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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91200385
Party	Plaintiff Suzanne Collins
Correspondence Address	PETER M EICHLER WEISS AND MOY PC 4204 NORTH BROWN AVENUE SCOTTSDALE, AZ 85251 UNITED STATES kmotolenich@weissiplaw.com, kfouts@weissiplaw.com, sking@weissiplaw.com
Submission	Motion to Compel Discovery
Filer's Name	Kenneth M. Motolenich-Salas
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Signature	/Kenneth M. Motolenich-Salas/
Date	12/09/2011
Attachments	Motion to Compel.pdf (157 pages)(13201589 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

SUZANNE COLLINS, Opposer, v. WASP ENTERPRISES, LLC, Applicant.	Opposition No. 91200385 Serial No.: 85/163636 Mark: KATNISS EVERDEEN Filed: October 28, 2010 Published: March 15, 2011

OPPOSER'S MOTION TO COMPEL

Pursuant to Rule 37 of the Federal Rules of Civil Procedure and 37 C.F.R. § 2.120(e), Suzanne Collins ("Collins"), by and through her attorneys, hereby moves the Trademark Trial and Appeal Board ("Board") for an order compelling Applicant Wasp Enterprises, LLC ("Wasp") to provide substantive responses to discovery served by Collins on Wasp pursuant to this Opposition. Consistent with 37 C.F.R. § 2.120(e)(1), this motion is being filed since Collins was unable, despite a good faith effort to resolve with Wasp the issues present herein.

1. Introduction

After filing a trademark application for the primary character in Collins' widely-popular trilogy to which it had no connection, Wasp, an entity which has also filed at least three other trademark applications based on another author's (Stieg Larsson) work,[1] refuses to provide ***any*** substantive responses to Collins' First Set of Interrogatories or Document Requests. Wasp

[1] *See* Serial Nos. 85/163,126 (THE GIRL WHO PLAYED WITH FIRE), 85/163.,126 (THE GIRL WHO KICKED THE HORNEST'S NEST), and 65/163,118 (THE GIRL WITH THE DRAGON TATTOO), all titles from famous Stieg Larsson's books which have been made into motion pictures). Coincidentally, Opposer notes that a movie depicting Katniss Everdeen based on her works is slated to open in 2012 (Ex. 1 at ¶ 20; Ex. 14 at 1.).

cannot refuse to seriously take its obligations, imposed under the Federal Rules of Civil Procedure and this Board's rules, to produce relevant information. The Interrogatories and Document Requests go to the very heart of the issues at hand, *viz.*, who has rights to the KATNISS EVERDEEN mark: the author who conjured up the term itself in whose books Katniss Everdeen is the primary character or a third party, wholly unconnected to Collins, who has a pattern of filing trademark applications based on authors' works which are later adapted to film. By virtue of its failure to produce documents or responses to the Interrogatories, Wasp has blocked Collins from discovering information that is relevant or reasonably calculated to lead to the discovery of admissible evidence, such as the reasons and circumstances surrounding Wasp's decision to use the disputed mark, the goods or services for which it has or intends to use the disputed mark, Wasp's relationship with entities known to expropriate third party intellectual party in anticipation of film releases, Wasp's awareness of Collins' literary works, and a description of Wasp's belief, under penalty of perjury, that no party, including Collins, had rights in the disputed mark, despite it coinciding with the name of the primary character in her books. As such, the Board should issue an Order compelling substantive answers to the Interrogatories and the production of documents responsive to the Document Requests.

2. Statement of Facts

a. Factual and Procedural Background

Collins filed this opposition against Wasp on June 23, 2011, and Wasp filed an Answer on August 4, 2011. On September 6, 2011, Collins served a First Set of Document Requests and Interrogatories on Wasp, attached hereto as **Exhibits 2 and 3**, respectively, to the Declaration of Kenneth M. Motolenich-Salas, which is attached hereto as **Exhibit 1**. Wasp did not respond to the discovery requests within the time allotted under the Federal Rules of Civil Procedure and

the Board's rules (October 5, 2011). After bringing this to Wasp's attention in the email attached hereto as **Exhibit 4**, Collins granted an extension of time to provide discovery responses, which was memorialized in an email attached hereto as **Exhibit 5**. Then, the extended due date for the discovery responses, November 6, 2011, came and went without any response from Wasp. (Ex. 1 at ¶¶ 6, 7.) As such, Collins contacted Wasp in an email dated November 8, 2011 attached hereto as **Exhibit 6**. Thereafter, the parties agreed to a short extension to November 17 as evidenced in **Exhibit 7**.

Pursuant to this agreement, on November 13, 2011, Wasp served Collins with its "responses" to Interrogatories and Document Requests, which are attached hereto as **Exhibits 8 and 9**, respectively. These responses consisted nothing more than a litany of objections. Noticeably absent were substantive responses to the Interrogatories or any indication of whether or not responsive documents existed and would be produced.[2]

b. Good Faith Effort to Resolve Discovery Dispute

On December 1, 2011, Collins contacted Wasp to remedy its deficient responses (*see* letter attached hereto as **Exhibit 10**). Despite having read this letter (*see* **Exhibit 11**), Wasp never responded. (*See* Ex. 1 at ¶ 14.) Collins' counsel thereafter telephoned Wasp's representative, Bob McLauchlan, on December 8, 2011, at both his U.S. and Canadian telephone numbers. (*Id.* at ¶ 15.) Mr. McLauchlan did not answer, so Collins' counsel left messages for him at voicemail boxes associated with both telephone numbers. (*Id.*) Collins' counsel followed up these telephone calls with an email message on December 8, 2011 (*see* email attached hereto as **Exhibit 12**). Wasp read this email (*see* emails attached hereto as **Exhibit 13**), but never

[2] The only "substantive" response was to Interrogatory No. 6, which merely asked for the identification of the person most knowledgeable about the application, which is Wasp's member Bob McLauchlan.

responded. (Ex. 1 at ¶ 18.) As such, Collins has satisfied the good faith effort requirement for the instant motion. *See Envirotech Corp. v. Compagnie Des Lampes*, 219 U.S.P.Q. 448, 450 (T.T.A.B. 1979) (good faith effort is required where there has been a complete failure to respond to discovery; telephone call to counsel sufficient); *Pioneer Kabushiki Kaisha v. Hitachi*, 74 U.S.P.Q. 2d 1672, 1679 n.1 (TTAB 2005) (motion to compel demonstrated good faith effort and included copies of relevant document requests and responses).

3. Argument

a. Legal Standard

It is a fundamental maxim of the liberal federal discovery rules, which are made applicable to Board proceedings under 37 C.F.R. 2.116, that "mutual knowledge" of all relevant facts gathered by both parties is essential to proper litigation." *Societe Nationale Industrielle Aerospatiale v. United States Dist. Court for the S. Dist. Of Iowa*, 482 U.S. 522 (1987) (quoting *Hickman v. Taylor*, 329 U.S. 495, 507 (1947)). In addition to the obvious benefit of allowing parties to better prepare for trial, full and candid discovery has significant pre-trial benefits, namely identifying, and perhaps simplifying, the issues for trial, revealing a potential basis for a motion for summary judgment and, in many cases, encouraging parties to realistically evaluate their cases, which often leads to a settlement of the underlying dispute. *See* TMBP § 401; *Hickman*, 329 U.S. at 500-01.

To that end, the Board allows for a party seeking discovery pursuant to interrogatories or request for production to file a motion with the Board for an order to compel an answer when the other party fails to comply with its discovery obligations. *See* 37 C.F.R. § 2.120(e); TMBP § 411.02; *Jain v. Ramparts Inc.*, 49 U.S.P.Q.2d 1429 (T.T.A.B. 1998). Furthermore, a party may file a motion to compel if it believes that objections to discovery requests to be improper. *See*

TMBP § 523.01, Note 1 (citing *Fidelity Prescriptions, Inc. v. Medicine Chest Discount Centers, Inc.*, 191 U.S.P.Q. 127 (TTAB 1976)).

b. Wasp's Deficient Responses to Collins' Discovery Requests Warrant an Order Compelling Substantive Responses to Collins' Interrogatories and the Production of Documents Responsive to Collins' Document Requests.

The Federal Rules of Civil Procedure require a party responding to discovery to comply with certain obligations. In the context of answering interrogatories, Fed. R. Civ. P. 33(b) provides that each interrogatory "must...be answered separately and fully in writing under oath" with each objection "stated with specificity." Moreover, in the context of responding to document requests, Fed. R. Civ. P. 34(b)(2)(B) requires that a respondent must either state that inspection of requested documents will be permitted or state a valid objection to the request including the reasons. Here, Wasp has failed to live up to either obligation.

The responses to the Interrogatories are nothing more than boilerplate objections, devoid of specific factual or legal bases for the objections. The response to Interrogatory No. 19 is an exemplar of this utter failure to comply with Wasp's discovery obligations. (*See* Ex. 8 at 17.) As an initial matter, each interrogatory "response" is prefaced with baseless objections. For example, Wasp objects to the interrogatory as premature given that discovery is "ongoing," and yet fails to provide ***any*** answer to the interrogatory indicative that Wasp considers discovery to even be open. Wasp then objects to the interrogatory on the grounds that the burden and expense in answering the interrogatory outweighs the benefit of the requested information, even though Wasp undertook the burden and expense to object to the interrogatory, which is probably equivalent to the burden and expense associated with providing a written response. Thereafter, Wasp objects on the grounds of confidentiality, despite the fact that this proceeding is governed under the Board's standard protective order which protects such information. These objections

not only defy logic, they defy the Federal Rules of Civil Procedure since the objections cannot withstand scrutiny in light of the clear relevance of the information sought. *Fidelity Prescriptions, Inc. v. Medicine Chest Discount Centers*, 191 U.S.P.Q. 127 (T.T.A.B. 1976) (party may file motion to compel if it believes that objections to discovery requests to be improper); *Axiohm S.A. v. Axiom Tech., Inc.*, Opposition No. 106,410, 2000 WL 1720151, at *2 (T.T.A.B. Oct. 18, 2000) ("The requirement of relevancy is generally construed liberally and discovery generously allowed unless it is clear that the information which is sought can have no possible bearing on the issues involved in the particular proceedings.").

Further violating the Federal Rules of Civil Procedure, Wasp then concludes its long litany of objections by stating that it will supplement its response, and ***then gives no response***. Without providing any information whatsoever, Collins is left with no choice but to seek Board intervention in compelling a response to these interrogatories. *Jain v. Ramparts, Inc.*, 49 U.S.P.Q. 2d 1429 (T.T.A.B. 1998); *MacMillan Bloedel Ltd v. Arrow-M Corp.*, 203 U.S.P.Q. 952 (T.T.A.B. 1979); TMBP § 523.04 (stating that failure to file a motion to compel precludes requesting party to later complain about the sufficiency of the discovery response).

Wasp provides similar objections to each and every Document Request. (*See* Ex. 9.) Furthermore, despite the 30 day requirement imposed upon it, Wasp has (i) produced ***zero*** documents and (ii) failed provide a proper written response that responsive documents exist and will be produced. *See* TMBP § 408.02. Simply put, Wasp cannot be permitted to frustrate discovery by refusing to comply with a proper discovery request. *Al Barnett & Son, Inc. v. Outboard Marine Corp.*, 611 F.2d 32, 35 (3d Cir. 1979).[3]

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[3] Furthermore, by failing to even indicate that responsive documents exist and will be produced, Wasp likely failed to properly search for and produce documents as required under TMBP § 408.02. *See also Bison Corp. v. Perfecta Chemie B.V.*, 4 U.S.P.Q. 2d 1718, 1720 (T.T.A.B.

Wasp's inaction violates the fundamental requirements of parties to produce documents relevant to Board proceedings. Collins does not seek to cast a wide net or go on a "fishing expedition" for Wasp's documents. Nor do Collins' document requests call for the production of irrelevant documents. The documents requested include, *inter alia*, documents that mention Collins, her literary works, or any character mentioned therein; communications between Wasp and third parties regarding the preceding, documents that contain representative samples of advertising materials and other marketing material bearing the disputed mark, documents regarding Wasps' application to register the disputed mark, documents regarding Wasp's first use of the disputed mark, documents evidencing the relationship between Wasp and entities known to expropriate third party intellectual property (*see* **Exhibits 15 through 18**), and documents related to any prior similar proceeding between Wasp and a party which claimed Wasp was violating the party's intellectual property rights. Contrary to Wasp's stated objections, simple examination of the discovery served on Wasp indicates that Collins, in good faith and pursuant to the Federal Rules of Civil Procedure, asks for clearly relevant information. *See, e.g., En Fleur Corp. v. Microsoft*, Cancellation No. 26,548, 1998 WL 197595, at *1-2 (TTAB Apr. 21, 1998) (finding meritless petitioner's objection to document production on the grounds of irrelevancy). As with the Interrogatories, there is simply no basis for Wasp to state groundless objections and refuse responses to the Document Requests.

4. Conclusion

Having filed an application on the heroine of Collins' immensely successful trilogy, which will now be released as a major motion picture early next year, and thus subjecting itself

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1987) ("It is unfair for a party to withhold documents requested or...fail to make a complete investigation to locate the information. Each party has an obligation to thoroughly check its records in order to provide the requested discovery...").

to this opposition, Wasp cannot now decline to fulfill its obligations under the Federal Rules of Civil Procedure and this Board's rules. Collins has every right to create an appropriate documentary record in order to prosecute this opposition and preclude Wasp's bad-faith attempt to profit off of Ms. Collins' work and intellectual property right. As such, for the reasons stated above, Collins respectfully requests an Order compelling Applicant Wasp to immediately remedy the deficiencies in its responses to Collins' First Set of Interrogatories and First Set of Requests for the Production of Documents by requiring Wasp, within one week of such an Order, to provide (1) substantively respond to the Interrogatories, (2) substantively respond to the Requests for Production, and (3) produce responsive documents.

Dated this 9th day of December, 2011

Respectfully submitted,

WEISS & MOY, P.C.

/Kenneth M. Motolenich-Salas/
Peter Eichler
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4204 N. Brown Avenue
Scottsdale, Arizona 85251
(480) 994-8888

Attorneys for Opposer
Suzanne Collins

CERTIFICATE OF SERVICE

I hereby certify that on December 9, 2011, a true and complete copy of the foregoing document has been served on Applicant Wasp Enterprises, LLC, by sending it via electronic mail and mailing said copy via U.S. First Class Mail, postage prepaid, addressed to Applicant's correspondence address of record as follows:

Bob McLauchlan
Director
Wasp Enterprises, LLC
1445 American Pacific Drive No. 110-377
Henderson, NV 89074
bobbybreezes@gmail.com

/Kenneth M. Motolenich-Salas/
Kenneth M. Motolenich-Salas

EXHIBIT 1

EXHIBIT 1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

SUZANNE COLLINS, Opposer, v. WASP ENTERPRISES, LLC, Applicant.	Opposition No. 91200385 Serial No.: 85/163636 Mark: KATNISS EVERDEEN Filed: October 28, 2010 Published: March 15, 2011

DECLARATION OF KENNETH M. MOTOLENICH-SALAS IN SUPPORT OF OPPOSER SUZANNE COLLINS' MOTION TO COMPEL

I, KENNETH M. MOTOLENICH-SALAS, declare as follows:

1. I am an attorney with Weiss & Moy, P.C., attorneys for Opposer Suzanne Collins ("Collins") in this action. I am over the age of 18 and competent to testify. Except where otherwise stated, I make this declaration on personal knowledge, which is based on my familiarity with this litigation, and on my review of and familiarity with records of Weiss & Moy, P.C., which were made at or near the time of the events in question by, or from information transmitted by, a person with knowledge.

