000 per family
--	---

If accidental death should occur while traveling on a commercial Common Carrier, US\$50,000 will be paid to the designated beneficiary, to a maximum of US\$250,000 per family. (*See asterisk below)

MEDICAL BENEFITS usual, reasonable and customary charges, subject to deductible

Hospital Room and Board	To Policy Maximum for average semi-private room rate
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Intensive Care	To Policy Maximum
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Medical Expenses	To Policy Maximum
-------------------------	--------------------------

Outpatient Medical	To Policy Maximum
---------------------------	--------------------------

Local Ambulance	To Policy Maximum
------------------------	--------------------------

Emergency Room	As described below
-----------------------	---------------------------

Charges incurred for the use of the Emergency Room due to an accident are covered up to the Policy Maximum.

Charges incurred for the use of the Emergency Room for treatment of an illness are subject to an additional (extra) US\$250 deductible if treatment does not require admittance to the hospital.

Dental	As described below
---------------	---------------------------

Injury due to an accident: The plan covers the cost of emergency dental treatment and dental procedures necessary to restore sound natural teeth lost or damaged in an accident up to the Policy Maximum.

Sudden dental pain: The plan will pay up to US\$100 for the necessary treatment of sudden, unexpected pain to sound natural teeth.

Pre-existing Conditions	To US\$5,000 per period of coverage
--------------------------------	--

The plan will cover up to US\$5,000 maximum, per insured person, per period of coverage (not per trip), for the sudden and unexpected recurrence of a pre-existing condition, as defined in the policy wording.

**Notwithstanding separate limits and sublimits for Common Carrier Accidental Death benefit (above) and Accidental Death & Dismemberment benefits (panel 4), no more than US\$50,000 dollars per individual will be paid to a beneficiary in the event of any death that occurs while covered by the Patriot Executive Group plan.*

MEDICAL BENEFITS (continued)

Sports & Activities Coverage	To Policy Maximum for basic sports as described below
---	--

The Patriot Executive Group plan covers injuries incurred during certain amateur athletic activities which are non-contact and engaged in by an insured person solely for leisure, recreation, entertainment or fitness purposes. However, activities not covered include amateur or professional sports or other athletic activity which is organized and/or sanctioned, or which involves regular or scheduled practices, games or competition. The following hazardous activities are likewise excluded: Scuba diving, mountain climbing (up to 4500 meters or where ropes or guides are normally used), jet, snow and water skiing and snowboarding, sky diving, amateur racing, piloting an aircraft, bungee jumping and spelunking.

Accidental Death & Dismemberment	US\$25,000 principal sum
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The Patriot Executive Group plan includes US\$25,000 principal sum benefit for Accidental Death and Dismemberment occurring during the period of coverage: • Accidental Loss of life - principal sum* • Accidental Loss of life which occurred during a hijacking, kidnapping or attempted kidnapping - two times the principal sum* • Accidental Loss of two Members - principal sum • Accidental Loss of one Member - 50% of principal sum. "Member" means hand, foot or eye. For more information see the Conditions of Coverage section on panel 7.

*See asterisk on panel 3

BASIC PLAN INFORMATION

Deductible	US\$250 per each covered illness; deductible waived for claims incurred as a result of a covered accident
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Coinurance	None
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Policy Maximum	US\$1,000,000; US\$50,000 for travelers who are 70-75 years old
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Benefit Period	Six months
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If a covered injury or illness requires continuing treatment after the period of coverage expires, the six-month Benefit Period may provide continued coverage. When the certificate expires, the Company will review the date of initial treatment for the covered injury or illness. If treatment began less than six months before the period of coverage expired, benefits for the covered injury or illness will continue subject to the Policy Limits and the other terms of the plan until there have been six months of continuous coverage for the covered injury or illness.

To Enroll

1. Complete entire Application Form (panels 5 & 6, front and back)
2. Select Trip Duration (15 or 30 days), and calculate applicable premium.
3. Please make check or money order payable to IMG and enclose in envelope with signed Application Form
4. Mail or fax to:
International Medical Group, Inc.
P.O. Box 88509
Indianapolis, Indiana 46208-0509 USA USA
Fax 317-655-4505

Please Print:

Sponsoring Organization Name _____

Address _____

City/State/Zip _____
Phone _____
Fax _____
Contact Name _____
Contact Email _____
Requested Effective Date _____

Beneficiaries

In the event of an insured's death, his/her beneficiaries will be as follows:

- 1) Spouse (if any) - Primary
- 2) Children (if any) - First contingent
- 3) Estate of the insured - Second contingent

Payment Method ☐ Check (To IMG) ☐ Money Order (To IMG)
☐ MasterCard* ☐ Visa* ☐ American Express* ☐ Discover* ☐ JCB*

Card# _____ Expiration date _____
Name on Card _____
Authorized Signature _____
Cardholder's Daytime Phone _____
Cardholder's Billing Address _____

*If paying by credit card, I authorize IMG to debit my MasterCard/Visa/American Express/Discover/JCB Account for the total amount due. Coverage purchased by credit card is subject to validation and acceptance by the credit card company.

