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

Proceeding	91211530
Party	Plaintiff J-Lynn Entertainment, LLC
Correspondence Address	NEADOM T MEDINA J LYNN ENTERTAINMENT LLC PO BOX 12365 MILL CREEK, WA 98012 UNITED STATES tamar@j-lynnentertainment.com
Submission	Testimony For Plaintiff
Filer's Name	Neadom T Medina
Filer's e-mail	tamar@j-lynnentertainment.com
Signature	/Neadom T Medina/
Date	07/13/2015
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
The Trademark Trial and Appeal Board

Registration No. 3682041
For the mark ADVENTURES OF SHADOW

J-Lynn Entertainment, LLC,	) Opposition No.
Petitioner,	) 91211530 (Parent)
)
vs.	) Cancellation No.
	) 92056491 (Child)
William T. Odonnell,)
Registrant.)

DEPOSITION UPON ORAL EXAMINATION OF
NEADOM T. MEDINA

June 12, 2015
8:00 a.m.
Everett, WA

Reported by Toni Ziomas, CSR No. 2926

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A P P E A R A N C E S

FOR THE PETITIONER:
(pro se)

NEADOM T. MEDINA
PO Box 12365
Mill Creek, Washington 98082

FOR THE REGISTRANT:
(via telephone)

MATTHEW H. SWYERS
The Trademark Company
2703 Jones Franklin Road
Suite 206
Cary, North Carolina 27518

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1 BE IT REMEMBERED that the deposition upon
2 oral examination of Neadom T. Medina was conducted on June
3 12, 2015, at the hour of 8:00 a.m. at Likkel & Associates,
4 706 Colby Avenue, Suite 706, Everett, Washington, before
5 Toni L. Ziomas, CSR.

6 WHEREUPON, the following proceedings were had
7 and testimony given, to wit:

8
9 (Exhibit Nos. 1 through 14 marked for identification.)

10

11 NEADOM T. MEDINA, called as a witness in the above
12 entitled cause, being first duly sworn,
13 testified as follows:

14

15 MR. MEDINA: As noted, my name is Neadom T.
16 Medina. I'm a representative of J-Lynn Entertainment and
17 acting pro se. As we discussed before the format, I'll
18 basically ask the question myself, say "End of question,"
19 and then proceed to answer that question and then say, "End
20 of answer." Then Mr. Swyers has the opportunity to object
21 after I say, "End of question."

22

MR. SWYERS: That sounds good. Thank you.

23

DIRECT EXAMINATION

24

BY MR. MEDINA:

25

Q. Mr. Medina, what is your full legal name? End of

1 question.

2 **A.** My name is Neadom Tamar Medina. End of answer.

3 **Q.** What is your role at J-Lynn Entertainment? End of
4 question.

5 **A.** I act as owner, producer and digital artist. End of
6 answer.

7 **Q.** How did you come to know the applicant William T.
8 Odonnell, and what exhibits would you like to refer to, and
9 are these a true, authentic and accurate description of the
10 exhibits that you have seen? End of question.

11 **MR. SWYERS:** Objection as to the compound
12 nature of the question. Objection also as to the
13 authenticity of any exhibits not so far identified.

14 **MR. MEDINA:** Your objection is duly noted.
15 I'll continue with my answer.

16 **A.** So I would like to refer to Exhibit 7, which is
17 basically a set of e-mails that we started receiving from
18 Mr. Odonnell starting on September 28, 2012, where he
19 basically started giving us threats about our trademark,
20 threatening to sue us. Throughout these e-mails Mr.
21 Odonnell basically projected to have experience with
22 trademarks, offering us advice, basically telling us what
23 the trademark trial appeal board would do in the decision
24 of our trademark application. Basically threatened that he
25 would file a lawsuit if we published any games.

1 We also would like to refer to other parts of
2 the exhibit. We basically did an investigation. We asked
3 for a discovery and we actually found that Mr. Odonnell
4 also was harassing and threatening other people via e-mail
5 and possibly other methods. Also he threatened us on our
6 Facebook accounts. We had -- we're basically trying to
7 raise money, to do a funding -- a fundraiser on-line and
8 basically he posted threats saying that we were stealing
9 his trademark and he would take us to court.

10 MR. SWYERS: If I may. Excuse me, if I may
11 object. At some juncture there has to be a question
12 interposed because this is becoming in essence just a
13 statement. There are several things I would like to object
14 to within the following just open statement which were made
15 on the grounds of relevance, including but not limited to
16 the unsubstantiated allegations about Mr. Odonnell
17 threatening other people, as well as other matters.

18 I'll object both that it was nonresponsive,
19 but also that this is becoming an impermissible narrative
20 not responsive to a question. I think we have agreed on
21 the format, but just because we say, you know, one
22 question, "How did you become aware of Mr. Odonnell," and
23 then you tell a story that goes on indefinitely, throwing
24 out many objectionable things, I would like to come back
25 and have more defined questions. This ultimately is your

1 trial deposition. Otherwise I'm going to object to the
2 entire format of the deposition.

3 MR. MEDINA: That was the end of my answer.
4 Your objection is noted. I would like to state, Mr.
5 Swyers, that I'm just stating the facts. I have the
6 e-mails in front of me. You have those e-mails. You
7 supplied those e-mails. So I'm not making a narrative.
8 I'm not making a story. I'm just stating these are the
9 facts that are basically on e-mail. The Board and yourself
10 are more than welcome to basically review the e-mails.
11 They can decide if there is actual threats or a particular
12 motive that Mr. Odonnell appears to have.

13 MR. SWYERS: If you have additional
14 questions, please continue.

15 BY MR. MEDINA:

16 Q. How did you investigate the applicant William T.
17 Odonnell and his claims, and which exhibits would you like
18 to refer to, and are these exhibits true, authentic and
19 accurate? End of question.

20 MR. SWYERS: Once again just for form basis,
21 it's a compound question so I object in that regard. I
22 also object to any exhibits that are referenced hereafter
23 in this general answer without the witness having reviewed
24 them, authenticated them, and made sure that they are true
25 and accurate copies. Please continue.

1 MR. MEDINA: Your objection is duly noted. I
2 would just like -- before I start the answer I would like
3 to state that these exhibits have been supplied to you via
4 discovery, through pretrial disclosures. You had the
5 opportunity to review those with your client. I hope you
6 did. Also some of these exhibits are from your own
7 exhibits from Mr. Odonnell's deposition and also these were
8 exhibits from written discovery that you supplied to J-Lynn
9 Entertainment during the discovery phase and discovery
10 request. I'll begin the answer.

11 MR. SWYERS: I'll just respond very briefly.
12 Yes. However, the rules of evidence concerning manners in
13 which evidence are entered into trial testimony deposition
14 are not waived because of that or are not amended. That
15 being said, please continue.

16 **A.** I would like to refer to Exhibit 1. Exhibit 1 is a
17 set of e-mails, inquiring about water bottles, from Mr.
18 Odonnell to it looks like a Mr. -- a gentleman referred to
19 by the name of David. This was also an exhibit -- I can't
20 remember the exhibit number offhand, but this was an
21 exhibit that was presented also by you and your client
22 during Mr. Odonnell's deposition.

23 In this e-mail Mr. Odonnell seems to be
24 inquiring about water bottle labels. It's an order, a run.
25 I would like to state the date. It's August 29, 2007,

1 which is basically Mr. Odonnell's first claim of use in
2 commerce. This is just -- it's not an actual order. It's
3 inquiring about water bottles. It appears that no water
4 bottles had been made, ordered or manufactured. During the
5 deposition of Mr. Odonnell he stated that he had used it
6 before, but in the actual e-mail itself --

7 MR. SWYERS: Objection.

8 MR. MEDINA: Let me finish my answer and then
9 you can object. Please let me finish the answer.

10 MR. SWYERS: I'm sorry. These narratives are
11 just going on. The problem is -- the reason why we have
12 the rules of evidence and the way that depositions are
13 supposed to be taken by a question and then poignant answer
14 back is so that counsel has the ability to object when
15 either an answer is non-responsive or a question has been
16 improperly posed. At this juncture you're characterizing
17 and mischaracterizing testimony which is already going to
18 be in front of the Board. There is no need for that. And
19 then adding conclusions and opinions on top of that.

20 If we want to testify today to what the facts
21 are that you are aware of or what these e-mails -- put
22 these e-mails into evidence, I don't believe that I have an
23 objection in regard to this. When we start drifting off
24 into what somebody else testified, facts not in evidence,
25 or then mischaracterization of the testimony, I think we

1 need to narrowly tailor this, but then also give me the
2 opportunity to object per the format that we agreed upon.
3 Thank you.

4 MR. MEDINA: Your objection is noted. I'll
5 try to keep them narrow. I do apologize. I'm not trying
6 to create a narrative. I'm basically reading what's on the
7 e-mail.

8 A. To complete my answer, in this e-mail -- I quote.
9 This is what Mr. Odonnell actually says in the e-mail.
10 "Until last Sunday I never really thought of starting it on
11 water bottles but my guess the Lord had you show up to help
12 you understand creation better and help us out getting it
13 on," which previously he's referring to the Adventures of
14 Shadow mark, which indicates that was not used on water
15 bottles before on his first stated use of date in commerce
16 August 29, 2007.

17 MR. SWYERS: First of all, I'll object to
18 what it indicates. That's something you can argue at
19 trial. For the record and so it's clear for both the Board
20 and myself, our Bates stamp numbers for your Exhibit 1, can
21 you just tell me which Bates stamp number you were
22 referring to there?

23 MR. MEDINA: On my exhibit that's Exhibit 1
24 and then for the Bates that you numbered on this exhibit
25 and this is from your discovery it is -- and actually I

1 think this is from your discovery and also from the
2 deposition, but it's 000153.

3 MR. SWYERS: Thank you.

4 MR. MEDINA: This was also, I believe,
5 exhibit -- let me double-check. I think this was
6 originally Exhibit 11 in your deposition of Mr. Odonnell
7 and then you changed it to Exhibit 8, if I remember
8 correctly. I'm not sure. You guys never actually
9 confirmed with me what exhibits were what.

10 MR. SWYERS: Incidentally, that's because the
11 exhibits are numbered and labeled by the court reporter in
12 the actual deposition transcript.

13 **A.** I'll continue to Exhibit No. 2. This was another
14 set of e-mails from Mr. Odonnell that were received during
15 discovery. I would just like to note that in the e-mail he
16 states about the cost of doing a video for his mark or for
17 his dog. It's dated August 30, 2007. So his first stated
18 use of August 29, 2007, for the category of films and
19 motion pictures, I would just like to state that exhibit
20 and state that on the record.

21 MR. SWYERS: Very well. We will object to
22 any conclusary allegations of your deciding what our
23 client's first date of use was. The e-mails will speak for
24 themselves.