2. Attached hereto as Exhibit 2 is a true and correct copy of Opposer's First Set of Requests for the Production of Documents and Things to Applicant Wasp Enterprises ("Wasp"), which were dated and served on Wasp September 6, 2011.

3. Attached hereto as Exhibit 3 is a true and correct copy of Opposer's First Set of Interrogatories to Applicant Wasp Enterprises, which were dated and served on Wasp September 6, 2011.

4. Attached hereto as Exhibit 4 is a true and correct copy of an email between me and Bob McLauchlan, the representative of Wasp, dated October 14, 2011.

5. Attached hereto as Exhibit 5 is a true and correct copy of an email between me and Bob McLauchlan of Wasp dated October 17, 2011.

6. After Wasp's failure to timely respond to discovery served herein, I agreed to extend the due date for discovery responses to November 6, 2011.

7. I received no discovery responses from Wasp on or before November 6, 2011.

8. Attached hereto as Exhibit 6 is a true and correct copy of an email between me and Bob McLauchlan of Wasp dated November 8, 2011.

9. Attached hereto as Exhibit 7 is a true and correct copy of an email between me and Bob McLauchlan of Wasp dated November 8, 2011.

10. Attached hereto as Exhibit 8 is a true and correct copy of Applicant's Responses to Opposer's First Set of Interrogatories dated and served on Collins November 14, 2011.

11. Attached hereto as Exhibit 9 is a true and correct copy of Applicant's Responses to Opposer's First Set of Requests for Production of Documents dated and served on Collins November 14, 2011.

12. Attached hereto as Exhibit 10 is a true and correct copy of correspondence between me and Bob McLauchlan of Wasp dated December 1, 2011.

13. Attached hereto as Exhibit 11 is a true and correct copy of emails dated December 1, 2011 indicating successful receipt and opening of Exhibit 10 by Bob McLauchlan.

14. Despite having read Exhibit 10 and the request to meet and confer, Mr. McLauchlan of Wasp never contacted me.

15. On December 8, 2011, I called a U.S. and a Canadian telephone number for Mr. McLauchlan. No one answered either telephone number. As such, I left messages at voicemail boxes associated with each telephone number.

16. Thereafter, on December 8, 2011, I contacted Mr. McLauchlan in writing. Attached hereto as Exhibit 12 is a true and correct copy of correspondence between me and Bob McLauchlan of Wasp dated December 8, 2011.

17. Attached hereto as Exhibit 13 is a true and correct copy of emails dated December 8, 2011 indicating successful receipt and opening of Exhibit 12 by Bob McLauchlan.

18. Despite this second round of correspondence and telephone calls, Mr. McLauchlan never contacted me.

19. Attached hereto as Exhibit 14 is a true and correct copy of a printout of a Lionsgate press release indicating that the film adaptation of Ms. Collins' bestselling novel The Hunger Games is slated to be released on March 23, 2012.

20. Attached hereto as Exhibit 15 is a true and correct copy of an email between Joel Weinshanker of the National Entertainment Collectibles Association (NECA) and me dated August 24, 2011. In this correspondence, Mr. Weinshanker states that, "[f]rom my experience, Pop Culture Graphics are "bootleggers, plain and simple."

21. Attached hereto as Exhibit 16 is a true and correct copy of a printout of the Nevada Secretary of State records for Pop Culture Graphics Corp. and Pop Culture Graphics, Inc., which states that Bob McLauchlan is the person identified ("reservation holder") with the entities.

22. Attached hereto as Exhibit 17 is a true and correct copy of a printout of the Nevada Secretary of State records indicating that Bob McLauchlan, the representative of Wasp Enterprises, is the director of Moviegoods, Inc. and Acumen Entertainment Group, Inc.

23. Attached hereto as Exhibit 18 is a true and correct copy of the First Amended Complaint and attachments thereto against Moviegoods, Inc., Acumen Entertainment Group, Inc., and Pop Culture Graphics, Inc. for trademark and copyright infringement from Case No. 2:07-cv-02416-FCD-DAD captioned *Hells Angels Motorcycle Corp. v. Moviegoods, Inc., Acumen Entertainment Group, and Pop Culture Graphics, Inc.*

I declare under penalty of perjury under the laws of the United States of America that the foregoing statements are true and correct.

Dated this 9th day of December, 2011

Respectfully submitted,

WEISS & MOY, P.C.

Peter Eichler
Karen J.S. Fouts
Kenneth M. Motolenich-Salas
peichler@weissiplaw.com
kfouts@weissiplaw.com
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Scottsdale, Arizona 85251
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Attorneys for Opposer
Suzanne Collins

CERTIFICATE OF SERVICE

I hereby certify that on December 9, 2011, a true and complete copy of the foregoing document has been served on Applicant Wasp Enterprises, LLC, by sending it via electronic mail and mailing said copy via U.S. First Class Mail, postage prepaid, addressed to Applicant's correspondence address of record as follows:

Bob McLauchlan
Director
Wasp Enterprises, LLC
1445 American Pacific Drive No. 110-377
Henderson, NV 89074
bobbybreezes@gmail.com

/Kenneth M. Motolenich-Salas/
Kenneth M. Motolenich-Salas

EXHIBIT 2

EXHIBIT 2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

SUZANNE COLLINS, Opposer, v. WASP ENTERPRISES, LLC, Applicant.	Opposition No. 91200385 Serial No.: 85/163636 Mark: KATNISS EVERDEEN Filed: October 28, 2010 Published: March 15, 2011

OPPOSER'S FIRST SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS AND THINGS TO APPLICANT WASP ENTERPRISES

Pursuant to Fed. R. Civ. P. 34 and Section 2.120 of the Trademark Rules of Practice of the United States Patent and Trademark Office ("USPTO"), Opposer Suzanne Collins (hereinafter "Collins") requests that Applicant WASP Enterprises, LLC (hereinafter "Applicant") produce the documents and things listed below for inspection and copying at the offices of WEISS & MOY, P.C., 4204 N. Brown Avenue, Scottsdale, AZ 85251, within thirty (30) days from the date of service, pursuant to the attached instructions and definitions. These Requests are continuing, and impose upon Applicant the obligations as stated in Fed. R. Civ. P. 26(e).

DEFINITIONS

The definitions and instructions contained in Collins' First Set of Interrogatories to Applicant are incorporated herein by reference.

GENERAL INSTRUCTIONS

The following instructions are to be used with respect to Each Request contained herein:

1. Each Person responding to the Document Requests is required to furnish responsive Documents within that Person's possession, custody, or control, or within the possession, custody, or control of the Person's attorneys, agents, representatives, or employees.

2. Each response shall be made based upon Applicant's entire knowledge, acquired with due diligence and available from all sources, including all information in Applicant's possession or that of Applicant's agents, representatives, or attorneys.

3. If Applicant cannot respond to the Document Request in full after exercising the due diligence to secure the Documents necessary to do so, please set forth Applicant's efforts to ascertain the requested Documents, and respond to the extent possible.

4. If Applicant qualifies a response in any manner, please set forth the exact nature and extent of the qualification.

5. Wherever it is reasonably practical, please produce Documents in such a manner as will facilitate their identification with the particular Document Request(s) to which they are responsive, pursuant to the provisions of Fed. R. Civ. P. 34(b).

6. Unless otherwise specified in an individual Document Request, the Document Requests are not limited to any time period.

7. With respect to any Document requested below for which a claim of privilege, work product, or confidentiality is made, specify, in privilege log form, the nature of the document, identify by name, address, title, and business affiliation of the writer or creator, the addressee and all recipients of the Document, and set forth the general subject matter to which the Document relates, and its Date.

8. Applicant shall separately identify by number the Document Request pursuant to which each Document is produced.

9. A written response to each Document Request is required to Fed. R. Civ. P. 34.

REQUESTS FOR DOCUMENTS AND THINGS

1. Produce those Documents that identify the organizational structure of each entity associated with Applicant, Including the identity and duties of Each officer, director, member, and employee, and Date(s) of corporate formation.

2. Produce those Documents sufficient to show your relationship with Acumen Entertainment Group, Inc., Moviegoods, Inc., Pop Culture Graphics, Inc., and Wasp Media, Inc.

3. Produce those Documents that mention, either directly or indirectly, Collins, any of Collins' literary works, or any character or geographic location mentioned in any of Collins' literary works.

4. To the extent not produced in response to any other Request herein, produce those Documents evidencing Communications between Applicant and any other Person Regarding Collins, any of Collins' literary works, or any character or geographic location mentioned in any of Collins' literary works.

5. To the extent not produced in response to any other Request herein, produce those Documents evidencing Communications between and/or among Applicant and Acumen Entertainment Group, Inc., Moviegoods, Inc., Pop Culture Graphics, Inc., and/or Wasp Media, Inc., Regarding Collins, any of Collins' literary works, or any character or geographic location mentioned in any of Collins' literary works.

6. Produce those Documents that contain representative samples of all of your past, current, and proposed advertising materials, packaging, products, labels, and any such other material bearing the Disputed Mark and which was, is now, or will be sold or offered for sale in the United States.

7. Produce one representative exemplar of each of your packaging, products, and labels bearing the Disputed Mark which was, is now, or will be sold or offered for sale in the United States.

8. Produce those Documents that contain Each assignment, agreement, contract, or license granted by Applicant to anyone to use the Disputed Mark in connection with any good or service.

9. Produce those Documents that contain Each assignment, agreement, contract, or license granted to Applicant to use the Disputed Mark in connection with any good or service.

10. Produce those Documents Regarding any objection, opposition, challenge, or inquiry made by any person or entity, other than Collins, concerning Applicant's use or proposed use of the Disputed Mark or any other trademark for which Applicant has sought trademark protection from the USPTO, Including "THE GIRL WHO KICKED THE HORNEST'S NEST," "THE GIRL WITH THE DRAGON TATTOO", and "THE GIRL WHO PLAYED WITH FIRE."

11. To the extent not produced in response to any other Request herein, produce those Documents Regarding any complaint, demand, objection, opposition, challenge, inquiry, litigation, or legal proceeding brought against Applicant, Acumen Entertainment Group, Inc., Moviegoods, Inc., Pop Culture Graphics, Inc., and/or Wasp Media, Inc., by any person or entity, other than Collins, concerning any alleged infringement of trademark or copyright rights.

12. Produce those Documents Regarding Applicant's application to register the Disputed Mark with the USPTO, and the prosecution history of such application.

13. Produce those Documents Regarding Applicant's first use of the Disputed Mark.

14. Produce those Documents Regarding Each use in commerce by Applicant or by a Person authorized by Applicant of the Disputed Mark.

15. Produce those Documents Regarding Applicant's knowledge of Collins' literary works and the characters therein, Including Katniss Everdeen.

16. Produce those Documents Regarding any Communication between Applicant and any other Person, excluding Applicant's attorneys, Regarding the subject matter of this proceeding.

17. Produce those Documents concerning any response, reaction or other Communication from any customers concerning any relationship between Applicant and Collins, any of Collins' literary works, or any character or geographic location mentioned in any of Collins' literary works.

18. Produce those Documents that support Applicant's affirmative defense of unclean hands.

19. Produce those Documents that support Applicant's affirmative defense of estoppel.

20. Produce those Documents that support Applicant's affirmative defense of laches.

21. Produce those Documents that support Applicant's affirmative defense of bad faith.

22. Produce those Documents that support Applicant's affirmative defense of trademark misuse.

23. Produce those Documents that support Applicant's affirmative defense that at all times, it acted in a legally permissible way.

24. Produce those Documents that support Applicant's affirmative defense of fair use.

25. Produce those Documents that support Applicant's contention that the Disputed Mark and Collins' KATNISS EVERDEEN mark are not confusingly similar.

26. Produce those Documents that support Applicant's affirmative defense that the Disputed Mark is not deceptive.

27. Produce those Documents that support Applicant's affirmative defense that Applicant's use of the Disputed Mark does not constitute a false suggestion under Section 2(a) of the Lanham Act.

28. Produce those Documents that support Applicant's affirmative defense that Collins has not used "KATNISS EVERDEEN" as a trademark or service mark in interstate commerce before October 28, 2010.

29. Produce those Documents that support Applicant's affirmative defense of no dilution.

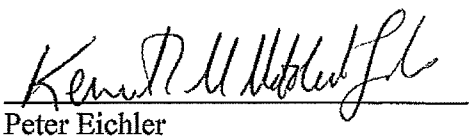
30. Produce those Documents that support Applicant's affirmative defense of no enforceable trademark rights to "KATNISS EVERDEEN".

31. Produce those Documents and Things reviewed by Applicant in preparing its responses to Collins' First Set of Interrogatories.

Dated this 6th day of September, 2011

Respectfully submitted,

WEISS & MOY, P.C.



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kmotolenich@weissiplaw.com

Attorneys for Opposer
Suzanne Collins

CERTIFICATE OF SERVICE

I hereby certify that on September 6, 2011 a true and complete copy of the foregoing document has been served on Applicant WASP Enterprises, LLC, by transmitting electronically and mailing said copy via U.S. First Class Mail, postage prepaid, addressed to Applicant's correspondence address of record as follows:

Bob McLauchlan
Director
Wasp Enterprises, LLC
1445 American Pacific Drive No. 110-377
Henderson, NV 89074
bobbybreezes@gmail.com

Kenneth M. Motolenich-Salas

EXHIBIT 3

EXHIBIT 3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

SUZANNE COLLINS, Opposer, v. WASP ENTERPRISES, LLC, Applicant.	Opposition No. 91200385 Serial No.: 85/163636 Mark: KATNISS EVERDEEN Filed: October 28, 2010 Published: March 15, 2011

OPPOSER'S FIRST SET OF INTERROGATORIES TO APPLICANT WASP ENTERPRISES

Pursuant to Fed. R. Civ. P. 33 and Section 2.120 of the Trademark Rules of Practice of the United States Patent and Trademark Office ("USPTO"), Opposer Suzanne Collins (hereinafter "Collins") hereby propounds the following written interrogatories ("Interrogatories") to be answered by Applicant WASP Enterprises, LLC (hereinafter "Applicant"), separately and under oath, by serving written responses to the offices of WEISS & MOY, P.C., 4204 N. Brown Avenue, Scottsdale, AZ 85251, within thirty (30) days from the date of service, pursuant to the attached instructions and definitions. These Interrogatories are continuing, and impose upon Applicant the obligations as stated in Fed. R. Civ. P. 26(e).

DEFINITIONS

The Interrogatories are subject to the definitions set forth below:

1. The terms "Opposer" and "Collins" shall refer collectively to Suzanne Collins.

2. The term "Applicant" shall refer to WASP Enterprises, LLC and any predecessor or successor corporation, company, organization, or entity; any licensee, parent, subsidiary, or

affiliated company, including but not limited to Acumen Entertainment Group, Inc., Moviegoods, Inc., Pop Culture Graphics, Inc., and Wasp Media, Inc.; and any attorney, officer, director, member, agent, representative, or employee of WASP Enterprises, LLC or any of the other foregoing entities or individuals, including but not limited to Bob McLauchlan.

