

## PATENT COOPERATION TREATY

## PCT

## INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

(Chapter II of the Patent Cooperation Treaty)

(PCT Article 36 and Rule 70)

|                                                                                                                                                                                                                           |                                                                                              |                                                                                  |                       |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------|-----------------------|
| Applicant's or agent's file reference<br><b>17088120PCT</b>                                                                                                                                                               | <b>FOR FURTHER ACTION</b>                                                                    |                                                                                  | See Form PCT/IPEA/416 |
| International application No.<br><b>PCT/US2017/050824</b>                                                                                                                                                                 | International filing date ( <i>day/month/year</i> )<br><b>08 September 2017 (08.09.2017)</b> | Priority date ( <i>day/month/year</i> )<br><b>09 September 2016 (09.09.2016)</b> |                       |
| International Patent Classification (IPC) or both national classification and IPC<br>IPC: A23L 5/00; A47J 43/04, 44/00; G01G 19/52, 23/18; H04L 12/18<br>CPC: A23L 5/00; A47J 43/04, 44/00; G01G 19/52, 23/18; H04L 12/18 |                                                                                              |                                                                                  |                       |
| Applicant<br><b>Capbran Holdings, LLC</b>                                                                                                                                                                                 |                                                                                              |                                                                                  |                       |

- This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36.
- This REPORT consists of a total of 3 sheets, including this cover sheet.
- This report is also accompanied by ANNEXES, comprising:
  - ☒ (sent to the applicant and to the International Bureau) a total of 10 sheets, as follows:
    - ☒ sheets of the description, claims and/or drawings which have been amended and/or sheets containing rectifications authorized by this Authority, unless those sheets were superseded or cancelled, and any accompanying letters (see Rules 46.5, 66.8, 70.16, 91.2, and Section 607 of the Administrative Instructions).
    - ☐ sheets containing rectifications, where the decision was made by this Authority not to take them into account because they were not authorized by or notified to this Authority at the time when this Authority began to draw up this report, and any accompanying letters (Rules 66.4bis, 70.2(e), 70.16 and 91.2).
    - ☐ superseded sheets and any accompanying letters, where this Authority either considers that the superseding sheets contain an amendment that goes beyond the disclosure in the international application as filed, or the superseding sheets were not accompanied by a letter indicating the basis for the amendments in the application as filed, as indicated in item 4 of Box No. I and the Supplemental Box (see Rule 70.16(b)).
  - ☐ (sent to the International Bureau only) a total of (indicate type and number of electronic carrier(s)) \_\_\_\_\_ containing a sequence listing, in the form of an Annex C/ST.25 text file, as indicated in the Supplemental Box Relating to Sequence Listing (see paragraph 3ter of Annex C of the Administrative Instructions).

- This report contains indications relating to the following items:
  - ☒ Box No. I Basis of the report
  - ☐ Box No. II Priority
  - ☐ Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
  - ☐ Box No. IV Lack of unity of invention
  - ☒ Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step and industrial applicability; citations and explanations supporting such statement
  - ☐ Box No. VI Certain documents cited
  - ☐ Box No. VII Certain defects in the international application
  - ☐ Box No. VIII Certain observations on the international application

|                                                                                                                                                                                             |                                                                                        |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------|
| Date of submission of the demand<br><b>05 July 2018 (05.07.2018)</b>                                                                                                                        | Date of completion of this report<br><b>28 September 2018 (28.09.2018)</b>             |
| Name and mailing address of the IPEA/US<br><b>Commissioner for Patents<br/>Mail Stop PCT, Attn: IPEA/US<br/>P.O. Box 1450<br/>Alexandria, VA 22313-1450<br/>Facsimile No. (571)273-8300</b> | Authorized officer<br><br><b>MACCHIAROLO, Peter</b><br><br>Telephone No. (571)272-2375 |

## INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

PCT/US2017/050824

## Box No. I Basis of the report

1. With regard to the **language**, this report is based on:

- ☒ the international application in the language in which it was filed.
- ☐ a translation of the international application into \_\_\_\_\_ which is the language of a translation furnished for the purposes of:
- ☐ international search (Rules 12.3(a) and 23.1(b))
- ☐ publication of the international application (Rule 12.4(a))
- ☐ international preliminary examination (Rules 55.2(a) and/or 55.3(a) and (b))

2. With regard to the **elements** of the international application, this report is based on (*replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report*):

