

## DEMAND LETTER

2020-09-01

VIA CERTIFIED MAIL AND EMAIL

Summit Technology Solutions Inc.  
Attn: General Counsel

Re: Demand for Trademark Infringement ? Immediate Action Required

Dear Counsel:

This firm represents Clearwater Capital Management LP ("Client") in connection with your client's trademark infringement.  
We write to demand cease all infringing use and disgorge profits.

### STATEMENT OF FACTS

Clearwater Capital Management LP and Summit Technology Solutions Inc. entered into a binding agreement pursuant to which Summit Technology Solutions Inc. undertook specific obligations. Despite repeated attempts to resolve this matter informally, Summit Technology Solutions Inc. has failed to comply with its obligations, causing substantial harm to Clearwater Capital Management LP.

### LEGAL BASIS

Summit Technology Solutions Inc.'s conduct constitutes trademark infringement under applicable law. Our client has been damaged in an amount not less than \$500,000, and those damages continue to accrue. We reserve all rights to seek additional damages, attorneys' fees, and injunctive relief as appropriate.

### DEMAND

We hereby demand that Summit Technology Solutions Inc.: (1) cease all infringing use and disgorge profits; and (2) confirm in writing within 21 days of this letter that you will comply with the foregoing.

Failure to respond within 21 days will result in Clearwater Capital Management LP pursuing all available legal remedies without further notice, including the commencement of litigation seeking compensatory damages, injunctive relief, and attorneys' fees.

This letter is a litigation hold notice. Summit Technology Solutions Inc. must immediately preserve all documents, communications, and data relating to this matter.

Very truly yours,

Weil, Gotshal & Manges LLP

By: \_\_\_\_\_

Partner

cc: Clearwater Capital Management LP