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## VolkLaw

Barry K. Baker, Esq. Michael E. Dujovne, Esq. Board Certified Real Estate Nicholas M. Gieseler, Esq. Steven Geoffrey Gieseler, Esq. David A. Jones, Esq. Michael P. Sapourn, Esq.
Certified Insurance Counselor, Risk Manager
Of Counsel
Brian D. Solomon, Esq.
Board Certified Construction Law
David J. Volk, Esq.
15 Years Board Certified Business Litigation
Bryan J. Yarnell, Esq.

March 4, 2020

#### Via Federal Express

Registration Section
Division of Corporations
Clifton Building
2661 Executive Center Circle
Tallahassee, FL 32301

Re: Riversoft, Inc.

Dear Sir or Madam:

Enclosed please find an Application for the Registration of a Trademark or Service Mark for filing with respect to Riversoft, Inc. Our check in the amount of \$87.50 is enclosed to cover the processing fee.

Yhrnell

Thank you for your attention to this matter.

DJV/sf

Enclosures: (as stated)

cc: Riversoft, Inc. (via email)



December 16, 2022

BRYAN J. JARNELL / VOLK LAW OFFICES, P.A. ONE HARBOR PLACE 1901 S HARBOR CITY BLVD, STE. 700 MELBOURNE, FL 32901

SUBJECT: ORIB

Ref. Number: W22000155379

We have received your document for ORIB and your check(s) totaling \$87.50. However, the enclosed document has not been filed and is being returned for the following correction(s):

As per my conversation with Donna, if the mark is a downloadable software then the class is "9". If the mark is software that is not downloadable then the class is "42" and it is a Service Mark (Part I 2(a).

List only the mark to be registered in #1 of Part III. Please delete any informational statements, explanations, etc. you may have included.

Pursuant to s. 495.035(5), F.S., this application will be considered abandoned if the applicant fails to reply or resubmit the corrected/amended application within three months from date of this letter.

If you have any questions concerning the filing of your document, please call (850) 245-6051.

Karen A Saly Regulatory Specialist II

Letter Number: 422A00028142

RECEIVED FEB 17 [...]

# VolkLaw

Michael E. Dujovne, Esq. Board Certified Real Estate Michael P. Sapourn, Esq. Certified Insurance Counselor, Risk Manager Of Counsel David J. Volk, Esq.
15 Years Board Centified Business Litigation
Bryan J. Yarnell, Esq.

January 16, 2023

Karen A. Saly Regulatory Specialist II Florida Department of State Division of Corporations P.O. Box 6327 Tallahassee, FL 32314

Re: ORIB

Ref. Number: W22000155379 Letter Number: 422A00028142

Dear Ms. Saly:

Pursuant to your letter of December 16, 2022, we have revised the Application for the Registration of a Trademark or Service Mark to address your concerns. Please let us know if you require any further information.

Sincerery

BJY/de

Enclosure: (as stated)

cc: Riversoft, Inc. (via email)

RECEIVED

#### **COVER LETTER**

Division of Corporations		
ORIB SUBJECT:		
SUBJECT:	(Mark to be	e registered)
The enclosed Trademark/Service Mark Application	on, specimens and	fee(s) are submitted for filing.
Please return all correspondence concerning this i	matter to the follo	wing:
Bryan J. Yarnell, Esq.		
(Name of Person)		<u> </u>
Volk Law Offices, P.A.		
(Firm/Company)		<del></del>
1901 South Harbor City Boulevard, Suite 700		
(Address)		<del></del>
Melbourne, Florida 32901		
(City/State and Zip Code	:)	
For further information concerning this matter, pl	ease call:	
Bryan J. Yarnell, Esq.	321 at (	726-8338
(Name of Person)		de & Daytime Telephone Number)
Mailing Address:		Street Address:
Registration Section		Registration Section
Division of Corporations		Division of Corporations
P.O. Box 6327		The Centre of Tallahassee

TO:

Registration Section

Tallahassee, FL 32314

(NOTE: The information contained in this cover letter will be included in the permanent record and will be available to the general public.)