- ☐ the international application as originally filed/furnished, or
- ☒ the description:  
 pages 1-12 as originally filed/furnished.  
 pages\* \_\_\_\_\_ received by this Authority on \_\_\_\_\_  
 pages\* \_\_\_\_\_ received by this Authority on \_\_\_\_\_
- ☒ the claims:  
 Nos. \_\_\_\_\_ as originally filed/furnished.  
 Nos.\* \_\_\_\_\_ as amended (together with any statement) under Article 19  
 Nos.\* 1, 2, 6-20 received by this Authority on 05 July 2018 (05.07.2018)
- ☒ the drawings:  
 pages 1-12 as originally filed/furnished.  
 pages\* \_\_\_\_\_ received by this Authority on \_\_\_\_\_  
 pages\* \_\_\_\_\_ received by this Authority on \_\_\_\_\_
- ☐ a sequence listing - see Supplemental Box Relating to Sequence Listing.

3. ☐ The amendments have resulted in the cancellation of:

- ☐ the description, pages \_\_\_\_\_
- ☐ the claims, Nos. \_\_\_\_\_
- ☐ the drawings, sheets/figs \_\_\_\_\_
- ☐ the sequence listing (*specify*): \_\_\_\_\_

4. ☐ This report has been established as if (some of) the amendments annexed to this report and listed below had not been made, since either they are considered to go beyond the disclosure as filed, or they were not accompanied by a letter indicating the basis for the amendments in the application as filed, as indicated in the Supplemental Box (Rules 70.2(c) and (c-bis)):

- ☐ the description, pages \_\_\_\_\_
- ☐ the claims, Nos. \_\_\_\_\_
- ☐ the drawings, sheets/figs \_\_\_\_\_
- ☐ the sequence listing (*specify*): \_\_\_\_\_

5. ☐ This report has been established:

- ☐ taking into account the **rectification of an obvious mistake** authorized by or notified to this Authority under Rule 91 (Rules 66.1(d-bis) and 70.2(e)).
- ☐ without taking into account the **rectification of an obvious mistake** authorized by or notified to this Authority under Rule 91 (Rules 66.4bis and 70.2(e)).

6. With regard to top-up searches (Rules 66.1ter and 70.2(f)):

- ☐ A top-up search was carried out by this Authority on \_\_\_\_\_
- ☐ Additional relevant documents have been discovered during the top-up search.
- ☐ No top-up search was carried out by this Authority because it would serve no useful purpose.

7. ☐ Supplementary international search report(s) from Authority(ies) \_\_\_\_\_ has/  
 have been received and taken into account in establishing this report (Rule 45bis.8(b) and (c)).

\* If item 4 applies, some or all of those sheets may be marked "superseded."

## INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

PCT/US2017/050824

| Box No. V                                 | Reasoned statement under Article 35(2) with regard to novelty, inventive step and industrial applicability; citations and explanations supporting such statement                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                |     |
|-------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|-----|
| 1. Statement                              |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                |     |
| Novelty (N)                               | Claims                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 1, 2, and 6-18 | YES |
|                                           | Claims                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 19 and 20      | NO  |
| Inventive step (IS)                       | Claims                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 1, 2, and 6-18 | YES |
|                                           | Claims                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 19 and 20      | NO  |
| Industrial applicability (IA)             | Claims                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 1, 2, and 6-20 | YES |
|                                           | Claims                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                | NO  |
| 2. Citations and explanations (Rule 70.7) | <p>Claim 1 meets the criteria set out in PCT Article 33(2)-(3), because the prior art does not teach or fairly suggest wherein said weighing device is removably mounted on said base such that it can be used to weigh said comestible matter when said weighing device is mounted on said base or not mounted on said base. SPECTRUM discloses wherein said weighing device (330) is integral with the base (310, as shown; figure 3). GUANGZHOU discloses wherein said weighing device (70) is removably mounted on said base (40, as shown; figures 4-6). It would not have been obvious to one of ordinary skill in the art at the time of the invention to modify the aforementioned disclosures such that the weighing device is removably mounted for weighing operations when removed from the base of the device, because the references of record fail to disclose all of the claimed elements and further fail to disclose a motivation for such functionality given the aforementioned food processing systems. Claims 2 and 6-18 depend on claim 1 either directly or indirectly, and are allowable for the same reason.</p> <p>Claims 19 and 20 lack novelty under PCT Article 33(2) as Being anticipated by WO 2015/135031 (MLC CORPORATION PTY LTD, hereinafter "MLC").</p> <p>As per claim 19, MLC discloses a system (10; figure 1; paragraph [0027]) for weighing comestible matter to be processed, comprising: an apparatus (30) for processing said comestible matter (multi-function appliance 30 (apparatus) comprising base module 100 and vessel module 200 which includes housing 302 within which is a food containment bowl 306 with chopping/stirring blade 308 positioned at the bottom of the bowl (for processing comestible matter); figures 1-5; paragraphs [0027]-[0031]); a weighing device (322) for weighing said comestible matter (vessel module 200 provided with processor circuitry coupled to weight sensors 322 (weighing device) for measuring the weight of food or other material placed in the bowl (for weighing comestible matter); figures 1-5; paragraphs [0036]-[0038]); a computing device (50; figures 5-6; paragraphs [0027]-[0028]); wherein said weighing device (322) communicates information relating to said weighing of said comestible matter to said computing device (weight sensors 322 provides weight information conveyed to mobile computing device 50 via the processor circuitry 320; figures 1,5; paragraphs [0031]-[0033], [0038]),</p> <p>As per claim 20, MLC discloses the system for weighing comestible matter of claim 19, and further discloses wherein an operation of said apparatus (30) can be automatically adjusted based on said communication between said weighing device (322) and said computing device (50, as shown wherein mobile computing device 50 primarily controls operation, thereby capable of automatically adjusting an operation, of appliance 30 based on parameters contained in a recipe and communication with processor circuitry 320 and thereby weight sensors 322; figures 5-6, 8a-8b; paragraphs [0036]-[0038], [0048]-[0052]).</p> <p>Claims 1, 2, and 6-20 have industrial applicability as defined by PCT Article 33(4) because the subject matter can be made or used in industry.</p> |                |     |