25 MR. MEDINA: That was the end of answer.

1 Yes, Mr. Swyers, but you guys weren't able to provide that
2 during discovery. I have yet to see any evidence.

3 MR. SWYERS: Again, I'll object at this
4 juncture. This is not a discovery dispute. This is your
5 trial testimony.

6 MR. MEDINA: I'm just stating the facts.

7 MR. SWYERS: The time for discovery disputes
8 as the Board -- as you have now been made aware was prior
9 to the trial testimony period opening in this matter, by
10 rule.

11 MR. MEDINA: Yeah, this is not a discovery
12 dispute. I'm just stating the facts that you guys weren't
13 able to provide documents that should be pretty easily, you
14 know, provided if Mr. Odonnell had continuously used -- or
15 started using his mark or his registered marks on August
16 29, 2007, and he continuously used this mark until the
17 cancellation opposition proceedings were filed.

18 MR. SWYERS: Forgive me. I'm confused. Are
19 we in the question part or are you making a statement?

20 MR. MEDINA: I'm just making a statement. As
21 I said, end of answer. I'm just going to continue with the
22 next exhibit for this question.

23 **A.** I would like to refer to Exhibit 3 which is the
24 water label proof. This was also provided in Mr.
25 Odonnell's deposition as one of your exhibits. This is

1 what we found during discovery. We couldn't find any
2 indication that this was an actual order. It's my opinion.
3 And this is my answer.

4 MR. SWYERS: If I may stop. There hasn't
5 been a question yet.

6 MR. MEDINA: Well, I'm still continuing the
7 question for, "How did you investigate the applicant
8 William T. Odonnell and his claims, and which exhibits
9 would you like to refer to." I have Exhibits 1, 2, 3, 4,
10 5, 9, 10, 11, 12 and 13, which I'm referring to.

11 MR. SWYERS: May we briefly go off the
12 record?

13 MR. MEDINA: Yes.

14 (Pause in the proceeding.)

15 BY MR. MEDINA:

16 Q. I was in the middle of answering the question No. 4,
17 which was, "How did you investigate the applicant William
18 T. Odonnell and his claims, and what exhibits would you
19 like to refer to, and are these exhibits true, authentic
20 and accurate?" I left off -- I believe I started out with
21 exhibit -- what I label as 3, which is a label proof. End
22 of question. I'll begin the answer.

23 A. This exhibit, just from looking at it from
24 discovery, this is what we discovered. There is no
25 indication of if this was actually used to purchase a water

1 bottle label. There is no way to authenticate it. That's
2 my view from the investigation that I performed and also
3 that we hired to have performed.

4 I'll move on to the next --

5 MR. SWYERS: Objection as to "as we hired to
6 be performed" on the grounds of hearsay.

7 MR. MEDINA: Your objection is duly noted.

8 **A.** I'll move on to the next exhibit, what I label as
9 No. 4. This is a water bottle. In this picture it says
10 "Limited Edition 2008, Adventures of Shadow." This was not
11 -- we actually found this on the applicant's website, his
12 Facebook website. This was not supplied during discovery.
13 End of answer.

14 I would like to state the relevance of this
15 compared to the previous exhibit, No. 3, which was the
16 water bottle label proof. In that proof it doesn't say
17 "Limited Edition 2008." There was no other proofs with
18 that label on there. When you think of limited edition,
19 you think of that 2008 as being a one-time use. So if Mr.
20 Odonnell in fact did actually sell this, we would say it
21 was subject to abandonment because it was only sold in
22 2008. We hadn't found any evidence to actually show that
23 he actually sold these. That completes the answer.

24 I'm going to move on to what I labeled as
25 Exhibit No. 5.

1 MR. SWYERS: Before we get on to this, thank
2 you. I will state a general objection on the record to
3 Exhibit 5 and any testimony on Exhibit 5 under the grounds
4 of hearsay, authenticity as well, as Mr. Holmes is not here
5 today to present the testimony, nor should his report be
6 viewed as anything but hearsay in this matter. Mr. Medina
7 should not be permitted to testify as to the results or
8 anything in regard to this report under those grounds.
9 Subject to those objections, please continue.

10 MR. MEDINA: Your objection is noted. I
11 would like to state that we did do a deposition of Mr.
12 Holmes where he swore the oath based on his report, based
13 on what we found. If this report happens to be fake or Mr.
14 Holmes lied, then he's subject to perjury and you're more
15 than welcome to prosecute him. But from doing the official
16 swearing in of the deposition, he swore that these were
17 true and accurate testimony and that he actually did
18 perform the investigation.

19 MR. SWYERS: I'll just object to the
20 characterization of what Mr. Holmes did, by Mr. Medina, on
21 the grounds of hearsay.

22 MR. MEDINA: I would also like to state, Mr.
23 Swyers, that before you guys did the notice of withdrawal
24 of counsel right before that deposition, that you --

25 MR. SWYERS: I'll object on relevance

1 grounds.

2 MR. MEDINA: You're okay with that. I know
3 it's probably a strategic point that you guys tried to
4 throw that deposition.

5 MR. SWYERS: Once again, I'll continue to
6 object on relevance grounds. The procedure of this matter
7 is not relevant necessarily to the actual substance of this
8 matter which we should be here to discuss today.

9 A. I'll continue just to briefly describe the exhibit.
10 This was a summary of what Mr. Holmes had investigated. He
11 had spoke to Mr. Odonnell, inquiring to purchase products.
12 He had also investigated his websites, if there was any
13 evidence that he was selling the items on-line or had sold
14 them interstate commerce. There is a summary on his report
15 and the Board and you, Mr. Swyers, are more than welcome to
16 review that, this report.

17 I'll move on to Exhibit No. 9.

18 MR. SWYERS: If I may interject for a moment,
19 I'll just again renew my objection on the grounds of
20 hearsay and authenticity both not only to the actual
21 Exhibit No. 5, but also to the testimony concerning Mr.
22 Holmes, his report, or anything offered by Mr. Medina today
23 and further adding a motion to strike which we renewed at
24 the briefing period of this matter. Thank you.

25 MR. MEDINA: Your objection is duly noted.

1 You guys are more than welcome to depose Mr. Holmes during
2 your trial period.

3 A. I'm going to move on to the next exhibit for this
4 question. I'll be referring to Exhibit No. 9 which -- this
5 is relevant because when Mr. Odonnell first contacted us,
6 we started investigating who he was, what his claims were,
7 and then we found this website. It says, "Coming in the
8 fall of 2012."

9 MR. SWYERS: Forgive me for interjecting.
10 No. 1, can you describe the exhibit so I make sure I have
11 the exact one?

12 MR. MEDINA: Sure.

13 MR. SWYERS: No. 2, can you ask a question,
14 please?

15 MR. MEDINA: Sure.

16 BY MR. MEDINA:

17 Q. Mr. Medina, in Exhibit No. 9 what do you see here
18 and explain what this piece of evidence is. End of
19 question.

20 A. This is a website that we first found when we
21 encountered Mr. Odonnell and began to investigate him.
22 It's a website. This was his official website he had
23 posted. It says, "Coming in the fall of 2012, the
24 Adventures of Shadow." It kind of goes on about his dog
25 and his mark. It states on the bottom of the website his

1 adventures are actually coming. There is no evidence or --
2 it's not a store. There are no links to anything that
3 would relate to his mark in commerce. This tipped us off
4 basically. We couldn't find anything. This guy is saying
5 that he owns this mark. So we started investigating his
6 use in commerce. End of answer.

7 I'm going to move on Exhibit No. 10.

8 MR. SWYERS: For the purposes of
9 clarification -- and again, you have done a very nice job
10 of marking the exhibits, Mr. Medina. I have as Exhibit 10
11 the same report that we just talked about as Exhibit 5, the
12 cybercrime report from Mr. Holmes?

13 MR. MEDINA: I'm referring to a section of
14 this report. What I'm referring to is more specifically
15 Exhibit 10-4, 04, which is the fourth page of this exhibit.
16 It's another basically screen capture of the website that
17 Mr. Odonnell had up. It's a little more -- based on the
18 exhibit that I provided previously, a little more clearer
19 view of what that website looks like and says when it says,
20 "Coming in the fall."

21 MR. SWYERS: I apologize, Mr. Medina, to both
22 the record, the Board, and of course the court reporter.
23 You have marked your Exhibit 10. The first two pages are
24 the cybercrime report that were marked as Exhibit 5. The
25 third page is a Godaddy.com printout for

1 Adventuresofshadow.com. Now you are referencing the fourth
2 page which -- I don't know what it is. Is it a website
3 printout? I think it's a website.

4 MR. MEDINA: This is Mr. Odonnell's original
5 website. I'm just referring to these four pages from that
6 report because segments of these --

7 MR. SWYERS: Were these pages part of the
8 report? Is that what you're saying?

9 MR. MEDINA: That's correct. They just
10 relate to what I'm pointing out as the relevance of this
11 exhibit.

12 MR. SWYERS: Fair enough. Forgive me. I
13 just wanted to make sure that I first of all understood the
14 actual exhibit. Then allow me to again the same objection
15 as to Exhibit 5, this obviously incorporating the exhibits
16 thereto, if this is the more full report. Object on the
17 grounds of hearsay, authenticity. I would move to strike
18 any testimony on the report, by Mr. Medina, as well as, of
19 course, obviously Mr. Holmes who is not here today.
20 Further I would add the objection of cumulative evidence
21 insofar as the report has already been sought to be entered
22 and objected to once. With that being said, please
23 continue.

24 MR. MEDINA: Objection duly noted.

25 **A.** I'll move on to the next Exhibit 11. That is a

1 screen capture I took. This is after we had basically sent
2 a cease and desist letter to Mr. Odonnell, saying that his
3 mark was subject for cancellation of nonuse and
4 abandonment. That began the cycle of --

5 MR. SWYERS: Can we get a question here,
6 please?

7 MR. MEDINA: Sorry. Well, the question was
8 -- I'm still referring to Question No. 4. I'm still going
9 through the exhibits. I actually have two more exhibits in
10 relation to this question. I'm still in the process of
11 answering Question No. 4 which was, "How did you
12 investigate the applicant William T. Odonnell and his
13 claims, and which exhibits would you like to refer to, and
14 are these true, accurate and authentic." I am still
15 answering that question and I just have the last three.

16 MR. SWYERS: Thank you for reminding me.

17 **A.** Referring to Exhibit No. 11, after we had sent a
18 cease and desist letter to Mr. Odonnell stating that his
19 mark was subject for cancellation for fraud, nonuse and
20 abandonment, he began a series of --

21 MR. SWYERS: Objection as to -- I'm sorry.

22 MR. MEDINA: Can you let me finish my answer?

23 MR. SWYERS: Forgive me. Well, your answers
24 tend to go on for quite some time. I'm just going to
25 object on the grounds of facts not in evidence in regard to

1 a cease and desist letter. Please continue.