3. The term "Disputed Mark" shall refer to Applicant's alleged mark "KATNISS EVERDEEN", as applied for in U.S. Trademark Application Serial No. 85/163,636 and/or any similar phrases developed or used by Applicant.

4. The terms "Person" or "Persons" refer to and include, without limitation, natural persons, corporations, limited liability companies, partnerships, proprietorships, joint ventures, unincorporated associations, trusts, estates, governments (and agencies thereof), quasi-public entities and all other forms of specifically identifiable legal entities.

5. The term "Date" means the exact day, month, and year, if ascertainable; if not ascertainable, the closest approximation that can be made by means of relationship to other events, locations or matters.

6. The terms "Document" or "Documents" have the broadest meaning which can be ascribed to them pursuant to the Federal Rules of Civil Procedure, including without limitation all final forms and all drafts and revisions of any type of written or graphic matter, original or reproduced, and all copies thereof which are different in any way from the original, regardless of whether designated "confidential," "privileged," or otherwise purportedly restricted. Without limiting the foregoing, the term "Document" includes video tapes, video discs, films, audio tapes, audio discs, computer disks, books, papers, letters, memoranda, Communications, minutes, notes, schedules, tabulations, vouchers, accounts, statements, affidavits, reports, abstracts, agreements, contracts, diaries, calendars, plans, specifications, drawings, sketches,

photostats, photographs, charts, graphs, and other similar objects, any kind of transcript, transcription or recording of any conversation, discussion, or oral presentation of any kind, and any information stored on and reproducible in documentary form from a computer or other electronic information storage device. This includes without limitation, items of electronically stored information, and things.

7. The term "Communication" means the transmittal of information in the form of facts, opinions, ideas, inquiries, or otherwise, whether oral or written.

8. The term "Regarding" means relating to, referring to, regarding, concerning, comprising, heaving any relationship with, pertaining to, evidencing, describing, depicting or constituting evidence of, in whole or in part, the subject matter of the particular request or inquiry.

9. The term "Each" shall be construed as "each and every" and "all".

10. Each Interrogatory shall be read to be inclusive rather than exclusive. Accordingly, the connectives "and" and "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of the request or Interrogatory all responses or documents that otherwise might be construed to be outside of its scope. "Including" means "including without limitation." The word "all" includes "any" and vice versa. The past tense includes the present tense and the present tense includes the past tense. The use of the singular form of any word includes the plural form and vice versa.

INSTRUCTIONS

1. Each Person responding to the Interrogatories is required to furnish responsive information within that Person's personal knowledge or the personal knowledge of the Person's attorneys, agents, employees, or other representatives.

2. Each response shall be made based upon Applicant's entire knowledge, acquired with due diligence and available from all sources, including all information in Applicant's possession or that of Applicant's agents, representatives, or attorneys.

3. Each objection, if any, shall be set forth with specificity and shall be accompanied by a statement of the grounds for the objection.

4. When asked to identify or provide the identity of Person who is a natural person, provide the following information as to the Person:

a. The full name of the Person, as well as the last known home address, telephone number, and email address;

b. The present employer of the Person, including the address and telephone number of the employer, and the present position(s) of the Person with such employer; and

c. If different from the above, the employer (including address and telephone number) of and position held by the Person at the time of the events discussed in the pertinent Interrogatory answer.

5. When asked to identify or provide the identity of a Person other than a natural person, set forth the full name or title and legal status or designation of the entity, and state the address, telephone number, and principal business or activity of such entity.

6. When asked to identify or produce a Document or a Communication, provide the following information as to Each such Document or Communication:

a. The general character, nature, or type of the Document or Communication (e.g., letter, memorandum, notebook, oral conversation, contract, etc.);

b. The Date of the Document or Communication, or if it has no Date or the Date is uncertain, the approximate Date of its preparation or occurrence;

c. The title of the Document;

d. The full name(s) of the author(s) and all addressee(s) and recipient(s) of the Document or Communication;

e. A summary of the Document's or Communication's subject matter;

f. The present location and custodian of the Document or Communication or any copies thereof; and

g. The Document's or Communication's file number or other identifier.

7. If any document requested to be identified or produced has been destroyed, please provide the following additional information as to Each such Document:

a. The Date of destruction;

b. The reason for the destruction;

c. The identification of the Person(s) who destroyed the Document; and

d. The identification of the Person(s) who directed that the Document be destroyed.

8. If any of these Interrogatories cannot be answered in full, respond to the fullest extent possible, specifying the reasons for the inability to respond to the remainder of the request or Interrogatory, and state whatever information or knowledge is available Regarding the unanswered portion.

9. If any responsive information, communication, or document is withheld on the basis of any claim of privilege, describe generally the substance or subject matter of the information, communication, or document withheld, sate the privilege being invoked or claimed

and the basis therefor, and identify all Persons who have had access to such information, communication, or document.

INTERROGATORIES

1. Identify Each product on or in connection with which Applicant has used or intends to use the Disputed Mark, including the nature and quantity thereof.

2. Describe the circumstances, location, and Date of the first offering for sale and first sale of any goods offered or sold under or in connection with the Disputed Mark, including the total number of such goods sold and the consideration received therefor.

3. With respect to the adoption of the Disputed Mark:

   a. State how Applicant selected the Disputed Mark;

   b. State the Date on which and reasons why Applicant selected the Disputed Mark;

   c. Identify each Person, whether or not associated with Applicant, who participated in or was consulted by Applicant in the consideration and selection of the Disputed Mark, and describe the role performed by each Person identified; and

   d. Identify any marks considered as alternatives to the Disputed Mark, and all reasons for the rejection thereof.

4. Identify all trade names and trademarks that Applicant has used in connection with any and all goods and services, including the Dates and geographic regions in which each trade name and trademark was used.

5. Identify any applications or other filings with governmental institutions Applicant has submitted for any trade name or trademark, including the Date and states/provinces or nations in which each such application was submitted.

6. Identify the Person(s) most knowledgeable Regarding Applicant's application to register the Disputed Mark with the USPTO, and the prosecution history of the application.

7. Identify the reason why Applicant decided to seek trademark protection with the USPTO for the Disputed Mark.

8. State the Date and describe the circumstances under which the Applicant first became aware of the literary character of KATNISS EVERDEEN, and identify all related Documents.

9. State if any Person associated with Applicant has ever read or heard about any of Collins' literary works, identifying all relevant Dates(s) and Persons.

10. State, and identify all related Documents, whether Applicant conducted any searches, inquiries, or investigations in determining whether to:

a. Adopt the Disputed Mark; and/or

b. File a trademark application for the Disputed Mark.

11. Describe Applicant's belief, as declared under penalty of perjury subject to punishment by fine or imprisonment for willfully false statements, that Applicant is entitled to use the Disputed Mark in commerce, as set forth in the Declaration filed by Applicant in the application for the Disputed Mark.

12. Describe Applicant's knowledge and belief, as declared under penalty of perjury subject to punishment by fine or imprisonment for willfully false statements, that, to the best of Applicant's knowledge and belief that no other person, firm corporation, or association has the right to use the Disputed Mark in commerce when used on or in connection with the goods or services of such other person to cause confusion, or to cause mistake or deceive, as set forth in the Declaration filed by Applicant in the application for the Disputed Mark.

13. Identify Each license, assignment, contract or other agreement Applicant has entered into with a third party for the use of the Disputed Mark in connection with the sale or offering for sale of any goods or services in commerce.

14. Identify by name and address Each officer, director, and/or member of each entity associated with Applicant.

15. Identify, if any, Each predecessor, parent, or subsidiary of Applicant.

16. Identify the nature of Applicant's business.

17. Identify in detail all business operations and commercial activities of Applicant.

18. Identify any revenue or other income Applicant has generated from any the sale, offering for sale, licensing, or other agreement made by Applicant with respect to the Disputed Mark.

19. Identify the purpose of Applicant's filing of various trademark applications based in whole or in part on literary works and characters therein, including but not limited to the Disputed Mark, and applications for "THE GIRL WHO PLAYED WITH FIRE" (Serial No. 85/163,126), "THE GIRL WHO KICKED THE HORNEST'S NEST" (Serial No. 65/163,133) and "THE GIRL WITH THE DRAGON TATTOO" (Serial No. 65/163,118).

20. Identify Each Person Applicant expects to call as a witness during this proceeding and state for each such Person:

a. The subject matter upon which the Person is expected to testify;

b. The substance of the facts and opinions to which the Person is expected to testify; and

c. The grounds for each opinion that the Person is expected to give.

21. Identify Each Person who furnished any information used in answering each of the foregoing Interrogatories, and for Each Person so identified, indicate the Interrogatory(ies) for which such Person furnished information.

22. Identify Each domain name either owned by Applicant or used by Applicant in connection with the Disputed Mark, including but not limited to katnisseverdeen.com, and the basis for registering such domain name(s).

Dated this 6th day of September, 2011

Respectfully submitted,

WEISS & MOY, P.C.

Peter Eichler
Karen J.S. Fouts
Kenneth M. Motolenich-Salas
4204 N. Brown Avenue
Scottsdale, Arizona 85251
(480) 994-8888
peichler@weissiplaw.com
kfouts@weissiplaw.com
kmotolenich@weissiplaw.com

Attorneys for Opposer
Suzanne Collins

CERTIFICATE OF SERVICE

I hereby certify that on September 6, 2011 a true and complete copy of the foregoing document, has been served on Applicant, by transmitting electronically and mailing said copy via U.S. First Class Mail, postage prepaid, addressed to Applicant's correspondence address of record as follows:

Bob McLauchlan
Director
Wasp Enterprises, LLC
1445 America Pacific Drive No. 110-377
Henderson, NV 89074
bobbybreezes@gmail.com

Kenneth M. Motolenich-Salas

EXHIBIT 4

EXHIBIT 4

Ken Motolenich

From: Ken Motolenich <kmotolenich@weissiplaw.com>
Sent: Friday, October 14, 2011 8:05 AM
To: 'Bobby Breeze'; 'bmclauchlan@popculturegraphics.com'
Subject: Failure to Provide Initial Disclosures or Respond to Discovery
Attachments: 2011.06.27.DOC.002.Notice and Deadlines Set.pdf; 09-06-2011-first rfps to wasp.pdf; 09-06-2011-first rogs to wasp.pdf

Importance: High

Mr. McLauchlan,

As you know, initial disclosures for the Opposition proceeding involving Ms. Collins and Wasp Enterprises were due October 5. See attached. Wasp Enterprises has failed to provide these initial disclosures.

Moreover, responses to our discovery requests were due October 11. Our discovery requests are attached. That date has come and passed, without responses from Wasp Enterprises.

I would like to discuss with you over the telephone these deficiencies, and when Wasp Enterprises intends to rectify them. Please let me know when would be a good time today or Monday to have this discussion.

Best Regards,

Ken Motolenich-Salas
Patent Attorney
Weiss & Moy, P.C.
4204 N. Brown Avenue
Scottsdale, AZ 85251
(480) 994-8888 (o)
(480) 947-2663 (f)
(202) 552-9693 (c)
kmotolenich@weissiplaw.com
http://www.linkedin.com/in/kmotolenichsalas

EXHIBIT 5

EXHIBIT 5

Ken Motolenich

From: Bob McLauchlan <bmclauchlan@popculturegraphics.com>
Sent: Friday, October 14, 2011 2:04 PM
To: Ken Motolenich
Subject: RE: Failure to Provide Initial Disclosures or Respond to Discovery

Thanks Ken,

I agree will have something to you in the not too distant future.... Cheers Bob M

Bob McLauchlan **Chief Creative Insurgent**
p: 702.875.3826| e: bob@popculturegraphics.com

If this e-mail has been received in error, please notify the sender immediately. This message and any documents, files, or other messages attached may contain confidential and/or privileged information that is prohibited from disclosure under confidentiality agreement or applicable law. If you are not the intended recipient or are responsible for delivering this e-mail to the intended recipient, you are hereby notified that any disclosure, copying, distribution, or use of this e-mail or any of the information attached is strictly prohibited.

From: Ken Motolenich [mailto:kmotolenich@weissiplaw.com]
Sent: Friday, October 14, 2011 1:45 PM
To: 'Bob McLauchlan'; 'Bobby Breeze'
Subject: RE: Failure to Provide Initial Disclosures or Respond to Discovery

Mr. McLauchlan,

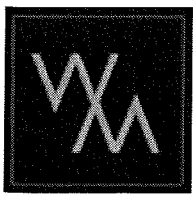
Thank you for the response.

I will allow for 30 day extension if you agree to extend the fact discovery cut-off 30 days as well. *Please respond via email that you will agree to this.*

If you do, then the discovery we served on you would be due November 7, 2011 (30 days is Sunday, November 6).

In the future, feel free to email to me the scanned pdf of your discovery and discovery responses.

Best Regards,



Ken Motolenich-Salas

I would like to discuss with you over the telephone these deficiencies, and when Wasp Enterprises intends to rectify them. Please let me know when would be a good time today or Monday to have this discussion.

Best Regards,

Ken Motolenich-Salas
Patent Attorney
Weiss & Moy, P.C.
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kmotolenich@weissiplaw.com
http://www.linkedin.com/in/kmotolenichsalas

EXHIBIT 6

EXHIBIT 6

Ken Motolenich

Subject:	FW: discovery due from Wasp Enterprises, LLC in Suzanne Collins Opposition
Start:	Mon 11/7/2011 8:00 AM
End:	Mon 11/7/2011 8:30 AM
Show Time As:	Tentative
Recurrence:	(none)
Meeting Status:	Not yet responded
Organizer:	Ken Motolenich

Bob,

Hi. Wasp Enterprises' discovery responses were due yesterday. I have not received anything. Please advise if these will be forthcoming, or I will have no choice but to file a motion to compel with the TTAB.

Ken Motolenich-Salas
Patent Attorney
Weiss & Moy, P.C.
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kmotolenich@weissiplaw.com
http://www.linkedin.com/in/kmotolenichsalas

-----Original Appointment-----
From: Ken Motolenich [mailto:kmotolenich@weissiplaw.com]
Sent: Sunday, October 16, 2011 7:07 AM
To: Sabine King; Karen Fouts; kmotolenich@weissiplaw.com
Subject: discovery due from Wasp Enterprises, LLC in Suzanne Collins Opposition
When: Monday, November 07, 2011 8:00 AM-8:30 AM (UTC-07:00) Arizona.
Where:

Per Agreement via Email with Wasp Enterprises.

Ken Motolenich

From: Bob McLauchlan <bmclauchlan@popculturegraphics.com>
Sent: Thursday, December 01, 2011 1:22 PM
To: Ken Motolenich
Subject: Read: Collins v. Wasp Enterprises: correspondence from Ms. Collins

Importance: High

EXHIBIT 7

EXHIBIT 7

Ken Motolenich

From: Ken Motolenich <kmotolenich@weissiplaw.com>
Sent: Tuesday, November 08, 2011 3:01 PM
To: 'Bobby Breeze'
Subject: RE: FW: discovery due from Wasp Enterprises, LLC in Suzanne Collins Opposition

In light of your email, I will hold off on the filing of a motion to compel. However, please send these to me the quickest way you can (email or fed ex for the documents if there are many).

