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Docket No.: 788 P 015

FORM PTO-1595 (Modified)  
(Rev. 8-93)  
OMB No. 0651-0011 (exp 4/94)  
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P08/REV02

10-15-1999

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U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office



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To the Honorable Commissioner of Pa.

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attached original documents or copy thereof.

## 1. Name of conveying party(ies):

Bert Reitsma

## 2. Name and address of receiving party(ies):

Name: I.S.I. International, Inc.

Internal Address: \_\_\_\_\_

## 3. Nature of conveyance:

☐ Assignment☐ Merger☐ Security Agreement☐ Change of Name☒ Other Declaratory JudgmentStreet Address: 72 Treasure LaneCity: Riverwoods State: IL ZIP: 60015Execution Date: June 9, 1999Additional name(s) & address(es) attached? ☐ Yes ☒ No

## 4. Application number(s) or registration numbers(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A. Patent Application No.(s)

B. Patent No.(s)

08/631,435Additional numbers attached? ☐ Yes ☒ No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Edward D. Gilhooly, Esq.Internal Address: Suite 423Street Address: 28 East Jackson BoulevardCity: ChicagoState: ILZIP: 60604

## 6. Total number of applications and patents involved:

17. Total fee (37 CFR 3.41):.....\$ 40.00☒ Enclosed☐ Authorized to be charged to deposit account

## 8. Deposit account number: \_\_\_\_\_

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## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Edward D. Gilhooly

Name of Person Signing

Signature

October 11, 1999

Date

Total number of pages including cover sheet, attachments, and document: 6

PATENT

REEL: 010302 FRAME: 0354

*United States District Court*  
*Northern District of Illinois*  
*Eastern Division*

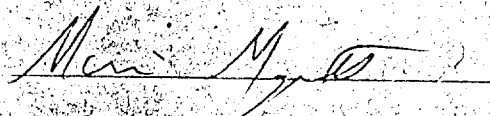
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I, Michael W. Dobbins, Clerk of the United States District Court for the Northern District of Illinois, do hereby attest and certify that the annexed document(s) is(are) a full, true, and correct copy of the original(s) on file in my office and in my legal custody.

IN TESTIMONY WHEREOF: I have hereunto  
subscribed my name and affixed the seal of the  
foresaid court at Chicago, Illinois, on 6/9/99

MICHAEL W. DOBBINS, CLERK

By:



Deputy Clerk

**IN THE UNITED STATES DISTRICT COURT**  
**For The Northern District Of Illinois, Eastern Division**

**I.S.I. International, Inc.,**  
*Third Party Plaintiff,*

vs.

**Bert Reitsma (an individual)**  
*Third Party Defendant.*

**RECEIVED**

**APR 02 1999**

**CIVIL ACTION NUMBER 97 C 3827**

**DECLARATORY JUDGMENT**

This is, in part, an action by ISI International, Inc., an Illinois corporation with its principal place of business at 72 Treasure Lane, Riverwoods, Illinois 60015 against Mr. Bert Reitsma, an individual and citizen of The Netherlands, believed to be residing in Canada at 5735 Knights Drive, Manotick, Ontario K4M 1B2, for a Declaratory Judgment. This Court has jurisdiction over the parties and over the subject matter of this Declaratory Judgment Action by ISI International, Inc., and venue is proper in this Judicial District.

ISI International, Inc. is seeking an Order declaring and adjudicating its rights, vis-a-vis the rights claimed by Mr. Bert J. Reitsma in and to Application Serial Number 08/631,435, in the United States Patent and Trademark Office, filed by and on behalf of Mr. Bert Reitsma on April 4, 1996 as a Continuation-In-Part from serial number 08/402,936, for United States Letters Patent, and adjudicating the rights of any and all Letters Patent and/or applications for Letters Patent in countries foreign to the United States based upon said Application Serial Number 08/631,435 pursuant to the provisions of the Patent Co-Operation Treaty.