**CLAIMS**

I claim:

1. A system for processing comestible matter, said system comprising:  
an apparatus for processing said comestible matter comprising:  
a base having a motor for driving an impeller;  
a container assembly comprising:  
a container body having an open end for receiving said comestible matter to be processed;  
a blade assembly for processing said comestible matter, said blade assembly adapted to couple with said impeller;  
wherein said apparatus is operated by mounting said container assembly on said base by coupling said blade assembly with said impeller and activating said motor;  
a weighing device for weighing said comestible matter;  
wherein said weighing device is adapted to fit on said base and under said container assembly for weighing said comestible matter in said container body; and  
wherein said weighing device is removably mounted on said base such that it can be used to weigh said comestible matter when said weighing device is mounted on said base or not mounted on said base.
2. The system for processing comestible matter of claim 1 further comprising a mobile device for communicating with said weighing device.
6. The system for processing comestible matter of claim 1, wherein said weighing device is adapted to fit between said base and said container assembly without interfering with the coupling between said impeller and said blade assembly.
7. The system for processing comestible matter of claim 1, wherein:  
said weighing device is annular, having a donut-shaped case defined by a top surface, a bottom surface, an outer circumferential surface, and an inner circumferential surface defining a hollow space;

wherein, said weighing device is mounted on a top surface of said base such that said impeller is located in said hollow space;

wherein, said container assembly sits on said top surface of said weighing device when said blade assembly is coupled with said impeller.

8. The system for processing comestible matter of claim 1, wherein:
  - said base has a recessed well;
  - said blade assembly is adapted to fit in said recessed well; and,
  - said weighing device fits in said recessed well under said blade assembly.
9. The system for processing comestible matter of claim 1, wherein:
  - said base has at least one rampart; and,
  - said weighing device is removably affixed to said rampart.
10. The system for processing comestible matter of claim 1, wherein:
  - said container body has a tab; and,
  - said weighing device has a slot for receiving said tab such that said container assembly is securely affixed to said weighing device.
11. The system for processing comestible matter of claim 1, wherein said weighing device is integrated in said apparatus.
12. The system for processing comestible matter of claim 1, wherein:
  - said weighing device comprises:
    - an electronic means for weighing said comestible matter;
    - a power source for operating said electronic means;
    - a wireless transmitter for transmitting a signal.
13. The system for processing comestible matter of claim 12, wherein said power source is a rechargeable battery.

14. The system for processing comestible matter of claim 12, wherein said electronic means for weighing said comestible matter comprises at least one load cell.
15. The system for processing comestible matter of claim 2, wherein said weighing device has a means for wireless communication with said mobile device.
16. The system for processing comestible matter of claim 15, wherein said means for wireless communication is through a Bluetooth protocol.
17. The system for processing comestible matter of claim 1, wherein said weighing device is powered via a connection to said base.
18. The system for processing comestible matter of claim 1, wherein said weighing device is powered via a wireless connection.
19. A system for weighing comestible matter to be processed, comprising:  
an apparatus for processing said comestible matter;  
a weighing device for weighing said comestible matter;  
a computing device;  
wherein said weighing device communicates information relating to said weighing of said comestible matter to said computing device.
20. The system for weighing comestible matter of claim 19, wherein an operation of said apparatus can be automatically adjusted based on said communication between said weighing device and said computing device.