Ken Motolenich-Salas
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(480) 947-2663 (f)
(202) 552-9693 (c)
kmotolenich@weissiplaw.com
http://www.linkedin.com/in/kmotolenichsalas

From: Bobby Breeze [mailto:bobbybreezes@gmail.com]
Sent: Tuesday, November 08, 2011 2:58 PM
To: Ken Motolenich
Subject: Re: FW: discovery due from Wasp Enterprises, LLC in Suzanne Collins Opposition

Hi Ken,

So sorry about this I had this down for November 17th not the 7th. My apologies. I will get on it and let you know when I will have these to you. Shouldn't be very long... Thanks for your patience...Cheers REM

On Tue, Nov 8, 2011 at 11:59 AM, Ken Motolenich <kmotolenich@weissiplaw.com> wrote:

Subject: discovery due from Wasp Enterprises, LLC in Suzanne Collins Opposition
Location:
When: 2011-11-07, 08:00 - 08:30 GMT -7:00 (30 minutes)
Organizer: Ken Motolenich (kmotolenich@weissiplaw.com)
Required Attendees: bobbybreezes@gmail.com (bobbybreezes@gmail.com), bob@popculturegraphics.com (bob@popculturegraphics.com)

Bob,

Hi. Wasp Enterprises' discovery responses were due yesterday. I have not received anything. Please advise if these will be forthcoming, or I will have no choice but to file a motion to compel with the TTAB.

Ken Motolenich-Salas
Patent Attorney
Weiss & Moy, P.C.
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(480) 947-2663 (f)
(202) 552-9693 (c)
kmotolenich@weissiplaw.com
http://www.linkedin.com/in/kmotolenichsalas

-----Original Appointment-----
From: Ken Motolenich [mailto:kmotolenich@weissiplaw.com]
Sent: Sunday, October 16, 2011 7:07 AM
To: Sabine King; Karen Fouts; kmotolenich@weissiplaw.com
Subject: discovery due from Wasp Enterprises, LLC in Suzanne Collins Opposition
When: Monday, November 07, 2011 8:00 AM-8:30 AM (UTC-07:00) Arizona.
Where:

Per Agreement via Email with Wasp Enterprises.

EXHIBIT 8

EXHIBIT 8

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

SUZANNE COLLINS, Opposer, v. WASP ENTERPRISES, LLC, Applicant.	Opposition No. 91200385 Serial No.: 85/163636 Mark: KATNISS EVERDEEN Filed: October 28, 2010 Published: March 15, 2011

APPLICANT'S RESPONSES TO OPPOSER'S FIRST SET OF INTERROGATORIES

Pursuant to Fed. R. Civ. P. 33 and Section 2.120 of the Trademark Rules of Practice of Applicant Wasp Enterprises, LLC (hereinafter "Applicant ") hereby responds to the following written interrogatories ("Interrogatories") propounded by Opposer Suzanne Collins (hereinafter "Opposer"), as follows:

These responses are made solely for the purpose of, and in relation to, this action. Each response is given subject to all appropriate objections (including, but not limited to, objections concerning competency, relevancy, materiality, propriety, and admissibility), which would require the exclusion of any statement contained herein if the interrogatory were asked of, or any statement contained herein were made by, a witness present and testifying in court. All such objections and grounds therefore are reserved and may be interposed at the time of trial. The party on whose behalf the responses are given has not yet completed his investigation of the facts relating to this action, has not yet completed his discovery in this action, and has not yet completed his preparation for trial. Consequently, the following responses are given without prejudice to the responding party's right to produce, at the time of trial, subsequently-discovered

material. Except for facts explicitly admitted herein, no admission of any nature whatsoever is to be implied or inferred. The fact that any interrogatory herein has been answered should not be taken as an admission, or a concession, of the existence of any facts set forth or assumed by such interrogatory, or that such answer constitutes evidence of any fact thus set forth or assumed. All responses must be construed as given on the basis of present recollection.

GENERAL QUALIFICATIONS AND OBJECTIONS

1.) Applicant object in their entirety on the Applicant to inordinate expense and burden. The information Requests are further objected to in their entirety to the extent they seek information that are neither relevant to the issues raised in this case nor likely to lead to the discovery of admissible evidence, or whose relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances, or which are more readily available to and obtainable by Opposer through other means including but not limited to less burdensome means of discovery between other parties in this action. The burden to Applicant is particularly severe, the failure of Opposer to limit its information Requests to the specific facts, circumstances, time periods, and allegations involved in this case, and the enormous effort and expense needed to locate and review potentially responsive documents.

2. Applicant objects to the extent that they seek information protected from disclosure by the attorney-client privilege, the work-product doctrine or any other privilege, doctrine, exemption, or rule of court. The information requested by Opposer relate to such an overly-broad range of subject matters that it is not possible for Applicant to have reviewed all potentially responsive documents in advance of this Response and Objections or any production of information pursuant thereto for purposes of asserting these privileges, doctrines and exemptions. Applicant will act in accordance with the requirements of the Federal Rules of Civil Procedure and the Trademark Rules of Practice and any instructions by Opposer to the contrary are objectionable and of no effect.

3. Applicant object to the extent that they seek or purport to seek information relating to matters, conduct, activities, facilities, sites or operations other than those which are the subject of this action and other than those which are allegedly and reasonably could be viewed as involved in the subject matter of this case on the grounds that the information Requests are overly broad, burdensome and oppressive and seek information that is neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

4. Applicant object to the extent the information Requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business

dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

5. Applicant objects contained therein to the extent that they seek legal conclusions, including but not limited to the construction of information whose terms speak for them or the characterization of acts or omissions having legal consequences or effects.

6. Applicant objects to the Definitions and Instructions contained therein to the extent they involve competitive, sensitive, commercial, secret, confidential and proprietary information. Opposer has no legitimate interest with respect to such information, and they are not relevant to the issues in this case and are not likely to lead to the discovery of admissible evidence, or their possible relevance is marginal compared to the prejudice involved to Applicant.

7. Applicant objects on the grounds that they are vague, ambiguous, overly broad, unduly burdensome, and insofar as it purports to impose obligations or duties on Applicant contrary to or in addition to, those required by the Federal Rules of Civil Procedure and the Trademark Rules of Practice. Applicant will respond in accordance with, and to the extent required by, the Federal Rules of Civil Procedure and the Trademark Rules of Practice and the local rules of this Court.

8. Applicant objects to the extent Opposer attempts to impose duties of supplementation or otherwise contrary to or inconsistent with the Federal Rules of Civil Procedure and the Trademark Rules of Practice.

9. As a convenience to and in cooperation with Opposer or to avoid unnecessary disputes or through possible inadvertence due to the unnecessarily overly broad and virtually unlimited scope and time frame of the information Requests and for other proper reasons, Applicant may produce information in response to requests to which Applicant have objections and qualifications (including on the grounds of privilege). Any such response or production by Applicant is not intended to constitute and shall not be deemed to constitute a waiver of any type, nature or degree of these General Qualifications and Objections or any other qualification, objection, or privilege which Applicant have or may have available to them with respect to these matters.

10. Applicant reserves the right to revise, change or supplement at any time or in any matter this Response and Objections.

12. Each of these General Qualifications and Objections is, to the extent applicable, raised and asserted with respect to each of the Document Requests below and the recitation of specific objections and qualifications in the responses below or the failure to cite a specific objection or qualification or refer to any of these General Qualifications

and Objections is not intended to constitute and shall not be construed or deemed to indicate that the General Qualifications and Objections are not being asserted as to each particular Document Request.

INTERROGATORIES

1. Identify Each product on or in connection with which Applicant has used or intends to use the Disputed Mark, including the nature and quantity thereof.

Response to Interrogatory

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

2. With respect to the adoption of the Disputed Mark:

   a. State how Applicant selected the Disputed Mark;

   b. State the Date on which and reasons why Applicant selected the Disputed Mark;

c. Identify each Person, whether or not associated with Applicant, who participated in or was consulted by Applicant in the consideration and selection of the Disputed Mark, and describe the role performed by each Person identified; and

d. Identify any marks considered as alternatives to the Disputed Mark, and all reasons for the rejection thereof

Response to Interrogatory

Applicant objects to the term "associated with" as vague and ambiguous.

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

3. Identify all trade names and trademarks that Applicant has used in connection with any and all goods and services, including the Dates and geographic regions in which each trade name and trademark was used.

3. **Response to Interrogatory**

Applicant objects to this interrogatory on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects to this interrogatory on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to this interrogatory to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

4. Identify any applications or other filings with governmental institutions Applicant has submitted for any trade name or trademark, including the Date and states/provinces or nations in which each such application was submitted.

Response to Interrogatory

Applicant objects to this interrogatory on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects to this interrogatory on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to this interrogatory to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant

and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

5. Identify the Person(s) most knowledgeable Regarding Applicant's application to register the Disputed Mark with the USPTO, and the prosecution history of the application.

Response to Interrogatory

Applicant objects to this interrogatory on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects to this interrogatory on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to this interrogatory to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Without waiving said objections, Applicant responds as follows: Bob McLauchlan

6. Identify the reason why Applicant decided to seek trademark protection with the USPTO for the Disputed Mark.

Response to Interrogatory

Applicant objects to this interrogatory on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects to this interrogatory on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to this interrogatory to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than

those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

7. State the Date and describe the circumstances under which the Applicant first became aware of the literary character of KATNISS EVERDEEN, and identify all related Information.

Response to Interrogatory

Applicant objects to this interrogatory on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects to this interrogatory on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to this interrogatory to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

8. State if any Person associated with Applicant has ever read or heard about any of Collins' literary works, identifying all relevant Dates(s) and Persons.

Response to Interrogatory

Applicant objects to this interrogatory on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects to this interrogatory on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to this interrogatory to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

9. State, and identify all related Information, whether Applicant conducted any searches, inquiries, or investigations in determining whether to:

a. Adopt the Disputed Mark; and/or

b. File a trademark application for the Disputed Mark.

Response to Interrogatory

Applicant objects to this interrogatory on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects to this interrogatory on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to this interrogatory to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

10. Describe Applicant's belief, as declared under penalty of perjury subject to punishment by fine or imprisonment for willfully false statements, that Applicant is entitled to use the Disputed Mark in commerce, as set forth in the Declaration filed by Applicant in the application for the Disputed Mark.

Response to Interrogatory

Applicant objects to this interrogatory on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects to this interrogatory on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to this interrogatory to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

11. Describe Applicant's knowledge and belief, as declared under penalty of perjury subject to punishment by fine or imprisonment for willfully false statements, that, to the best of Applicant's knowledge and belief that no other person, firm corporation, or association has the right to use the Disputed Mark in commerce when used on or in connection with the goods or services of such other person to cause confusion, or to cause mistake or deceive, as set forth in the Declaration filed by Applicant in the application for the Disputed Mark.

Response to Interrogatory

Applicant objects to this interrogatory on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects to this interrogatory on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to this interrogatory to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

12. Identify Each license, assignment, contract or other agreement Applicant has entered into with a third party for the use of the Disputed Mark in connection with the sale or offering for sale of any goods or services in commerce.

Response to Interrogatory

Applicant objects to this interrogatory on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects to this interrogatory on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to this interrogatory to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

13. Identify by name and address Each officer, director, and/or member of each entity associated with Applicant.

Response to Interrogatory

Applicant objects to the phrase "associated with" as vague and ambiguous.

Applicant objects to this interrogatory on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects to this interrogatory on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to this interrogatory to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

14. Identify, if any, Each predecessor, parent, or subsidiary of Applicant.

Response to Interrogatory

Applicant objects to this interrogatory on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects to this interrogatory on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to this interrogatory to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

15. Identify the nature of Applicant's business.

Response to Interrogatory

Applicant objects to the term "nature of" as vague and ambiguous

Applicant objects to this interrogatory on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects to this interrogatory on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to this interrogatory to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

16. Identify in detail all business operations and commercial activities of Applicant.

Response to Interrogatory

Applicant objects to this interrogatory on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects to this interrogatory on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to this interrogatory to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

17. Identify any revenue or other income Applicant has generated from any the sale, offering for sale, licensing, or other agreement made by Applicant with respect to the Disputed Mark.

Response to Interrogatory

Applicant objects to this interrogatory on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects to this interrogatory on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to this interrogatory to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

18. Identify the purpose of Applicant's filing of various trademark applications based in whole or in part on literary works and characters therein, including but not limited to the

Disputed Mark, and applications for "THE GIRL WHO PLAYED WITH FIRE" (Serial No. 85/163,126), "THE GIRL WHO KICKED THE HORNEST'S NEST" (Serial No. 65/163,133) and "THE GIRL WITH THE DRAGON TATTOO" (Serial No. 65/163,118).

Response to Interrogatory

Applicant objects to this interrogatory on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects to this interrogatory on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to this interrogatory to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

19. Identify Each Person Applicant expects to call as a witness during this proceeding and state for each such Person:

a. The subject matter upon which the Person is expected to testify;

b. The substance of the facts and opinions to which the Person is expected to testify; and

c. The grounds for each opinion that the Person is expected to give.

Response to Interrogatory

Applicant objects to this interrogatory as premature given that discovery is still ongoing.

Applicant objects to this interrogatory on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects to this interrogatory on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to this interrogatory to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

20. Identify Each Person who furnished any information used in answering each of the foregoing Interrogatories, and for Each Person so identified, indicate the Interrogatory(ies) for which such Person furnished information.

Response to Interrogatory

Applicant objects to this interrogatory on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects to this interrogatory on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to this interrogatory to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery

of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Without waiving said objections, Applicant responds as follows: Bob McLauchlan (all Interrogatories)

21. Identify Each domain name either owned by Applicant or used by Applicant in connection with the Disputed Mark, including but not limited to katnisseverdeen.com, and the basis for registering such domain name(s).

Response to Interrogatory

Applicant objects to this interrogatory on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects to this interrogatory on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to this interrogatory to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the requests seek information which contains or relates to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

Dated this 14th day of November, 2011

Respectfully submitted,

/REM/
Bob McLauchlan
(604) 315-9872
bobbybreezes@gmail.com

CERTIFICATE OF SERVICE

I hereby certify that on September 6, 2011 a true and complete copy of the foregoing document, has been served on Applicant, by transmitting electronically and mailing said copy via U.S. First Class Mail, postage prepaid, addressed to Applicant's correspondence address of record as follows:

Bob McLauchlan
Director
Wasp Enterprises, LLC
1445 America Pacific Drive No. 110-377
Henderson, NV 89074
bobbybreezes@gmail.com

_____
Kenneth M. Motolenich-Salas

EXHIBIT 9

EXHIBIT 9

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

SUZANNE COLLINS, Opposer, v. WASP ENTERPRISES, LLC, Applicant.	Opposition No. 91200385 Serial No.: 85/163636 Mark: KATNISS EVERDEEN Filed: October 28, 2010 Published: March 15, 2011

RESPONSES TO OPPOSER'S FIRST SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS

Pursuant to Fed. R. Civ. P. 34 and Section 2.120 of the Trademark Rules of Practice of Applicant Wasp Enterprises, LLC (hereinafter "Applicant ") hereby responds to the following Requests for Product of Documents and Things ("Document Requests" or "Requests") propounded by Opposer Suzanne Collins (hereinafter "Opposer"), as follows:

INTRODUCTORY STATEMENT

Opposer's Document Requests seek massive amounts of documents with respect to overly and unnecessarily broad subject areas and with respect to matters defined or referred to in such a vague and uncertain manner as to make meaningful responses virtually impossible or, at the least, impractical. Many of the requested documents either are irrelevant and not likely to lead to the discovery of admissible evidence, or their relevance is merely marginal at most and their potential value in this litigation is substantially outweighed by the burden, expense and inconvenience that would be required to locate, organize and produce the requested documents. Moreover, Opposer does not have a genuine need to obtain many of the documents in question

from Defendants because those documents are more readily available to Opposer from public or other readily accessible sources or by means of less burdensome discovery alternatives. Furthermore, Opposer's Document Requests seek documents containing or which are, at least in part, competitive, commercial, secret, sensitive, confidential and proprietary. As discovery is continuing, Defendants reserve the right to supplement its responses to these requests. Finally, Opposer's Document Requests are objectionable and improper for numerous additional reasons set forth in the below General Qualifications and Objections and below responses to the individual paragraphs of the Document Requests. This Introductory Statement and the following General Qualifications and Objections are incorporated by reference in response to each and every Opposer's Document Requests.

