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16 November 2016

Mr Mark Rogers  
Save Medicare Sydney

By email: mark.rogers@savemedicare.org

Dear Mr Rogers

### **Unauthorised use of MEDICARE name and logo**

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We act for the Commonwealth of Australia as represented by the Department of Human Services (**DHS**).

DHS has recently become aware that you have registered the domain name savemedicare.org and that you are using the SAVE MEDICARE logo incorporating the distinctive green and yellow MEDICARE branding and colour scheme at the top of each page of the corresponding website (**Website**). You are also using revolving banners on the Website which reproduce the MEDICARE logo and colour scheme.

Further, you have a Facebook page which reproduces the MEDICARE branding and colour scheme and which uses the 'savemedicaresydney' Facebook subdomain. You also have a Twitter account which uses the @Save\_Medicare handle.

DHS has not authorised you to use its MEDICARE name and branding. Your unauthorised registration and use of a domain name, Facebook subdomain and Twitter handle incorporating the MEDICARE name and your unauthorised reproduction of the MEDICARE logo and branding as part of the SAVE MEDICARE logo and in banners on the Website and on your Facebook page is misleading or deceptive and infringes our client's copyright in the MEDICARE logo.

Please confirm in writing by **4.00pm Friday 18 November 2016** that you:

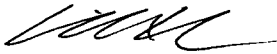
- (i) will immediately remove all instances of use of the MEDICARE logo and branding and/or any deceptively similar branding from the savemedicare.org website and from the corresponding Facebook and Twitter pages;
- (ii) will immediately take steps to cancel the domain name savemedicare.org, the savemedicaresydney Facebook subdomain and the @Save\_Medicare handle or change these to names which do not incorporate the name 'MEDICARE'; and

- (iii) undertake to cease and forever desist from using the MEDICARE name and branding, including on any other promotional material or website, without the prior written consent of our client.

If you do not agree to do each of these things by the above deadline, our client reserves the right, without further notice, to institute proceedings against you, seeking injunctive relief, damages and costs.

Our client reserves the right to rely upon this letter, and any response from you, in the event legal proceedings are commenced (including as to costs).

Yours sincerely



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