FACSIMILE TRANSMISSION COVER SHEET

TO: Mr. Brian G. Utley
COMPANY NAME: iviewit.com, Inc.
COMPANY LOCATION: Boca Raton, Florida
COMPANY PHONE NUMBER: TEL: (561) 999-8899
COMPANY FAX NUMBER: FAX: (561) 999-8810
FROM: Douglas A. Boehm
DATE: June 6, 2000

TOTAL NUMBER OF PAGES INCLUDING COVER SHEET: 8

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******************************************************************************

Brian, here is your copy of what was just faxed to Mr. Lewis S. Meitzer.

******************************************************************************

Fax Operator: _______________ Time Sent: _______________

IVIEWIT DOES NOT ATTEST TO THE AUTHENTICITY OF THIS DOCUMENT
Mr. Lewis S. Meltzer  
Meltzer, Lippe, Goldstein & Schlissel, P.C.  
190 Willis Avenue  
Mineola, New York 11501  

Re: Transfer of IP files for IVIEWIT.COM  

Dear Mr. Meltzer:  

As you may recall, I am the patent attorney at Foley & Lardner that is currently handling the Iviewit.com IP matters that were previously handled by Ray Joao of your firm.  

I recently received the following correspondence from your firm: (1) the original Assignment recorded in the United States Patent and Trademark Office (USPTO) for your Docket No. 5865-8 (U.S. Provisional Patent Application No. 60/169,559); and (2) the USPTO Filing Receipt (copy attached) for your Docket No. 5865-1 for Application No. 09/522,721. Although I sincerely appreciate your firm’s diligence in continuing to forward Iviewit materials to me, this latest correspondence raises some very serious issues with respect to the Iviewit.com IP matters that were supposed to have been transferred to Foley & Lardner.  

I was not previously told about this U.S. Non-Provisional Application being filed (item 2 above). It does not appear in any of the correspondence previously sent to Foley & Lardner. This raises the question of exactly what was filed in the U.S. Patent and Trademark Office, since I do not have a copy of any filing papers for this application. Was a U.S. Declaration filed? What specification and claims were filed? Was an Assignment filed for this application? I must have this information in order to take over prosecution of this application.  

More importantly, however, this raises the question of whether any other provisional or non-provisional applications have been filed in the United States or any other country. Both the client, Brian Uley, President of Iviewit.com, and myself have previously asked your firm to transfer all of the Iviewit.com Intellectual Property files to me. (See attached letter to you dated April 28, 2000.) When the files that were sent to me were incomplete, I sent an e-mail (copy attached) to Dawn Laffin of your firm, asking her to look for other Iviewit matters. I subsequently requested that Nicole, Ray’s former secretary,
double-check that there were no other miscellaneous files that were not on the list of applications (also attached). Now I find out that, after three or four separate requests, all of the Iviewit patent matters were not transferred to us.

I formally request that you have your firm’s Docket Administration Department review all of Ray Joao’s files to ensure that all of the Iviewit.com materials have been transferred to me. Please forward all letters, memorandums, faxes, e-mails, notes, CD’s, disks, and other correspondence between Iviewit.com and your firm, and between any third parties and your firm on behalf of Iviewit.com. It is particularly important that I know which patent applications were filed and what correspondence was submitted to the U.S. Patent & Trademark Office before the expiration of a critical date. Otherwise, the client could possibly lose patent rights. Please confirm that the attached “Iviewit.com Patent Portfolio” table, which lists the patent applications filed for Iviewit.com by your firm, is accurate and complete.

I also request that you contact Ray Joao to confirm which applications were filed in what countries and whether or not Ray has any additional Iviewit correspondence or materials that were not transferred to Foley & Lardner.

Furthermore, the client requests that I obtain a written confirmation from both you and Ray that all files, materials, and correspondence have been transferred to Foley & Lardner.

Please confirm receipt of this facsimile and let me know that these matters will be handled promptly and appropriately.

Very truly yours,

Doug Boehm

Douglas A. Boehm

Enclosure(s)

cc: Mr. Brian Utley, Iviewit.com
FILING RECEIPT

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: ASSISTANT SECRETARY AND COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER  FILING DATE  GRP. ART UNIT  FILL. FEE REC'D  ATTY. DOCKET NO.  DRAWINGS  TOT. CLAIMS  Ind. CLAIMS
09/622,721  03/10/2000  2722  354  5865-1  4  21  3

Raymond A Joao Esq
Meltzer Lippe Goldstein & Schlissel PC
The Chancery
190 Willis Avenue
Mineola, NY 11501

Date Mailed: 05/10/2000

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)
Eliot I Bernstein, Boca Raton, FL;

Continuing Data as Claimed by Applicant
THIS APPLN CLAIMS BENEFIT OF 80/125,824 03/24/1999

Foreign Applications

If Required, Foreign Filing License Granted 05/09/2000

** SMALL ENTITY **

Title
Apparatus and method for producing enhanced digital images

Preliminary Class
358

Data entry by: KING, DORIS  Team: O1PE  Date: 05/10/2000

I VIEWIT DOES NOT ATTEST TO THE AUTHENTICITY OF THIS DOCUMENT

5/9/00 6:48 PM
April 28, 2000

Mr. Lewis S. Meltzer  
Meltzer, Lippe, Goldstein & Schlissel, P.C.  
190 Willis Avenue  
Mineola, New York 11501

Re: Transfer of IP files for IVIEWIT.COM

Dear Mr. Meltzer:

As you are aware, Mr. Brian Utley, President of IVIEWIT.COM, LLC, has requested in a previous letter that all Intellectual Property files for IVIEWIT.COM be transferred from Meltzer, Lippe to Foley & Lardner. Please have the files forwarded to me at the above address as soon as possible. Upon receipt of the IVIEWIT.COM files, Foley & Lardner will be responsible for taking action in these matters.

These Intellectual Property files include the eight provisional patent application matters listed on the attached sheet, as well as any other Intellectual Property matters that may be missing from this list. Furthermore, I would sincerely appreciate it if you could include copies on disk of the electronic word processing files for these matters, so the eight patent applications won't have to be retyped. Any electronic word processor format will suffice.

Of course, if any questions or problems arise, please do not hesitate to contact me. I thank you in advance for your cooperation.

Very truly yours,

Douglas A. Boehm

Attachment

cc: Ms. Nicole Pinou, Meltzer, Lippe  
Mr. Brian Utley, IVIEWIT.COM
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<td>March 24, 1999</td>
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Boehm, Douglas A.

From: Boehm, Douglas A.
Sent: Tuesday, May 09, 2000 5:28 PM
To: 'daliafin@mil.com'
Subject: Iviewit.com Files

Dawn—

As I mentioned on the telephone this afternoon, I received your Federal Express package this morning containing the Melzer, Lippe files for Iviewit.com. The package contained 7 folders corresponding to your docket numbers 5865-1, 3, 4, 4.1, 5, 6, and 7. However, the file folder for your docket no. 5865-8 is missing. Furthermore, not all of the paperwork for the PCT application (your docket no. 5865-10) was included in the first file 5865-1 (which is the PCT's parent case). Is there a 5865-10 file also?

During our phone conversation, you agreed to review your docket and files for 5865-8, 5865-10, and any other 5865 matters for Iviewit.com tomorrow, and forward these files to me right away.

Thanks for your assistance.

--Doug

Douglas A. Boehm
Foley & Lardner
777 East Wisconsin Avenue
Milwaukee, Wisconsin 53202
Tel: (414) 297-6718
Fax: (414) 297-4900
Email: daboehm@foleylaw.com

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