Plan Agreement

The Sponsoring Organization agrees to pay the premium required hereunder to IMG, as agent for the Company, on or before the due date(s). Premium payments must be made in U.S. dollars. If paying by credit card, the Sponsoring Organization authorizes IMG to bill the credit card account for the total charges as specified herein. Coverage purchased by credit card is subject to validation and acceptance by the credit card company.

The Sponsoring Organization has read this brochure and understands that the coverage applied for is not general health insurance, but is intended for use by the Group members listed on the back of this form in the event of a sudden and unexpected illness or injury for which eligible coverage may be available under the plan. The Sponsoring Organization understands and agrees that this insurance provides only limited coverage, up to US\$5000 maximum, per insured person, per period of coverage (not per trip), for the sudden and unexpected recurrence of any injury, illness, sickness, disease, or other physical, medical, mental or nervous condition, disorder or ailment that, with reasonable medical certainty, existed at the time of application or at any time prior thereto, including any subsequent, chronic or recurring complications or consequences relating thereto or arising therefrom (a "pre-existing condition"), whether or not previously manifested or known, diagnosed, treated, or disclosed, and that all charges and/or claims for pre-existing conditions in excess of such limit will be excluded from coverage under this insurance. The Sponsoring Organization certifies and warrants that all Group members are currently in good health and have not been diagnosed with, treated for, and do not suffer from any pre-existing or other medical condition which may require treatment during this insurance or for which any Group member intends to claim under this insurance.

The undersigned is a duly authorized representative of the Sponsoring Organization and has the authority to submit this Application Form on behalf of the Group members listed herein. The Sponsoring Organization hereby subscribes, for and on behalf of each listed member, to the Global Medical Services Group Insurance Trust, c/o Union Federal Savings Bank, Indianapolis, IN for Patriot Executive® Group underwritten by Sirius International Insurance Corporation (publ) (the Company). By acceptance of or request for coverage and/or benefits subsequent to the Company's acceptance hereof, a Group member ratifies and affirms the authority of the Sponsoring Organization to bind such member hereunder. Further, all members agree to the limitation of coverage for pre-existing conditions as defined herein. The Sponsoring Organization understands that coverage under Patriot Executive Group is NOT RENEWABLE. Any successive or subsequent enrollments in Patriot Executive Group are not renewals, and new Deductibles, Eligibility requirements, Conditions of Coverage and Pre-existing Condition Exclusions will apply.

Signature _____
Date _____ Phone _____
Address _____

Please complete Application Form on the reverse side.

ENROLLMENT PROCESSING & FULFILLMENT KITS

IMG normally processes Enrollment Forms within 24 hours of receipt. Once processing is complete, IMG will mail a fulfillment kit to the mailing address listed on the Enrollment Form. The fulfillment kit will include an IMG Identification Card for each Group member, IMG contact numbers, Claim Forms and an insurance certificate containing a complete outline of the Policy Wording.

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Your satisfaction is very important to IMG. If, for any reason, you are not pleased with this product you may submit a written request for cancellation and refund of your premium. The request must be received by IMG prior to the effective date of coverage.

CLAIM PAYMENT

All benefits payable under Patriot Executive Group are subject to the provisions described in this brochure and the Policy Wording. To make claim processing efficient, claims may be paid in two ways.

1. Eligible claims that have been paid by or on behalf of the Insured Person will be reimbursed directly to the Insured Person. Payment will be sent by check.
2. Eligible claims that have not yet been paid by the Insured Person will, at the option of IMG, be made either to the Insured Person or directly to the provider.

Please mail completed claim forms to: International Medical Group, Inc., P.O. Box 88500, Indianapolis, IN 46208-0500 U.S.A. All IMG contact numbers, claim forms and Certificate Wordings will be included in the fulfillment kit. IMG may also be contacted by fax: 317-655-4505 or e-mail: insurance@imglobal.com.

CONDITIONS OF COVERAGE

1. The Period of Coverage is for one year from the effective date of the Certificate of Coverage.
2. Coverage and benefits are subject to the applicable deductible and coinsurance, and the other terms of the plan as contained in the complete Policy Wording and Master Policy.
3. Coverage under the Patriot Executive Group plan is secondary to any other coverage or contractual benefits.
4. Coverage and benefits are for medically necessary, usual, reasonable and customary charges only.
5. Charges must be administered or ordered by a physician.
6. Charges must be incurred during the Period of Coverage or the Benefit Period, if applicable.
7. Claims must be presented to IMG for payment within the Period of Coverage, Benefit Period (if applicable), or during the three months immediately following the Period of Coverage.