GENERAL QUALIFICATIONS AND OBJECTIONS

1.) Applicant object in their entirety on the Applicant to inordinate expense and burden. The Document Requests are further objected to in their entirety to the extent they seek documents that are neither relevant to the issues raised in this case nor likely to lead to the discovery of admissible evidence, or whose relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances, or which are more readily available to and obtainable by Opposer through other means including but not limited to less burdensome means of discovery between other parties in this action. The burden to Applicant is particularly severe, the failure of Opposer to limit its Document Requests to the specific facts, circumstances, time periods, and allegations involved in this case, and the enormous effort and expense needed to locate and review potentially responsive documents.

2. Applicant objects to the extent that they seek documents protected from disclosure by the attorney-client privilege, the work-product doctrine or any other privilege, doctrine, exemption, or rule of court. The documents requested by Opposer relate to such an overly-broad range of subject matters that it is not possible for Applicant to have reviewed all potentially responsive documents in advance of this Response and Objections or any production of documents pursuant thereto for purposes of asserting these privileges, doctrines and exemptions as to specific documents. Upon Order of the Court or agreement of counsel, Applicant will provide an appropriate general description of the documents or categories of documents within the proper scope of discovery which are being withheld on the grounds of any privilege, doctrine or exemption. Applicant will act in accordance with the requirements of the Federal Rules of Civil Procedure and the

Trademark Rules of Practice and any instructions by Opposer to the contrary are objectionable and of no effect.

3. Applicant object to the extent that they seek or purport to seek documents relating to matters, conduct, activities, facilities, sites or operations other than those which are the subject of this action and other than those which are allegedly and reasonably could be viewed as involved in the subject matter of this case on the grounds that the Documents Requests are overly broad, burdensome and oppressive and seek documents that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

4. Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

5. Applicant objects contained therein to the extent that they seek legal conclusions, including but not limited to the construction of documents whose terms speak for them or the characterization of acts or omissions having legal consequences or effects.

6. Applicant objects to the Definitions and Instructions contained therein to the extent they involve competitive, sensitive, commercial, secret, confidential and proprietary information or documents. Opposer has no legitimate interest with respect to such information and documents, and they are not relevant to the issues in this case and are not likely to lead to the discovery of admissible evidence, or their possible relevance is marginal compared to the prejudice involved to Applicant.

7. Applicant objects on the grounds that they are vague, ambiguous, overly broad, unduly burdensome, and insofar as it purports to impose obligations or duties on Applicant contrary to or in addition to, those required by the Federal Rules of Civil Procedure and the Trademark Rules of Practice. Applicant will respond in accordance with, and to the extent required by, the Federal Rules of Civil Procedure and the Trademark Rules of Practice and the local rules of this Court.

8. Applicant objects to the extent Opposer attempts to impose duties of supplementation or otherwise contrary to or inconsistent with the Federal Rules of Civil Procedure and the Trademark Rules of Practice.

9. Applicant object to the extent Opposer attempts to impose duties of disclosure or otherwise with respect to documents no longer in the possession or custody of Applicant (whether part of a document disposal practice in the normal course of business or otherwise) contrary to or inconsistent with the Federal Rules of Civil Procedure and the

Trademark Rules of Practice. The documents requested by Opposer relate to such an overly broad range of subject matters that it is not possible for Applicant to have reviewed all potentially responsive documents in advance of this Response and Objections or any production of documents pursuant thereto for purposes of determining any responsive documents that are no longer in its possession or control. Upon Order of the Court or agreement of counsel, Applicant will provide an appropriate general description of the documents or categories of documents within the proper scope of discovery which are believed no longer to be in the possession or control of Applicant. Applicant will act in accordance with the requirements of the Federal Rules of Civil Procedure and the Trademark Rules of Practice and any instructions by Opposer to the contrary are objectionable and of no effect.

10. As a convenience to and in cooperation with Opposer or to avoid unnecessary disputes or through possible inadvertence due to the unnecessarily overly broad and virtually unlimited scope and time frame of the Document Requests and for other proper reasons, Applicant may produce documents in response to requests to which Applicant have objections and qualifications (including on the grounds of privilege). Any such response or production by Applicant is not intended to constitute and shall not be deemed to constitute a waiver of any type, nature or degree of these General Qualifications and Objections or any other qualification, objection, or privilege which Applicant have or may have available to them with respect to these matters.

11. Applicant reserves the right to revise, change or supplement at any time or in any matter this Response and Objections.

12. Each of these General Qualifications and Objections is, to the extent applicable, raised and asserted with respect to each of the Document Requests below and the recitation of specific objections and qualifications in the responses below or the failure to cite a specific objection or qualification or refer to any of these General Qualifications and Objections is not intended to constitute and shall not be construed or deemed to indicate that the General Qualifications and Objections are not being asserted as to each particular Document Request.

REQUESTS FOR DOCUMENTS AND THINGS

1. Produce those Documents that identify the organizational structure of each entity associated with Applicant, Including the identity and duties of Each officer, director, member, and employee, and Date(s) of corporate formation.

Response to Request

Applicant objects to the term "associated with" as vague and ambiguous.

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

2. Produce those Documents sufficient to show your relationship with Acumen Entertainment Group, Inc., Moviegoods, Inc., Pop Culture Graphics, Inc., and Wasp Media, Inc.

Response to Request

Applicant objects to the term "relationship" as vague and ambiguous.

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve

competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

3. Produce those Documents that mention, either directly or indirectly, Collins, any of Collins' literary works, or any character or geographic location mentioned in any of Collins' literary works.

Response to Request

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

4. To the extent not produced in response to any other Request herein, produce those Documents evidencing Communications between Applicant and any other Person Regarding

Collins, any of Collins' literary works, or any character or geographic location mentioned in any of Collins' literary works.

Response to Request

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant further objects to the extent Opposer's Document Requests demand documents that may be protected by the attorney-client privilege and/or the work product doctrine.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

5. To the extent not produced in response to any other Request herein, produce those Documents evidencing Communications between and/or among Applicant and Acumen Entertainment Group, Inc., Moviegoods, Inc., Pop Culture Graphics, Inc., and/or Wasp Media, Inc., Regarding Collins, any of Collins' literary works, or any character or geographic location mentioned in any of Collins' literary works.

Response to Request

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant further objects to the extent Opposer's Document Requests demand documents that may be protected by the attorney-client privilege and/or the work product doctrine.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

6. Produce those Documents that contain representative samples of all of your past, current, and proposed advertising materials, packaging, products, labels, and any such other material bearing the Disputed Mark and which was, is now, or will be sold or offered for sale in the United States.

Response to Request

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

7. Produce one representative exemplar of each of your packaging, products, and labels bearing the Disputed Mark which was, is now, or will be sold or offered for sale in the United States.

Response to Request

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Applicant reserves the right to supplement its response if it becomes aware of additional documents responsive in the future.

8. Produce those Documents that contain each assignment, agreement, contract, or license granted by Applicant to anyone to use the Disputed Mark in connection with any good or service.

Response to Request

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Without waiving said objection, Applicant has no responsive documents.

9. Produce those Documents that contain each assignment, agreement, contract, or license granted to Applicant to use the Disputed Mark in connection with any good or service.

Response to Request

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the

parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Without waiving said objection, Applicant has no responsive documents.

10 Produce those Documents Regarding any objection, opposition, challenge, or inquiry made by any person or entity, other than Collins, concerning use or proposed use of the Disputed Mark or any other trademark for which Applicant has sought trademark protection from the USPTO, Including "THE GIRL WHO KICKED THE HORNEST'S NEST," "THE GIRL WITH THE DRAGON TATTOO", and "THE GIRL WHO PLAYED WITH FIRE."

Response to Request

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant further objects to the extent it seeks information that is publicly available and equally accessible to Opposer.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

10. To the extent not produced in response to any other Request herein, produce those Documents Regarding any complaint, demand, objection, opposition, challenge, inquiry, litigation, or legal proceeding brought against Applicant, Acumen Entertainment Group, Inc., Moviegoods, Inc., Pop Culture Graphics, Inc., and/or Wasp Media, Inc., by any person or entity, other than Collins, concerning any alleged infringement of trademark or copyright rights.

Response to Request

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

11. Produce those Documents Regarding application to register the Disputed Mark with the USPTO, and the prosecution history of such application.

Response to Request

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant further objects to the extent it seeks information that is publicly available and equally accessible to Opposer.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

12. Produce those Documents Regarding first use of the Disputed Mark.

Response to Request

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible

evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

13. Produce those Documents Regarding Each use in commerce by Applicant or by a Person authorized by Applicant of the Disputed Mark.

Response to Request

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

14. Produce those Documents Regarding knowledge of Collins' literary works and the characters therein, Including Katniss Everdeen.

Response to Request

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

15. Produce those Documents Regarding any Communication between Applicant and any other Person, excluding attorneys, Regarding the subject matter of this proceeding.

Response to Request

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect

to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

16. Produce those Documents concerning any response, reaction or other Communication from any customers concerning any relationship between Applicant and Collins, any of Collins' literary works, or any character or geographic location mentioned in any of Collins' literary works.

Response to Request

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

17. Produce those Documents that support affirmative defense of unclean hands.

Response to Request

Applicant objects as premature given that discovery is still ongoing.

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

18. Produce those Documents that support affirmative defense of estoppel.

Response to Request

Applicant objects as premature given that discovery is still ongoing.

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

19. Produce those Documents that support affirmative defense of laches.

Response to Request

Applicant objects as premature given that discovery is still ongoing.

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

20. Produce those Documents that support affirmative defense of bad faith.

Response to Request

Applicant objects as premature given that discovery is still ongoing.

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent

that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

21. Produce those Documents that support affirmative defense of trademark misuse.

Response to Request

Applicant objects as premature given that discovery is still ongoing.

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

22. Produce those Documents that support affirmative defense that at all times, it acted in a legally permissible way.

Response to Request

Applicant objects as premature given that discovery is still ongoing.

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

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23. Produce those Documents that support affirmative defense of fair use.

Response to Request

Applicant objects as premature given that discovery is still ongoing.

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant

and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

24. Produce those Documents that support contention that the Disputed Mark and Collins' KATNISS EVERDEEN mark are not confusingly similar.

Response to Request

Applicant objects as premature given that discovery is still ongoing.

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

26. Produce those Documents that support affirmative defense that the Disputed Mark is not deceptive.

Response to Request

Applicant objects as premature given that discovery is still ongoing.

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

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27. Produce those Documents that support affirmative defense that use of the Disputed Mark does not constitute a false suggestion under Section 2(a) of the Lanham Act.

Response to Request

Applicant objects as premature given that discovery is still ongoing.

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve

competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

28. Produce those Documents that support affirmative defense that Collins has not used "KATNISS EVERDEEN" as a trademark or service mark in interstate commerce before October 28, 2010.

Response to Request

Applicant objects as premature given that discovery is still ongoing.

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

29. Produce those Documents that support affirmative defense of no dilution.

Response to Request

Applicant objects as premature given that discovery is still ongoing.

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

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30. Produce those Documents that support affirmative defense of no enforceable trademark rights to "KATNISS EVERDEEN".

Response to Request

Applicant objects as premature given that discovery is still ongoing.

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect

to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

31. Produce those Documents and Things reviewed by Applicant in preparing its responses to Collins' First Set of Interrogatories.

Response to Request

Applicant objects on the grounds that it is overly broad and unduly burdensome and oppressive.

Applicant further objects on the grounds that the burden or expense of the proposed discovery outweighs its likely benefit, considering the needs of the case, the amount in controversy, the parties' resources, the importance of the issues at stake in the action, and the importance of the discovery in resolving the issues.

Applicant further objects to the extent that it seeks or purports to seek information relating to matters other than those which are the subject of this action and other than those which allegedly and reasonably could be viewed as involved in the subject matter of this case and to the extent that it seeks information that are neither relevant nor likely to lead to the discovery of admissible evidence or whose possible relevance is so marginal compared to the burden and expense involved that responding thereto should be excused under the circumstances.

Applicant object to the extent the Document Requests seek documents which contain or relate to sensitive, commercial, confidential and proprietary business dealings and activities of Applicant and present and former clients, suppliers and vendors or other third parties and involve competitive, sensitive, commercial, secret, confidential and proprietary information with respect to which Opposer has no legitimate interest and also with respect to whose disclosure the approval of such clients, suppliers, vendors or other third parties would be required.

Dated this ____day of November, 2011

Respectfully submitted,

Bob Mclauchlan

_____

Bob McLauchlan
(604) 315-9872
bobbybreezes@gmail.com

EXHIBIT 10

EXHIBIT 10

Ken Motolenich

From: Ken Motolenich <kmotolenich@weissiplaw.com>
Sent: Thursday, December 01, 2011 12:24 PM
To: bobbybreezes@gmail.com; bmclauchlan@popculturegraphics.com
Subject: Collins v. Wasp Enterprises: correspondence from Ms. Collins
Attachments: 12-1-2011 ltr to wasp.pdf

Importance: High

Mr. McLauchlan,

Good afternoon. Please see the attached correspondence from Ms. Collins. Please give me a call before Dec. 8, 2011 to discuss.

Thanks,

Ken Motolenich-Salas
Patent Attorney
Weiss & Moy, P.C.
4204 N. Brown Avenue
Scottsdale, AZ 85251
(480) 994-8888 (o)
(480) 947-2663 (f)
(202) 552-9693 (c)
kmotolenich@weissiplaw.com
http://www.linkedin.com/in/kmotolenichsalas

WEISS & MOY, P.C.

Reply to:
Kenneth M. Motolenich-Salas
kmotolenich@weissiplaw.com
4204 N. Brown Avenue
Scottsdale, AZ 85251
(480) 994-8888 (t)
(480) 947-2663 (f)

December 1, 2011

VIA FedEx and Email

Bob McLauchlan
Director
Wasp Enterprises, LLC
1445 America Pacific Drive No. 110-377
Henderson, NV 89074

Re: Responses to Discovery Served on Wasp Enterprises, LLC

Dear Mr. McLauchlan:

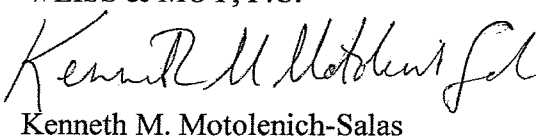
I write to request a meet and confer regarding Wasp Enterprises' ("Wasp") deficient discovery responses served on Suzanne Collins on November 13, 2011. First off, I note that, as a courtesy, Ms. Collins granted two extensions to deadlines to respond to discovery served on Wasp which Wasp missed. Then, after granting these extensions in the belief that such extensions would result in the providing of substantive responses to the discovery served on Wasp, Wasp only provided objections to all discovery requests. Specifically, Wasp provided only one substantive response, the identification of Wasp's manager, to the twenty-one interrogatories served on Wasp. Moreover, no documents were produced in response to the thirty-one document requests.