2 MR. MEDINA: Later on we are actually
3 introducing that cease and desist letter.

4 A. This is where Mr. Odonnell began changing his site,
5 basically kind of defending his mark, and then began the
6 process of him trying to cover over --

7 MR. SWYERS: Objection as to this entire
8 answer as to Mr. Odonnell's mind-set and such. We can
9 testify as to facts and what you believe, but you can't
10 testify to what Mr. Odonnell did or did not do with any
11 certainty. Again, I would object on the grounds of facts
12 not in evidence.

13 MR. MEDINA: Your objection is noted, Mr.
14 Swyers. As a witness, I'm just stating what I experienced
15 and what I learned. Thank you.

16 A. I'll continue to Exhibit No. 12 and why this is
17 relevant to the case. Beginning on -- this is November 24,
18 I believe. On this posting, Mr. Odonnell's Facebook
19 posting, it shows a shirt with his mark Adventures of
20 Shadow. This is relevant -- I have a background of graphic
21 design. I have used video software. I can usually point
22 out when something has been composited or superimposed or
23 faked. I can just tell from this picture that this is not
24 a real shirt. This is Mr. Odonnell's trademark and logo
25 superimposed onto a picture. This is not an actual real

1 and accurate specimen.

2 MR. SWYERS: I'll object on the grounds that
3 the witness has not identified himself as an expert in
4 graphic design previously during the expert designation. I
5 would not object to the grounds that this is his layperson
6 opinion in that regard.

7 MR. MEDINA: Objection noted.

8 A. Lastly for this question I would like to refer to
9 Exhibit No. 13. This is the sworn testimony deposition of
10 Mr. Rob Holmes from IP Cybercrime. I would just like to
11 make the statement that this is relevant because Mr. Holmes
12 was sworn under oath to tell the truth and the whole truth
13 and that this summarizes his view on the use of Mr.
14 Odonnell's mark. End of answer.

15 MR. SWYERS: Thank you. For Exhibit No. 13,
16 the testimony of Mr. Holmes taken on or about December 13,
17 2014, I would lodge the objection, of course, to hearsay in
18 regard to a witness that is not here today presenting live
19 testimony, but also generally the rules of the Board
20 concerning entering of testimonial evidence into a trial.
21 This testimony was not entered during a trial period as
22 required. Or was not, rather, taken. It was taken out of
23 time. So accordingly, it should also not be able to then
24 be subsumed within this testimony merely as an exhibit. So
25 accordingly, distilling that down, I would, of course,

1 object on hearsay and, of course, this is outside of the
2 rules attempting to enter testimony and taken outside of
3 the testimony period of a witness not present today into
4 this deposition. Thank you.

5 MR. MEDINA: Objection noted. I would just
6 like to state that I'm not stating that this is right or
7 the rules. I tried to contact Ms. Crisp. Then I also
8 contacted the paralegals at the USPTO. They said they
9 would accept -- well, not Ms. Crisp, but I assume the
10 office manager of the paralegal said that they would accept
11 the deposition into evidence.

12 Give me one minute to prepare for the next
13 question.

14 BY MR. MEDINA:

15 Q. Why do you think there was fraud committed in
16 relation to the mark Adventures of Shadow, and which
17 exhibits would you like to refer to, and are these exhibits
18 true, authentic and accurate? End of question.

19 MR. SWYERS: Once again, I'll just object on
20 the compound nature of the question. Please continue.

21 MR. MEDINA: Your is objection duly noted. I
22 would just like to state that as a witness in this trial
23 period and just interacting with Mr. Odonnell and doing my
24 own investigation and also being involved with the hiring
25 of Rob Holmes who was the expert investigator on the market

1 and also having several attorneys look at it, this is just
2 my testimony based on those experiences and the procedure
3 that we went along to investigate Mr. Odonnell's mark.

4 **A.** I'll begin the answer. I would like to refer to
5 Exhibits 1, 2, 3, 4, 5, 9, 10, 11, 12 and 13. I had
6 previously gone through those exhibits, so I'm not going to
7 spend time to go through those again from the previous
8 question.

9 MR. SWYERS: If I may, any objections that
10 were previously made I will just reincorporate those
11 objections at this point. Thank you.

12 MR. MEDINA: Thank you. End of answer.

13 BY MR. MEDINA:

14 **Q.** Next question. Why do you think there was nonuse of
15 the applicant's mark Adventures of Shadow? What exhibits
16 would you like to refer to, and are these exhibits true,
17 authentic and accurate? End of question. I'll begin the
18 answer.

19 MR. SWYERS: Objection. Give me one second
20 to make sure I get this right, please. Objection on the
21 grounds of the compound nature of the question. I further
22 object on assuming facts not in evidence. Please continue.

23 MR. MEDINA: Your objection is noted. I'll
24 continue with the answer.

25 **A.** I would like to refer to Exhibits 1, 2, 3, 4, 6, 5,

1 9, 10, 11, 12 and 13. Most of the exhibits we already went
2 through with the exception of No. 6. I'll just describe
3 the relevance of No. 6 as a witness, where I got this
4 document.

5 MR. SWYERS: I'm sorry, Mr. Medina. My
6 apologies. Maybe I missed "end of question." If I could
7 once again just, if I didn't already put it on the record,
8 continuing objection to those exhibits that I had
9 previously made objections to. Thank you.

10 MR. MEDINA: That's duly noted. I'll state
11 again in this type of question this is a new exhibit, No.
12 6, that wasn't in the previous question that wasn't
13 previously objected to.

14 A. So what I'm describing here is basically -- I would
15 just like to state we have gone on about this, about a
16 discovery dispute. This is not a discovery dispute. I'm
17 just stating the facts as a witness and my experience
18 through the investigation of Mr. Odonnell's mark.

19 These are basically responses, objections, to
20 a written discovery request that we provided to Mr. Swyers
21 and Mr. Odonnell that in most cases should be pretty easy
22 to supply if somebody had used and continuously used their
23 mark in commerce for all the stated categories that Mr.
24 Odonnell's mark is registered for. These were requests
25 that should be easily supplied. Basically Mr. Odonnell

1 failed to or objected to supplying those. That is the end
2 of my answer for this question.

3 MR. SWYERS: I would just simply again object
4 to Exhibit 6 to the extent this is not being brought in in
5 a proper manner under the rules. I have no further
6 objection on this one.

7 MR. MEDINA: Your objection is duly noted,
8 Mr. Swyers. Just give me one second to respond to that
9 objection. Just bear with me. Give me a few minutes. I'm
10 just basically going to state the grounds of which rule
11 that we are entering this exhibit into evidence.

12 MR. SWYERS: Can we briefly go off the
13 record?

14 MR. MEDINA: Yes, please.

15 (Pause in the proceeding.)

16 MR. MEDINA: I would just like to respond to
17 Mr. Swyers' objection. I would just like to state in terms
18 of the written discovery response that we were just
19 entering those into Trademark Rule 2.120J.

20 BY MR. MEDINA:

21 Q. I'll move on to the next question. Why do you think
22 there was abandonment of the applicant's mark Adventures of
23 Shadow, and what exhibits would you like to refer to, and
24 are these exhibits true, authentic and accurate? End of
25 question.

1 MR. SWYERS: I just object on assumes facts
2 not in evidence. Go ahead.

3 A. I would just like to answer this question and I
4 would just like to refer to Exhibits 4, which was the water
5 bottle labeled "Limited Edition 2008"; No. 5, the IP
6 Cybercrime report; and then also No. 13, the deposition of
7 Mr. Holmes where he testified under oath what he found.

8 MR. SWYERS: Thank you. Once again, for the
9 record I have to restate my objections that they were more
10 fully set forth fully at this point.

11 BY MR. MEDINA:

12 Q. Next question. Why do you think William T. Odonnell
13 was using the mark for financial gain from lawsuits or
14 litigation, what exhibits would you like to refer to, and
15 are these exhibits true, accurate and authentic? End of
16 question.

17 MR. SWYERS: Objection. I actually didn't
18 understand the question. Can you rephrase that?

19 BY MR. MEDINA:

20 Q. I'll rephrase that. Why do you think Mr. Odonnell
21 was using his mark to basically gain financially through
22 litigation or frivolous lawsuits? End of question.

23 MR. SWYERS: Thank you.

24 A. I would like to refer Exhibit No. 5, the IP
25 Cybercrime report from Mr. Holmes; Exhibit No. 7,

1 threatening e-mails from Mr. Odonnell; No. 14, more e-mail
2 threats from Mr. Odonnell where he mentions needing money
3 for vet bills; and then also Exhibit No. 13, which is the
4 deposition of Mr. Robert Holmes where he asks him a
5 question, basically the same question, and it was under his
6 opinion that Mr. Odonnell was looking to benefit from
7 frivolous litigation or lawsuits based on suing people for
8 his mark. End of answer.

9 MR. SWYERS: Thank you. Just again, a
10 continuing objection for those exhibits that I've already
11 objected to as more fully set forth before in this
12 transcript. And in regard to your specific testimony
13 concerning what Mr. Holmes allegedly stated, objection as
14 to hearsay. Thank you.

15 MR. MEDINA: Your objection is duly noted. I
16 would just like to state, Mr. Swyers, that this answer was
17 just based on evidence that -- clear fact. These are
18 e-mails directly from your client. These are e-mails from
19 your written discovery that you supplied to us directly
20 from your client. Also that Mr. Holmes was sworn under
21 oath. This man has 20 years of experience as an
22 investigator; has done many, many investigations for
23 Fortune 500 companies, small businesses. He has integrity,
24 a proven record, and this man would not lie under oath.

25 MR. SWYERS: Thank you for your opinions in

1 that regard. My objections will still stand on the
2 procedural grounds. Thank you.

3 MR. MEDINA: That's the end of my questions
4 for this deposition. Just give me a couple minutes if you
5 guys want to cross-examine me. If we can go off the
6 record.

7 MR. SWYERS: Let's go off the record.
8 (Pause in the proceeding.)

9 MR. MEDINA: We're back on the record. I
10 would just like to reiterate -- I forgot to mention or
11 refer to an Exhibit No. 8, which is a cease and desist
12 letter from Mr. Morris Turek. That was in reference to
13 Question No. 8 where I asked the question, "Why do you
14 think Mr. Odonnell is using his mark for financial gain in
15 terms of litigation or frivolous lawsuits?" That was in
16 reference to -- Exhibit 8 was in reference to the cease and
17 desist letter. I believe it was also in reference to
18 Question No. 5, "Why do you think there was fraud committed
19 in relation to the mark Adventures of Shadow?" That was in
20 relation to also that question as well.

21 MR. SWYERS: Forgive me. In regard to that,
22 I'll just again state the objection that the actual letter
23 is hearsay, of course. I, of course, also object to it on
24 the grounds of authenticity.

25 Mr. Medina -- and it may not be -- is that

1 the end of your testimony period? Is it now time for me to
2 cross-examine you?