EMERGENCY EVACUATION, EMERGENCY REUNION AND REPATRIATION COVERAGE

1. All Conditions and Exclusions apply to these benefits.
2. All Emergency Medical Evacuation, Emergency Reunion and Repatriation expenses, including all costs arising from trips outside the country where the incident which gave rise to the claim occurred, must be approved and coordinated in advance by IMG to be eligible for coverage.

PRECERTIFICATION

Each proposed hospital admission and inpatient or outpatient surgery must be Precertified, which means the Insured Person or their attending Physician must call the number listed on the IMG Identification Card *prior* to admittance to a hospital or performance of a surgery. In case of an Emergency Admission, the Precertification call must be made within 48 hours of the admission, or as soon as reasonably possible. If a Hospital admission or a surgery is not Precertified, eligible claims and expenses will be reduced by 50%. Precertification is not a guarantee of payment. Please review the Precertification pamphlet enclosed with each fulfillment kit. All medical expenses must meet usual, reasonable, customary, and eligible payment guidelines. *Note: You may begin the precertification process at our website, www.imglobal.com. Simply click the "Current Clients" title, then click the "Initiate Precertification" option. Please note that this online service will only initiate the precertification process, and it should not be used to precertify emergency admissions, procedures or evacuations.*

EXCLUSIONS

Charges for the following services, treatments and/or conditions are excluded from coverage under the Patriot Executive Group plan.

1. Treatment for pre-existing conditions in excess of US\$5000, per Insured Person, per Period of Coverage (not per trip). A pre-existing condition is defined as any injury, illness, sickness, disease, or other physical, medical, mental or nervous condition, disorder or ailment that, with reasonable medical certainty, existed at the time of application or at any time prior thereto, including any subsequent, chronic or recurring complications or consequences relating thereto or arising therefrom, whether or not previously manifested or known, diagnosed, treated, or disclosed.
2. Treatment or surgeries which are elective, investigational, experimental or for research purposes.
3. War, political insurrection, protest, or any act thereof.
4. Immunizations and routine physical exams.
5. Treatment of Temporomandibular Joint or dental treatment, except as provided for in the Certificate of Coverage.
6. Venereal disease, AIDS virus, AIDS related illness, ARC Syndrome, or AIDS, the cost of testing for these conditions, and charges for treatment or surgeries which are incurred by any Insured who was HIV+ at time of enrollment into this insurance.
7. Pregnancy, childbirth, birth control, artificial insemination, treatment for infertility or impotency, sterilization or reversal thereof, or abortion.
8. Injury sustained while participating in amateur or professional sports or other athletic activity which is organized and/or sanctioned, or which involves regular or scheduled practices, games or competition. The following hazardous activities are excluded: Scuba diving, mountain climbing (up to 4500 meters or where ropes or guides are normally used), jet, snow and water skiing and snowboarding, skydiving, amateur racing, piloting an aircraft, bungee jumping and spelunking.
9. Vision or ear tests and the provision of visual or hearing aids.
10. Vocational, recreational, speech or music therapy.
11. Treatment while confined primarily to receive custodial care, educational or rehabilitative care, or nursing services.
12. Charges, injuries and/or illnesses resulting or arising from or occurring during the commission or continuing perpetration of a violation of law by the insured, including without limitation, the engaging in an illegal occupation or act, but excluding minor traffic violations.
13. Treatment for, and injuries and/or illnesses resulting or arising from, substance abuse or drug addiction.
14. Injury and/or illness resulting or arising from or sustained while under the influence of or disablement of drugs or alcohol.
15. Willful self-inflicted injury or illness.
16. Treatment required as a result of or arising from complications from a treatment or condition not covered hereunder.
17. Any services or supplies performed or provided by a relative of the Insured or provided at no cost to Insured.
18. Treatment for mental and nervous disorders.
19. Organ or tissue transplants or related services.
20. Treatment for illness or Injury where the trip is undertaken for the purpose of obtaining such treatment or advice for a pre-existing condition.
21. Treatment incurred as a result of or arising from exposure to nuclear radiation, and/or radioactive material(s).

This brochure contains only a consolidated and summary description of all current Patriot Executive Group benefits, conditions, limitations and exclusions, and is subject to all of the terms and conditions of the full Policy Wording. A certificate containing the complete Policy Wording with all terms, conditions and exclusions will be included with the fulfillment kit. IMG reserves the right to issue the most current Policy Wording for this insurance plan in the event this application and/or brochure has expired, is modified, or is replaced with a newer version. Current Policy Wordings are available upon request.

