



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT COMMISSIONER FOR TRADEMARKS
2900 Crystal Drive
Arlington, VA 22202-3513

Sep 11, 2000

NOTICE OF ABANDONMENT

TM102

GREGG REED
PROSKAUER ROSE LLP
1585 BROADWAY
NEW YORK, NEW YORK 10036

ATTORNEY
REFERENCE
NUMBER: 006
40017

SERIAL NUMBER: 75/725820
MARK: IVIEWIT.COM
APPLICANT: iviewit, Inc.

THE ABOVE IDENTIFIED TRADEMARK APPLICATION WAS ABANDONED
ON 06/11/2000 FOR THE FOLLOWING REASON:

NO RESPONSE TO THE OFFICE ACTION MAILED ON 12/18/99 WAS RECEIVED IN THE
PATENT AND TRADEMARK OFFICE (PTO) WITHIN THE SIX-MONTH RESPONSE PERIOD.
(15 U.S.C. 1062(b); TRADEMARK RULE 2.65(a)).

YOU CAN REQUEST REINSTATEMENT OF THE APPLICATION FOR NO FEE IF:

- * YOU HAVE PROOF THAT YOUR RESPONSE WAS RECEIVED IN THE PTO ON OR BEFORE THE DUE DATE - SUCH AS A POSTCARD WITH A PTO MAILROOM DATE STAMP; OR,
- * YOU MAILED OR FAXED THE RESPONSE ON OR BEFORE THE DUE DATE WITH A CERTIFICATE OF MAILING OR FACSIMILE TRANSMISSION, IN ACCORDANCE WITH PTO RULE 1.8, 37 CFR SEC. 1.8; OR DEPOSITED THE RESPONSE AS EXPRESS MAIL, IN ACCORDANCE WITH PTO RULE 1.10, 37 CFR SEC. 1.10.

YOU MUST SUBMIT A COPY OF THE PREVIOUSLY SUBMITTED TIMELY RESPONSE ALONG WITH ONE OF THE TYPES OF PROOF SET OUT ABOVE. YOU MAY FAX THIS INFORMATION TO (703) 308-7220.

IF YOU DO NOT HAVE THE PROOF NECESSARY FOR REINSTATEMENT, YOU CAN REQUEST REVIVAL OF THE APPLICATION, UNDER PTO RULE 2.66, 37 CFR SEC. 2.66, BY:

- * FILING A "PETITION TO REVIVE" WITHIN 2 MONTHS OF THE DATE PRINTED AT THE TOP OF THIS NOTICE, INDICATING THAT THE REASON FOR THE DELAY IN RESPONDING BY THE DUE DATE WAS "UNINTENTIONAL";
- * PAYING THE PETITION FEE OF \$100, MADE PAYABLE TO THE COMMISSIONER OF PATENTS AND TRADEMARKS; AND
- * INCLUDING A COPY OF THE RESPONSE TO THE OFFICE ACTION (IF YOU DID RECEIVE THE OFFICE ACTION - OTHERWISE, INCLUDE A STATEMENT THAT YOU DID NOT RECEIVE THE OFFICE ACTION.)

FOR FURTHER INFORMATION CALL (703) 308-9000



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
 ASSISTANT SECRETARY AND COMMISSIONER
 OF PATENTS AND TRADEMARKS
 Washington, D.C. 20231

APRIL 15, 2000

PTAS

PROSKAUER ROSE LLP
 GREGG REED, ESQ.
 1585 BROADWAY
 NEW YORK, NEW YORK 10036



101253414A

DOCKETED

UNITED STATES PATENT AND TRADEMARK OFFICE
 NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 12/30/1999

REEL/FRAME: 002018/0805
 NUMBER OF PAGES: 4

BRIEF: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

ASSIGNOR:
 IVIEWIT, INC.

DOC DATE: 12/30/1999
 CITIZENSHIP: FLORIDA
 ENTITY: CORPORATION

ASSIGNEE:
 IVIEWIT HOLDINGS, INC.
 2255 GLADES ROAD, SUITE 337W
 BOCA RATON, FLORIDA 33431

CITIZENSHIP: DELAWARE
 ENTITY: CORPORATION

APPLICATION NUMBER: 75725802
 REGISTRATION NUMBER:

FILING DATE: 06/08/1999
 ISSUE DATE:

MARK: THE CLICK HEARD 'ROUND THE WORLD
 DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

40017 - 006

APPLICATION NUMBER: 75725820
REGISTRATION NUMBER:

FILING DATE: 06/08/1999
ISSUE DATE:

MARK: IVIEWIT.COM
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 75725817
REGISTRATION NUMBER:

FILING DATE: 06/08/1999
ISSUE DATE:

MARK: IVIEWIT
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 75725823
REGISTRATION NUMBER:

FILING DATE: 06/08/1999
ISSUE DATE:

MARK: THE CLICK HEARD 'ROUND THE WORLD
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 75725819
REGISTRATION NUMBER:

FILING DATE: 06/08/1999
ISSUE DATE:

MARK: IVIEWIT.COM
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 75725816
REGISTRATION NUMBER:

FILING DATE: 06/08/1999
ISSUE DATE:

MARK: IVIEWIT
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 75725821
REGISTRATION NUMBER:

FILING DATE: 06/08/1999
ISSUE DATE:

MARK: THE CLICK HEARD 'ROUND THE WORLD
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 75725818
REGISTRATION NUMBER:

FILING DATE: 06/08/1999
ISSUE DATE:

MARK: IVIEWIT.COM
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 75725822
REGISTRATION NUMBER:

FILING DATE: 06/08/1999
ISSUE DATE:

MARK: IVIEWIT
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 75725805
REGISTRATION NUMBER:

FILING DATE: 06/08/1999
ISSUE DATE:

MARK: IVIEWIT "YOUR THIRD EYE TO THE WORLD"
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS AND DESIGN

APPLICATION NUMBER: 75725806
REGISTRATION NUMBER:

FILING DATE: 06/08/1999
ISSUE DATE:

MARK: IVIEWIT "YOUR THIRD EYE TO THE WORLD"
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS AND DESIGN

APPLICATION NUMBER: 75725807
REGISTRATION NUMBER:

FILING DATE: 06/08/1999
ISSUE DATE:

MARK: IVIEWIT 'YOUR THIRD EYE TO THE WORLD"
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS AND DESIGN

APPLICATION NUMBER: 75725808
REGISTRATION NUMBER:

FILING DATE: 06/08/1999
ISSUE DATE:

MARK: I VIEWIT "YOUR THIRD EYE TO THE WORLD" T
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS AND DESIGN

APPLICATION NUMBER: 75725809
REGISTRATION NUMBER:

FILING DATE: 06/08/1999
ISSUE DATE:-

MARK: I VIEWIT "YOUR THIRD EYE TO THE WORLD" T
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS AND DESIGN

APPLICATION NUMBER: 75725810
REGISTRATION NUMBER:

FILING DATE: 06/08/1999
ISSUE DATE:

MARK: I VIEWIT "YOUR THIRD EYE TO THE WORLD" T
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS AND DESIGN

ALLYSON PURNELL, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

MLO
12/30/99

01-24-2000



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D.