2415 N. Monroe Street, Suite 810

Tallahassee, FL 32303

### APPLICATION FOR THE REGISTRATION OF A TRADEMARK OR SERVICE MARK

PURSUANT TO CHAPTER 495, FLORIDA STATUTES

TO: Division of Corporations Post Office Box 6327 Tallahassee, FL 32314



#### PART I

owner of the Trademark and/or Service Mark on the records of the Florida Department of State.
(a) Owner's/Applicant's name: Riversoft, Inc.
(b) Owner's/Applicant's business address: 1901 South Harbor City Boulevard, Suite 710
Melbourne, Florida 32901
City/State/Zip
If different, Owner's/Applicant's mailing address:
City/State/Zip
(c) Owner's/Applicant's telephone number: ()
Check the appropriate box to indicate the Owner/Applicant is a(n):
☐ Individual ☐ Corporation ☐ Joint Venture ☐ Limited Liability Company ☐ General Partnership ☐ Limited Partnership ☐ Union ☐ Other:
If the Owner/Applicant is a business entity, the business entity must have an active filing or registration on file with the Florida Department of State. If the Owner/Applicant is not an individual, enter the business entity's Florida registration/document number in #1, the state or country under the laws of which the business entity is currently formed, organized or incorporated under in #2, and the entity's federal employer identification number (EIN) in #3.
(1) Florida registration/document number: P95000067311
(2) Domicile State or Country: Florida
(3) Federal Employer Identification Number: 59-3338100
2. (a) SERVICE MARK: If the owner/applicant is using the name, logo, design and/or slogan being registered in connection with a type of service, the mark is a service mark. If the mark is a service mark, the applicant/owner must list the specific service(s) the mark is being used in connection with. For example: furniture moving services diaper services, house painting services, wholesale and retail sales of tractor equipment, etc. If the owner/applicant is using the mark to identify services available in the market place, enter the specific service(s) being rendered here:
(Note: List only those services currently being rendered by the owner/applicant. Do not include future services.)

2. (b) TRADEMARK: If the owner/applicant is using the name, logo, design and/or connection with an actual product manufactured by the owner/applicant or on the owner/a is a trademark. If the mark is a trademark, the applicant/owner must list the specific design and/or slogan is being used to identify. For example: ladies sportswear, cat food, etc. If the owner/applicant is using the name, logo, design and/or slogan to identify go place, enter the specific product(s) the name, logo, design and/or slogan is being used to	applicant's behalf, the mark product(s) the name, logo, barbecue grills, shoe laces, bods available in the market
(Note: List only those product(s) currently available. Do not include future products.)	2323 F
ORIB	H B F
Downloadable software product	S. T.
2. (c) <u>HOW IS THE NAME, LOGO, DESIGN AND/OR SLOGAN CURRENTLY USE</u>	HASSI FLURID
SERVICE MARKS: If the name, logo, design and/or slogan are/is being used in connect must specify the form(s)/mean(s) of advertisement the applicant/owner is using to advertisements. For example: newspaper advertisements, business cards, brochures, flyers, pamis being used in connection with a type of service, state how the name, logo, design and advertising here:	rtise the services to the general phlets, menus, etc. If the mark
TRADEMARKS: If the name, logo, design and/or slogan are/is being used to identify fore the applicant/owner, you must specify how the mark is applied or affixed to the actual example: a tag, label, imprinted or engraved on the actual product, etc. If the mark is be specific product, state how the name, logo, design and/or slogan is applied or affixed packaging:	al product or its packaging. For being used in connection with a
The "ORIB" mark is being used to identify downloadable software known as Outcome Ranked Interven	ntion Browser. This program is
online and the mark appears on the screen when the software is used	
2. (d) <u>FEE(S) AND CLASS(ES)</u> : There are a total of 45 classes or categories in which a be categorized. The fee to register a mark is \$87.50 per class. Make check payable to Fl List the class(es) which apply to the product(s) and/or service(s) listed in 2(a) and/or 2(b)	-
Class 9	
	<del></del>

#### PART H

1. You must state the date the name, logo, design and/or slogan was first used in the state of Florida, and, if it was used in another state or country, the date you first used the name, logo, design and/or slogan in the other state or country. Enter the month, day, and year the name, logo, design and/or slogan was first used by the applicant/owner, the predecessor, or a related company in Florida. If the name, logo, design and/or slogan has been used in another state or country, then you must also enter the month, day, and year the name, logo, design and/or slogan was/were used in another state or country, when applicable.