Group Member's Name Nationality	Date of Birth	Passport Number/SSN	Please indicate below if this person is the group member, spouse or dependent	Annual Premium
1				
2				
3				
4				
5				
6				
7				
8				
9				
10				
(attach additional sheets if necessary - all group members, spouses and dependents seeking coverage must be listed to obtain coverage)				TOTAL:

Patriot Executive Group
through age 75*

Maximum Trip Duration**	(circle one)	
	15 Days	30 Days
U.S. CITIZENS		
Annual premium	US\$180	US\$225
Spouse & 2 children	US\$ 90	US\$104
Each additional child	US\$ 36	US\$ 41
NON-U.S. CITIZENS		
Annual premium	US\$212	US\$266
Spouse & 2 children	US\$106	US\$122
Each additional child	US\$ 42	US\$ 49

Rates include 2.5% surplus lines tax. Rates are effective through 12/31/05.

*The plan pays a policy maximum of US\$50,000 for travelers who are 70-75 years old. Otherwise, the policy maximum is US\$1,000,000.

**The maximum duration of any one trip is your choice of 15 days or 30 days.

Eligibility

U.S. citizens

As a member of the Sponsoring Organization, you, your spouse and children are eligible for Patriot Executive Group while traveling together outside the United States if you: 1) are under the age of 76, 2) are covered by an individual or group medical plan, and 3) travel outside the United States frequently throughout the year.

Non-U.S. citizens

As a member of the Sponsoring Organization, you, your spouse and children are eligible for Patriot Executive Group while traveling together outside your country of citizenship if you: 1) are under the age of 76, 2) are covered by an individual or group medical plan, and 3) travel outside your country of citizenship frequently throughout the year.

Although the Patriot Executive Group plan is not renewable, it can be rewritten for succeeding or subsequent coverage periods. New Deductible, Eligibility, Conditions of Coverage and Pre-Existing Condition Exclusions apply to any succeeding or subsequent Period of Coverage. A new application also must be completed. For longer-term or renewable coverages, please inquire about IMG's other available international insurance plans.

Selling Producer Use Only

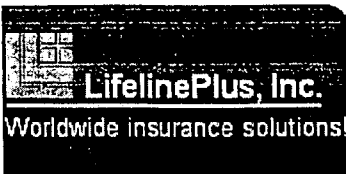
Producer#	GA#
Name	
Address	
City	Phone:
State	Zip Code

0105

Created 1/05

IMG 000022

TEAR HERE-----TEAR HERE-----TEAR HERE-----TEAR HERE-----

**Lifeline Plus, Inc.**

Telephone: 7186315888

Email: INSURE@LIFELINEPLUS.NETWeb Site: WWW.LIFELINEPLUS.NET

INTERNATIONAL MEDICAL GROUP

**Patriot Group Travel
Medical Insurance®**

Patriot Group Travel Medical Insurance is designed for organizations of five or more who are traveling together to a destination outside of their country of citizenship. Please [click here](#) to view the Patriot Group brochure.

Please complete this application to apply for Patriot Group Travel Medical Insurance coverage. After entering your group's information below, click on the "Next" button at the bottom of this page to continue to the census maintenance portion of the application.

If you would like to save your application and complete it at a later time, simply click on the "Save Application" button at the bottom of any page of the application. If you have the Authorization Number and Password from a previous application that was not completed, [click here](#) to continue with the previous application.

Fields marked with an asterisk (*) are required.

Sponsoring Organization* :

Contact First / Last Name* :

Address* :

City* :

State :

--- Select a State or Province ---

(Required for U.S. and Canada Only)

Postal Code* :

Country* :

--- Select a Country ---

Phone* :

Fax :

Email* :

Applicants' Citizenship* :

Separate applications must be completed for US and non-US citizens.

Please indicate the citizenship of the applicants to be included on this application.

☐ US ☐ Non-US

(Note: Once submitted, this option may not be changed without starting a new application)

Applicants' Age Range* :

Separate applications may need to be completed based on the age range of the applicants. Please indicate the range in which the applicants' ages fall.

☐ 79 or younger ☐ 80 or older

(Note: Once submitted, this option may not be changed without starting a new application)

IMG 000023

Departure from Home Country* : _____ (MM/DD/YYYY)
Arrival in the US : _____ (MM/DD/YYYY)
(Required for non-US citizens over 65 and visiting the US)
Requested Effective Date* : _____ (MM/DD/YYYY)
Date of Return* : _____ (MM/DD/YYYY)
(Your Expiration Date will be one day after this date)
The minimum length of coverage is 5 days.