Please contact me by close of business December 8, 2011 to discuss when Ms. Collins can expect substantive responses to the discovery served on Wasp. If you do not contact me by

that date, Ms. Collins will have no choice but to seek the Board's intervention to resolve the impasse and/or file a motion to compel against Wasp.

Best regards.

WEISS & MOY, P.C.



Kenneth M. Motolenich-Salas

EXHIBIT 11

EXHIBIT 11

Ken Motolenich

From: Bob McLauchlan <bmclauchlan@popculturegraphics.com>
Sent: Thursday, December 01, 2011 1:22 PM
To: Ken Motolenich
Subject: Read: Collins v. Wasp Enterprises: correspondence from Ms. Collins

Importance: High

Ken Motolenich

From: Mail Delivery Subsystem <postmaster@mail.weissiplaw.com>
Sent: Thursday, December 01, 2011 12:24 PM
To: kmotolenich@weissiplaw.com
Subject: Message delivered: Collins v. Wasp Enterprises: correspondence from Ms. Collins
Attachments: Att104574B8.txt; Att00E275B0.txt

This is an informative message sent by mail.weissiplaw.com.

The server has successfully delivered your mail message

Subject: Collins v. Wasp Enterprises: correspondence from Ms. Collins
Date: Thu, 1 Dec 2011 12:23:48 -0700

to the following addresses:

<bobbybreezes@gmail.com> (relayed)
<bmclauchlan@popculturegraphics.com> (relayed)
<kmotolenich@weissiplaw.com> (delivered)

EXHIBIT 12

EXHIBIT 12

Ken Motolenich

From: Ken Motolenich <kmotolenich@weissiplaw.com>
Sent: Thursday, December 08, 2011 10:57 AM
To: 'Bob McLauchlan'; 'Bobby Breeze'
Subject: Opposition: Discovery

Bob,

I am following-up on the letter I sent you last week. I tried to call you to inquire if I would be receiving substantive responses to the interrogatories and document requests as well as the documents requested in discovery pursuant to the opposition proceeding. I left messages at both your Las Vegas and British Columbia numbers.

Please call me today to let me know if I will be receiving these substantive responses. If I do not hear from you, we will have no choice but to file a motion to compel.

Best Regards,

Ken Motolenich-Salas
Patent Attorney
Weiss & Moy, P.C.
4204 N. Brown Avenue
Scottsdale, AZ 85251
(480) 994-8888 (o)
(480) 947-2663 (f)
(202) 552-9693 (c)
kmotolenich@weissiplaw.com
http://www.linkedin.com/in/kmotolenichsalas

EXHIBIT 13

EXHIBIT 13

Ken Motolenich

From: Mail Delivery Subsystem <postmaster@mail.weissiplaw.com>
Sent: Thursday, December 08, 2011 10:57 AM
To: kmotolenich@weissiplaw.com
Subject: Message delivered: Opposition: Discovery
Attachments: Att02541788.txt; Att025455A0.txt

This is an informative message sent by mail.weissiplaw.com.

The server has successfully delivered your mail message

Subject: Opposition: Discovery
Date: Thu, 8 Dec 2011 10:56:51 -0700

to the following addresses:

<bmclauchlan@popculturegraphics.com> (relayed)
<bobbybreezes@gmail.com> (relayed)

Ken Motolenich

From: Bob McLauchlan <bmclauchlan@popculturegraphics.com>
Sent: Thursday, December 08, 2011 10:57 AM
To: Ken Motolenich
Subject: Read: Opposition: Discovery

EXHIBIT 14

EXHIBIT 14

LIONSGATE

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Press Releases

THE HUNGER GAMES IS A WRAP

Close Of Principal Photography Confirmed

SANTA MONICA, Calif., Sept. 15, 2011 /PRNewswire via COMTEX/ --

LIONSGATE® (NYSE: LGF), a leading global entertainment company, today announced the close of principal photography on the highly anticipated film adaptation of Suzanne Collins' runaway bestselling novel *The Hunger Games*. Lionsgate will release THE HUNGER GAMES on March 23, 2012. The film is the first in a series that Lionsgate is making based on the book trilogy that has become a worldwide phenomenon.

Filmed entirely in North Carolina, the locations spanned from a dense forest in which the arena that hosts the games themselves was created to a town that stood in for Katniss' home, District 12, to a sound stage that was the platform for the fantastical sights and sounds of The Capitol, the futuristic capital city of the nation of Panem. Principal photography on the 84 day production began on May 23rd.

The film pairs Oscar® nominee Jennifer Lawrence (WINTER'S BONE, X-MEN FIRST CLASS) with Josh Hutcherson (THE KIDS ARE ALRIGHT) and Liam Hemsworth (THE LAST SONG) in the key young adult roles. Rounding out the cast is a who's who of acclaimed adult actors: Oscar® nominee Woody Harrelson, Elizabeth Banks, Lenny Kravitz, Oscar® nominee Stanley Tucci, Donald Sutherland, Wes Bentley and Toby Jones.

"It has been an absolute thrill watching THE HUNGER GAMES, a project that has truly become part of Lionsgate's DNA since our acquisition of the book in 2009, come to life. What I observed on set was impressive on every level, and reinforced my confidence that we have assembled precisely the right team to bring Suzanne Collins' brilliant novel to the big screen," said Joe Drake, Lionsgate's co-COO and Motion Picture Group President.

Although the intensely anticipated sets were closed to press and visitors, Lionsgate and the filmmakers were able to reach out and touch the incredibly eager fans several times during the production process.

Lionsgate debuted the central cast trio through two *Entertainment Weekly* covers, featuring Jennifer Lawrence in character as Katniss and Josh Hutcherson and Liam Hemsworth in character as Peeta and Gale. It marked the first time that a studio has revealed a principal cast of film characters on sequential national magazine covers.

Winners of "The Ultimate Hunger Games Fan Sweeps," a global contest where fans entered to win the opportunity to be flown to the set of THE HUNGER GAMES, was the one exception to the film's closed set policy. In mid August, five winners from around the world and their guests got a glimpse of the sets, observed the filming of a scene and met the cast.

A heavily promoted first look at footage from the film debuted on MTV's 2011 Video Music Awards on August 28th. The show attracted MTV's biggest audience in the network's history with a record-breaking 12.4 million total viewers.

About THE HUNGER GAMES

Every year in the ruins of what was once North America, the nation of Panem forces each of its twelve districts to send a teenage boy and girl to compete in the Hunger Games. Part twisted entertainment, part government intimidation tactic, the Hunger Games are a nationally televised event in which "Tributes" must fight with one another until one survivor remains.

Pitted against highly-trained Tributes who have prepared for these Games their entire lives, Katniss is forced to rely upon her sharp instincts as well as the mentorship of drunken former victor Haymitch Abernathy. If she's ever to return home to District 12, Katniss must make impossible choices in the arena that weigh survival against humanity and life against love.

THE HUNGER GAMES is directed by Gary Ross, and produced by Nina Jacobson's Color Force in tandem with producer Jon Kilik. Suzanne Collins' best-selling novel, the first in the trilogy published by Scholastic that has over 12 million copies in print in the United States alone, has developed a massive global following.

Lionsgate will release THE HUNGER GAMES on March 23, 2012.

About Lionsgate

Lionsgate is a leading global entertainment company with a strong and diversified presence in motion picture production and distribution, television programming and syndication, home entertainment, family entertainment, digital distribution and new channel platforms. The Company has built a strong television presence in production of prime time cable and broadcast network series, distribution and syndication of programming through Debmar-Mercury and an array of channel assets. Lionsgate currently has 15 shows on more than 10 networks spanning its prime time production, distribution and syndication businesses, including such critically-acclaimed hits as "Mad Men", "Weeds" and "Nurse Jackie" along with the comedy "Blue Mountain State," the upcoming drama "Boss" and the syndication successes "Tyler Perry's House Of Payne", its spinoff "Meet The Browns", the upcoming "For Better or Worse," "The Wendy Williams Show" and "Are We There Yet?".

Its feature film business has generated more than half a billion dollars at the North American box office in the past year, fueled by such successes as THE LINCOLN LAWYER, TYLER PERRY'S MADEA'S BIG HAPPY FAMILY, THE EXPENDABLES, which was #1 at the North American box office for two weeks, THE LAST EXORCISM, TYLER PERRY'S WHY DID I GET MARRIED TOO?, KICK ASS and the critically-acclaimed PRECIOUS, which won two Academy Awards®. The Company's home entertainment business has grown to more than 8% market share and is an industry leader in box office-to-DVD and box office-to-VOD revenue conversion rate. Lionsgate handles a prestigious and prolific library of approximately 13,000 motion picture and television titles that is an important source of recurring revenue and serves as the foundation for the growth of the Company's core businesses. The Lionsgate brand remains synonymous with original, daring, quality entertainment in markets around the world.

For More Information Contact:

Lionsgate - Film Division
Kate Hubin Piliero
310-255-4064
khubin@lionsgate.com

Lionsgate - Corporate Inquiries
Peter D. Wilkes
310-255-3726
pwilkes@lionsgate.com

SOURCE Lionsgate

EXHIBIT 15

EXHIBIT 15

Ken Motolenich

From: Joel Weinshanker <joelw@necaonline.com>
Sent: Wednesday, August 24, 2011 6:37 AM
To: Ken Motolenich
Cc: 'Karen Fouts'; 'Peter Eichler'
Subject: Re: Pop Culture Graphics: any familarity?

From my experience Pop Culture Graphics are bootleggers, plain and simple. Many studios/IP holders have gone after them, they are VERY slippery and have a different story for HOW they are able to use everyone's IP (they claim a sub-license from a Canadian company often, which is actually the brother in law of the owner, and the address given is his house).

The case in question relates to the comic book "The Punisher" which Marvel publishes. The "writer" asserts ownership through the copyright reversion act. We license rights for all Marvel characters through our game division, and Freidrich's counsel filed against every Marvel licensee who deals with that IP (Marvel indemnifies us against challenges to their IP).

Hope this is what you were looking for.

On 8/23/11 8:22 PM, "Ken Motolenich" <kmotolenich@weissiplaw.com> wrote:

Joel,

Do you have any dealings with or have you ever heard of Pop Culture Graphics? Wasp Enterprises and PCG share a principal, and PCG is being sued in New York for copyright infringement by Gary Friedrich Enterprises, LLC who also sued NECA, as well as Marvel, Columbia Tristar, Sony, Scholastic, Inc., NECA, The Walt Disney Company, and apparently much of the entertainment industry?

Apparently, you are on the same side as Pop Culture Graphics in this case (which is not a problem for the opposition against Wasp Enterprises regarding their trademark application for KATNISS EVERDEEN, rest assured).

Best Regards,

Ken Motolenich-Salas
Patent Attorney
Weiss & Moy, P.C.
4204 N. Brown Avenue
Scottsdale, AZ 85251
(480) 994-8888 (o)
(480) 947-2663 (f)
(202) 552-9693 (c)
kmotolenich@weissiplaw.com <mailto:kmotolenich@weissiplaw.com>

EXHIBIT 16

EXHIBIT 16

POP CULTURE GRAPHICS INCORPORATED

New Search | Printer Friendly | Calculate Fees

Business Entity Information

Status:	Expired	File Date:	6/10/2009
Type:	Reserved Name	Entity Number:	E0310262009-8
Qualifying State:		List of Officers Due:	
Managed By:		Expiration Date:	9/10/2009

Reservation Holder

Name:	BOB MCLAUCHLAN	Address1:	6850 PARADISE ROAD
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89119

Registered Agent Information

No Registered Agent associated with this company

Financial Information

No Par Share Count:	0	Capital Amount:	$ 0

No stock records found for this company

Officers

Include Inactive Officers

No active officers found for this company

Actions\Amendments

Click here to view the 1 action or amendment associated with this company

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POP CULTURE GALLERY CORPORATION

New Search | Printer Friendly | Calculate Fees

Business Entity Information

Status:	Expired	File Date:	6/10/2009
Type:	Reserved Name	Entity Number:	E0310302009-4
Qualifying State:		List of Officers Due:	
Managed By:		Expiration Date:	9/10/2009

Reservation Holder

Name:	BOB	Address1:	MCLAUCHLAN
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89119

Registered Agent Information

No Registered Agent associated with this company

Financial Information

No Par Share Count:	0	Capital Amount:	$ 0

No stock records found for this company

Officers

☐ Include Inactive Officers

No active officers found for this company

Actions\Amendments

Click here to view the 1 action or amendment associated with this company

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EXHIBIT 17

EXHIBIT 17

Business Entity Search

* Includes Trademarks, Trade Names, Service Marks, Reserved Names & Business Licenses

Search by Officer Name: First Name bob Middle Init. Last Name mclauchlan

Include phonetic matches

Sort by Relevance descending ascending order

Search Tips

Search

Search Results 1 - 7 of 7 search results

Officer Name	Officer Type	Entity Name
BOB MCLAUCHLAN	Director	MOVIEGOODS, INC.
BOB MCLAUCHLAN	Director	ACUMEN ENTERTAINMENT GROUP, INC.
BOB MCLAUCHLAN	Director	QUOTIDIAN GROUP INC.
BOB MCLAUCHLAN	President	QUOTIDIAN GROUP INC.
BOB MCLAUCHLAN	Secretary	QUOTIDIAN GROUP INC.
BOB MCLAUCHLAN	Treasurer	QUOTIDIAN GROUP INC.
BOB MCLAUCHLAN	Managing Member	BACKLOT ART L.L.C.

1

NOTE: This website has been tested to work with Microsoft Internet Explorer 7 or 8 and Mozilla Firefox 3 or 4.

Microsoft Internet Explorer | Firefox

Data in this system may be up to fifteen minutes behind actual filings in the Secretary of State's office. In order to optimize the business search experience for all our customers, the automated and/or systematic collection of data from this website is strictly prohibited.

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EXHIBIT 18

EXHIBIT 18

FRITZ CLAPP, ESQ. (Cal. Bar No. 99197)
544 Pawali Street
Kihei, Maui, HI 95673
Telephone: (916) 548-1014
Facsimile: (888) 467-2341
E-mail: <mail@fritzclapp.com>

Attorney for Plaintiff
HELLS ANGELS MOTORCYCLE CORPORATION

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

SACRAMENTO DIVISION

HELLS ANGELS MOTORCYCLE CORPORATION, a Nevada corporation, Plaintiff, v. **MOVIEGOODS, INC.**, a Delaware corporation, **ACUMEN ENTERTAINMENT GROUP**, a Nevada corporation, and **POP CULTURE GRAPHICS, INC.**, an Alberta (Canada) corporation, Defendants.	**CASE NO. 2:07-CV-02416-FCD-DAD** **FIRST AMENDED COMPLAINT FOR TRADEMARK INFRINGEMENT, DILUTION, AND COPYRIGHT INFRINGEMENT; JURY DEMAND**

Plaintiff, HELLS ANGELS MOTORCYCLE CORPORATION, by and through its undersigned attorney, alleges the following First Amended Complaint:

JURISDICTION AND VENUE

1. This action arises under the trademark and copyright laws of the United States, 15 U.S.C. §1051 et seq. (Lanham Act) and 17 U.S.C. §101 et seq. This court has federal question jurisdiction pursuant to 15 U.S.C. §1121(a) and 28 U.S.C. §§1331, 1338(a).