12-30-1999

RECORDATION FORM COVER SHEET
TRADEMARKS ONLY

U.S. Patent & TMO Form Mail Rcpt Dt. #34

Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- New
- Resubmission (Non-Recordation)
Document ID # _____
- Correction of PTO Error
Reel # _____ Frame # _____
- Corrective Document
Reel # _____ Frame # _____

Conveyance Type

- Assignment License
- Security Agreement Nunc Pro Tunc Assignment
- Merger
- Change of Name
- Other _____

Effective Date
Month Day Year
12/30/99

Conveying Party

Mark if additional names of conveying parties attached

Execution Date
Month Day Year

Name iviewit, Inc.

12/30/99

Formerly _____

- Individual General Partnership Limited Partnership Corporation Association
- Other _____
- Citizenship/State of Incorporation/Organization Florida

Receiving Party

Mark if additional names of receiving parties attached

Name Iviewit Holdings, Inc.

DBA/AKA/TA _____

Composed of _____

Address (line 1) 2255 Glades Road, Suite 337W

Address (line 2) _____

Address (line 3) Boca Raton
City

Florida
State/Country

33431
Zip Code

- Individual General Partnership Limited Partnership
- Corporation Association
- Other _____
- Citizenship/State of Incorporation/Organization Delaware

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

FOR OFFICE USE ONLY

00000026
40.00 CH
350.00 CH
NBR0001
00000000

Domestic Representative Name and Address Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Correspondent Name and Address Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Pages Enter the total number of pages of the attached conveyance document including any attachments. #

Trademark Application Number(s) or Registration Number(s) Mark if additional numbers attached
Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)			Registration Number(s)		
<input type="text" value="75/725,802"/>	<input type="text" value="75/725,823"/>	<input type="text" value="75/725,821"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="75/725,820"/>	<input type="text" value="75/725,819"/>	<input type="text" value="75/725,818"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="75/725,817"/>	<input type="text" value="75/725,816"/>	<input type="text" value="75/725,822"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

Number of Properties Enter the total number of properties involved. #

Fee Amount Fee Amount for Properties Listed (37 CFR 3.41): \$

Method of Payment: Enclosed Deposit Account

Deposit Account (Enter for payment by deposit account or if additional fees can be charged to the account.)
Deposit Account Number: #

Authorization to charge additional fees: Yes No

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. Charges to deposit account are authorized, as indicated herein.

Gregg Reed
Name of Person Signing


Signature

12/30/99
Date Signed

SCHEDULE A

MARK	CLASS	SERIAL NO.	DATE FILED
THE CLICK HEARD 'ROUND THE WORLD	9	75/725,802	June 8, 1999
THE CLICK HEARD 'ROUND THE WORLD	38	75/725,823	June 8, 1999
THE CLICK HEARD 'ROUND THE WORLD	42	75/725,821	June 8, 1999
IVIEWIT.COM	9	75/725,820	June 8, 1999
IVIEWIT.COM	38	75/725,819	June 8, 1999
IVIEWIT.COM	42	75/725,818	June 8, 1999
IVIEWIT	9	75/725,817	June 8, 1999
IVIEWIT	38	75/725,816	June 8, 1999
IVIEWIT	42	75/725,822	June 8, 1999
IVIEWIT "YOUR THIRD EYE TO THE WORLD" and Design	9	75/725,805	June 8, 1999
IVIEWIT "YOUR THIRD EYE TO THE WORLD" and Design	38	75/725,806	June 8, 1999
IVIEWIT "YOUR THIRD EYE TO THE WORLD" and Design	42	75/725,807	June 8, 1999
IVIEWIT "YOUR THIRD EYE TO THE WORLD" THE WEB and Design	9	75/725,808	June 8, 1999
IVIEWIT "YOUR THIRD EYE TO THE WORLD" THE WEB and Design	38	75/725,809	June 8, 1999
IVIEWIT "YOUR THIRD EYE TO THE WORLD" THE WEB and Design	42	75/725,810	June 8, 1999

ASSIGNMENT OF U.S. TRADEMARK

WHEREAS, iviewit, Inc., a Florida corporation with a place of business at 500 S.E. Mizner Boulevard, Suite 102, Boca Raton, FL 33432-6080 ("Assignor"), has intended to use the following trademarks (the "Trademarks") in commerce, and has filed the applications listed on the attached Schedule A indicating that intention, but has not yet filed allegations of use under Section 1(c) or 1(d) of the Trademark Act.

WHEREAS Applicant is assigning the Trademarks in the applications identified on the attached Schedule A as part of the entire business or portion thereof to which the Trademarks pertain as required by 15 U.S.C. § 1060.

WHEREAS, Iviewit Holdings, Inc., a Delaware corporation with a place of business at 2255 Glades Road, Suite 337W, Boca Raton, Florida 33431 desires to obtain all rights in and to the Trademarks and their associated goodwill, and Assignor wishes to sell the Trademarks and their associated goodwill;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor hereby sells, transfers, conveys and assigns to Assignee, all of Assignor's right, title and interest throughout the world in and to the Trademarks and their associated goodwill, the same to be held and enjoyed by Assignee for its own use and enjoyment and for the use and enjoyment of its successors, assigns or other legal representatives, together with all of Assignor's claims for damages by reason of past infringement of said Trademarks, with the right to sue for and collect the same, for its own use and enjoyment and for the use and enjoyment of its successors, assigns or other legal representatives, free and clear of all liens, claims, charges, security interests, and other interests of encumbrances.


IN WITNESS WHEREOF, Assignor has caused this document to be executed as of the 30th day of December 1999.

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
"EXPRESS MAIL"

MAILING LABEL NUMBER EL070307141US

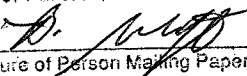
DATE OF DEPOSIT 12/30/99
I HEREBY CERTIFY THAT THE PAPER OR FEE IS BEING DEPOSITED WITHIN THE POSTAL SERVICE "EXPRESS MAIL" SERVICE UNDER 37 CFR 1.105 AND IS ADDRESSED TO THE CLERK OF THE SUPREME COURT OF PATENTS AND TRADEMARKS, WASHINGTON, VA 22202

iviewit, Inc.