☐ Please check this box if there will be any individuals included in this group over the age of 65 and visiting the United States.
If so, then the Requested Effective Date must be within 30 days of the Date of Arrival in the US.

☐ **Optional Sports Rider** (Check for "Yes")

Each Patriot Group plan covers injuries incurred during amateur athletic activities which are non-contact and engaged in by an insured person solely for leisure, recreation, entertainment or fitness purposes. However, activities not covered include amateur or professional sports or other athletic activity which is organized and/or sanctioned, or which involves regular or scheduled practices, games or competition.

The following hazardous activities are excluded: racing of any kind, aviation (except when traveling as a passenger in a commercial aircraft), BMX, BASE jumping, bobsleigh, bungee jumping, canyoning, caving, high diving, hang gliding, heli-skiing, hot air ballooning, inline skating, jet skiing, kayaking, luge, motocross (moto-x), mountain biking, mountaineering, parachuting, rappelling, rock climbing, rodeo, scuba diving, ski jumping, sky diving, snow skiing, snowboarding, snowmobiling, spelunking, snorkeling, surfing, wakeboarding, water skiing, windsurfing and whitewater rafting.

Optional Sports Rider: This rider adds coverage for jet skiing, snow skiing, snowboarding, snowmobiling, snorkeling, surfing, wakeboarding, water skiing and windsurfing. For more sports coverage, please review IMG's Patriot ExtremeSM plan.

Purpose of Trip : _____

Destinations : _____

Save Application

Cancel

Next >>

Other plans which are available include:

- **SelectaPlanSM** - The fastest and easiest way to find the best travel medical insurance plan for you and your family
- **Patriot T.R.I.P.SM** - Provides trip insurance coverage for individuals or groups
- **Patriot ExtremeSM** - Designed for the adventurous international traveler, Patriot Extreme

IMG 000024

provides benefits for those traveling abroad who also intend to participate in a select group of athletic activities



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Product Supply Order Form

INTERNATIONAL MEDICAL GROUP
 2960 NORTH MERIDIAN STREET
 INDIANAPOLIS, INDIANA 46208
 E-mail Address: insurance@imglobal.com
 Website: www.imglobal.com
 1.866.368.3724 (within the US)
 317.655.4500 (outside the US)

Fax Order to the IMG Marketing Department (317) 655-4505
 Complete information is required to fill order (Please print or type)

Producer/Agency Name: _____
 Phone: _____ Fax: _____
 Address: _____
 City: _____ State: _____ Country: _____
 Zip/Mail Code: _____ IMG Producer # (if applicable) _____
 Email address: _____

Quantity	Product
_____	Global Medical Insurance® Kits (Application, Rates, Benefit Schedule)
_____	Global Medical Insurance Applications only
_____	Global Medical Insurance Spanish Kits (Application, Rates, Benefit Schedule)
_____	Global Medical Insurance Spanish Applications only
_____	Global Basic Insurance SM Kits (Application, Rates, Benefit Schedule)
_____	Global Basic Insurance Applications only
_____	Patriot Travel Medical Insurance® Brochure & Application
_____	Patriot Travel Medical Insurance Spanish Brochure & Application
_____	Patriot Group Travel Medical Insurance® Brochure & Application
_____	Patriot Executive® Brochure & Application
_____	Patriot Executive® Group Brochure & Application
_____	Patriot Extreme SM Brochure & Application (pdf only - must be emailed)
_____	Patriot T.R.I.P. SM Brochure & Application
_____	GEO SM Group Marketing Material
_____	GEO Group Request for Proposal Form
_____	IMG Producer Kit/CD
_____	Sirius International Insurance Corporation (publ) Financial Information



INTERNATIONAL MEDICAL GROUP

Plan Administrator

International Medical Group®, Inc.

2960 North Meridian Street

Indianapolis, IN 46208 USA

For marketing questions, please call 866.368.3724

For all other inquiries, please call 800.628.4664 or

317.655.4500

Fax: 317.655.4505

Email: insurance@imglobal.com

www.imglobal.com

As the Plan Administrator for Patriot Travel Medical

Insurance®, IMG acts as the authorized agent for and on behalf of Sirius International.



SIRIUS
INTERNATIONAL

Plan Underwriter

These Patriot Travel Medical Insurance plans are underwritten by Sirius International Insurance Corporation (publ), rated A (excellent) by A.M. Best and A- by Standard & Poor's (at the time of printing). Sirius International is a White Mountains Re company.