Note: The Florida Statutes require a mark to be in use prior to registration.
(a) Date first used in other state or country, if applicable:  (b) Date first used in Florida:  PART III  ENTER NAME, LOGO, DESIGN AND/OR SLOGAN BEING REGISTERED:
(b) Date first used in Florida: July 1, 2019
PART III
ENTER NAME, LOGO, DESIGN AND/OR SLOGAN BEING REGISTERED:
1. Enter the name, a brief description of the logo or design, and/or the slogan you are registering. The description of the logo and/or design must be 25 words or less. List the exact name, slogan, and/or description of the logo/design here: (NOTE: The name, logo, design and/or slogan listed in this section must match the exact name, logo, design and/or slogan listed on your specimens or examples.)
ORIB
Provide the English translation of any and all terms listed #1 above, when applicable:
2. DISCLAIMER STATEMENT (if applicable): Your mark may include a word or design that is commonly used by others. Commonly used terms or designs must be disclaimed. When you disclaim a specific term or design, you are acknowledging this term is commonly used by others and that you do not claim the exclusive right to use the disclaimed term or design. All geographical terms and representations of cities, states or countries must be disclaimed (i.e., Miami, Orlando, Florida, the design of the state of Florida, the design of the United States of America, etc.). Corporate suffixes and terms readily associated with the specific product(s) and/or(s) service being provided must also be disclaimed.
Enter all terms listed in #1 above which require a disclaimer in the space provided below:
NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE THE TERM(S)"
" APART FROM THE MARK AS SHOWN.

# 3. ATTACH OR INCLUDE THREE SPECIMENS OR EXAMPLES OF THE TRADEMARK OR SERVICE MARK BEING REGISTERED

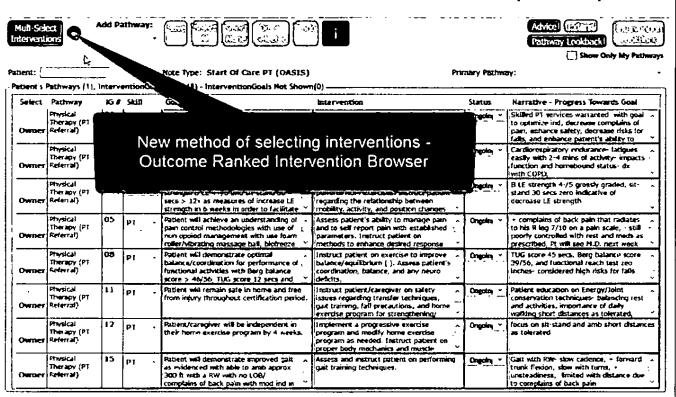
Chapter 495, F.S., requires you to submit three specimens (samples or examples) of the mark in use. You must submit three specimens FOR EACH CLASS listed in Part I #2(d). The name, logo, design and/or slogan on the specimens must be identical to the name, logo, design and/or slogan being registered. You may provide three identical specimens or three different specimens. For each service mark class (classes 35-45), you may provide three newspaper advertisements, business cards, brochures, flyers, or any combination thereof. For each trademark class (classes 1-34), you may provide three tags, labels, boxes, etc. or any combination thereof. Photographs of bulky specimens are acceptable if the mark being registered and the good(s) or product(s) are clearly legible.

#### SIGNATURE OF APPLICANT/OWNER AND NOTARIZATION:

t, Hugh E. McCoy, III, the president of Riversoft, being sworn, depose and say that I am the owner and the or that I am authorized to sign on behalf of the owner and applicant herein, and to the best of my knowledge no other related company has registered this mark in this state or has the right to use such mark in Florida either in the ide or in such near resemblance as to be likely, when applied to the goods or services of such other person to cause of mistake or to deceive. I make this affidavit and verification on my/the applicant's behalf. I further acknowledge to application and know the contents thereof and that the facts stated herein are true and correct.	her perso intical for confusion	n except rm therec 1, to caus	a of se
Hugh E. McCoy, III, president of Riversoft, Inc.  Typed or printed name of applicant  Applicant's signature (List name and title)	TALLAHASSEC TEURI	2023 FEB 17 P	7111
STATE OF FLORIDA COUNTY OF Brevard  Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, to day of January 2023 by (Hugh E. McCov, III ).  numeric date month year name of person making statement	$\odot$	면 다. - Oate	) this
VICTORIA C. MACK Commission # HH 086554 Expires January 31, 2025 Bonded Thru Budget Notary Services  Victoria C. Mack Notary Public's Printed Name			
Personally Known  OR Produced Identification			
Type of Identification Produced:			

