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COMMISSIONER FOR PATENTS**Davison & Associates, Inc.**RIDC Park  
595 Alpha Drive  
Pittsburgh, PA 15238

February 26, 2003

VIA FACSIMILE (703) 306-5570United States Patent and Trademark Office  
Inventors Assistance Program  
Attn: Nicholas P. Godici  
P.O. Box 2327  
Arlington, VA 22202Re: Joe Russo

Dear Mr. Godici:

I am President of Davison & Associates, Inc. and have been since its formation in 1989. This letter is in response to a complaint by Mr. Joe Russo. Unfortunately, Mr. Russo's complaint is so non-specific that I am unable to provide much in the way of a detailed response.

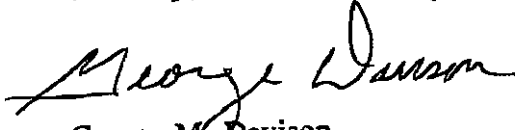
Mr. Russo contracted with Davison & Associates, Inc. to conduct research on his product idea and for the preparation of product research materials. The terms of that contract were in writing. The materials were prepared in full compliance with the agreement and were timely delivered to him. I have found nothing in Mr. Russo's complaint form to suggest that Mr. Russo was unsatisfied with the work product provided to him.

At the same time, Mr. Russo also entered into an agreement, solely on a contingent fee basis, for Davison & Associates, Inc. to try to find a manufacturer willing to license his product idea. This agreement stated in writing that Mr. Russo may be requested to provide a prototype of his product idea. The agreement further confirmed in writing that although Davison & Associates, Inc. would offer to prepare the prototype and other materials for an additional fee, Mr. Russo was aware that he "is free to obtain such materials elsewhere or not to obtain them at all."

Mr. Russo's complaint appears to be that he was offered an additional contract for additional fees. The contract offered was for the performance of particular, precisely defined services, most notably the construction of a product sample of Mr. Russo's product idea. Mr. Russo is still free to obtain his prototype elsewhere or to proceed without a prototype. His complaint about being offered services that he was fully aware were going to be offered to him, and which he was entirely free to reject, is simply without any merit.

Mr. Russo states on his complaint form under the heading of "Invention promotion services to be performed" that Davison & Associates, Inc. offered the following services: "evaluate," "patent," "finished product" and "marketing for retail." Davison & Associates does not offer evaluations of products for marketability or patentability, patents, the manufacture of finished goods or marketing for retail sales. There was no offer at any time, in writing or otherwise, to provide the services he describes.

Sincerely,



George M. Davison

/ark

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## COMPLAINT REGARDING INVENTION PROMOTER

Instructions: Read the reverse side of this form before completing and submitting the form. Complete as much of the form as possible and return it to the U.S. Patent and Trademark Office, Office of Independent Inventor Programs, Box 24 Washington, D.C. 20231 or fax to (703) 306-5570. Please type or write clearly.

Invention Promoter's Name: Davison, formerly known as Davison & Associates  
 Invention Promoter's Address: RIDC Park 595 Alpha Drive  
 City Pittsburgh State PA Zip Code 15238-2911  
 Complainant's Name: Joe Russo (713) 467-2195  
 Complainant's Address: 8797 Hammerly Apt. 2611  
 City Houston State Texas Zip Code 77080  
 Customer's Name: N/A

### WHAT IS YOUR COMPLAINT?

Please be as specific as possible within the space provided

Name of mass media invention promoter advertised:

Warner Cable - "Davison" Design & Development Inc.

Invention promotion services offered to be performed:

Evaluate, Research, LICENSE AND PATENT, MAKE A VIRTUAL PRODUCT, PROTO-TYPE, FINISHED PRODUCT AND MARKETING FOR RETAIL.

Explanation of complaint between customer and invention promoter:

I WAS TOLD THAT I NEEDED TO PAY \$675.00 (UP FRONT) FOR THE 'INTEGRATION' PROCESS TO START. I PAID THE ABOVE COST TO DAVISON, NO OTHER MONEY WAS EVER MENTIONED THAT WOULD BE NEEDED TO BE PAID IN THE FUTURE.  
I WAS THEN INFORMED BY ONE OF DAVISON'S REPRESENTATIVES, TIM LUCARINI BY PHONE AND THEN BY COMPANY DOCUMENTS MAILED TO ME, THAT I NOW NEEDED TO SUBMIT MORE MONEY FOR A RETAINER FEE AND FOR ROYALTIES. THERE WERE '4' OPTIONS THAT WERE PRESENTED TO ME, I CHOSE OPTION '4' THE LEAST EXPENSIVE FOR THE AMOUNT OF \$8,475.00 AND AN ADDITIONAL 10% OF ANY FUTURE ROYALTIES ASSIGNED TO DAVISON. I CHOSE THIS OPTION BUT DID NOT GIVE DAVISON ANY RETAINER MONEY.  
WHEN THIS (THE ABOVE) COMPENSATION TO DAVISON WAS PRESENTED TO ME ABOUT 2 WEEKS AGO, I BECAME VERY WARY AND SUSPICIOUS! I STOPPED ALL COMMUNICATIONS AND DEALINGS WITH DAVISON AND DID NOT PAY ANY MORE MONEY. I WISH I NEVER PAID THE \$675.00!!!

Signed: Joe Russo

Date: 12/06/02

Burden Hour Statement: This collection of information is provided for by 35 U.S.C. § 297(d). The information regarding invention promoters will be released to the public. This form is estimated to take 15 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.