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CONTACT INFORMATION

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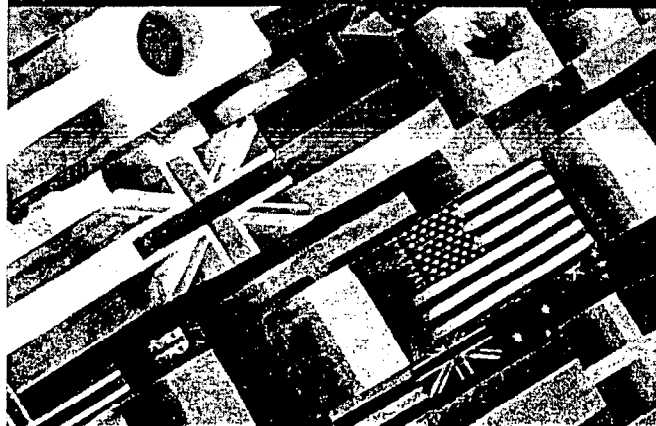
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INTERNATIONAL MEDICAL GROUP

**Patriot Travel
Medical Insurance®**

Medical insurance for international travelers



PATRIOT INTERNATIONAL®

*Short-term medical insurance for
U.S. citizens traveling abroad*

PATRIOT AMERICA®

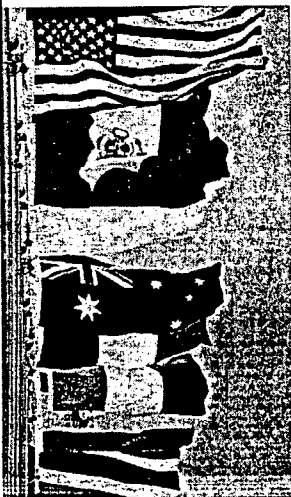
*Short-term medical insurance for
non-U.S. citizens traveling abroad*

EXPATRIOT PLUS®

*Intermediate-term medical insurance
for all international travelers*

0105

The uncertainties of travel



Traveling abroad can be an exciting experience. But what would happen if you or one of your family members became ill or injured while away from home? International travel can quickly turn frightening if you're not prepared for a medical emergency.

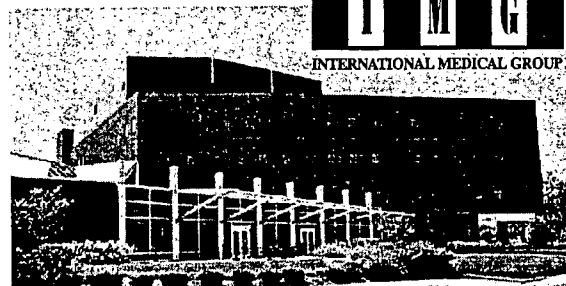
Most travelers assume they will be covered by their standard medical plan. The truth is, while traditional plans may

offer adequate domestic coverage, they may not be designed for international travel. Without even realizing it, you may be putting your health - and that of your family - at risk.

What if you are injured or become ill during your trip? Could you get quality treatment at an unfamiliar hospital? How would you deal with the language and currency barriers? What if the treatment you need isn't available nearby? Who do you call? Imagine trying to call your insurance company at 3:00 a.m. from a foreign country during a medical emergency! Will they be there when you need them the most?

You have enough things to worry about when you're traveling. Don't let your medical coverage be one of them. International Medical Group* (IMG*) has developed three Patriot Travel Medical Insurance® plans to provide you and your family Coverage Without Boundaries®. Each plan offers a complete package of international benefits and 24 hour availability. Simply select the one that best fits your needs.

The experienced plan administrator



IMG World Headquarters, Indianapolis, Indiana

Since 1990, International Medical Group has provided a unique, full-service approach to insurance coverage. Dedicated exclusively to the international insurance market, IMG provides coverage services to individuals and families in more than 150 countries.

Medical treatment while traveling is often an unfortunate fact of life. Our goal is to make the medical process a smooth and efficient one. IMG's multilingual claims administrators, on-site medical staff and customer service professionals work together to ensure that your medical needs are met. We process as many as 100,000 claims each year from countries throughout the world, and can confidently handle virtually any language or currency.

To give you true Global Peace of Mind®, IMG representatives are available 24 hours a day, seven days a week, 365 days a year for medical emergencies, evacuations and precertification. Our customer service is routinely rated among the highest in the industry. You can rest assured that IMG will be there for you, whether it be for routine treatment or during a medical emergency.

IMG gives you worldwide coverage experience, impeccable service and international expertise. Don't leave your medical care to chance. Let IMG reduce the uncertainties of international travel for you and your family.