## IN THE UNITED STATES RECEIVING OFFICE

In re Application of:  
Capbran Holdings, LLC

Examiner: Shane Thomas

International Application No.:  
PCT/US17/50824

Filing Date: September 8, 2017

Attorney Docket No. 17-08-8120PCT

Title: Weighing Device  
For Comestible Processors

**LETTER ACCOMPANYING CLAIM AMENDMENTS IN RESPONSE TO  
WRITTEN OPINION UNDER ARTICLE 34**

Mail Stop PCT, Attn: ISA/US  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Attention: Shane Thomas

Dear Sir:

Responsive to the Written Opinion of the International Searching Authority dated November 24, 2017 ("ISR"), Applicant hereby respectfully submits these arguments and remarks in conjunction with a demand for international preliminary examination within twenty-two (22) months of the Application's priority date of September 9, 2016.

## **I. REMARKS RE CLAIM AMENDMENTS**

Based on the favorable ISR regarding original claims 5, 7-8, and 10, Applicant has amended original claim 1 to include all the limitations in original claim 5 (in addition to the limitations of original claims 3 and 4). Claims 1, 2, and 6 through 20 are pending in the present application. Claims 3-5 have been cancelled. Claims 1, 6-10 have been amended under Article 34 in the present application to meet the novelty and inventive step requirements.

1. Basis for amendment: Claim 1 has been amended at lines 2-10 and to indicate that the apparatus is comprised of a base and a container. The amendments further describe how these components function together to operate the apparatus to process the comestible matter. The basis for this amendment can be found in original claim 3, Figs. 1-3.
2. Basis for amendment: In addition, Claim 1 has been amended at lines 12-16 to further describe how the weighing device functions with the apparatus by placing in the motor base and under the container. The amendments also discuss how the weighing device can be removed. The basis for this amendment can be found in original claims 4 and 5 and Figs. 1, 3, 6a and 7a.
3. Basis for amendment: Claims 6 through 10 have been amended to

change the reference to original claim 4 (which has been cancelled and incorporated into amended claim 1) to now correctly refer to amended claim 1. The basis for this amendment can be found in original claims 3 and 4 and Figs. 1-7.

## **II. CONCLUSION**

For the foregoing reasons, Applicant believes that all currently pending claims, Claims 1, 2, and 6 through 20 in the present application are novel, involve an inventive step, and have industrial applicability, and such indication is hereby requested.

If in the opinion of the Examiner a favorable IPER cannot be issued on the basis of the above claims and arguments, Applicant expressly requests issuance of an additional written opinion under Rule 66.4 and/or institution of a telephone interview under Rule 66.6. It is submitted that such additional communication, if needed, will facilitate the issuance of a favorable IPER, and provide efficiencies in subsequent regional and national phase examinations.

////

Respectfully submitted,

TROJAN LAW OFFICES

By

/R. Joseph Trojan/

R. Joseph Trojan, Reg. No. 34,264

July 5, 2018

RJT:fw

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**IN THE UNITED STATES RECEIVING OFFICE**

In re Application of:  
Capbran Holdings, LLC

Examiner: Shane Thomas

International Application No.:  
PCT/US17/50824

Filing Date: September 8, 2017

Attorney Docket No. 17-08-8120PCT

Title: Weighing Device  
For Comestible Processors

**STATEMENT IN RESPONSE TO WRITTEN OPINION UNDER ARTICLE****34**

Mail Stop PCT, Attn: ISA/US  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Attention: Shane Thomas

Dear Sir:

Responsive to the Written Opinion of the International Searching Authority dated November 24, 2017 ("ISR"), Applicant hereby respectfully submits these arguments and remarks in conjunction with a demand for international preliminary examination within twenty-two (22) months of the Application's priority date of September 9, 2016.

The ISR in the above-referenced PCT application states that claims 5, 7-8, and 10 have novelty, present an inventive step, and have industrial applicability. The ISR states, in part: “[Original] [c]laim 5 meets the criteria set out in PCT Article 33(2)-(3), because the prior art does not teach or fairly suggest wherein said weighing device is removably mounted on said base such that it can be used to weigh said comestible matter when said weighing device is mounted on said base or not mounted on said base.” Thus, amended claim 1 incorporates all the limitations of original claim 5 (including original claims 3 and 4 by necessity), it meets the novelty and inventive step requirements. Because claims 2 and 6-20 are further dependent on the changes to amended claim 1, they also now meet the novelty and inventive step requirements as well.