3 MR. MEDINA: Yes, sir.

4 MR. SWYERS: At this time I have no
5 questions. We're done so we can go off the record.

6 (Signature reserved.)

7 (Deposition concluded at 9:00 a.m.)

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CERTIFIED COURT REPORTER'S CERTIFICATE

STATE OF WASHINGTON)
COUNTY OF SNOHOMISH)

I, Toni L. Ziomas, CCR No. 2926, the undersigned Washington State Certified Court Reporter, pursuant to RCW 5.28.010, authorized to administer oaths and affirmations in and for the State of Washington, do hereby certify:

That the foregoing deposition of Neadom T. Medina was taken before me and completed on June 12, 2015, and thereafter transcribed under my direction; that the deposition is a complete, true and accurate transcript of the testimony of said witness, including all questions, answers, objections, and exceptions;

That the witness, before examination, was by me duly sworn to testify the truth, the whole truth, and nothing but the truth; that the witness reserved signature.

That I am not a relative, employee, attorney or counsel of any party to this action or a relative or employee of any such attorney of counsel, and I am not financially interested in the said action or the outcome thereof;

That I am herewith securely sealing the deposition of Neadom T. Medina and delivering the same to him at 424 Second Avenue West, Seattle, Washington 98119, this 24th day of June, 2015.

Toni L. Ziomas, CSR No. 2926,
Washington State Certified Court
Reporter, residing at Lynnwood,
Washington, County of Snohomish

1 June 24, 2015

2 Neadom T. Medina
3 424 Second Avenue West
4 Seattle, Washington 98119

5 RE: J-Lynn Entertainment vs. William T. Odonnell

6 Dear Mr. Medina,

7 Attached is the transcript of your deposition taken June
8 12, 2015. Inasmuch as you reserved signature, please read
9 the transcript carefully, noting any corrections on the
10 attached Signature Page, sign and date it. Please do not
11 write in the transcript itself. If there are no changes,
12 please write "none" across the page, sign and date it. The
13 Signature Page should then be returned to me at 17124 17th
14 AVENUE WEST, LYNNWOOD, WA 98037, at which time I will
15 forward a sealed copy of the Signature Page to you to be
16 attached to the sealed original transcript, already in your
17 possession.

18 The Civil Rules provide that a witness has 30 days from the
19 date of this notice or before trial in which to read and
20 sign their deposition transcript, or state in writing their
21 reason for refusal to sign, or state in writing the fact
22 that they waive their right to sign. Failure to submit the
23 correction sheet within 30 days shall be deemed for all
24 purposes a waiver of signature. Thank you for your
25 courtesy in this matter.

26 Sincerely,

27 LIKKEL & ASSOCIATES
28 Court Reporters/Legal Video

29
30 Toni L. Ziomas, CSR
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35

1 J-Lynn Entertainment vs. William T. Odonnell
 Date: June 12, 2015
 2 United States Patent and Trademark Office
 Deponent: Neadom T. Medina
 3 Reporter: Toni L. Ziomas

4 SIGNATURE

5 I declare, under penalty of perjury under the laws
 of the State of Washington, that I have read my within
 6 deposition, and the same is true and accurate except for
 changes and/or corrections, if any, as indicated by me
 7 below.

8 Signed in _____, Washington,
 on the _____ day of _____, 2015.

9
 10 _____
 NEADOM T. MEDINA

11 CHANGES AND/OR CORRECTIONS

12	Page No.	Line No.	Change and/or Correction
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
The Trademark Trial and Appeal Board

Registration No. 3682041
For the mark ADVENTURES OF SHADOW

J-Lynn Entertainment, LLC,	) Opposition No.
Petitioner,	) 91211530 (Parent)
)
vs.	) Cancellation No.
	) 92056491 (Child)
William T. Odonnell,)
Registrant.	) NOTICE OF RELEASE OF
	) ORIGINAL DEPOSITION
	) TRANSCRIPT

NOTICE IS HEREBY GIVEN that the sealed original transcript of the deposition of NEADOM T. MEDINA taken June 12, 2015, has been delivered to Neadom T. Medina, 424 Second Avenue West, Seattle, Washington 98119.

DATED THIS 24th day of June, 2015.

LIKKEL & ASSOCIATES
Court Reporting & Legal Video

By _____
 TONI L. ZIOMAS, CSR

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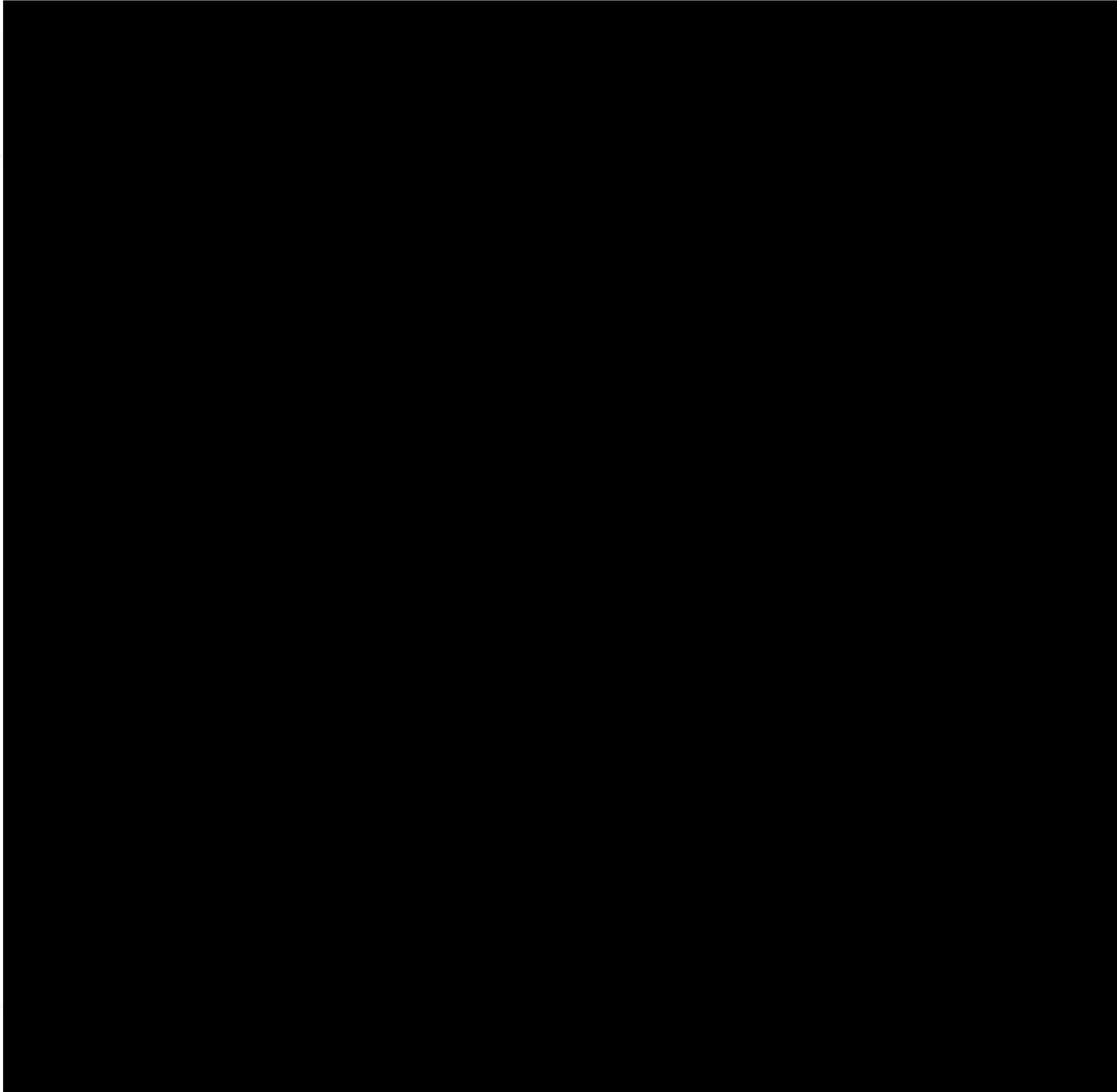


000153

J-Lynn Entertainment LLC vs William T Odonnell
Opp No. 91211530 (Parent) /Can No. 92056491(Child)
Opposer Deposition Exhibit 1__01

From: Bill Odonnell <crnc@creationnews.org>
To: globalview@mac.com
Cc: art@mmspringwater.com
Sent: Tuesday, August 28, 2007 4:31 PM
Subject: Fwd: Water

----- Forwarded Message -----



000161

J-Lynn Entertainment LLC vs William T Odonnell
Opp No. 91211530 (Parent) /Can No.
92056491 (Child)
Opposer Deposition Exhibit 1__02

FIG 12 ____ 005



000152
J-Lynn Entertainment LLC vs William T Odonnell
Opp No. 91211530 (Parent) /Can No. 92056491 (Child)
Opposer Deposition Exhibit 1__03

From: Bill Odonnell <crnc@creationnews.org>
To: Thomas
Sent: Tuesday, September 4, 2007 10:59 AM
Subject: Re: Fwd: Water



>
>
>-----
>
> No virus found in this incoming message.
> Checked by AVG Free Edition.
> Version: 7.5.484 / Virus Database: 269.12.12/979 - Release Date: 8/29/2007 8:21 PM
>

0000157

From: Bill Odonnell <crnc@creationnews.org>
To: p...@creationworks.biz
Sent: Thursday, August 30, 2007 1:40 AM
Subject: Re: CreationWorks & Pat