By: 

Eliot I. Bernstein
President

Barbra Schiff
(Typed or Printed Name of Person Mailing Paper or Fee)


(Signature of Person Mailing Paper or Fee)

file 40017/006

FORM PTO-1618A
Expires 06/30/99
OMB 0651-0027

U.S. Department of Commerce
Patent and Trademark Office
TRADEMARK

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- New
- Resubmission (Non-Recordation)
Document ID #
- Correction of PTO Error
Reel # Frame #
- Corrective Document
Reel # Frame #

Conveyance Type

- Assignment License
- Security Agreement Nunc Pro Tunc Assignment
- Merger
- Change of Name
- Other

Effective Date
Month Day Year
12/30/99

Conveying Party

Mark if additional names of conveying parties attached

Execution Date
Month Day Year

Name

Formerly

- Individual General Partnership Limited Partnership Corporation Association
- Other
- Citizenship/State of Incorporation/Organization

Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

- Individual General Partnership Limited Partnership If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)
- Corporation Association
- Other
- Citizenship/State of Incorporation/Organization

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Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Correspondent Name and Address

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Pages Enter the total number of pages of the attached conveyance document including any attachments. #

Trademark Application Number(s) or Registration Number(s) Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)			Registration Number(s)		
<input type="text" value="75/725,802"/>	<input type="text" value="75/725,823"/>	<input type="text" value="75/725,821"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="75/725,820"/>	<input type="text" value="75/725,819"/>	<input type="text" value="75/725,818"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text" value="75/725,817"/>	<input type="text" value="75/725,816"/>	<input type="text" value="75/725,822"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

Number of Properties Enter the total number of properties involved. #

Fee Amount Fee Amount for Properties Listed (37 CFR 3.41): \$

Method of Payment: Enclosed Deposit Account

Deposit Account (Enter for payment by deposit account or if additional fees can be charged to the account.) #

Deposit Account Number: #

Authorization to charge additional fees: Yes No

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. Charges to deposit account are authorized, as indicated herein.

Name of Person Signing Signature Date Signed

ASSIGNMENT OF U.S. TRADEMARK

WHEREAS, iviewit, Inc., a Florida corporation with a place of business at 500 S.E. Mizner Boulevard, Suite 102, Boca Raton, FL 33432-6080 ("Assignor"), has intended to use the following trademarks (the "Trademarks") in commerce, and has filed the applications listed on the attached Schedule A indicating that intention, but has not yet filed allegations of use under Section 1(c) or 1(d) of the Trademark Act.

WHEREAS Applicant is assigning the Trademarks in the applications identified on the attached Schedule A as part of the entire business or portion thereof to which the Trademarks pertain as required by 15 U.S.C. § 1060.

WHEREAS, Iviewit Holdings, Inc., a Delaware corporation with a place of business at 2255 Glades Road, Suite 337W, Boca Raton, Florida 33431 desires to obtain all rights in and to the Trademarks and their associated goodwill, and Assignor wishes to sell the Trademarks and their associated goodwill;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor hereby sells, transfers, conveys and assigns to Assignee, all of Assignor's right, title and interest throughout the world in and to the Trademarks and their associated goodwill, the same to be held and enjoyed by Assignee for its own use and enjoyment and for the use and enjoyment of its successors, assigns or other legal representatives, together with all of Assignor's claims for damages by reason of past infringement of said Trademarks, with the right to sue for and collect the same, for its own use and enjoyment and for the use and enjoyment of its successors, assigns or other legal representatives, free and clear of all liens, claims, charges, security interests, and other interests of encumbrances.

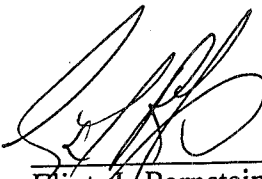
IN WITNESS WHEREOF, Assignor has caused this document to be executed as of the 30th day of December 1999.

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
"EXPRESS MAIL"

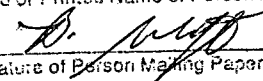
MAILING LABEL NUMBER EL070307141US

DATE OF DEPOSIT 12/30/99
I HEREBY CERTIFY THAT THE COPIES OR FEE IS BEING DEPOSITED FOR THE "EXPRESS MAIL" SERVICE UNDER 37 CFR 1.911 AND IS ADDRESSED TO THE UNITED STATES PATENTS AND TRADEMARKS OFFICE, WASHINGTON, VA 22202

iviewit, Inc.

By: 
Eliot I. Bernstein
President

Barbra Schiff
(Typed or Printed Name of Person Mailing Paper or Fee)


(Signature of Person Mailing Paper or Fee)

SCHEDULE A

MARK	CLASS	SERIAL NO.	DATE FILED
THE CLICK HEARD 'ROUND THE WORLD	9	75/725,802	June 8, 1999
THE CLICK HEARD 'ROUND THE WORLD	38	75/725,823	June 8, 1999
THE CLICK HEARD 'ROUND THE WORLD	42	75/725,821	June 8, 1999
IVIEWIT.COM	9	75/725,820	June 8, 1999
IVIEWIT.COM	38	75/725,819	June 8, 1999
IVIEWIT.COM	42	75/725,818	June 8, 1999
IVIEWIT	9	75/725,817	June 8, 1999
IVIEWIT	38	75/725,816	June 8, 1999
IVIEWIT	42	75/725,822	June 8, 1999
IVIEWIT "YOUR THIRD EYE TO THE WORLD" and Design	9	75/725,805	June 8, 1999
IVIEWIT "YOUR THIRD EYE TO THE WORLD" and Design	38	75/725,806	June 8, 1999
IVIEWIT "YOUR THIRD EYE TO THE WORLD" and Design	42	75/725,807	June 8, 1999
IVIEWIT "YOUR THIRD EYE TO THE WORLD" THE WEB and Design	9	75/725,808	June 8, 1999
IVIEWIT "YOUR THIRD EYE TO THE WORLD" THE WEB and Design	38	75/725,809	June 8, 1999
IVIEWIT "YOUR THIRD EYE TO THE WORLD" THE WEB and Design	42	75/725,810	June 8, 1999

PROSKAUER ROSE LLP

1585 Broadway
New York, NY 10036-8299
Telephone 212.969.3000
Fax 212.969.2900

LOS ANGELES
WASHINGTON
BOCA RATON
NEWARK
PARIS

Gregg Reed
Attorney at Law

Direct Dial 212.969.3938
greed@proskauer.com

April 5, 2001

Mr. Brian G. Utley
President
Iviewit.com, Inc.
2255 Glades Road
Suite 337 West
Boca Raton, FL 33431-7360

Re: Change of Name
Our File No. 40017-019

Dear Brian:

Enclosed for your files please find a Notice of Recordation of Assignment Document through which we notified the Patent and Trademark Office of the change of name from Iviewiet Holdings, Inc. to Iviewit Technologies, Inc. Please call me with any questions.

Very truly yours,



Gregg Reed

Enclosure

cc: Christopher C. Wheeler, Esq.