SCHEDULE OF BENEFITS

MEDICAL BENEFITS

usual, reasonable and customary charges, subject to deductible and coinsurance

Hospital Room and Board	To Policy Maximum for average semi-private room rate
Intensive Care	To Policy Maximum
Medical Expenses	To Policy Maximum
Outpatient Medical	To Policy Maximum
Local Ambulance	To Policy Maximum
Emergency Room	As described below

Charges incurred for the use of the Emergency Room due to an accident are covered up to the Policy Maximum.

Charges incurred for the use of the Emergency Room for treatment of an illness are subject to an additional (extra) US\$250 deductible if treatment does not require admittance to the hospital.

Dental

As described below

Injury due to an accident: Each Patriot® plan covers the cost of emergency dental treatment and dental procedures necessary to restore sound natural teeth lost or damaged in an accident up to the Policy Maximum.

Sudden dental pain: Each plan will pay up to US\$100 for the necessary treatment of sudden, unexpected pain to sound natural teeth.

INTERNATIONAL EMERGENCY CARE

Emergency Evacuation

To Policy Maximum when coordinated through the Plan Administrator

Each Patriot Travel Medical Insurance® plan includes coverage for Emergency Medical Evacuations to the nearest qualified medical facility; expenses for reasonable travel and accommodations resulting from the evacuation; and the cost of returning to either the country of residence or the country where the evacuation occurred, up to the policy limit.

Emergency Reunion

To US\$15,000 when coordinated through the Plan Administrator

Each Patriot plan also provides emergency reunion coverage, up to US\$15,000 for a maximum of 15 days, for the reasonable travel and lodging expenses of a relative or friend during an Emergency Medical Evacuation: either the cost of accompanying the insured during the evacuation or traveling from the country of residence to be reunited with the insured.

Repatriation

To US\$25,000 when coordinated through the Plan Administrator

If a covered illness/injury results in death, expenses for Repatriation of body remains or ashes to the country of residence will be covered up to a maximum of US\$25,000.

SCHEDULE OF BENEFITS

Returning Minor Children

To US\$5,000 when coordinated through the Plan Administrator

If an insured person is hospitalized due to a covered illness/injury and is traveling alone with child(ren) 19 or under that otherwise would be left unattended, the Patriot plans will pay up to US\$5,000 for one way economy fare to their home country, including a chaperone, if necessary, for the safety of the child(ren).

PLAN INFORMATION

Deductible

Your choice of US\$100, \$250, \$500, \$1,000 or \$2,500

On the Application Form, you will be asked to circle your choice of a deductible. Your premium rate is dependent on the deductible you choose. Please see the Application Form for more information.

Coinsurance

As described below

For treatment received outside the US & Canada: No coinsurance

For treatment received within the US & Canada: The plan pays 80% of eligible expenses up to US\$5,000, then 100% up to the Policy Maximum

Benefit Period

Six months

If a covered injury or illness requires continuing treatment after the Period of Coverage expires, the six-month Benefit Period may provide continued coverage. When the certificate expires, the Company will review the date of initial treatment for the covered injury or illness. If treatment began less than six months before the Period of Coverage expired, benefits for the covered injury or illness will continue subject to the Policy Limits and the other terms of the plan until there have been six months of continuous coverage for the covered injury or illness.

SPECIAL COVERAGES

Home Country Coverage

As described below

Incidental Home Country Coverage - During the Period of Coverage an insured person may return to their country of residence for incidental visits up to a cumulative two weeks total, subject to: a. The insured person must have left their country of residence, b. The total Period of Coverage must be for a minimum of 30 days, and c. The return to the country of residence may not be taken to receive treatment for an illness or injury incurred while traveling.

End of Trip Home Country Coverage - For every six months of continuous coverage you purchase, you can purchase one additional month of home country coverage as an accommodation and supplemental travel benefit, up to a maximum of two months. To purchase this special home country extension coverage, please check the appropriate box on the Application Form, and calculate your premium to include the additional month(s).

SCHEDULE OF BENEFITS

Trip Interruption To US\$5,000

If, during a covered trip, there is a death of an immediate family member (spouse, child, parent or sibling) or the substantial destruction of the insured's principal residence, each Patriot plan will pay to return the insured to the area of principal residence. The plan will pay for a one way air or ground transportation ticket of the same class as the unused travel ticket, less the value of the unused return ticket.

Lost Luggage

To US\$50 per item of personal property; maximum of US\$250 per-Period of Coverage

This benefit will be paid in the event that the Common Carrier permanently loses an insured person's checked luggage. This coverage is secondary to any other available coverage, including the Carrier's.

Common Carrier Accidental Death

US\$50,000 to Beneficiary; maximum of US\$250,000 per family

If accidental death should occur while traveling on a commercial Common Carrier, US\$50,000 will be paid to the designated beneficiary, to a maximum of US\$250,000 per family.