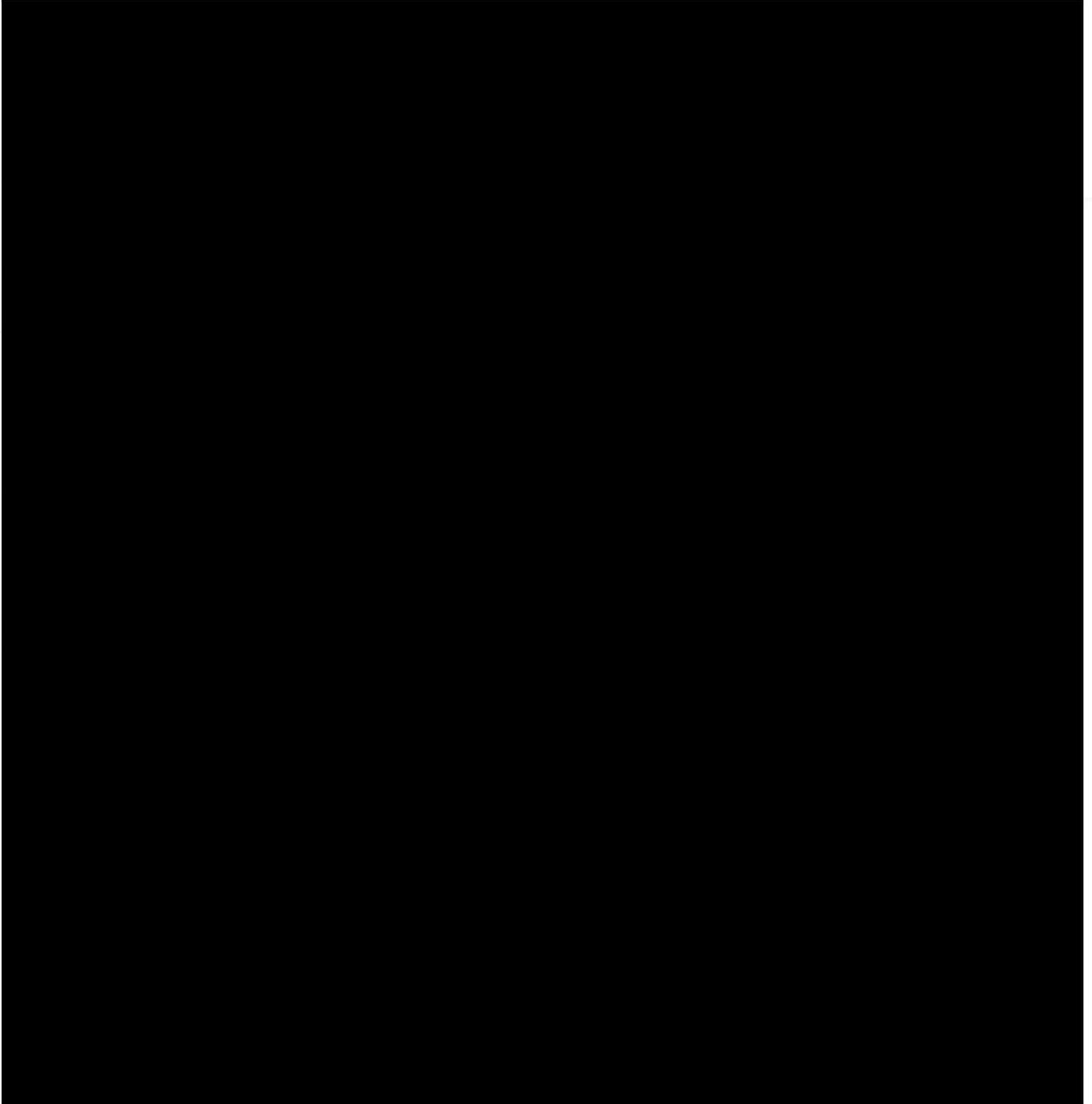
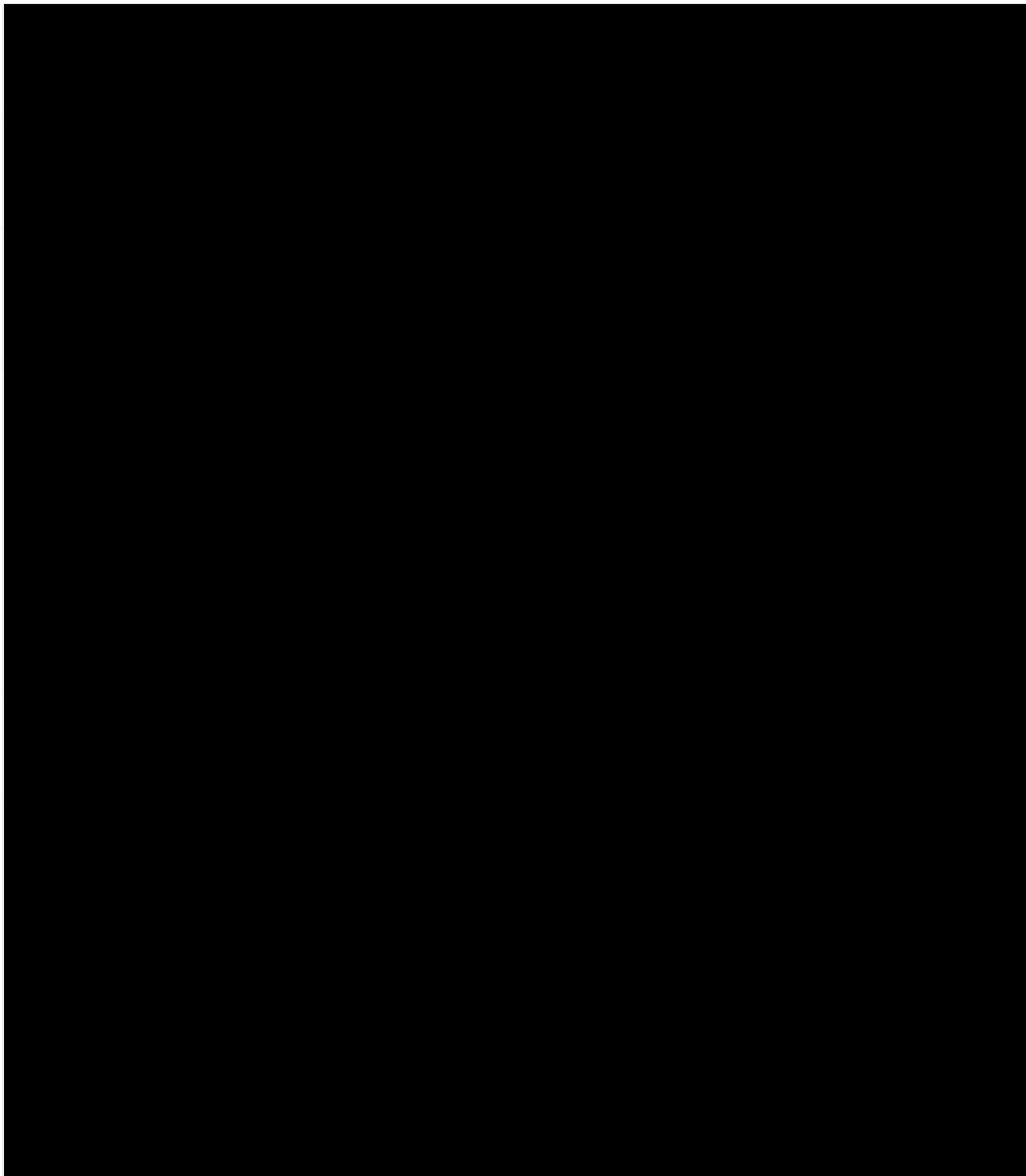


FIG 12____005



From: "Bill Odonnell, Jr." <billjr@odonnell.ws>
To: mag...@pacbell.net
Sent: Saturday, September 1, 2007 1:13 AM
Subject: Hello from Eureka



McClellan Mountain Spring Water

1301 Fay Ave. Samoa CA 95564

Phone: (707) 268-0254

Fax: (707) 268-0220

Art Dept: (707) 268-0211

Email: art@mmspringwater.com

CONTENTS: 20 FL. OZ. SPRING WATER



Odonnell Entertainment
www.OdonnellEntertainment.com
877-SIX-DAYS or 877-749-3287



www.Shadow.ws

Creation Research
of North America



www.CreationNews.com
PO Box 771, Bayside, CA 95524-0771
877-SIX-DAYS or 877-749-3287

CA CASH REFUND
A PREMIUM LABEL FROM MMSRINGWATER
Refunded by McClellan Mountain Spring Water
from our source on McClellan Mountain
Samoa, California 95564 1-800-989-5348

000148

To prevent a delay in processing your order, please be sure to include your credit card information when returning the signed proof.

BILLING INFORMATION	FINAL PROOF
<p>CREDIT CARD: AMEX - VISA - MC - DISC (circle one)</p> <p>CARD # _____</p> <p>CVC# _____ EXPIRATION DATE: _____</p> <p>BILLING ADDRESS: _____</p> <p>_____</p> <p>_____</p> <p>_____</p>	<p>With your signature, this PROOF is approved for printing and our obligation for correctness ceases. It's important to check for spelling and numerical errors, and to compare it with your original copy and any previous proofs. FINAL PROOFS are for McClellan Mountain Spring Water's error corrections only. Any changes not indicated on the original order, will be charged at our currently hourly rate.</p> <p><input type="checkbox"/> OK to print as shown on PROOF <input type="checkbox"/> Additional PROOF requested</p> <p><input type="checkbox"/> OK to print with marked error corrections</p> <p>client signature _____ date _____</p> <p>THANK YOU FOR EXAMINING YOUR PROOF CAREFULLY!</p> <p>NOTE: A signed FINAL PROOF is required before McClellan Mountain can proceed with your order. You may fax your approved proof to us at (707) 268-0220</p>

If you need to talk to someone about your proof, please call the Art Department at 707-268-0211

J-Lynn Entertainment LLC vs William T Odonnell
Opp No. 91211530 (Parent) /Can No. 92056491 (Child)
Opposer Deposition Exhibit 3__01



J-Lynn Entertainment LLC vs William T Odonnell
Opp No. 91211530 (Parent) /Can No. 92056491(Child) Opposer
Deposition Exhibit ~~3~~ 02
Exhibit 4



To: Duncan H. Poirier
From: Rob Holmes
Date: October 15, 2012
Subject: BFC0113011 ADVENTURES OF SHADOW

The below confidential report was prepared at the request of an attorney in anticipation of litigation.

Pursuant to your request to investigate William T.O'Donnell dba O'Donnell Entertainment in regard to their use of the mark ADVENTURES OF SHADOW and, if so, the nature and extent of that use, we have conducted the following:

According to the USPTO the owner of ADVENTURES OF SHADOW is William T.O'Donnell dba O'Donnell Entertainment, 7873 1/2 Myrtle Ave., Eureka, CA 95503.

We then located the apparent primary website for the Adventures of Shadow project at adventuresofshadow.com, which is a one-page simplistic website. It reads *Coming in the Fall of 2012, The Adventures of Shadow®*. This domain was registered in May 2008 by William Odonnell, Odonnell Entertainment, PO Box 771, Bayside, CA 95524; (707) 442-4117; odonnellent@sbcglobal.net.

We also believe this same individual to be the owner of these additional domains: shadow.ws, adventureofshadow.com, adventureofshadow.info, adventureofshadow.mobi, adventureofshadow.net, adventureofshadow.org, adventureofshadow.us, adventuresofshadow.biz, adventuresofshadow.co, adventuresofshadow.info, adventuresofshadow.me, adventuresofshadow.mobi, adventuresofshadow.net, adventuresofshadow.org, adventuresofshadow.tv, adventuresofshadow.us, adventureswithshadow.com, adventureswithshadow.net, adventureswithshadow.org, shadow.ws, shadowadventure.info, shadowadventure.net, shadowadventure.org, shadowadventure.us, shadowsaurs.biz, shadowsaurs.co, shadowsaurs.com, shadowsaurs.info, shadowsaurs.mobi, shadowsaurs.net, shadowsaurs.org, shadowsaurs.us, shadowsaurs.ws, shadowtoday.com, shadowtoday.info, shadowtoday.net, shadowtoday.org, adventuresofscath.net, scath.ws.