5028
Bin 1
28.1



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

MARCH 22, 2001

PTAS



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PROSKAUER ROSE LLP
GREGG REED, ESQ.
1585 BROADWAY
NEW YORK, NY 10036

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 07/31/2000

REEL/FRAME: 002211/0200
NUMBER OF PAGES: 3

BRIEF: CHANGE OF NAME

ASSIGNOR:
IVIEWIT HOLDINGS, INC.

DOC DATE: 01/11/2000
CITIZENSHIP: DELAWARE
ENTITY: CORPORATION

ASSIGNEE:
IVIEWIT TECHNOLOGIES, INC.
2255 GLADES ROAD, SUITE 337 WEST
ONE BOCA PLACE
BOCA RATON, FLORIDA 33431-7360

CITIZENSHIP: DELAWARE
ENTITY: CORPORATION

APPLICATION NUMBER: 75725822
REGISTRATION NUMBER:

FILING DATE: 06/08/1999
ISSUE DATE:

MARK: IVIEWIT
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 75725816
REGISTRATION NUMBER:

FILING DATE: 06/08/1999
ISSUE DATE:

MARK: IVIEWIT
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 76037702
REGISTRATION NUMBER:

FILING DATE: 05/01/2000
ISSUE DATE:

MARK: A SITE FOR SORE EYES
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 76037700
REGISTRATION NUMBER:

FILING DATE: 05/01/2000
ISSUE DATE:

MARK: IVIEWIT.COM
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 76037703
REGISTRATION NUMBER:

FILING DATE: 05/01/2000
ISSUE DATE:

MARK: IVIEWIT
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 76037701
REGISTRATION NUMBER:

FILING DATE: 05/01/2000
ISSUE DATE:

MARK: A SITE FOR SORE EYES
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 76037843
REGISTRATION NUMBER:

FILING DATE: 05/01/2000
ISSUE DATE:

MARK:
DRAWING TYPE: MISCELLANEOUS DESIGN

APPLICATION NUMBER: 76037844
REGISTRATION NUMBER:

FILING DATE: 05/01/2000
ISSUE DATE:

MARK:
DRAWING TYPE: MISCELLANEOUS DESIGN

ANTIONE ROYALL, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

01-16-2001



101583567

D

**RECORDATION FORM COVER SHEET
TRADEMARKS ONLY**

7-31-00

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- New
- Resubmission (Non-Recordation)
Document ID # _____
- Correction of PTO Error
Reel # _____ Frame # _____
- Corrective Document
Reel # _____ Frame # _____

Conveyance Type

- Assignment License
- Security Agreement Nunc Pro Tunc Assignment
- Merger
- Change of Name
- Other _____

Effective Date
Month Day Year
01/11/00

Conveying Party

Mark if additional names of conveying parties attached

Execution Date
Month Day Year

Name VIEWIT HOLDINGS, INC.

01/11/00

Formerly _____

75775822

- Individual General Partnership Limited Partnership Corporation Association
- Other _____
- Citizenship/State of Incorporation/Organization Delaware

Receiving Party

Mark if additional names of receiving parties attached

Name VIEWIT TECHNOLOGIES, INC.

DBA/AKA/TA _____

Composed of _____

Address (line 1) One Boca Place

Address (line 2) 2255 Glades Road, Suite 337 West

Address (line 3) Boca Raton

Florida

33431-7360

City

State/Country

Zip Code

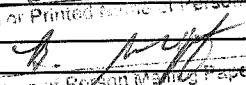
- Individual General Partnership Limited Partnership
- Corporation Association
- Other _____

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

Citizenship/State of Incorporation/Organization Delaware

FOR OFFICE USE ONLY

Domestic Representative Name and Address

MAILING LABEL NUMBER
Enter for the first Receiving Party only 7/21/00
DATE OF MAILING
I HEREBY CERTIFY THAT THE PAPER OR FEE IS BEING MAILED TO THE UNITED STATES POSTAL SERVICE BY EXPRESS MAIL JUST PRIOR TO THE DATE INDICATED ABOVE AND IS DELIVERED TO THE COMMISSIONER OF PATENTS AND TRADEMARKS, ARLINGTON, VA 22202
Barbra Schiff
(Typed or Printed Name of Person Mailing Paper or Fee)

(Signature of Person Mailing Paper or Fee)

Name _____
Address (line 1) _____
Address (line 2) _____
Address (line 3) _____
Address (line 4) _____

Correspondent Name and Address

Area Code and Telephone Number 212-969-3938

Name Gregg Reed, Esq.
Address (line 1) Proskauer Rose LLP
Address (line 2) 1585 Broadway
Address (line 3) New York, NY 10036
Address (line 4) _____

Pages Enter the total number of pages of the attached conveyance document including any attachments. # _____

Trademark Application Number(s) or Registration Number(s) Mark if additional numbers attached
Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)			Registration Number(s)		
75/725,822	76/037,700	76/037,843			
75/725,816	76/037,703	76/037,844			
76/037,702	76/037,701				

Number of Properties Enter the total number of properties involved. # 8

Fee Amount Fee Amount for Properties Listed (37 CFR 3.41): \$ 215

Method of Payment: Enclosed Deposit Account

Deposit Account Number: # 16-2500

Authorization to charge additional fees: Yes No

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. Charges to deposit account are authorized, as indicated herein.

Gregg Reed _____ 0728/00
Name of Person Signing Signature Date Signed

SUPPORTING DOCUMENTATION FOR TRADEMARK
CHANGE OF NAME DOCUMENTS IS

NO LONGER REQUIRED

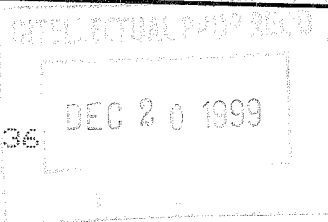
UNDER THE

TRADEMARK LAW TREATY ACT

EFFECTIVE

OCTOBER 30, 1999

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

SERIAL NO. 75/725820 iviewit, Inc.		APPLICANT		PAPER NO.	
MARK IVIEWIT.COM				ADDRESS: Assistant Commissioner for Trademarks 2900 Crystal Drive Arlington, VA 22202-3513	
ADDRESS GREGG REED PROSKAUER ROSE LLP 1595 BROADWAY NEW YORK, NEW YORK 10036				ACTION NO. 01	
				MAILING DATE 12/08/99	
				REF. NO. 40017 - 006	
FORM PTO-1525 (5-90)		U.S. DEPT. OF COMM. PAT. & TM OFFICE		If no fees are enclosed, the address should include the words "Box Responses - No Fee." Please provide in all correspondence: 1. Filing Date, serial number, mark and Applicant's name. 2. Mailing date of this Office action. 3. Examining Attorney's name and Law Office number. 4. Your telephone number and ZIP code.	