Sports & Activities Coverage

To Policy Maximum for basic sports as described below

Each Patriot plan covers injuries incurred during amateur athletic activities which are non-contact and engaged in by the insured person solely for leisure, recreation, entertainment or fitness purposes. However, activities not covered include amateur or professional sports or other athletic activity which is organized and/or sanctioned, or which involves regular or scheduled practices, games or competition.

The following hazardous activities are excluded: racing of any kind, aviation (except when traveling as a passenger in a commercial aircraft), BMX, BASE jumping, bobsleigh, bungee jumping, canyoning, caving, high diving, hang gliding, heli-skiing, hot air ballooning, inline skating, jet skiing, kayaking, luge, motocross (moto-x), mountain biking, mountaineering, parachuting, rappelling, rock climbing, rodeo, scuba diving, ski jumping, sky diving, snow skiing, snowboarding, snowmobiling, spelunking, snorkeling, surfing, wakeboarding, water skiing, windsurfing and whitewater rafting.

Optional Sports Rider: This rider adds coverage for jet skiing, scuba diving, snow skiing, snowboarding, snowmobiling, snorkeling, surfing, wakeboarding, water skiing and windsurfing. For more sports coverage, please review IMG's Patriot Extreme™ plan.

Accidental Death & Dismemberment

US\$25,000 principal sum

Each Patriot plan includes US\$25,000 principal sum benefit for Accidental Death and Dismemberment occurring during the Period of Coverage:

- Accidental Loss of life - principal sum;
- Accidental Loss of two Members - principal sum;
- Accidental Loss of one Member - 50% of principal sum.

"Member" means hand, foot or eye. For more information, see the Conditions of Coverage section on page 14.

NON-US CITIZENS COVERAGE FROM 10 DAYS TO 1 YEAR

Patriot America® provides coverage for non-US citizens traveling outside their country of citizenship for a minimum of 10 days up to a maximum of one year. Although the Patriot America plan is not renewable, it can be rewritten for succeeding or subsequent coverage periods. New Deductible, Coinsurance, Eligibility, Conditions of Coverage and Pre-Existing Condition Exclusions apply to any succeeding or subsequent Period of Coverage. A new application also must be completed. If you or other family members applying for coverage are age 65 or older, please see the Eligibility section on page 16 for additional information.

If you are a non-US citizen traveling for three (3) months or more and under age 80, please review the ExPatriot Plus® plan, as described on page 10, which offers a 10% discount on rates and is renewable for up to two years. Details on optional riders can be found on page 11, and more information on calculating your rates can be found on page 17.

All premium rates are in US dollars and are effective through 12/31/05. Rates include 2.5% surplus lines tax. A dependent child is your child shown on the Application Form over 14 days and under 18 years of age, traveling with you, and for whom premium has been paid.

ONE MONTH RATES (four Policy Maximum options)

	Option 1 \$50,000	Option 2 \$100,000	Option 3 \$500,000	Option 4 \$1,000,000
Age	One Month	One Month	One Month	One Month
18-29	\$48	\$56	\$72	\$84
30-39	\$62	\$74	\$94	\$108
40-49	\$94	\$106	\$140	\$158
50-59	\$134	\$164	\$198	\$228
60-64	\$158	\$194	\$230	\$276
65-69	\$180	\$232	\$252	\$300
70-79	\$244	N/A	N/A	N/A
80+*	\$424	N/A	N/A	N/A
Dep. Child	\$28	\$32	\$40	\$44
Child Alone	\$44	\$52	\$66	\$74

*US\$10,000 Maximum

DAILY RATES (MINIMUM COVERAGE IS 10 DAYS)

	Option 1 \$50,000	Option 2 \$100,000	Option 3 \$500,000	Option 4 \$1,000,000
Age	Daily	Daily	Daily	Daily
18-29	\$1.60	\$1.90	\$2.40	\$2.80
30-39	\$2.10	\$2.50	\$3.15	\$3.60
40-49	\$3.15	\$3.55	\$4.70	\$5.30
50-59	\$4.50	\$5.50	\$6.60	\$7.60
60-64	\$5.30	\$6.50	\$7.70	\$9.20
65-69	\$6.00	\$7.75	\$8.40	\$10.00
70-79	\$8.15	N/A	N/A	N/A
80+*	\$14.15	N/A	N/A	N/A
Dep. Child	\$.95	\$1.10	\$1.35	\$1.50
Child Alone	\$1.50	\$1.75	\$2.20	\$2.50

*US\$10,000 Maximum

*The maximum amount of coverage for applicants who are 80 years of age or older is US\$10,000.