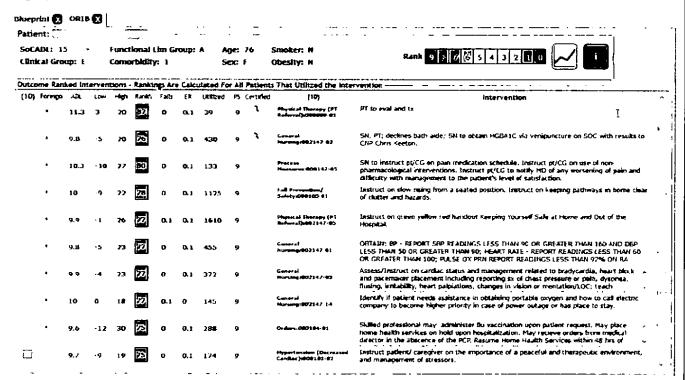
FILING FEE: \$87.50 per class

## Outcome Ranked Intervention Browser (ORIB™)



The ORIB™ displays the 10 top ranked interventions for ADL improvement that where utilized on patients similar to the target patient. There are about 10,000 different interventions in use today across all RiverSoft agencies. On a monthly basis, RiverSoft uses an internal software feature called the **Outcome Ranked Interventions Factory** to analyze the top performing interventions in all agencies. We inject this data into your agency's database, making it available to your ORIB™. Your ORIB™ uses your patient's key clinical indicators to search for similar patients in all other RiverSoft agencies, and displays only the top 10 interventions used on those patients. Interventions that are highly utilized, show strong results in improving ADL outcomes, and pass the RiverSoft common sense check of directly contributing to improving a patient's ADL outcomes are certified by RiverSoft and appear at the top of the list with a RiverSoft logo in the certified column.

Each intervention row shows its ADL outcome (the average improvement for all patients on which the intervention was utilized), lowest score, highest score, color-coded rank from 0 to 100%, average number of falls for all patients on which intervention was utilized, average number of ER visits for all patients on which intervention was utilized, how many patients the intervention was utilized on, and the level (from 0 to 9) of patient similarity used to find patients similar to the target patient.



These top 10 interventions are a product of all RiverSoft agencies, so some will be foreign to your database. These interventions will contain a \* in the Foreign column and will not be selectable until you are given the user permit to domesticate a foreign intervention. Domesticating a foreign intervention simply creates a copy of the intervention your local database with the exact same wording, so that when you utilize it, it's outcomes will be automatically associated with the foreign intervention from which it came. Over time we believe a standardized set of interventions with highly-ranked outcomes will emerge.

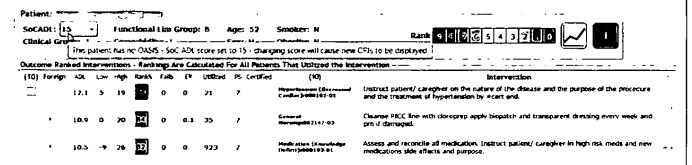
- Clinical Data, PoC/VD, OASIS, HIS	Permits		
0 - Clinical Functions	B - Mobile Travel Pay	15 - AutoLink Documents	23 - Edit POC Dates/MD
1 - View and Print POC/VO	9 - Mobile Autoverify	16 - Mobile New Patiest	24 - Show Mobile Blumpriet
2 - Wew and Print DASIS	10 - Mobile View PPS Value	17 - Self Schedule (Fill A Need)	25 - Advanced Load Schedule with Visits
3 - Change OASIS Lock Date	; 11 - Mohile App Details Admin	√ 18 - Edit POC/VO	26 - Olagnosis Coding Analysis
4 - Edit Phrases	12 - Mobile Active Schecksled	19 - Edit OASIS	27 - Self Schedule (Unassign Visit)
S - Mobile User	Patients Only	20 - Self Schedule (Move/Change Visit)	28 Domesticate & Foreign ORI
6 - Climical Administrator	T3 - Mobile GET Patient	21 - Create Note in Office	
7 · Lock » Note	14 - Edit and Export HIS Records	22 - Edit Exported OASIS	
·			

Thanks to the ORIB™, every RiverSoft agency shares the best performing, highly-utilized interventions with all other RiverSoft agencies, and each agency can choose to begin using high-performing interventions currently in use at other agencies.