A PROPER RESPONSE TO THIS OFFICE ACTION MUST BE RECEIVED WITHIN 6 MONTHS FROM THE DATE OF THIS ACTION IN ORDER TO AVOID ABANDONMENT. For your convenience and to ensure proper handling of your response, a label has been enclosed. Please attach it to the upper right corner of your response. If the label is not enclosed, print or type the Trademark Law Office No., Serial No., and Mark in the upper right corner of your response.

RE: Serial Number: 75/725820

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

I. REFUSAL TO REGISTER

The examining attorney refuses registration under Trademark Act Section 2(d), 15 U.S.C. Section 1052(d), because the applicant's mark, when used on or in connection with the identified goods, so resembles the mark in U.S. Registration No. 1625767 as to be likely to cause confusion, or to cause mistake, or to deceive. TMEP section 1207. See the enclosed registration.

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 (CCPA 1973). Second, the examining attorney must compare the goods 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).

DOCKETED

The mark in Reg. No. 1625767 is VIEW-IT. The applicant's mark is IVIEWIT.COM. When the applicant's mark is compared to a registered mark, "the points of similarity are of greater importance than the points of difference." *Esso Standard Oil Co. v. Sun Oil Co.*, 229 F.2d 37, 108 USPQ 161 (D.C. Cir.), *cert. denied*, 351 U.S. 973, 109 USPQ 517 (1956). In this case, the similarities are greater than the differences, namely, the addition "I" and .COM by the applicant.

The goods 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 goods 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).

The registrant's goods are "computer software program for viewing files." The applicant's goods are "computer system available through CD-ROM and/or a global communications network that is used to deliver interactive, three-dimensional, virtual reality images of persons, objects and property." The applicant's system for delivering images could relate to the viewing of image files. Therefore, the use of highly similar marks for such goods is likely to cause confusion.

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.

PRIOR PENDING APPLICATIONS

The examining attorney encloses information regarding pending Application Serial Nos. 75/596261 and 75/698183. 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. Section 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. Section 2.83; TMEP section 1208.01.

II. INFORMALITIES

If the applicant chooses to respond to the refusal to register, the applicant must also respond to the following informalities.

A. DRAWING NOT CAPITALIZED

The drawing is not acceptable because the mark is not typed entirely in capital letters. 37 C.F.R. Section 2.52(a)(1); TMEP section 807.08. The applicant must submit a new drawing. If the applicant wishes to register the typed version of the mark, the applicant must submit a drawing on which the mark is typed entirely in capital letters. If the applicant intends to show the mark in special form, the applicant must submit an acceptable special-form drawing. 37 C.F.R. Sections 2.51 and 2.52.

B. IDENTIFICATION OF GOODS

The identification of goods is unacceptable as indefinite because "system" is indefinite. The applicant must amend the wording to identify the major components of the system. If the goods are software, the applicant should amend the wording to computer software. In addition, the wording "available through CD-ROM and/or a global communications network" is indefinite. The applicant should amend this wording to "recorded on CD-ROM or downloadable from a global communications network." Additionally, it is unclear what the applicant means by "deliver." The applicant should clarify this wording.


The applicant may adopt the following identification, if accurate:

Class 9: computer system [comprising specify major components, e.g., computer software] recorded on CD-ROM or downloadable via a global computer network for [clarify the term deliver, e.g., broadcasting, transmitting] interactive, three dimensional virtual reality images of persons, objects and property over computer communications networks.

TMEP section 804.

C. ADVISORY INFORMATION

The proposed mark appears to be comprised of elements of an address used to access the on line computer information provided by the applicant. In view of this, the applicant is advised that registration may be refused upon the examining attorney's consideration of an amendment to allege use or statement of use. Such a refusal would be based on a determination that the proposed mark -- as used in the specimens to be submitted -- does not function as a service mark. Trademark Act Sections 1, 2 and 45, 15 U.S.C. Sections 1051, 1052 and 1127; *In re Eilberg*, 49 USPQ2d 1955 (TTAB 1998).


Cheryl S. Goodman
Examining Attorney
Law Office 102
tel. 703-308-9102 ext. 183
fax. 703-308-7184

View-It

Mark

VIEW-IT

Goods and Services

IC 009. US 038. G & S: computer software program for viewing files.
FIRST USE: 19891115. FIRST USE IN COMMERCE: 19891115

Mark Drawing Code

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Serial Number

74025419

Filing Date

February 5, 1990

Publication for Opposition Date

September 11, 1990

Registration Number

1625767

Registration Date

December 4, 1990

Owner Name and Address

(REGISTRANT) V Communications, Inc. CORPORATION CALIFORNIA 4320 Stevens
Creek Blvd., Suite 120 SAN JOSE CALIFORNIA 95129

Type of Mark

TRADEMARK

Register

PRINCIPAL

Affidavit Text

SECT 8. SECT 15. COMBINED SECT 8 AND SECT 15.

Live Dead Indicator

LIVE

[Typed Drawing]

Mark

IVIEW MULTIMEDIA

Pseudo Mark

I VIEW MULTIMEDIA

Goods and Services

IC 009. US 021 023 026 036 038. G & S: computer software application.
FIRST USE: 19950608. FIRST USE IN COMMERCE: 19961220

Mark Drawing Code

(1) TYPED DRAWING

Serial Number

75596261

Filing Date

November 27, 1998

Owner Name and Address

(APPLICANT) iView Multimedia Limited CORPORATION GREAT BRITAIN 7a
camnbridge road london GREAT BRITAIN sw11 4rt

Section 44 Indicator

SECT44

Priority Date

October 15, 1998

Type of Mark

TRADEMARK

Register

PRINCIPAL

Live Dead Indicator

LIVE

[Typed Drawing]

Mark
I-VIEW

Pseudo Mark
I VIEW

Goods and Services
IC 009. US 021 023 026 036 038. G & S: COMPUTER MONITORS, LCD FLAT
SCREEN MONITORS ANT COMPUTER PERIPHERALS, NAMELY, Mouses, KEYBOARDS,
MULTIMEDIA SPEAKERS MICROPHONES, CAMERAS, MODEMS, POWER SUPPLIES,
SCANNERS, FLOPPY DISKS DRIVERS, HARD DISK DRIVERS, CD-ROMS, DVD ROMS, JOY
STICKS, NETWORK HUBS, NETWORK REPEATERS, TOUCH SCREENS, CPU FANS,
MONITORS AND PRINTERS COMPUTER INTERFACE CARDS, NAMELY, VIDEO GRAPHIC
ADAPTER CARDS, VIDEO MODEM CARDS AND MEMORY CARDS, I/O CARDS, NETWORK LAN
CARDS, , MODEM CARDS, AND MEMORY CARDS-- COMPUTERS, NOTEBOOK COMPUTERS,
VIDEO CASSETTE PLAYERS, DVD PLAYERS, VIDEO GAME MACHINES, TELEPHONES,
PORTABLE PHONES AND PAGERS

