

August 6, 2018

To:
Singularity Technology Co.,Ltd.
Mr Ken
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Dear **Singularity Technology Co.,Ltd.:** / Sales Representatives as Individuals:

I am the president of Biostar Technology International, LLC. Since at least as early as November 2010, Biostar has used several variations of VECTOR as a trademark for its many medical devices. In addition to its common law rights in many trademarks incorporating DIACOM, VECTOR, Biostar also owns federal trademark application:

US Serial Number: 86/830,759  Serial No. 88/054,147 for  for
“Medical products, namely, biofeedback sensors; biofeedback therapy device; biofeedback therapy apparatus incorporating biofeedback software; integrated medical examination systems comprising medical devices and computer software for information management for use in assessment of patients.”

Biostar has spent a significant amount of time and energy developing the goodwill that consumers associate with its VECTOR trademarks, and it must police infringing uses of trademarks incorporating VECTOR for related goods and services.

In addition to its trademark rights, Biostar also owns the software that is used by its medical devices. Because Biostar’s VECTOR biofeedback devices are some of its core products, Biostar also owns a pending federal copyright application for the software that runs those devices. This software is not only protected by copyright, the source code is a trade secret owned by Biostar that it carefully protects.

Unauthorized Use Notification – 080618-ST5

To view the image(s) in question along with the usage found on your company’s website, visit:
<https://www.nlstechnology.com/compliance-enforcement/080618-st5/>

Please note that removal of imagery alone does not resolve this matter.

Although this use might have been unintentional, the sale of software without a valid license is considered copyright infringement in violation of US and international copyright law, Title 17 of the United States Code. The purpose of this communication is to reach a fair settlement.



Biostar understands that **Singularity Technology Co.,Ltd. and Sales Representatives as Individuals** is producing, marketing, offering for sale, and/or selling medical devices that not only use Biostar's trademarks but also run on Biostar's proprietary software. It is well known that all manufacturers of the relevant goods in China have incorporated Biostar's software into their medical devices. These manufacturers have, in many cases, obscured the origin of Biostar's software by giving it an alternate name. The stolen software installed on the relevant devices by these manufacturers does not run certified drivers and contains no copyright information or license information. These attempts to hide the origin of the software do not change the fact that it infringes upon Biostar's copyrights.

Biostar does not think litigation would serve either party, and it is open to an amicable resolution of this matter if **Singularity Technology Co.,Ltd.** responds appropriately as described below.

Within 14 days of the date of this letter please take the following actions:

To prevent consumer confusion, **Singularity Technology Co.,Ltd. and Sales Representatives as Individuals**, must immediately cease and desist all use (*including, but not limited to: social media, ebay, website, blog, marketing, advertisement, facebook or online sale and unlicensed purchase*) of Biostar's intellectual property, including any trademark featuring VECTOR and Biostar's copyright protected software. Biostar must receive a written confirmation **Singularity Technology Co.,Ltd.** that it has ceased all use of Biostar's intellectual property within fourteen (14) days of this letter.

In addition, before Biostar can consider a final resolution of this matter, **Singularity Technology Co.,Ltd.** must provide Biostar with a complete accounting of its sales, including buyer contact information (for buyer notification), for any goods or services using Biostar's trademarks or software.

If you have questions, please contact us with your case number 080618-ST5 at 1-800-590-1872 or email legal@vectornls.us

You must attend to this notification immediately, if Biostar does not hear from **Singularity Technology Co.,Ltd. and Sales Representatives as Individuals** within fourteen (14) days of the date of this letter, it will pursue all available remedies and be disinclined to consider an amicable settlement.

Sincerely,

Ulysses Shefetov, President
Biostar Technology International, LLC