2. Venue is proper in this District pursuant to 28 U.S.C. §1391(b) because the Defendants conduct business within this District.

PARTIES

3. Plaintiff HELLS ANGELS MOTORCYCLE CORPORATION ("HAMC") is now, and at all relevant times was, a non-profit corporation organized and existing under the laws of the State of Nevada. Plaintiff HAMC is the owner of the trademarks and copyrights described herein.

4. Defendant MOVIEGOODS, INC. ("MOVIEGOODS") is now, and at all times mentioned was, a Delaware corporation with offices at 6850 Paradise Road, Las Vegas, NV 89119. Defendant MOVIEGOODS acquires, manufactures, distributes and sells movie posters, poster reproductions and related items.

5. Defendant ACUMEN ENTERTAINMENT GROUP ("ACUMEN") is now, and at all times mentioned was, a Nevada corporation with offices at 6850 Paradise Road, Las Vegas, NV 89119. On information and belief, Defendant MOVIEGOODS is a subsidiary of Defendant ACUMEN.

6. Defendant POP CULTURE GRAPHICS, INC. ("POP CULTURE") is now, and at all time mentioned was, an Alberta (Canada) corporation with offices at 157 Harvest Park Circle NE, Calgary Alberta T3K 4V3, Canada. Defendant POP CULTURE acquires, manufactures, distributes and sells posters, poster reproductions and related items.

PLAINTIFF'S TRADEMARKS

7. For over half a century, members of the Hells Angels Motorcycle Club have continuously employed the word mark HELLS ANGELS and a design mark depicting the side view of a helmeted, horned and feathered human skull ("the death head mark") as collective membership marks, trademarks and service marks. These marks are used on patches, jewelry, garments, signage, publications and other personal property for the exclusive purpose of identifying the club and its active members.

8. Plaintiff HAMC is the owner of U.S. Trademark Registration Nos. 1,136,494, 1,214,476, 1,294,586, 1,301,050, 1,943,341, 2,588,116, 3,311,549 and 3,311,550 for the HELLS ANGELS word mark and the death head mark. Certificates of

title to these registrations are attached hereto as Exhibits A, B, C, D, E, F, G and H.

9. Through continuous and conspicuous usage, the HELLS ANGELS word mark and death head mark ("the Marks") are famous. Plaintiff HAMC has exercised legitimate control over the uses of the Marks by its duly authorized licensees, and has been diligent in abating the use of the Marks by unauthorized third parties.

PLAINTIFF'S COPYRIGHTS

10. Plaintiff HAMC is the sole owner by assignment from the original registrant of U.S. Copyright Reg. No. PA-204-764 dated October 7, 1983, for the motion picture entitled "Hells Angels Forever" which was first published in 1983 ("the HAF movie"). An abstract of the copyright registration for the HAF movie is attached hereto as Exhibit I.

11. Since October 7, 1983, the HAF movie has been published by Plaintiff HAMC and its predecessor in interest at all times in strict conformity with the copyright laws.

12. Plaintiff HAMC is the owner of U.S. Copyright Reg. No. VA-132-569 dated July 5, 1983, for the graphic design of a poster promoting the motion picture "Hells Angels Forever" ("the HAF poster"). An abstract of the copyright registration for the HAF poster is attached hereto as Exhibit J, and the HAF poster itself is shown in Exhibit K.

13. Since July 5, 1983, authorized publication of the HAF poster has been in strict conformity with the copyright laws.

DEFENDANTS' INFRINGEMENTS

14. Defendant MOVIEGOODS has, within three years prior to the filing of this complaint, distributed and sold unauthorized reproductions of the HAF poster. Defendant MOVIEGOODS has distributed and sold these reproductions in various sizes, with and without frames, and has also included the HAF poster in a collage referred to as a mini-poster set. Defendant MOVIEGOODS uses Plaintiff HAMC's Marks on the posters themselves, and in the description of the posters.

15. Defendant MOVIEGOODS has no valid license to employ Plaintiff HAMC's Marks. Such use of the Marks by Defendant MOVIEGOODS to identify and

promote its infringing posters is likely to mislead and confuse the public that Plaintiff HAMC is the source of the posters or has approved of them.

16. Defendant MOVIEGOODS has no valid license to make or sell copies of the HAF poster.

17. Plaintiff HAMC has demanded that Defendant MOVIEGOODS cease its calculated efforts to exploit the Marks and to infringe the copyrights, but Defendant MOVIEGOODS has refused to do so.

18. Defendant MOVIEGOODS was notified in writing of Plaintiff HAMC's objections to its reproduction and sale of the HAF posters, on or about March 5, 2007, a copy of which is attached as Exhibit L. Defendant MOVIEGOODS admitted it had no license and temporarily complied, but then resumed sales within a few weeks.

19. Defendant MOVIEGOODS continues to wilfully defy Plaintiff HAMC's notices and warnings, by selling and delivering the infringing posters. On or about October 9, 2007, Defendant MOVIEGOODS sold and delivered to this District a poster as shown by the receipt attached as Exhibit M.

20. On information and belief, Defendant ACUMEN approved, controlled and benefited from the acts of Defendant MOVIEGOODS complained of herein, and is therefore jointly responsible for the damages to Plaintiff HAMC.

21. Defendant POP CULTURE has, within three years prior to the filing of this complaint, distributed and sold unauthorized reproductions of the HAF poster.

22. Defendant POP CULTURE has no valid license to employ Plaintiff HAMC's Marks. Such use of the Marks by Defendant POP CULTURE to identify and promote its infringing posters is likely to mislead and confuse the public that Plaintiff HAMC is the source of the posters or has approved of them.

23. Defendant POP CULTURE has no valid license to make or sell copies of the HAF poster.

24. On information and belief, Defendant POP CULTURE has supplied infringing HAF posters to Defendant MOVIEGOODS and others for sale.

25. On information and belief, Defendant POP CULTURE has actual notice of Plaintiff HAMC's rights in the Marks and the HAF poster.

26. Unless restrained and enjoined, Defendants MOVIEGOODS, ACUMEN and POP CULTURE will continue the acts complained of herein, which have and continue to cause irreparable damage to Plaintiff HAMC.

FIRST CAUSE OF ACTION

(Lanham Act §43(a) – 15 U.S.C. §1125(a) – Trademark Infringement)

27. Plaintiff incorporates by reference paragraphs 1 through 26 above.

28. The use by Defendants MOVIEGOODS, ACUMEN and POP CULTURE of the Marks is likely to cause confusion, mistake, or deception at common law and within the meaning of 15 U.S.C. §1114, thereby infringing the Marks to Plaintiff's immediate and irreparable damage. The conduct of Defendants MOVIEGOODS, ACUMEN and POP CULTURE continues to damage Plaintiff and unless enjoined will further impair the value of Plaintiff's Marks and the goodwill which Plaintiff has acquired in the Marks.

SECOND CAUSE OF ACTION

(Lanham Act §43(c) – 15 U.S.C. §1125(c) – Trademark Dilution)

29. Plaintiff incorporates by reference paragraphs 1 through 26 above.

30. The commercial use by Defendants MOVIEGOODS, ACUMEN and POP CULTURE of Plaintiff's Marks has and will cause dilution of the Marks by "blurring." By their acts as herein alleged, Defendants MOVIEGOODS, ACUMEN and POP CULTURE willfully intended to trade on Plaintiff's reputation and to cause dilution of Plaintiff's famous Marks. As a consequence of Defendants' acts, Plaintiff HAMC is entitled to injunctive and other relief as prayed.

THIRD CAUSE OF ACTION

(17 U.S.C. §501(a) – Copyright Infringement)

31. Plaintiff incorporates by reference paragraphs 1 through 26 above.

32. Defendants MOVIEGOODS, ACUMEN and POP CULTURE have infringed Plaintiff's exclusive right under 17 U.S.C. §106(2) by preparing an unauthorized

derivative work based on the HAF movie.

33. Defendants MOVIEGOODS, ACUMEN and POP CULTURE have infringed Plaintiff's exclusive right under 17 U.S.C. §106(1) by making unauthorized reproductions of the HAF poster.

34. By its acts of infringement as alleged herein, Defendants MOVIEGOODS, ACUMEN and POP CULTURE have engaged in unfair trade practices and unfair competition against Plaintiff HAMC.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff HAMC prays for judgment that:

A. Defendants MOVIEGOODS, ACUMEN and POP CULTURE be preliminarily and permanently enjoined from directly or indirectly using Plaintiff HAMC's Marks, or any design similar thereto, pursuant to 15 U.S.C. §1116(a);

B. Defendants MOVIEGOODS, ACUMEN and POP CULTURE be preliminarily and permanently enjoined from directly or indirectly infringing Plaintiff HAMC's copyrights, pursuant to 17 U.S.C. §502(a);

C. All articles bearing Plaintiff HAMC's Marks, or infringing its copyrights, in the possession of Defendants MOVIEGOODS, ACUMEN and POP CULTURE be seized and destroyed as the Court may direct;

D. Defendants MOVIEGOODS, ACUMEN and POP CULTURE be required to account to Plaintiff HAMC for any and all revenues derived from their infringements;

E. Defendants MOVIEGOODS, ACUMEN and POP CULTURE be required to pay to Plaintiff HAMC damages and profits;

F. Defendants MOVIEGOODS, ACUMEN and POP CULTURE be required to pay to Plaintiff HAMC statutory damages pursuant to 17 U.S.C. §504(c)

G. Plaintiff HAMC be awarded exemplary damages;

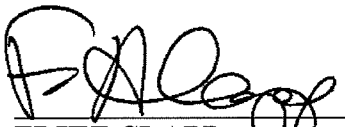
H. Plaintiff HAMC be awarded its reasonable attorney's fees pursuant to 15

U.S.C. §1117(a) and 17 U.S.C. §504(b);

I. The costs of this action be awarded to Plaintiff HAMC; and

J. The court grant such other and further relief as it deems just.

Dated: December 27, 2007

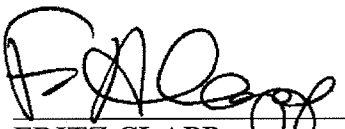


FRITZ CLAPP
Attorney for Plaintiff HELLS ANGELS MOTORCYCLE CORPORATION

JURY DEMAND

Plaintiff hereby demands trial by jury of all issues triable herein.

Dated: December 27, 2007



FRITZ CLAPP
Attorney for Plaintiff HELLS ANGELS MOTORCYCLE CORPORATION

INDEX OF EXHIBITS

Exhibit A	-	U.S. Trademark Reg. No. 1,136,494
Exhibit B	-	U.S. Trademark Reg. No. 1,214,476
Exhibit C	-	U.S. Trademark Reg. No. 1,294,586
Exhibit D	-	U.S. Trademark Reg. No. 1,301,050
Exhibit E	-	U.S. Trademark Reg. No. 1,943,341
Exhibit F	-	U.S. Trademark Reg. No. 2,588,116
Exhibit G	-	U.S. Trademark Reg. No. 3,311,549
Exhibit H	-	U.S. Trademark Reg. No. 3,311,550
Exhibit I	-	U.S. Copyright Reg. No. PA-204-764
Exhibit J	-	U.S. Copyright Reg. No. VA-132-569
Exhibit K	-	HAF poster
Exhibit L	-	Demand letter
Exhibit M	-	Purchase receipt

Exhibit A

7056323

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 13, 2007

THE ATTACHED U.S. TRADEMARK REGISTRATION *1,136,494* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *20* YEARS FROM *May 27, 1980*
1st RENEWAL FOR A TERM OF *10* YEARS FROM *May 27, 2000*
SECTION 8 & 15
SAID RECORDS SHOW TITLE TO BE IN:
HELLS ANGELS MOTORCYCLE CORPORATION
A NEVADA CORP

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

M. K. CARTER
Certifying Officer

U.S. Cl.: 200

Reg. No. 1,136,494

U.S. Patent and Trademark Office

Registered May 27, 1980

COLLECTIVE MEMBERSHIP MARK

Principal Register

Hells Angels, Frisco, Inc. (California corporation)
1606 12th Ave.
San Francisco, Calif. 94122

For: INDICATING MEMBERSHIP IN AN ASSOCIATION OF MOTORCYCLE DRIVERS (U.S. CL. 200).

First use Jul. 1966; in commerce Jul. 1967.

Ser. No. 174,567. Filed Jun. 15, 1978.

M. E. BODSON, Primary Examiner

Exhibit B

7056323

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 13, 2007

THE ATTACHED U.S. TRADEMARK REGISTRATION *1,214,476* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *20* YEARS FROM *October 26, 1982*
1st RENEWAL FOR A TERM OF *10* YEARS FROM *October 26, 2002*
SECTION 8 & 15
SAID RECORDS SHOW TITLE TO BE IN:
HELLS ANGELS MOTORCYCLE CORPORATION
A NEVADA CORP

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

M. K. CARTER
Certifying Officer

UNITED STATES PATENT AND TRADEMARK OFFICE
DEPARTMENT OF COMMERCE

Prior U.S. Cl.: 200

United States Patent and Trademark Office

Reg. No. 1,214,476
Registered Oct. 26, 1982

COLLECTIVE MEMBERSHIP
Principal Register

HELLS ANGELS

Hells Angels, Frisco, Inc. (California corporation)
375 Valencia St.
San Francisco, Calif. 94103

For: INDICATING MEMBERSHIP IN AN ASSOCIATION OF MOTORCYCLISTS, (U.S. Cl. 200).
First use 1945; in commerce Nov. 1966.
Owner of U.S. Reg. No. 1,136,494.

Ser. No. 300,145, filed Mar. 9, 1981.

MARTIN MARKS, Primary Examiner

Exhibit C

7056323

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 13, 2007

THE ATTACHED U.S. TRADEMARK REGISTRATION *1,294,586* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *20* YEARS FROM *September 11, 1984*
1st RENEWAL FOR A TERM OF *10* YEARS FROM *September 11, 2004*
SECTION 8 & 15
SAID RECORDS SHOW TITLE TO BE IN:
HELLS ANGELS MOTORCYCLE CORPORATION
A NEVADA CORP

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

M. K. CARTER
Certifying Officer

UNITED STATES PATENT AND TRADEMARK OFFICE
DEPARTMENT OF COMMERCE

Int. Cls.: 25 and 41

Prior U.S. Cls.: 39 and 107

Reg. No. 1,294,586

United States Patent and Trademark Office

Registered Sep. 11, 1984

TRADEMARK
SERVICE MARK
Principal Register

HELLS ANGELS

Hells Angels Motorcycle Club (California corporation), a.k.a. Hells Angels
9508 Golf Links Rd.
Oakland, Calif. 94605

For: T-SHIRTS, in CLASS 25 (U.S. Cl. 39).
First use Jun. 1983; in commerce Jun. 1983.
For: ENTERTAINMENT SERVICES—NAMELY, ARRANGING AND CONDUCTING CONCERTS FOR THE BENEFIT OF OTHERS, in CLASS 41 (U.S. Cl. 107).
First use Jun. 1983; in commerce Jun. 1983.