The earliest archived version of the subject's website, found as it was preserved in 2008, announced: *"Coming in the Summer of 2006..."* This is an indication that this website was probably launched far earlier and not updated for a long time. One of the subject's many websites (www.creationnews.com) displays the image and link to Adventures of Shadow at the bottom of the home page dated May 18, 2012. We most recent archived copy of this same home page dated September 23, 2010 does not display any reference to Adventures of Shadow.

The website for Odonnell Entertainment located at www.odonnellentertainment.com contains a link to adventuresofshadow.com. The most recent archived copy of this website dated February 1, 2011, however, contains no mention of this title at all.

The subject's Facebook page is located at facebook.com/adventuresofshadow and was created on April 18, 2012. The date "founded" was manually recorded by the page's creator as 2006. The page's author is shown as Bill Odonnell. On Odonnell's personal Facebook profile (facebook.com/WilliamTuftsOdonnell) he states on October 3, 2012 "... it is getting closer to taking "Adventures of Shadow®" to the next level..." and "Adventures of Shadow®" – Calendar 2013, Updated water bottle label and water in the bottle too, other type of items will start to come out in the coming months too, stay tuned... "Odonnell Entertainment®" – New video production of St. George Reef Lighthouse will have a promotion s in it about other upcoming titles and one will be on "Adventures of Shadow®".

In the subject's Facebook photo album we located a business card that was uploaded April 27, 2012 which reads: Odonnell Entertainment® / Adventures of Shadow® / Videos have been featured on History Channel / Bill Odonnell, Owner / billjr@odonnell.ws / PO Box 771 Bayside, CA 95524; (877) SIX-DAYS; (707) 442-4117; www.odonnellentertainment.com; www.adventuresofshadow.com.

We called (707) 442-4117 and the telephone was answered "Hello" by an individual who identified himself to us as Bill Odonnell. Using a suitable pretext we inquired about "Adventures of Shadow". Initially, we asked about DVD's and he responded, "We don't have DVD's at the moment. The only with Shadow in it right now is 'Last One Out Turns Out the Light' which has him in the end near a lighthouse looking at the camera." Odonnell stated that the only merchandise he has on hand are 8"x10" and mousepads. During our conversation Odonnell stated that he ran into problems when "the first Shadow" ran into health problems for six years with \$9,000.00 in bills. He explained his plan was for Shadow to star in films but he was not healthy enough to shoot and eventually passed away. The first Shadow's name was originally 'Stormy' and Shadow was his stage name. The new Shadow, he explained, is named 'Scamp' and Shadow is the stage name. His plan now it to have "at least three Shadows on hand" before he begins filming so that he doesn't run into the same problem as before. In the future, he stated, he is planning on going "full force" with a calendar due for 2013 and possibly stuffed animals and collector's plates if he has the funds to do so. During our conversation, Odonnell stated that he has the trademark for 'Adventures of Shadow' and "if anyone else used the words 'Adventures of Shadow' with a dog they'd be nailed. After more small talk, we concluded the call.

This case will be closed unless otherwise instructed. If there is anything else you need regarding this matter, please contact us anytime. This concludes the report of Rob Holmes.

Sincerely,



Rob Holmes, CEO

My Whois View

Website Title: [The Adventures of Shadow® www.AdventuresofShadow.com](http://www.AdventuresofShadow.com)

ICANN Registrar: **GODADDY.COM, LLC**

IP Address: [64.202.189.170](#) [Reverse-IP](#) | [Ping](#) | [DNS Lookup](#) | [Traceroute](#)

Reverse IP: [6,988,159 other sites](#) hosted on this server.

Reverse Whois: ["Odonnell Entertainment" owns about 138 other domains](#)

Whois History: [24 records](#) have been archived since 2008-05-09 .

Registered through: GoDaddy.com, LLC (<http://www.godaddy.com>)

Domain Name: **ADVENTURESOFSHADOW.COM**

Created on: 06-May-08

Expires on: 06-May-13

Last Updated on: 24-Apr-11

Registrant:

Odonnell Entertainment

PO BOX 771

Bayside, California 95524-0771

United States

Administrative Contact:

Odonnell, William odonnellent@sbcglobal.net

Odonnell Entertainment

PO BOX 771

Bayside, California 95524-0771

United States

+1.7074424117 Fax -- +1.7074428370

Technical Contact:

Odonnell, William odonnellent@sbcglobal.net

Odonnell Entertainment

PO BOX 771

Bayside, California 95524-0771

United States

+1.7074424117 Fax -- +1.7074428370

Domain servers in listed order:

PDNS01.DOMAINCONTROL.COM

PDNS02.DOMAINCONTROL.COM

Name Server: PDNS01.DOMAINCONTROL.COM (has [34,061,396 domains](#))

PDNS02.DOMAINCONTROL.COM (has [34,061,396 domains](#))

Coming in the Fall of 2012



The Adventures of SHADOW (R)

The adventures of an Australian Shepherd (C)2006-2012 Odonnell Entertainment(R)

My Adventures are really coming.

Please check back my new site is coming soon, now that "Adventures of Shadow (R)" is now reg Trademark.

Adventures of Shadow is now on Facebook
<http://facebook.com/adventuresofshadow>

**What is happening next is that the one who will be taking over is Shadow
"Scamp" Odonnell she was born Dec. 4, 2011 her stage name is**

"Northern Lights - Out of the Shadows"



*Shadow * Scamp*

Adventures of Shadow® Represents the War Dog
of W.W.II, Korean War and other wars past and present.

www.AdventuresofShadow.com

Shadow Stormy Born: Dec. 27, 1998 Died: July 11, 2012

**Here is a site I have that will make it easier to find, train, and have
fun with someone like me. It is a dog training site.**

<http://dogguidancehub.com/>

Arf, Arf.



Adventures of Shadow About ▾

Like

About

The Adventures of an Australian Shepherd © 2006-2012 Odonnell Entertainment® More details coming soon!

Biography

Shadow Stormy Odonnell Born Dec. 27, 1998
Shadow "Scamp" Odonnell Born Dec. 4, 2012

More Information coming soon.

Basic Info

Founded	2006
Location	PO BOX 771, Bayside, California 95524-0771
Affiliation	www.OdonnellEntertainment.com Odonnell Entertainment®
Gender	Female
Personal Information	The Adventures of an Australian Shepherd © 2006-2012 Odonnell Entertainment® More details coming soon!

PRIVACY NOTICE: Warning - any person and/or institution and/or Agent and/or Agency of any governmental structure including but not limited to the United States Federal Government also using or monitoring/using this website or any of its associated websites, you do NOT have my permission to ubi... See More

Contact Info

Phone	(707) 442-4117
Email	shadow@shadow.ws
Website	http://www.AdventuresofShadow.com http://www.Shadow.ws

Page Owners



Bill Odonnell



Adventures of Shadow Timeline 2012

Like



Like · Comment · Share

2 1



Joined Facebook

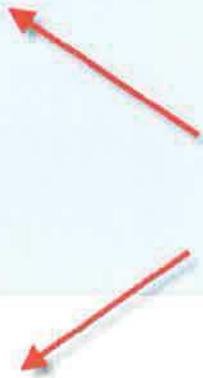
April 18

Wednesday, April 18, 2012 at 1:11am

Founded



Founded in 2006



facebook Search for people, pages and things

Rob Holmes Home



Bill Odonnell

Lives in Bayside, California
From Eureka, California
Male

Photos Map Likes 97 Subscriptions

Do you know Bill? If you know Bill, send him a friend request or message him.

Info

About: Odonnell Entertainment @ www.OdonnellEntertainment.com
Adventures of Sheldon @ www.AdventuresofSheldon.com

PRIVACY NOTICE: Warning - my person and/or my station and/or Agent and/or Agency of any governmental structure including but not limited to the United States Federal Government also using or monitoring using this website or any of its associated websites, you do NOT have my permission to utilize any of my profile information nor any of the content contained herein including, but not limited to my photos, and/or the comments made about my photos or any other "picture" art posted on my profile. You are hereby notified that you are strictly prohibited from disclosing, copying, distributing, disseminating, or taking any other action against me with regard to this profile and the contents herein. The foregoing provisions also apply to your employee, agent, student or any personnel under your direction or control. The contents of this profile are private and legally privileged and confidential information, and the violation of my personal privacy is punishable by law. UCC 1-103 1-103 ALL RIGHTS RESERVED WITHOUT EXCEPTION.

Family

Garrett (Nico)
Elianna (Mama Meredith) (Ester)

Albums See All

Profile Pictures
Cover Photos
"Shadow" Stormy Odonnell at the Annual Mental Health Summit, 11/13/10
Adventures of Sheldon (S) Continued...

Map



Favorite Quotes

"For God so loved the world, that He gave His only begotten Son, that whosoever believeth in Him should not perish, but have everlasting life."
John 3:16 (GIV)

"His Lord said unto him, Well done, thou good and faithful servant: thou hast been faithful over a few things, I will make thee ruler over many things: enter thou into the joy of thy Lord."
See More

Activity

Bill Odonnell updated his profile picture.

Bill added Alex Smith to his favorite athletes.

Activity Recent

More Recent Activity

Favorite Photos

Hoonlighting
Last Ounce of Courage
"Shadow" Stormy Odonnell
Amazing Beerdies, Barf-Tax!

Sponsored

Ed.D - Christian Ministry
Online Ed.D - Org Leadership - Christian Ministry. Ideal for senior church leaders.

Grants for Vets to Study?

Veterans are going back to school with grants, you may qualify!

Lincoln
Tommy Lee Jones is Thaddeus Stevens. Like us and see it, 11.16.

Portico
Snooze in Bora Bora. Sit in a hot Golf in Ireland. We make the world your playground.

1+ Chat (64)

Bill Odonnell
Wednesday, 11/8

I feel for all who have high gas prices but really most of you out of our area, we would love your gas prices, not all, but most!

Gas at our local Costco is \$4.64. It's been may be five years or more since I purchased gas in McKinleyville, Fortuna, and at least six months or more in Arcata, CA.

From Eureka, CA, (approx. time to drive to these areas):
Brookings, OR is about 2 hour drive / Cre...See More

J-Lynn Entertainment LLC vs William T Odonnell
Opp No. 91211556 (Parent) /Can No. 92056491(Child)

Share

Bill Odonnell
October 2 '11

Just found out a person is using my trademark(R) but adding Cat afterwards. Notified this person to stop ASAP. They are trying to trademark this name by adding Cat at the end. I'm pretty sure,

Bill Odonnell Timeline Now

Share

Bill Odonnell www.shadow.vjs



Shadow: The Official Site of The Adventures of Shadow (R)
www.AdventuresofShadow.com
www.shadow.vjs

Find out about Shadow, the Star, Adventures of Shadow (R), and pet tips, Shadow's personal adventure.