In summary, claim 1 is amended; claim 2 is unchanged; claims 3-5 are cancelled; claims 6 through 10 are amended; and claims 11-20 are unchanged, Replacement sheets containing a complete set of claims in replacement of all the claims originally filed are submitted herewith. Replacement Sheets 1-3 (amended claims) replace original sheets 13-15 (original claims) of the original specification.

The amendments contain no new matter and only reference matter in the original claims. These amendments will not impact either the description and the drawings.

Respectfully submitted,

TROJAN LAW OFFICES

By

/R. Joseph Trojan/

R. Joseph Trojan, Reg. No. 34,264

July 5, 2018

RJT:fw

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## COLOMBIA

### PODER

El (los) CAPBRAN HOLDINGS, LLC

Domiciliados en

Nombran por el presente a **XIMENA CASTELLANOS A. y/o MARGARITA CASTELLANOS A.** abogadas con oficinas en la Calle 94A No. 7A-09, Bogotá-Colombia para obtener la protección de mi (nuestra) propiedad Industrial e intelectual y con este fin autorizamos a dichos apoderados para que nos representen ante cualesquiera autoridades o personas de los órdenes administrativo, contencioso –administrativo y judicial en todo lo relacionado con los siguientes actos y gestiones:

- a) Obtención de patentes de invención, modelos y dibujos industriales; registro de marcas de fabrica, de servicio, colectivas de certificación o defensivas y de denominaciones de origen, depósito de nombres y enseñas comerciales; su renovación, prórroga, inscripción de traspaso y cambio de nombre o domicilio, cancelación voluntaria y el registro de licencias de uso de esos derechos o la desanotación del registro de licencias de uso sobre esos derechos y la constitución y registro de prenda o garantías sobre dichos derechos.
- b) Para la obtención de protección de variedades vegetales
- c) Para la obtención de registros sanitarios;
- d) Para la obtención de registros de derechos de autor.
- e) Para obtener registros y transferencias de nombres de dominio
- f) Acciones de oposición, observación, cancelación, nulidad, medidas cautelares y en general los juicios civiles, penales, administrativos o contencioso - administrativos que promovamos o se nos promuevan.

Pudiendo en todos los actos y gestiones arriba mencionados sustituir éste mandato entre los apoderados, transigir, desistir, recibir, cancelar, renunciar, aceptar notificaciones y nombrar apoderados judiciales y extra-judiciales. .

Finalmente, este poder ratifica la validez de todos los actos y solicitudes que, a nombre de la poderdante hubieren realizado los apoderados en relación con las facultades anteriormente enumeradas, antes de la suscripción del presente poder

Dado y firmado hoy

en

por

### POWER OF ATTORNEY

I (we) the undersigned Mark K. Suzumoto

Of Capbran Holdings, LLC

hereby grant(s) Power of Attorney to **XIMENA CASTELLANOS A. and /or MARGARITA CASTELLANOS a.** attorneys residing at Calle 94A No. 7A-09, Bogotá- Colombia, to obtain the protection of my (our) Intellectual Property, for which purpose we authorize the said attorneys to represent us before any authorities, or persons, specially those, administrative, contentious and judicial, in all matters concerning the following:

- a) Obtainment of patents, models and designs, registration of trademarks, service, collective, certification and defensive marks, and of designations of origin; the deposit of trade names and ensings; its renewal, extension, recordal of assignments, change of name or domicile, voluntary cancellation, and the registration of licenses of use of the above rights; or the withdrawal of the registration of license of use over such rights, the constitution and registration of pledges or security interests over these rights.
- b) For the obtainment of plant variety protection
- c) For the obtainment of Sanitary registrations;
- d) For the obtainment of copyright registrations
- e) For domain name registrations and assignment
- f) Actions of opposition, cancellation, nullity, infringement, granting of licenses; and in general the civil, criminal and administrative suits related to those rights; actions and suits instituted by us or against us;

In all the above matters they may substitute this power of attorney within the appointed attorneys, compromise, cancel, receive, withdraw, renounce, accept notifications and appoint attorneys in fact in or out of court.

Finally, this power of attorney ratifies the validity of all acts and applications made by the representatives in the name of the signatory of this power of attorney, with regard to the faculties above given, before the execution of the present power of attorney.

Given and signed this 26<sup>th</sup> day of July

in Los Angeles, California

by

Mark K. Suzumoto

**CASTELLANOS & Co.**  
INTELLECTUAL PROPERTY LAW FIRM

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