



NEWS RELEASE

April 21, 2017

Two years after Covertech's complete trial victory in its trademark case against TVM Building Products, the US Court of Appeals for the Third Circuit recently issued a precedential opinion affirming the judgment in favor of Covertech in all material aspects.

Like the District Court, the Third Circuit determined that Covertech, and not TVM, was the true owner of the ULTRA NT RADIANT BARRIER trademark. The Third Circuit also affirmed the District Court's ruling that Michael Boulding, TVM's president, had committed fraud on the United States Patent and Trademark Office.

In making those determinations, the Third Circuit noted that the District Court had specifically found Mr. Boulding to be not credible. The Third Circuit also affirmed the District Court's ruling that Covertech did not acquiesce in TVM's use of Covertech's marks. While the Third Circuit did adjust the amount of damages owed to Covertech, it was only by a negligible amount (i.e. less than 1%). Covertech's judgment against TVM is still more than \$5.4M.

In its ongoing efforts to avoid paying the judgment obtained by Covertech, TVM is now operating under the name MITEX International.

If you would like more information concerning the Ultra NT radiant Barrier or any other rFOIL™ product manufactured by Covertech please call 416-798-1340 ext 206 and ask for John Starr, Vice President/Partner.



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