

OCS 1.06 Please describe the current policies of Questar Gas Company and Questar Corporation for use of the “Therm” character and “Thermwise” logo for both internal and third party purposes? Please provide a copy of these policies.

- a. Does Questar Gas or Questar Corporation require permission for the use of the “Therm” character and the “Thermwise” logo? Please provide a detailed explanation.
- b. Are the “Therm” character and “Thermwise” registered trademarks? Are they copyrighted?

Answer: Questar Gas and Questar Corporation do not have a written “policy” regarding the use of the “Therm” character and “ThermWise” logo. However, Questar Gas does impose requirements for use in license agreements. The following is a summary of Questar Gas’ requirements for use of the Therm and ThermWise trademarks. These requirements are subject to revision from time to time at the sole discretion of Questar Gas. Questar Gas reserves all right, title, and interest in the trademarks. However, Questar Gas is willing to permit its licenses limited, nontransferable use of the trademarks in the manner approved by Questar Gas, as it may be amended from time to time. If a licensee uses or allows use of the trademarks other than as approved by Questar Gas, Questar Gas may immediately terminate the license, and the licensee must immediately discontinue all use of the trademarks.

Under the agreements, the licensee agrees that all use of the trademarks shall only occur in connection with the business of the sales and/or installation products and services that use natural gas supplied by Questar Gas that promote the energy conservation programs of Questar Gas, and such use shall be in strict compliance with the standards specified in the agreements. Licensees further agree not to use the trademarks on any products or services that are deemed by Questar Gas to be directly, explicitly, or maliciously disparaging of Questar Gas or its products and/or services that are themselves unlawful or whose purpose is to encourage unlawful acts by others. Licensees agree to maintain a consistent level of quality of the trademarks substantially equal to that found in Questar Gas’ existing advertising in any manner, including but not limited to print media advertising, video media advertising, and website services. Licensees are only allowed to use the trademarks as a collective whole and not separately use any element of the trademark. Licensees are only permitted to include with any use of the trademarks a legend indicating that Questar Gas Company is the owner of the trademarks, the trademarks are used under license, and a disclaimer that a third party and not Questar Gas has produced the sale and/or installation services and products that use natural gas supplied by Questar Gas that promote the energy programs of Questar

Gas and the third party is responsible for the content thereof. Licensees are required to provide Questar Gas with a representative sample of each use prior to the time the trademark is first published by licensee. If Questar Gas determines that licensee is using the trademark improperly, Questar Gas requires that the licensee remedy the improper use within five business days following receipt of notice from Questar Gas.

- a. Yes. Questar Gas enters into licensing agreements with those who are permitted to use the trademarks.
- b. “ThermWise” is a federally registered trademark. Copyright is not applicable to the mark.

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