Owner of U.S. Reg. Nos. 1,136,494 and 1,213,647.

Ser. No. 435,328, filed Jul. 20, 1983.

DOMINICK J. SALEMI, Examiner

Exhibit D

7056323

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 13, 2007

THE ATTACHED U.S. TRADEMARK REGISTRATION *1,301,050* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *20* YEARS FROM *October 16, 1984*
1st RENEWAL FOR A TERM OF *10* YEARS FROM *October 16, 2004*
SECTION 8 & 15
SAID RECORDS SHOW TITLE TO BE IN:
HELLS ANGELS MOTORCYCLE CORPORATION
A NEVADA CORP

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

M. K. CARTER
Certifying Officer

Prior U.S. Cl.: 200

Reg. No. 1,301,050

United States Patent and Trademark Office

Registered Oct. 16, 1984

COLLECTIVE MEMBERSHIP

Principal Register

Hells Angels Motorcycle Club (California corporation), a.k.a. Hells Angels
9508 Golf Links Rd.
Oakland, Calif. 94605

For: INDICATING MEMBERSHIP IN A MOTORCYCLE CLUB, (U.S. Cl. 200).

First use 1948; in commerce Nov. 1966.

Owner of U.S. Reg. Nos. 1,136,494 and 1,213,647.

The stippling in the drawing is for shading purposes.

Ser. No. 433,063, filed Jul. 5, 1983.

CRAIG R. GILBERT, Examining Attorney

Exhibit E

7056323

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

March 13, 2007

THE ATTACHED U.S. TRADEMARK REGISTRATION *1,943,341* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *10* YEARS FROM *December 26, 1995*
1st RENEWAL FOR A TERM OF *10* YEARS FROM *December 26, 2005*
SECTION 8 & 15
SAID RECORDS SHOW TITLE TO BE IN:
HELLS ANGELS MOTORCYCLE CORPORATION
A NEVADA CORP

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

M. K. CARTER
Certifying Officer

UNITED STATES PATENT AND TRADEMARK OFFICE
DEPARTMENT OF COMMERCE

Int. Cl.: 16

Prior U.S. Cl.: 38

Reg. No. 1,943,341

United States Patent and Trademark Office **Registered Dec. 26, 1995**

TRADEMARK
PRINCIPAL REGISTER

HELLS ANGELS

HELL'S ANGELS MOTORCYCLE CORPORATION (CALIFORNIA CORPORATION)
4019 FOOTHILL BOULEVARD
OAKLAND, CA 94601

FOR: POSTERS, CALENDARS AND ADHESIVE LABELS, IN CLASS 16 (U.S. CL. 38).

FIRST USE 0-0-1967; IN COMMERCE 0-0-1967.

OWNER OF U.S. REG. NOS. 1,136,494, 1,301,050 AND OTHERS.

SER. NO. 74-380,457, FILED 4-20-1993.

CARYN HINES, EXAMINING ATTORNEY

Exhibit F

7056323

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

March 12, 2007

THE ATTACHED U.S. TRADEMARK REGISTRATION *2,588,116* IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF *10* YEARS FROM *July 02, 2002*

SAID RECORDS SHOW TITLE TO BE IN:
HELLS ANGELS MOTORCYCLE CORP.
A NEVADA CORP

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

M. K. CARTER
Certifying Officer

Prior U.S. Cl.: 200

Reg. No. 2,588,116

United States Patent and Trademark Office

Registered July 2, 2002

COLLECTIVE MEMBERSHIP
PRINCIPAL REGISTER

HELL'S ANGELS MOTORCYCLE CORPORATION (CALIFORNIA CORPORATION)
4019 FOOTHILL BLVD.
OAKLAND, CA 94601

FOR: INDICATING MEMBERSHIP IN A MOTORCYCLE CLUB, IN CLASS 200 (U.S. CL. 200).

FIRST USE 0-0-1948; IN COMMERCE 11-0-1966.

THE STIPPLING IS FOR SHADING PURPOSES ONLY.

SER. NO. 76-263,437, FILED 5-30-2001.

MARGERY A. TIERNEY, EXAMINING ATTORNEY

Exhibit G

Int. Cl.: 26

Prior U.S. Cls.: 37, 39, 40, 42 and 50

Reg. No. 3,311,549

United States Patent and Trademark Office

Registered Oct. 16, 2007

TRADEMARK
PRINCIPAL REGISTER

HELLS ANGELS MOTORCYCLE CORPORATION
(NEVADA CORPORATION)
65 FILLMORE AVE
LACONIA, NH 03246

FOR: EMBROIDERED PATCHES FOR CLOTHING; ORNAMENTAL CLOTH PATCHES; BELT BUCKLES, IN CLASS 26 (U.S. CLS. 37, 39, 40, 42 AND 50).

FIRST USE 11-1-1966; IN COMMERCE 11-1-1966.

OWNER OF U.S. REG. NOS. 1,136,494, 1,301,050, AND 2,588,116.

THE MARK CONSISTS OF HORNED HUMAN SKULL WITH HELMET AND WINGED YOKE DEVICE.

SER. NO. 77-117,710, FILED 2-27-2007.

PAULA MAHONEY, EXAMINING ATTORNEY

Exhibit H

Int. Cl.: 14

Prior U.S. Cls.: 2, 27, 28 and 50

Reg. No. 3,311,550

United States Patent and Trademark Office **Registered Oct. 16, 2007**

TRADEMARK
PRINCIPAL REGISTER

HELLS ANGELS MOTORCYCLE CORPORATION (NEVADA CORPORATION)

65 FILLMORE AVE

LACONIA, NH 03246

FOR: CLOCKS; PINS BEING JEWELRY; RINGS BEING JEWELRY, IN CLASS 14 (U.S. CLS. 2, 27, 28 AND 50).

FIRST USE 11-1-1966; IN COMMERCE 11-1-1966.

OWNER OF U.S. REG. NOS. 1,136,494, 1,301,050, AND 2,588,116.

THE MARK CONSISTS OF HORNED HUMAN SKULL WITH HELMET AND WINGED YOKE DEVICE.

SER. NO. 77-117,742, FILED 2-27-2007.

PAULA MAHONEY, EXAMINING ATTORNEY

Exhibit I

1. Registration Number:	PA-204-764
Title:	Hell's Angels forever / produced by Richard Chase, Sandy Alexander, Leon Gast ; directed by Richard Chase, Kevin Keating, Leon Gast.
Imprint:	[New York] : Church of Angels, c1983.
Description:	1 videocassette : sd., col. ; 1/2 in.
Claimant:	acChurch of Angels, Inc.
Created:	1983
Published:	8Apr83
Registered:	7Oct83
Title on © Application:	Angels forever, forever Angels.
Author on © Application:	Church of Angels, Inc., employer for hire.
Miscellaneous:	C.O. corres.
Special Codes:	4/X/N

Date Recorded:	18Aug06
Date Executed:	07Aug06; date of cert.: 07Aug06
Party 1:	Church of Angels, Inc.
Party 2:	Hells Angels Motorcycle Corporation.
Note:	Copyright assignment.
Document Location:	(V3542 D193 P1)

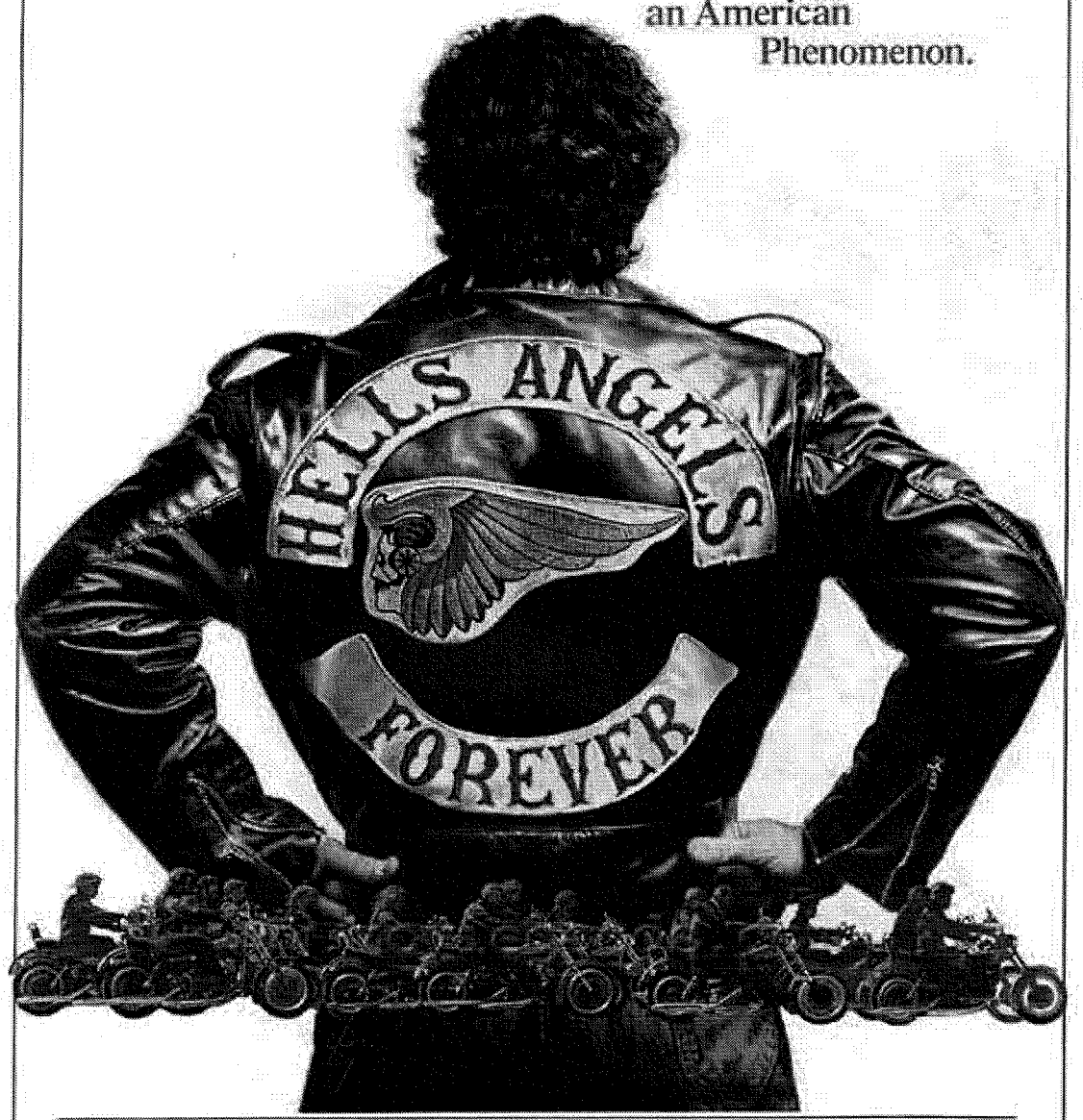
Exhibit J

1. Registration Number:	VA-132-569
Title:	The True story of an American phenomenon : Hells Angels forever / Charles Lilly.
Description:	Poster.
Note:	Additional title from copy: Hells Angels forever, forever Hells Angels.
Claimant:	R K R Releasing, Inc.
Created:	1983
Published:	6Apr83
Registered:	5Jul83
Date in © Notice:	notice: 1982
Title on © Application:	Hell's Angels forever.
Author on © Application:	pictorial graphics: G. C. Creative Services, Inc., employer for hire.
Miscellaneous:	C.O. corres.
Special Codes:	5/S

Exhibit K

RICHARD K. ROSENBERG in association with RKR ENTERTAINMENT GROUP presents

The True Story of an American Phenomenon.



Starring THE HELLS ANGELS and featuring WILLIE NELSON / JERRY GARCIA / JOHNNY PAYCHECK / BO DIDDLEY in "HELLS ANGELS FOREVER, FOREVER HELLS ANGELS" Original Concept by SANDY ALEXANDER
Written by PETERSON TOOKE and RICHARD CHASE · Narrator MORGAN PAULL · Executive Producers JERRY GARCIA and CLARE FROST
Produced by RICHARD CHASE · SANDY ALEXANDER and LEON GAST · Directed by RICHARD CHASE · KEVIN KEATING and LEON GAST
A RAY THE FILMS PRODUCTION IN ASSOCIATION WITH WESCOM PRODUCTIONS · COLOR · Distributed by RKR RELEASING, INC.

A.F.F.A. R RESTRICTED

Exhibit L

FRITZ CLAPP
Attorney at Law

544 Pawali Street
Kihei, Maui, HI 96753
ADMITTED TO PRACTICE IN CA

Telephone 916-548-1014
Facsimile 888-467-2341
<mail@FritzClapp.com>

5 March 2007

Moviegoods, Inc.
Robert E. McLauchlan, President
6000 S. Eastern Ave., Suite 1B
Las Vegas, NV 89119

VIA U.S. MAIL AND FACSIMILE TO 702-388-7414

Re: Hells Angels Motorcycle Corporation v. Movie Goods
Hells Angels Forever poster

Dear Mr. McLauchlan:

It is our privilege to represent Hells Angels Motorcycle Corporation ("HAMC") in copyright, trademark and related business matters. HAMC is the owner of the famous HELLS ANGELS marks, which are registered in the United States and various foreign countries.

HAMC is also the owner of the copyrights in the motion picture *Hells Angels Forever* (1983), registration PA-204-764, and in the poster for that motion picture, registration VA-132-569. We have been instructed to enforce our client's rights with all the remedies available under the copyright and trademark laws.

It has come to our attention that your company has been publishing and distributing for sale unauthorized copies of the *Hells Angels Forever* poster ("the poster"), which infringe the copyrights and trademarks of our client. Your company was identified as the source of infringing posters by the California company art.com, which has ceased selling them.

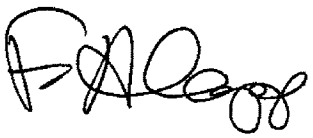
Your company's web site <moviegoods.com> offers unauthorized reproductions of the original poster in three sizes, as item numbers 172560, 259461 and 326818; and either originals or reproductions of the one-sheet as item number 186873.

On behalf of our client, we demand your immediate written assurance, in any event no later than **Thursday, 15 March 2007**, confirming exactly what steps you have taken to cease all commerce in the infringing poster, and providing an accounting of all such posters

produced, distributed and sold, so that we may determine the measure of damages to be assessed. The timeliness and quality of your response, and your cooperation in recalling and sequestering the existing inventory, will be important factors in our determination whether judicial intervention is required.

We expressly reserve all of our client's legal rights against your company arising out of the unauthorized reproduction, distribution and sale of the *Hells Angels Forever* poster.

Very truly yours,



Fritz Clapp

FHC/hp

Exhibit M

MOVIEGOODS® Movie Posters, Photos & More
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Receipt # CJC86DDX4SLS9H2G7JRBJK0NP5

Ship To: Lee Langen
2510 La France Dr
Carmichael, CA 95608

Bill To: Fritz Clapp
544 Pawali Street
Kihei, HI 96753

Date: September 28, 2007

Label	Name	Unit Price	Qty	Total Price
172560	Hell's Angels Forever	$19.99	1	$19.99
			Subtotal:	**$19.99**
			Shipping:	**$8.49**
			Handling:	$0.00
			Tax:	**$0.00**
			Total:	**$28.48**