

AO 120 (Rev. 3/04)

TO: <b>Mail Stop 8</b> <b>Director of the U.S. Patent and Trademark Office</b> <b>P.O. Box 1450</b> <b>Alexandria, VA 22313-1450</b>	<b>REPORT ON THE                  FILING OR DETERMINATION OF AN                  ACTION REGARDING A PATENT OR                  TRADEMARK</b>
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court Eastern District of New York on the following  Patents or  Trademarks:

DOCKET NO. CV 08-3450	DATE FILED August 22, 2008	U.S. DISTRICT COURT, Eastern District of New York 100 Federal Plaza, P.O. Box 9014, Central Islip, NY 11722
PLAINTIFF  Cosmed, Inc., a Georgia corporation		DEFENDANT  Physicians Formula Cosmetics, Inc., a Delaware corporation
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1      2,055,813	April 22, 1997	Cosmed, Inc.
2		
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4		
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In the above--entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading		
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK	
1			
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In the above--entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT
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CLERK  ROBERT C. HEINEMANN	(BY) DEPUTY CLERK  Mary Ryan	DATE  August 29, 2008
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Copy 1--Upon initiation of action, mail this copy to Director    Copy 3--Upon termination of action, mail this copy to Director  
 Copy 2--Upon filing document adding patent(s), mail this copy to Director    Copy 4--Case file copy