



160-7518489

Greenberg Traurig Proposal

September 20, 2002

Work to be performed:

Phase 1

- Obtain Copies of Pending U.S. Applications from United States Patent and Trademark Office (USPTO) to confirm that IVIEWIT's copies of its pending patent applications correspond to the applications as actually filed with the USPTO by IVIEWIT's prior firms and to definitively confirm the existing content and status of the pending applications.
- In-person meeting with Eliot Bernstein in Chicago for two days to elicit detailed descriptions of his inventions and a review of each aspect of each of his developments, to determine exactly what has been invented and potential environments for the inventions. We would then compare his disclosures to the content of the pending applications and further evaluate possible amendments to existing applications and to identify potential infringers.
- Detailed Searches of the records at the USPTO, including personal interviews with the appropriate Patent Examiners to identify prior art which is material to the patentability of one or more of the presently pending U.S. patent applications and to identify issued patents and published applications which may possibly disclose aspects of Eliot's inventions filed by others, if any. If searches support patentability, and if we are able to identify potential infringers, we intend to file "Petitions to Make Special" with the USPTO, which if granted, will cause the pending applications to be examined on an expedited basis.)
- Analysis of each of the patent and any non-patent prior art references identified at the USPTO.

The estimated fees for Phase 1 are \$23,000.00 for file wrapper copies, detailed interview and searching, plus out-of-pocket expenses such as travel to D.C. and obtaining hard copies of the patent documents identified in our search, and \$20,000-\$24,000, collectively, for analysis. An additional retainer in the amount of \$40,000 would be requested. Petitions to Make Special (not previously quoted) are anticipated to run approximately \$1,500 each, plus less than \$200 in costs, each.

Options on Phase 1 -

- (Depending on analysis results) Preparing formal written opinion letters based upon the detailed search and analysis of prior art references with the estimated fees being \$3,000 - \$4,000, per search.

Phase 2A

- Further prosecution of the Pending Applications in the U.S. including: preparation and filing of preliminary amendments as appropriate, receiving and analyzing Office Actions and cited prior art as generated by USPTO; conferring with the inventor toward responding to same; preparing written responses to Office Actions; telephonic and/or in-

person interviews with Patent Examiners; review of formal drawing requirements, processing of issue fees.

The estimated fees for Phase 2A are \$80,000 plus out-of-pocket expensing including draftsman charges for formal drawings and government fees and travel, if necessary. An additional retainer in the amount of \$50,000 would be requested.

Phase 2B

- (Preferably concurrent with Phase 2A) Prosecution of the Pending Applications in Japan and Europe, including receiving and analyzing Office Actions and cited prior art as generated by EPO and Japanese Patent Offices, conferring with Foreign Associates and inventor toward responding to same, preparing written responses to Office Actions and providing specific substantive instruction to Foreign Associates, attendance at possible in-person interviews with European Patent Examiners, review of formal drawing requirements, processing of issue and grant fees

The estimated fees for Phase 2B are \$90,000 plus out-of-pocket expensing including draftsman charges for formal drawings and government fees and translation and validation fees at approximately \$2,000.00 to \$3,000.00 per country. An additional retainer in the amount of \$70,000 would be requested.

Phase 3

- Should we determine in the course of completing our analysis that any previously filed patent application has been inadvertently or unintentionally abandoned or that there exists subject matter which has not been disclosed in any of the pending patent applications, we will then visit the issue of whether grounds exist to lawfully petition to either revive any such abandoned application(s) and/or file new application(s). Please note that we have not included an estimate of the costs of these activities, nor has a retainer been calculated.