October 2 at 10:25pm

Bill Odonnell The person contacted me by E-mail and did not know that there was a trademark of "Adventures of Shadow (R)" out there. The person said, "They will find a new name and change the tra... See More
October 3 at 4:28am

Bill Odonnell This also goes with copyright items too. I am sure all these nice and cute pictures I see are copyrighted. So be sure that you get permission first if you like a story or picture o... See More
October 3 at 4:36am

Bill Odonnell Timeline Now

Bill Odonnell
September 25 '11

(C)2012 Odonnell Entertainment(R) www.shadow.vjs
Picture take on a train bridge built in 1910. More info later on this bridge and pictures. — with Shadow "Scamp" Odonnell and Adventures of Shadow.



Add Friend



Share

Bill Odonnell Since it is getting closer to taking "Adventures of Shadow" to the next level - I decided to show both of them with me. This picture, as some may know, is the last day all three of us were together.

The picture was taken about three hours or so before "Shadow" Stormy left us on July 11th.

Some dates to know:

October 4, 2012 - Shadow "Scamp" will be 10 months old

October 11 - Shadow "Scamp" will have been with us now for 8 months

October 11 - "Shadow" Stormy would have been gone for 3 months but never forgotten.

December 4 - Shadow "Scamp" will be one year old

December 27 - "Shadow" Stormy would have been 14 years old but considering her health to have lived 13 years and little over 6 months was not too bad considering both vets thought she would have died over three years earlier.

As mention before she was a fighter and making the decision I did made it even harder. But she had one final adventure before she went down at Trees of Mystery and many people petting her and taking her picture on her final day here. She probably would have never had that and I am pretty sure she would have gone on her own within days or max a few weeks. As you can see in this picture she was enjoying herself.

Coming soon:

"Adventures of Shadow" - Calendar 2013. Updated water bottle label and water in the bottle too, other type of items will start to come out in the coming months too, stay tuned.

"Odonnell Entertainment" - New video production of St. George Reef Lighthouse will have a promotion in it about other upcoming sites and one will be on "Adventures of Shadow".

Thanks to all for caring about the "Adventures of Shadow" dogs.

www.shadow.vjs



Shadow: The Official Site of The Adventures of Shadow (R)
www.AdventuresofShadow.com
www.shadow.vjs

Add Friend

October 3 at 11:56am

Snoke! in Bora Bora. Ski in Val. Golf in Ireland. We make the world your playground.

Like Danya Barber likes this.

Chat (64)

How

Timeline

Posts

Sponsored

Ed.D - Christian Ministry
ecuratondegreecour...



Online Ed.D. Org Leadership - Christian Ministry. Ideal for senior church leaders.

Grants for Vets to Study?



Veterans are going back to school with grants, you may qualify!

Lincoln



Tommy Lee Jones is Thaddeus Stevens. Like us and see it, 11.16.

Like Peggy Murphy Lundy likes this.

Portico



Snoke! in Bora Bora. Ski in Val. Golf in Ireland. We make the world your playground.

Like Danya Barber likes this.

Chat (64)

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ecuratondegreecour...



Online Ed.D. Org Leadership - Christian Ministry. Ideal for senior church leaders.

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Lincoln



Tommy Lee Jones is Thaddeus Stevens. Like us and see it, 11.16.

Like Peggy Murphy Lundy likes this.

INTERNET ARCHIVE
Wayback Machine
11 captures
8 Jun 03 - 12 Mar 08

<http://shadow.ws/> Go

FEB MAR APR
2004 2008 2009
12

Close

Coming in the Summer of 2006

The Adventures of SHADOW

About an Australian Shepherd Adventure (C)2006 Odonnell Entertainment(R)



Welcome

May 18, 2012

NOTE: Please call: 707-442-4117 or 877-SIX-DAYS to place an order. The Creation Family Bookstore is being updated.



Creation Family Bookstore has a 24/7 secure online store. Creation Family Bookstore! The store is always being updated.

Creation Research of the North Coast Presents these programs at the following locations:

▪ **ARCATA, CA – Creation Family Night**

Date: Sundays * Time: 6:30 p.m. – 8:30 p.m.
Place: At Trinity Baptist Church, 2450 Alliance Rd., Arcata, CA (Room 104, Fellowship Hall)
We will be showing a variety of new and great programs most every Sunday EVE

▪ **EUREKA, CA - Creation Family Night**

Date: Wednesdays * Time: 6:30 p.m. – 8:30 p.m.
Place: At First Covenant Church, 2526 J St., Eureka, CA (Room 2, Upstairs in the Peterson House)

The themes lately are "Creation Evangelism - How to Witness today!"

▪ **Humboldt Access Channel 12 (Suddenlink)**

Creation Research Hour is on Fridays at 6:00 p.m. & Saturdays at 6:00 a.m.

▪ **Need a seminar at your church? Give us a call and we would be happy to schedule one there for you**

In the future we are still planning to build a museum somewhere in our area. Noah's Ark?

Bill Odonnell, Jr.
Sr. VP of CRNC



This one of my new sites www.dogguidancehub.com It is about how to train your dog.

[Home](#) [Program](#) [Services](#) [News & Release](#) [About](#) [Contact](#)
[Creation Events Guide](#) [Creation News](#) [Museum](#) [Donation](#)
[Online Store](#) [Customer Service](#) [Privacy Statement](#)

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© 2012 Odonnell Entertainment(R) All Rights Reserved
Web Master: cmc@creationnews.org

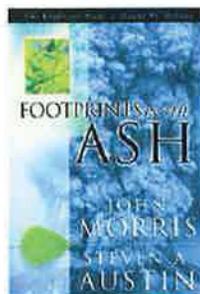
Welcome

CREATION FAMILY STORE
SECURE SHOPPING

Creation Family Bookstore has a 24/7 secure online store, [Creation Family Bookstore](#). The store is always being updated.

The new store is up and running. Many more items not entered yet - Please check back or call/E-mail for more information.

September 23, 2010



If you would like to receive *Creation News* go to [Creation Family Bookstore](#) and place your order.

Creation Research of the North Coast Presents these programs at the following locations:

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The themes lately are "Creation Evangelism - How to Witness today!"
+++++

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• **Need a seminar at your church? Give us a call and we would be happy to schedule one there for you**

• **Did you know that *Creation Family Book Store* has a selection of books and videos for sale at the Treasure Trove on the Creation/Evolution issue? The location is at 609 E St. across from Picky Picky Picky in Eureka, CA**

You can place a special order if the items you want are not there. This is the only official Christian Bookstore in our area. Outside of a few churches selling books the next nearest to us is Redding, Santa Rosa, and Grants Pass/Cave Junction. To place an order call 707-442-4117 or E-mail

Note: The Treasure Trove may have items that CFB are opposed to or would never carry. Unless someone from CFB or CRNC is there the people that would be checking you out may or may not know what are in the books and may not be Christians. CFB just rents space there and Treasure Trove just handles the sells for us. Any questions be sure to call 707-442-4117.
The online store is at www.CreationFamily.com

• **In the future we are still planning to build a museum somewhere in our area.**

Bill Odonnell Jr
Sr VP of CRNC

10/8/12



Annotate Your Screenshot

[Online Store](#) [Customer Service](#) [Privacy Statement](#)

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Web Master cmc@creationnews.org





Welcome

Odonnell Entertainment(R) & William Tufts Production

Odonnell Entertainment - A Video Production Company, web site design, hosting, etc. and The Official Video Production Company for the St. George Reef Lighthouse Preservation Society. This site is being revamp and moving to different location. Please check back for more details about Odonnell Entertainment(R). If you need any prices for the above services please feel free to E-mail or call today. Thank You.

Look for the upcoming web site. That if you need video production, help out ideas on advertising, web hosting, plus our films have aired on History Channel and is being considered for Discovery Channel. We are also working on new documentaries with our other trademark. Our travel documentary is coming early summer 2012. Look for the whole new site coming this early 2012 that will show some of these great new ideas coming from Odonnell Entertainment(R) Visit our other sites www.CreationFamily.com also www.adventuresofshadow.com We are also in the works on a whole new documetary on St George Reef Lighthouse. Our travel videos will cover other light houses, Route 66, tour guides for redwood country. We also have an advertising book that is coming out some time mid 2012. This guide will cover the whole gambit from training dogs, traveling with them, tour spots, how to video and do photography for the laymen. Also how to advertise and by pace ad agency in the future. Plus many new features on web hosting and displaying data for today's web.

Be sure to keep coming back for real cool things in 2012

Last One Out, Turn off the Light: Keeping the Watch

VHS Retail: \$14.99 and DVD Retail: \$14.99 * ISBN:0-9720152-0-5

On May 13, 1975, the last United States Coast Guard crew vacated St. George Reef Lighthouse, extinguishing its light after 83 years of service. Prior to the closing, a film was produced which portrayed the daily life of the lighthouse keepers, the final guardians of "Dragon Rock". Nearly a quarter of century later, in 1996, the St. George Reef Lighthouse Preservation Society (SGRLPS) began preserving the legacy by restoring this now darkened chapter in the maritime history on the Pacific Coast.

"Last One Out, Turn Off the Light" is both rare and new footage, with updated graphics, showing the lighthouse in operation. This production provides a compelling look at both the past and present of St. George Reef Lighthouse. Due to the age of the original film, certain portions show some visual fading. Running Time: 31 minutes, Color and B/W, VHS, NTSC, N/R. Revised Copyright 1999/2002/2006

Part of the sale of this video goes to help with restoring the lighthouse the way it was. DVD version is NOW out!!

You can purchase this product at the following location:

Odonnell Entertainment(R)
PO BOX 771, BAYSIDE, CA 95524-0771
Phone: 707-442-4117

Web: www.odonnell.ws or www.CreationFamily.com

J-Lynn Entertainment LLC vs William T Odonnell

Opp No. 91211530 (Parent) /Can No.

92056491(Child) Opposer Deposition Exhibit

BATTERY POINT LIGHTHOUSE MUSEUM
DEL NORTE HISTORICAL SOCIETY
FOOT OF 'A' STREET, CRESCENT CITY, CA 95531
Map
Phone: 707-464-3089

CREATION RESEARCH OF THE NORTH COAST
PO BOX 771, BAYSIDE, CA 95524-0771
Phone: 707-442-4117
Web: www.creationnews.org
E-mail: info@creationnews.org

DEL NORTE CHAMBER OF COMMERCE
1001 FRONT STREET, CRESCENT CITY, CA 95531
Phone: 707-464-3174

E-mail:

DEL NORTE HISTORICAL SOCIETY
577 H ST., CRESCENT CITY, CA 95531
Map
Phone: 707-464-3922

HUMBOLDT MARITIME MUSEUM, INC.
EUREKA, CA 95501
Phone: 707-444-9440

SAINT GEORGE REEF LIGHT HOUSE PRESERVATION SOCIETY
PO BOX 577, CRESCENT CITY, CA 95531
Phone: 707-464-8299 (Guy Towers - President of SGRLPS)
Web: www.StGeorgeReefLighthouse.us
E-mail: SGRLPS@StGeorgeReefLighthouse.us

Also at more location, E-mail: billjr@odonnell.ws or call Odonnell Entertainment(R)(707-442-4117) for details. Note: All stores will be added that carry the "Last One Out, Turn Off the Light".

