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## *News Release*

### **Thermage® Adds Five (5) Patents to U.S. Lawsuit Against Syneron**

Hayward, CA - December 9, 2004 - Thermage® today announced that it has added five patents to its patent infringement lawsuit against Syneron. Thermage originally filed suit on one patent in July 2004. That suit was only filed after the company provided Syneron with written notice of Thermage patents in April 2004, and Syneron failed to cease its infringement. The patents relate to methods and devices for tightening skin and achieving other beneficial improvements in skin and tissue structures, all without damaging the skin surface.

Thermage has invested more than nine years and \$38 million developing and validating its unique radio frequency (RF) technology, and physicians have performed over 130,000 procedures around the world. Thermage commercial success with its ThermaCool™ system has created a new aesthetic market category of non-invasive skin tightening and contouring that never existed before the ThermaCool system introduction. "Syneron claims that its infringing skin treatment devices using a standard bi-polar RF energy source provide effects similar to our ThermaCool system. We don't know of any credible clinical study data that support these claims or Syneron's claim of synergy between RF and light energy," said Bob Byrnes, President and CEO of Thermage. "Thermage believes these unsupported claims are damaging the reputation of the unique RF technology platform that Thermage has carefully established over the years," continued Byrnes.

Thermage inventions are protected though 22 issued US patents, and this number grows as Thermage continues to advance its unique tissue tightening and contouring technologies with extensive product development and clinical research investments. "Innovations from entrepreneurial companies would stagnate if companies like Syneron were allowed to infringe on well-established intellectual property rights. We are compelled to aggressively move forward with our patent lawsuit. We remain very confident in our position, and of our likelihood of prevailing," concluded Byrnes.

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### About the Product

The ThermaCool system uses capacitive RF technology to non-invasively generate deep, uniform volumetric heating to tighten both skin and underlying tissue, while protecting the skin's outer layer with a cooling cryogen spray. The deep volumetric heating action has been proven to cause immediate collagen contraction beneath the skin surface and to generate new collagen growth over time. Recent advances in treatment techniques and the technology have greatly improved predictability of the ThermaCool system's unique skin tightening and contouring effects.

### About Thermage

Thermage is a leading medical device company that develops innovative aesthetic technologies, including its patented capacitive radiofrequency device, to achieve a desired cosmetic or therapeutic effect on and under the skin surface. Its flagship ThermaCool system is currently installed in more than 1200 dermatology, plastic surgery and other cosmetic surgery practices worldwide. Founded in 1996, the privately held Company's headquarters are located in Hayward, California, proximate to the San Francisco Bay Area and the Silicon Valley.

Additional information about Thermage and its proprietary radiofrequency technology is available at [www.thermage.com](http://www.thermage.com).

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