Based upon the undisputed facts before This Court, and This Court being advised in the premises as to the basis for the claims of ISI International, Inc. for the Declaratory Judgment which

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it is seeking, it is therefore:

**ORDERED ADJUDGED AND DECLARED** that ISI International, Inc. is the legal owner of all right title and interest held by Bert J. Reitsma in and to Application Serial Number 08/631,435; and it is further,

**ORDERED ADJUDGED AND DECLARED** that, effective, *nunc pro tunc*, as of April 12, 1996 the entire right title and interest in and to Application Serial Number 08/631,435 and, and the invention as fully set forth and described therein, together with any and all Letters Patent issuing therefrom, be deemed assigned by Mr. Bert J. Reitsma to ISI International, Inc., together with all future improvements thereon and additions thereto, and United States patent applications which may be made therefore, and patents which may be thereupon issued, and any and all rights to file applications to receive patents in countries foreign to the United States, the same to be held and enjoyed by the said assignee to the full end of the term for which said letters patents may be granted; and it is further,

**ORDERED ADJUDGED AND DECLARED** that the failure on the part of ISI International, Inc. to timely pay the issuance fee to the United States Patent and Trademark Office with respect to Application Serial Number 08/631,435, and to submit formal drawings and to take other formal actions required for the issuance of Letters Patent from Application Serial Number 08/631,435, was inadvertent on the part of ISI International, Inc., and the result of acts of fraud and deception perpetrated upon ISI International, Inc. by Mr. Bert J. Reitsma, and others acting in knowing and intentional concert with him; and it is further,

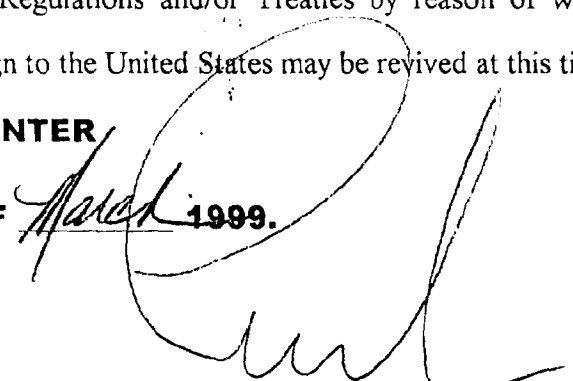
**ORDERED ADJUDGED AND DECLARED** that, subject to the approval of the Honorable Commissioner of Patents and Trademarks of The United States, and in accordance with the Laws of The United States, and the rules and regulations of the United States Patent and Trademark Office, upon a petition by ISI International, Inc. to revive Application Serial

Number 08/631,435 for purposes of the payment to the United States Patent and Trademark Office of the issuance fee for United States Letters Patent issuing therefrom and to take such other formal actions as may be necessary to secure the issuance of said Letters Patent, and upon payment to the United States Patent and Trademark Office of the prescribed issuance fee for said United States Letters Patent, together with such additional penalty payments as may be required by the United States Patent and Trademark Office, and the completion of such other formalities as may be required to secure the issuance of said Letters Patent, then said Letters Patent should issue upon said application to ISI International, Inc.; and it is further,

**ORDERED ADJUDGED AND DECLARED** that to the extent that it is now possible to revive any previously abandoned applications for Letters Patent in countries foreign to the United States, which are or have been based upon Application Serial Number 08/631,435 in the United States Patent and Trademark Office, the abandonment thereof was inadvertent on the part of ISI International, Inc., and the result of acts of fraud and deception perpetrated upon ISI International, Inc. by Mr. Bert J. Reitsma, and others acting in knowing and intentional concert with him, and ISI International, Inc. is legally entitled to the benefit of the provisions of any and all Laws, Regulations and/or Treaties by reason of which said applications in said countries foreign to the United States may be revived at this time.

**THEREFORE LET JUDGMENT ENTER**

**SO ORDERED THIS** 31<sup>st</sup> **DAY OF** March **1999.**

  
\_\_\_\_\_  
Harry D. Leinenweber  
United States District Court Judge

Dated: 3/31/99