Mark Drawing Code
(1) TYPED DRAWING

Serial Number
75698183

Filing Date
May 5, 1999

Filed ITU
FILED AS ITU

Owner Name and Address
(APPLICANT) Proview Technology, Inc CORPORATION CALIFORNIA 1801 Sentous
Street City of Industry CALIFORNIA 91748

Type of Mark
TRADEMARK

Register
PRINCIPAL

Live Dead Indicator
LIVE

Aug 31, 1999

Receipt on the DATE OF FILING of the application for registration and filing fees is acknowledged for the mark identified below. The DATE OF FILING is contingent upon the collection of any payment made by check or draft. Your application will be considered in the order in which it was received and you will be notified as to the examination thereof. Action on the merits should be expected from the Patent and Trademark Office in approximately 06 months from the filing date. When inquiring about this application, include the SERIAL NUMBER, DATE OF FILING, OWNER NAME, and MARK.

GREGG REED
PROSKAUER ROSE LLP
1585 BROADWAY
NEW YORK, NEW YORK 10036

ATTORNEY
REFERENCE NUMBER
40017-006

PLEASE REVIEW THE ACCURACY OF THE FILING RECEIPT DATA.

A request for correction to the filing receipt should be submitted within 30 days to the following address: ASSISTANT COMMISSIONER FOR TRADEMARKS, 2900 CRYSTAL DRIVE, ARLINGTON, VIRGINIA 22202-3513. The correspondence should be marked to the attention of the Office of Trademark Program Control. The Patent and Trademark Office will review the request and make corrections when appropriate.

SERIAL NUMBER: 75/725820
FILING DATE: Jun 8, 1999
REGISTER: Principal
LAW OFFICE: 102
MARK: IVIEWIT.COM
MARK TYPE(S): Trademark
DRAWING TYPE: Words, letters, or numbers in typed form
FILING BASIS: Sect. 1(b) (Intent to Use)

ATTORNEY: Gregg Reed

OWNER: iviewit, Inc. (FLORIDA, Unknown)
500 S.E. Mizner Boulevard
Suite 102
Boca Raton, FLORIDA 334326080

FOR: Computer system available through CD-ROM and/or a global communications network that is used to deliver interactive, three-dimensional, virtual reality images of persons, objects and property
INT. CLASS: 009

ALL OF THE GOODS/SERVICES IN EACH CLASS ARE LISTED

DOCKETED

PROSKAUER ROSE LLP

1585 Broadway
New York, NY 10036-8299
Telephone 212.969.3000
Fax 212.969.2900

LOS ANGELES
WASHINGTON DC
BOCA RATON
CLIFTON NJ
PARIS

Kevin J. Healy
Senior Counsel

Direct Dial 212.969.3385
khealy@proskauer.com

June 7, 1999

By Express Mail

Commissioner of Patents and Trademarks
United States Patent and Trademark Office
2900 Crystal Drive
Arlington, Virginia 22202-3513

Attention: Box ITU

Re: iviewit, inc.
MARK : iviewit.com
CLASS : 9
Our File No. : 40017

DOCKETED

Sir:

Enclosed herewith please find an Intent-to-Use Application with Declaration and Power of Attorney. Also enclosed is a drawing and a postcard filing receipt.

Please charge the required fee to Deposit Account No. 16-2500, referencing the above File Number, and forward the filing receipt in due course. A duplicate copy of this cover letter is enclosed for your convenience.

Respectfully submitted,


Kevin Healy

Enclosures

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INTENT-TO-USE

TRADEMARK APPLICATION

PRINCIPAL REGISTER, WITH DECLARATION

MARK : iviewit.com

CLASS NO. : 9

TO THE ASSISTANT SECRETARY AND COMMISSIONER OF
PATENTS AND TRADEMARKS:

iviewit, Inc.
incorporated under the laws of Florida

**500 S.E. Mizner Boulevard
Suite 102
Boca Raton, FL 33432-6080**

The above identified Applicant hereby applies for the trademark shown in the accompanying drawing for:

In International Class 9: Computer system available through CD-ROM and/or a global communications network that is used to deliver interactive, three-dimensional, virtual reality images of persons, objects and property (the "Goods");

and requests that said mark be registered in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946, 15 U.S.C. § 1051 et seq., as amended (the "Lanham Act").

The Applicant has a bona fide intention to use the Mark in commerce in connection with the above-identified Goods. The Mark will be used on or in connection with the Goods by placing it directly on the Goods or on labels and packaging for the Goods.

POWER OF ATTORNEY

The Applicant hereby appoints the law firm of Proskauer Rose LLP, including Kevin J. Healy, Charles Guttman, Kenneth Rubenstein, Deirdre P. Silver, Gregg Reed, Bela Amladi, Evan Kahn, Anthony Coles and Gregg Goldman to prosecute this application to register, to transact all business in the Patent and Trademark Office in connection therewith, and to receive the Certificate of Registration and hereby requests that all correspondence be directed to Proskauer Rose LLP, 1585 Broadway, New York, New York 10036, Attention: Gregg Reed, Esq. (212/969-3938).

DECLARATION

The undersigned, Eliot I. Bernstein, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he is the President of the Applicant and is properly authorized to execute this application on behalf of the Applicant; he believes the Applicant to be the owner of the Mark sought to be registered, or, if the application is being filed under 15 U.S.C. 1051(b), he believes the Applicant to be entitled to use such Mark in commerce; to the best of his knowledge and belief no other person, firm, corporation, or association has the right to use the above-identified Mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used in connection with the Goods/Services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his own knowledge are true and all statements made on information and belief are believed to be true.

Dated: 6-1-99

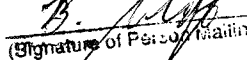
iviewit, Inc.

By: 

Eliot I. Bernstein
President

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
"EXPRESS MAIL"
MAILING LABEL NUMBER EJ297090404 US
DATE OF DEPOSIT 6/8/99
I HEREBY CERTIFY THAT THIS PAPER OR FEE IS
BEING DEPOSITED WITH THE UNITED STATES POSTAL
SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE"
SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED
ABOVE AND IS ADDRESSED TO THE COMMISSIONER OF
PATENTS AND TRADEMARKS. ARLINGTON, VA
22202

Barbara Schiff
(Typed or Printed Name of Person Mailing Paper or Fee)


(Signature of Person Mailing Paper or Fee)

DRAWING

Applicant : iviewit, Inc.

Address : 500 S.E. Mizner Boulevard
Suite 102
Boca Raton, FL 33432-6080

Goods : Computer system available through CD-ROM and/or a global communications network that is used to deliver interactive, three-dimensional, virtual reality images of persons, objects and property.