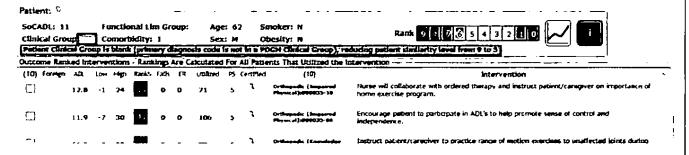
The current patient's composite ADL score at their Start of Care (SoCADL) along with their clinical group, functional limitation group, age, comorbidity, sex, smoking and obesity status displays at the top of the screen. The clinical group is how their primary diagnosis is coded into one of 12 clinical groupings and is used as the PDGM HIPPS position 2 (A through L). The functional group (A-Low, B-Medium, and C-High) is related to how M0133, and M1800 through M1860 is answered

on the Start of Care OASIS. The comorbidity indicator (1-No, 2-Low, and 3-High) is computed from all of the patient's secondary diagnosis codes to determine the level of their comorbidity.

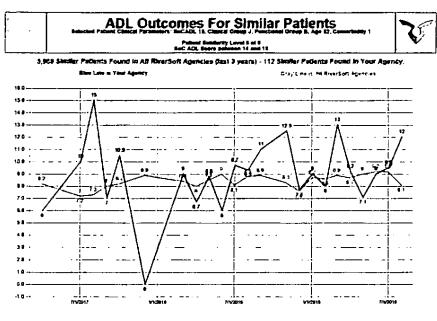
If the current patient has no OASIS, there will be no SoCADL score. In this case, it will be set to a default value of 15 (the median value) and can be updated by the user.



If the current patient has a primary diagnosis code that is not in a PDGM clinical group, that will be indicated at the top of the screen and the patient similarity will be downgraded. Having a blank clinical group greatly diminishes the ORIB's ability to suggest highly relevant, high-performing interventions.



In the right-top corner is a color-coded legend of ranks – dark green indicates the highest ranked interventions and dark red indicates the lowest ranked interventions. The graph button creates a line graph your agency's ADL outcomes for similar patients compared to the ADL outcomes for all RiverSoft agencies. This is done so that your caregivers will be mindful of including at least one intervention in the patient's care plan that has been proven to improve ADL outcomes.



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www.River\$oft.net

page 5

February 2020

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#### RiverSoft's ORIB™ Report - 10 Best Outcome Ranked Interventions

Regarding ADL Outcomes for Patients with Saure SoCADL (0), Clinical Group (H), Age (80) 10 6 76 820 3 Z 0 0 0 Z ALL MEDICATIONS: Patient/CG will participate in medication 1. SN to assess and reconcile medications. Instruct pt/CG to monitor the effectiveness of drug therapy, adverse drug reactions, purpose, frequency, significant side effects and how/when to report problems that may occur. questions. 3. Skilled professional may administer flu vaccination upon patient request. May place home health services on hold upon hospitalization. May recieve orders from medical director in the abscence of the PCP. Resume Home Health Services within 48 hrs of hospital discharge. Discharge from all home health services when goals met. 10.3 [74] EZZ [3] [3] [6] [7] [ALL PREVENTION: FallentiCG will verticate understanding of tall structures within 1 every and original understanding of tall SN will instruct client/caregiver on home safety measures to prevent falls ling of fall procautions and will in 4. Six will instruct citeriocaregiven on notine salety measures to prevent rates.

102 17 140 3 1 1 0 0 2 Clean all winds to restrict and go the same of each drop, from much to take medication, also effects of medication.

5. Inotropes: Instruct on Mechanisms vary by type of agent.

Positive inotropic agents increase myocardial contractibility, and are used to support cardiac function in conditions such as decompensated congestive heart failure, cardiogenic shock, septic shock, myocardial infarction, cardiomyopathy, etc. Negative inotropic agents decrease myocardial contractibility, and are used to decrease cardiac workload in conditions such as angina and congestive heart failure. S/E CAN include: N/V/D, anorexia, cramps, headache, drowsiness, apathy, confusion muscular weathers are visual disturbances distributions. confusion, muscular weakness, arrhythmias, visual disturbances, dizziness, rash, restlessness, anxiety. Instruct pl/cg regarding the following Special Precautions: Monitor pulse, report any significant changes in rate, rhythm. Monitor blood pressure; report significant changes in systolic or diastolic pressures. Notify physician of chest pain; dyspriea; or persistent headache. 6. Ask the pt/cg to explain in their words their goals/expectations of home care visits 10.1 12.7 111131(11.0 1101). These was verbites larger times of disease measurement to prevent lend some complexitions.

7. Encourage rest periods and assistance with activities, note change in status, instruct patient/caregiver on importance of irrequent rest periods, pacing activities and avoiding overexertion. Instruct pt/cg on abnormal blood pressure and pulse rate and when to call physician, 8. Refer for PT evaluation.

Page 1 of 3

04/20/2023