

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY
LOUISVILLE DIVISION

HUMANA, INC., *et al.*

Plaintiffs,

v.

PREVAL GROUP, LLC

Defendant.

Case No. 3-12-cv-123-S

ELECTRONICALLY FILED

DECLARATION OF SONDRA WOJCIAK

I, Sondra Wojciak, being duly sworn, depose and declare as follows:

1. I am personally familiar with the facts stated in this Declaration and would be competent to testify as a witness thereto.
2. I am currently an Intellectual Property Paralegal in the Law Department at Humana Inc. ("Humana"). I have been with the company since May 2, 2011, and have served in my current position since that time.
3. As part of my duties at Humana, I handle a variety of Humana's intellectual property matters, including those concerning the trademarks within Humana's broad trademark portfolio. One such trademark is CONCENTRA (U.S. Reg. No. 2,091,581). Humana also owns a number of other "Concentra" trademark registrations in the United States.
4. On Monday, September 12, 2011, I was contacted by an employee of Humana's wholly owned subsidiary, Concentra Health Services, Inc., who informed me that an

EXHIBIT D

advertisement for "Concentra" all-natural homeopathic medicine was running in the *USA Weekend* magazine which was an insert in the local Amarillo, Texas newspaper.

5. As a result of that September 12, 2011 conversation, I reviewed the *USA Weekend* magazine, which was inserted in the *Louisville Courier Journal* newspaper's Sunday edition on October 23, 2011.

6. On Sunday, October, 23, 2011, I personally viewed the "Concentra" all-natural homeopathic medicine advertisement in the *USA Weekend* magazine insert in the *Louisville Courier Journal* newspaper.

7. The advertisement for "Concentra" all-natural homeopathic medicine claimed to improve memory and concentration.

8. The advertisement for "Concentra" all-natural homeopathic medicine that ran in the *USA Weekend* magazine insert in the *Louisville Courier Journal* newspaper on Sunday, October 23, 2011 is attached to this Declaration as Exhibit A.

I state that the above is true and correct upon my knowledge, information and belief.

Sondra R. Wojciak
Sondra Wojciak

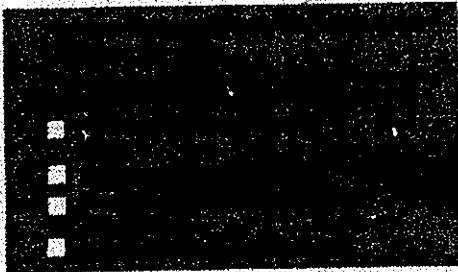
3/7/12
Date

EXHIBIT A

Memory Fading?

“I Can’t Remember” may be caused by lack of “Memory Center” Activators.

As you age, your body may not just produce all the activators it did when you were younger. When you run low on important “Memory Center” Activators, your memory becomes dull and sluggish — and “a thick mental fog rolls in.”



Concentra™’s all-natural blend of ingredients is formulated to support healthier “Memory Center” Activators. According to traditional principles of homeopathic medicine the ingredients in Concentra stimulate your memory, concentration and focus, and help fight age-related memory loss.

Fight age-related memory loss

The graph below represents your recall ability at different ages.



Source based on the UCW Memory and Aging Center delayed free recall test.

If you struggle to remember names and dates, if you’re frustrated, or embarrassed by your poor memory — stop it! With Concentra you begin to remember better in weeks or less!

Reactivate “I remember...” Naturally.

Concentra’s unique blend combines seven all-natural ingredients based on traditional homeopathic principles — see below:

- *Asculus hypocaustus* (Improves attention)
- *Alumina* (Improves mental attention)
- *Anacardium* (Fights thoughtlessness)
- *Baryta carb* (Relieves memory loss)
- *Kali phos* (Combats mental fatigue)
- *Ginkgo Biloba* (Improves attention)
- *Cerebrum* (Fights mental exhaustion)



Concentra ignites your memory function and reactivates your memory.

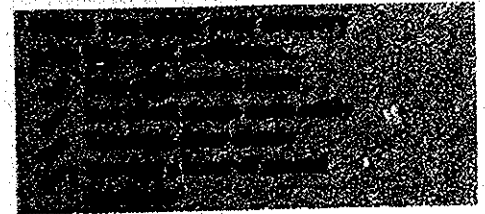
“It was like a switch turned on inside my brain! With Concentra I noticed everything began to change. I felt more awake than usual. Reading the newspaper was easier. I think faster and I talk with more confidence. With Concentra I feel alive again!”



-James B.

These results not typical. Individual results will vary.

Improve memory and concentration without a prescription! Achieve stronger brain performance. Concentrate easier and remember better!



We want you — or someone you love and care about — to enjoy life without the mental fog, the forgetfulness, the embarrassment and the headache of a faulty memory.

Ignite your memory function. Reactivate your memory with the all-natural homeopathic medicine. With Concentra your solution could be just one phone call away...

If you don't SEE RESULTS in 30 days, you don't pay!

See results in 30 days or your money back. No questions asked. **30 DAY** MONEY BACK GUARANTEE. Call today! For your free trial, call 1-800-597-6117.

1-800-597-6117
regainyourmemory.com

*Shipping & handling non-refundable. Claims based on traditional homeopathic principles which is different from scientific testing. For more information on homeopathy visit www.regainyourmemory.com/homeopathy