Basis : Intent-to-Use

iviewit.com

From: Gloria Berfield
To: Reed, Gregg
Date: 9/26/01 2:54PM
Subject: Re: iViewit

Gregg,

Mr. Wheeler would like you to please send the files to iViewit's current patent counsel below:

Norman Zafman, Esq.
Blakeley, Sokoloff, Taylor and Zafman LLP
12400 Wilshire Blvd, 7th Floor
Los Angeles, CA 90025

Gloria Berfield
Secretary to Christopher C. Wheeler
Proskauer Rose LLP
561.995.4719 voice
561.241.7145 fax
gberfield@proskauer.com

>>> Gregg Reed 09/04/01 11:39AM >>>

More papers have come in from the PTO regarding iViewit's filings. Please advise whether you'd like the files sent to you, returned to the client or other. Thanks.

005

Intraoffice Memo

Re: Change of Name to Iviewit Technologies, Inc.

To: 40017/008/007 / 005 / 004

From: Barbra Schiff

Date: July 26, 2000

Client-Matter: 40017 007 / 005 / 008 / 004

Left message for Examining Attorney Barbara Brown (703-308-9102, ext. 130), notifying that Change of Name was recorded and leaving reel/frame no. for these applications so that the registrations issue in the correct name.

Intraoffice Memo

Re: Office Action Responses
To: Files
From: Gregg Reed, Esq.
Date: March 7, 2000
Client-Matter: 40017-019

By phone yesterday with Brian Utley (he was traveling and called me from cell in Boston I think), we decided not to pursue any of the following applications and that we'd let them lapse:

40017-003: ✓ THE CLICK HEARD 'ROUND THE WORLD in Class 9
40017-006: ✓ IVIEWIT.COM in Class 9
40017-009: ✓ IVIEWIT in Class 9
40017-012: ✓ IVIEWIT YOUR THIRD EYE TO THE WORLD and Design in Class 9
40017-015: ✓ IVIEWIT YOUR THIRD EYE TO THE WORLD THE WEB and Design in Class 9
40017-011: ✓ IVIEWIT in Class 42

The rationale for letting these lapse was that the first 5 apps are in class 9 and they are not in the software or hardware business and the last app. should go since their intent is to use IVIEWIT.COM as the mark rather than without it. An overarching theme to drop these was that we are confronted with difficult office actions and should focus our energy on the apps. that really matter; plus, we could save cost.

DOCKETED
DOCKETED

PROSKAUER ROSE LLP

1585 Broadway
New York, NY 10036-8299
Telephone 212.969.3000
Fax 212.969.2900

LOS ANGELES
WASHINGTON
BOCA RATON
NEWARK
PARIS

Gregg Reed
Attorney at Law

Direct Dial 212.969.3938
greed@proskauer.com

February 15, 2000

BY FEDERAL EXPRESS

Mr. Eliot Bernstein
Mr. Brian Utley
iviewit.com LLC
One Boca Place
2255 Glades Road
Suite 337 West
Boca Raton, FL 33431-7360

Re: Trademark Applications in the United States
Our File Nos. 40017/003-017

Dear Eliot and Brian:

Enclosed for your review please find copies of fifteen office actions that were issued from the Patent and Trademark Office in connection with your fifteen pending trademark applications. Kevin Healy and I will discuss your possible responses to these office actions when we speak by telephone next Tuesday, February 22, at 4:00 p.m.

Of course, please feel free to call me prior to next Tuesday's telephone conference if you have any immediate questions.

Very truly yours,


Gregg Reed

GR:la
Enclosures

cc: Kevin Healy (w/encls.)

PROSKAUER ROSE LLP

1585 Broadway
New York, NY 10036-8299
Telephone 212.969.3000
Fax 212.969.2900

LOS ANGELES
WASHINGTON
BOCA RATON
NEWARK
PARIS

Gregg Reed
Attorney at Law

Direct Dial 212.969.3938
greed@proskauer.com

November 16, 1999

Mr. Eliot Bernstein
iviewit.com LLC
One Boca Place
2255 Glades Road
Suite 337 West
Boca Raton, FL 33431-7360

Re: New Trademark Applications in the United States
Our File Nos. 40017/003-017

Dear Eliot:

We write to inform you that the fifteen intent-to-use trademark applications which we filed on your behalf have been assigned the following serial numbers by the Patent and Trademark Office:

MARK	CLASS	APPLICATION/ SERIAL NO.	OUR FILE NUMBER
THE CLICK HEARD 'ROUND THE WORLD	9	75/725,802	40017-003
THE CLICK HEARD 'ROUND THE WORLD	38	75/725,823	40017-004
THE CLICK HEARD 'ROUND THE WORLD	42	75/725,821	40017-005
IVIEWIT.COM	9	75/725,820	40017-006
IVIEWIT.COM	38	75/725,819	40017-007
IVIEWIT.COM	42	75/725,818	40017-008
IVIEWIT	9	75/725,817	40017-009
IVIEWIT	38	75/725,816	40017-010
IVIEWIT	42	75/725,822	40017-011

DOCKETED

PROSKAUER ROSE LLP

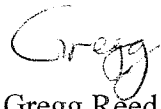
Eliot Bernstein
November 16, 1999
Page 2

VIEWIT "YOUR THIRD EYE TO THE WORLD" and Design	9	75/725,805	40017-012
VIEWIT "YOUR THIRD EYE TO THE WORLD" and Design	38	75/725,806	40017-013
VIEWIT "YOUR THIRD EYE TO THE WORLD" and Design	42	75725,807	40017-014
VIEWIT "YOUR THIRD EYE TO THE WORLD" THE WEB and Design	9	75/725,808	40017-015
VIEWIT "YOUR THIRD EYE TO THE WORLD" THE WEB and Design	38	75/725,809	40017-016
VIEWIT "YOUR THIRD EYE TO THE WORLD" THE WEB and Design	42	75/725,810	40017-017

Rights derived from an intent-to-use application must be perfected by actual use. Accordingly, you should let us know as soon as you begin using any of these marks in commerce.

Please do not hesitate to call me if you have any questions.

Very truly yours,



Gregg Reed

GR/kp

Thank you for your request. Here are the latest results.

Serial Number: 75725820

Registration Number: (NOT AVAILABLE)

Trademark (words only): IVIEWIT.COM

Current Status: Newly filed application, not yet assigned to an examining attorney.

Date of Status: 1999-09-10

Filing Date: 1999-06-08

Handwritten scribbles and initials 'OOC' in black ink.

CURRENT OWNERS

1. iviewit, Inc.

GOODS AND SERVICES

Computer system available through CD-ROM and/or a global communications network that is used to deliver interactive, three- dimensional, virtual reality images of persons, objects and property

PROSECUTION HISTORY

(NOT AVAILABLE)

PROSKAUER ROSE LLP

1585 Broadway
New York, NY 10036-8299
Telephone 212.969.3000
Fax 212.969.2900

LOS ANGELES
WASHINGTON DC
BOCA RATON
CLIFTON NJ
PARIS

Gregg Reed
Attorney at Law

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April 20, 1999

VIA OVERNIGHT DELIVERY (with enclosures)
and **FACSIMILE** (without attachments)

Attorney-Client Communication
Privileged and Confidential

Mr. Eliot I. Bernstein
iviewit, Inc.
500 S.E. Mizner Boulevard
Suite 102
Boca Raton, FL 33432-6080

Re: IVIEWIT and YOUR THIRD EYE TO THE WORLD
Our File # 40017-002

Dear Eliot:

This letter sets forth our analysis of the T&T Search Report data with respect to your intent to use the marks IVIEWIT (the "IVIEWIT Mark") and YOUR THIRD EYE TO THE WORLD (the "THIRD EYE Mark") in connection with a computer system for enhancing and delivering digital images and collections of photographs. Copies of the Search Reports covering these two marks are enclosed for your review.

As detailed below, and as Kevin Healy had explained to you by telephone, we believe that there may be significant obstacles to your use and registration of the IVIEWIT Mark. There are also possible obstacles to your use and registration of the THIRD EYE Mark, although those obstacles are probably less significant than those you may face in connection with the IVIEWIT Mark.

PROSKAUER ROSE LLP

Mr. Eliot I. Bernstein
April 20, 1999
Page 2

The IVIEWIT Mark

Of greatest concern are the following marks: (i) a 1996 federal registration for IVUE, owned by a California company named Fits Imaging, used in connection with computer software programs sold alone or as a subroutine and instructions manuals all sold as a unit for image processing, namely editing, composing and creating computer graphic images (*see* Fed. Ref. 8, pg. 12); and (ii) a 1990 federal registration for VIEW-IT, owned by a California corporation named V Communications, Inc., for use in connection with a computer software program for viewing files (*see* Fed. Ref. 13, pg. 16).

An application for the IVIEWIT Mark may receive a likelihood of confusion objection from either the U.S. Patent and Trademark Office ("PTO") or the above-named registrants. Any such objection would be based on alleged strong similarities in appearance, sound, and meaning between the IVIEWIT Mark and either IVUE or VIEW-IT, as well as the arguably related nature of the goods in connection with which the marks are used.

You will have arguments available to you, however, to hopefully overcome any objections that may arise. For example, you can emphasize the differences between the IVIEWIT Mark and either of the above-described marks, including the facts that you will be using your mark in stylized form and in connection with the THIRD EYE Mark and/or "Upgrade Your Brain." You also can argue that "VIEW" and "VIEW-IT" formative marks are descriptive and, therefore, weak terms for trademark purposes entitled to only a narrow scope of protection. Note, however, that the VIEW-IT registration is "incontestable" for trademark purposes, which could hamper your ability to argue descriptiveness with respect to that particular registration.

Finally, you will see in the Search Report that, in addition to the registered marks noted above, several other cites may present obstacles to your use and/or registration of the IVIEWIT Mark including, among others: (i) IVIEW for computer hardware and software devices, a pending 1998 federal trademark application filed by One World Technologies, LLC (*see* Fed. Ref. 1, pg. 8); and (ii) IVIEW MULTIMEDIA for computer software applications, a pending 1998 federal trademark application filed by IVIEW Multimedia Limited (*see* Fed. Ref. 6, pg. 11).

The THIRD EYE Mark

With respect to the THIRD EYE Mark, we first call your attention to a 1995 federal registration for the mark 3D/EYE, owned by a New York corporation named 3D/Eye, Inc., used in connection with interactive image-based computer software and computer programs for managing and presenting business information in more accessible styles such as spreadsheets,

PROSKAUER ROSE LLP

Mr. Eliot I. Bernstein
April 20, 1999
Page 3

graphs, charts, and animation; and as a component in two and three dimensional computer-aided design software (*see Fed. Ref. 25, pg. 23*). The Search Report also reveals a pending 1997 federal trademark application for the mark YOUR WINDOW TO THE WORLD, filed by a Georgia corporation named G.M. Voices, Inc., for use in connection with services including computer image processing services (*see Fed. Ref. 31, pg. 26*). In addition, there exists a pending application for the mark WINDOW THE WORLD, filed in 1998 by an individual named Merrill Womach, for use in connection with apparatuses for the display of images, video and sound (*see Fed. Ref. 39, pg. 32*). Finally, the search report shows the existence of a Pennsylvania State registration for an audio/visual service company named Third Eye Productions (State Ref. 3, pg. 56).

We believe that the THIRD EYE Mark may be available for your use and registration, but we cannot rule out the possibility of a likelihood of confusion objection arising based on one or more of the above-listed marks. In the event your application for the THIRD EYE Mark does receive any such objection, we could argue that confusion is not likely given the differences in the marks and particularly because you would be using the THIRD EYE Mark in connection with the IVIEWIT Mark and/or "Upgrade Your Brain."

PLEASE NOTE SEARCH RESULT LIMITATIONS: The PTO databases available for searching are approximately ten weeks behind the PTO's recording of both: (i) new applications; and (ii) status changes in pending applications and registration. Consequently, it is possible that the Search Report raw data does not include a newly filed relevant application or other pertinent change of status. Also, there may be relevant common-law uses not picked up in the Search Report raw data, for reasons including the difficulty of an exhaustive search for references to the same or similar marks on the Internet.

Next Steps

As instructed, and notwithstanding the information and risks set forth above, we are in the process of preparing intent-to-use applications for the IVIEWIT and THIRD EYE Marks. In addition, we are preparing an intent-to-use application combining both marks together, i.e., IVIEWIT and YOUR THIRD EYE TO THE WORLD in the stylized presentation that appears on the cover of your CD-Rom. This stylized and combined mark would have a better chance for registration than would the IVIEWIT or THIRD EYE Mark alone, because the stylization and combined additional terms would help to further distinguish the mark from the third-party marks discussed above.

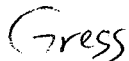
PROSKAUER ROSE LLP

Mr. Eliot I. Bernstein
April 20, 1999
Page 4

Finally, we have completed our preliminary review and analysis with respect to your intent to use and register the mark UPGRADE YOUR BRAIN. At this point, we believe that the mark may be available but, before filing an application for the mark, we strongly recommend that a full search be conducted through T&T to ensure that the mark is, in fact, available. Accordingly, please let us know whether you would like us to order that full search.

Please don't hesitate to call me or Kevin Healy if you have any questions or comments about the contents of this letter.

Very truly yours,



Gregg Reed

Encs.

cc: Kevin Healy, Esq. ✓