A banner advertisement for DreamTemplate. On the left, a circular graphic contains the text "UNLIMITED ACCESS!". To the right, the text reads "DreamTemplate High Quality Website Templates" and "DOWNLOAD HUNDREDS OF AMAZING DESIGNS!". On the far right, there is a red button with the text "CLICK HERE" and a right-pointing arrow. The background of the banner shows various website design templates.

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J-Lynn Entertainment LLC vs William T Odonnell
Opp No. 91211530 (Parent) /Can No.
92056491(Child) Opposer Deposition Exhibit 5__15

INTERNET ARCHIVE
Wayback Machine

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2005 2011 2012

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Welcome

Odonnell Entertainment(R) & William Tufts Production(TM)

Odonnell Entertainment - A Video Production Company, web site design, hosting, etc. and The Official Video Production Company for the St. George Reef Lighthouse Preservation Society. This site is being revamped and moving to different location. Please check back for more details about Odonnell Entertainment(R). If you need any prices for the above services please feel free to E-mail or call today. Thank You.

Last One Out, Turn off the Light: Keeping the Watch
VHS Retail: \$14.99 and (NEW NOW ON DVD Retail: \$19.99 ~ ISBN:0-9720152-0-5

On May 13, 1975, the last United States Coast Guard crew vacated St. George Reef Lighthouse extinguishing its light after 92 years of service. Prior to the closing, a film was produced which portrayed the daily life of the lighthouse keepers, the final guardians of "Dragon Rock". Nearly a quarter of century later, in 1995, the St. George Reef Lighthouse Preservation Society (SGRLPS) began preserving the legacy by restoring the now, darkened chapter in the maritime history on the Pacific Coast. "Last One Out, Turn Off the Light" is both rare and new footage, with updated practices, showing the lighthouse in operation. This production provides a compelling look at both the past and present of St. George Reef Lighthouse. Due to the age of the original film, certain portions show some visual fading. Running Time: 31 minutes. Color and B&W. VHS, NTSC, NR. Revised Copyright 1999/2002/2006. Part of the sale of this video goes to help with restoring the lighthouse the way it was. DVD version is *NOV* out.

You can purchase this product at the following location:

Odonnell Entertainment(R)
 PO BOX 771, BAYSIDE, CA 95524-0771
 Phone: 707-442-4117
 Web: www.odonnell.ws or www.CreationFamily.com

BATTERY POINT LIGHTHOUSE MUSEUM
 DEL NORTE HISTORICAL SOCIETY
 FOOT OF A STREET, CRESCENT CITY, CA 95531
 Map
 Phone: 707-454-3089

CREATION RESEARCH OF THE NORTH COAST
 PO BOX 771, BAYSIDE, CA 95524-0771
 Phone: 707-442-4117
 Web: www.creationnews.org
 E-mail: info@creationnews.org

DEL NORTE CHAMBER OF COMMERCE
 1001 FRONT STREET, CRESCENT CITY, CA 95531
 Phone: 707-454-3174

E-mail:

DEL NORTE HISTORICAL SOCIETY
 377 H ST., CRESCENT CITY, CA 95531
 Map
 Phone: 707-454-3922

HUMBOLDT MARITIME MUSEUM, INC.
 EUREKA, CA 95501
 Phone: 707-444-9440

SANIT GEORGE REEF LIGHT HOUSE PRESERVATION SOCIETY
 PO BOX 677, CRESCENT CITY, CA 95531
 Phone: 707-454-3299 (Guy Towers - President of SGRLPS)
 Web: www.StGeorgeReefLighthouse.us
 E-mail: SGRLPS@StGeorgeReefLighthouse.us

Also at more location. E-mail: billr@odonnell.ws or call Odonnell Entertainment(R) 707-442-4117 for details. Note: All stores will be added that carry the "Last One Out, Turn Off the Light".

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J-Lynn Entertainment LLC vs William T Odonnell
Opp No. 91211530 (Parent) /Can No.
92056491(Child) Opposer Deposition Exhibit

Bill Odonnell's Photos

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Bill Odonnell

Odonnell Entertainment® and Adventures of Shadow® new Business Cards.

Share · April 27

Album: [Bill Odonnell's Photos](#) in [Wall Photos](#)

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
The Trademark Trial and Appeal Board**

Registration No. 3,991,181
For the mark ADVENTURES OF SHADOW,

J-Lynn Entertainment, LLC,

Petitioner,

vs.

Cancellation No. 92056267

William T. Odonnell,

Registrant.

**REGISTRANT'S RESPONSES AND OBJECTIONS TO
PETITIONER'S WRITTEN DISCOVERY REQUESTS**

COMES NOW the Registrant, William T. Odonnell (hereinafter "Registrant") and provides the following responses and objections to Petitioner J-Lynn Entertainment, LLC's written requests for documents.

Responses & Objections

1. For water bottles; IC 032. US 045 046 048. G & S: Purified bottled drinking water. For Films; IC 009. US 021 023 026 036 038. G & S: Motion picture films. C 016. US 002 005 022 023 029 037 038 050. G & S: Series of fiction books and paper based products. This also includes related product types in these categories that Mr. Odonnell claims to have been selling since 8-29-2007.

Response: As a threshold matter, Registrant is unclear as to what Petitioner is asking for in the instant request by simply listing goods and/or services possibly included in the underlying registration. In the spirit of cooperation, however, Registrant has attached documents generally concerning said use or said planned use.

2. Copies of official manufacturer orders of water bottles, videos, books, pictures, shirts, and all related Adventures of Shadow products prior to the claim of first use on 8-29-2007 to present day. Also the manufactures contact information for verification that items were actually ordered and manufactured and Mr. Odonnell hasn't fraudulently counterfeited the documents.

Response: Registrant objects to the instant requests on the grounds that it is overly broad and burdensome. Registrant further objects to the instant request and its insinuation of fraud. Subject to said objections, Registrant attaches documents that are responsive to this

request.

3. Copies of manufacturer shipment invoices to Mr. Odonnell for all products sold prior to 8-29- 2007 to present day.

Response: Registrant objects to the instant requests on the grounds that it is overly broad and burdensome. Subject to said objections, Registrant attaches documents that are responsive to this request.

4. Copies of customer shipment invoices for in state and out of state transactions for Adventure of Shadow products starting at 8-29-2007 to present day.

Response: Registrant objects to the instant requests on the grounds that it is overly broad and burdensome. Subject to said objection, responsive documents, if any, beyond those already attached will be supplemented at a reasonable time prior to trial.

5. Copies of sales receipts for Adventures of Shadow products sold with physical commercial address and sale dates listed on receipts starting on 8-29-2007 to present day.

Response: Registrant objects to the instant requests on the grounds that it is overly broad and burdensome. Subject to said objection, responsive documents, if any, beyond those already attached will be supplemented at a reasonable time prior to trial.

6. Copies of reports of interstate sales starting at 8-29-2007 to present day.

Response: Registrant objects to the instant requests on the grounds that it is overly broad and burdensome. Subject to said objection, responsive documents, if any, beyond those already attached will be supplemented at a reasonable time prior to trial.

7. Copies of official reporting documents from state and Federal taxes paid to the state of California and the IRS from the sales of these products since 8-29-2007 to present day.

Response: See attached. Further responsive documents, if any, beyond those already attached will be supplemented at a reasonable time prior to trial.

8. List of all stores and retailers throughout the United States that have sold Adventures of Shadow products from 8-29-2007 to present day.

Response: Registrant objects to the instant requests on the grounds that it is overly broad and burdensome. Subject to said objection, responsive documents, if any, beyond those already attached will be supplemented at a reasonable time prior to trial.

Respectfully submitted this 23rd day of July, 2013.

THE TRADEMARK COMPANY, PLLC

/Matthew H. Swyers/

Matthew H. Swyers, Esq.

344 Maple Avenue West, Suite 151

Vienna, VA 22180

Tel. (800) 906-8626 ext. 100

Facsimile (270) 477-4574

mshyers@TheTrademarkCompany.com

Counsel for Registrant

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
The Trademark Trial and Appeal Board

Registration No. 3,991,181
For the mark ADVENTURES OF SHADOW,

J-Lynn Entertainment, LLC,

Petitioner,

vs.

Cancellation No. 92056267

William T. Odonnell,

Registrant.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I caused a copy of the foregoing this 23rd of July, 2013, to be served, via first class mail, postage prepaid, upon:

Neadom Tamar Medina
169 Berkshire Rd.
Avon Lake, OH 44109

/Matthew H. Swyers/
Matthew H. Swyers



J-Lynn Entertainment LLC vs William T Odonnell Opp No.
91211530 (Parent) /Can No. 92056491(Child) deposition
Exhibit 7

THE ADVENTURES OF SHADOW CAT

Bill Odonnell, Jr. <billjr@odonnell.ws>

Fri, Sep 28, 2012 at 11:26 PM

Reply-To: "Bill Odonnell, Jr." <billjr@odonnell.ws>

To: "tamar@j-lynnentertainment.com" <tamar@j-lynnentertainment.com>

Hi Lynn

Just letting you know and save you time and money you are stealing my trademark and using the "Adventures of Shadow(R)" by calling it THE ADVENTURES OF SHADOW CAT that you filed with the trademark in August. Plus also knowing that NINJA SHADOW ADVENTURE(R) is a computer game. Because of both of our companies that already have trademarks the trademark board will come back and say that because of all ready these names out there you will be turn down. I was trying to tramark years ago Tufts Production and was turned down same with William Tufts Production because they said people would be confussed by mine with Tufts University so both were turned down and I lost time, money and delays.

Since yours is almost the same as mine you will be turned down. If by slim chance it does get to the stage of to be published which would not happen for about 10 months or so. I will file a complaint and it could go to court.

Since you are in early stage I would file a change to the name and come up with a new one. I have been able to shut down two books one with dogs and cats by using my name. So you can build your trademark and product I would find a new name that does not infringe on others trademark.

Thanks for taking care of this before you and I waste time and money dealing with this. If you do publish a game using this I will also turn a trademark lawsuite for all units used and stealing my trademark.

Thanks Again

Bill Odonnell

Owner of Adventures of Shadow(R) and Odonnell Entertainment(R) Both are trademarks.



Tamar Medina <tamar@j-lynnentertainment.com>

THE ADVENTURES OF SHADOW CAT

Bill Odonnell, Jr. <billjr@odonnell.ws>
Reply-To: "Bill Odonnell, Jr." <billjr@odonnell.ws>
To: Tamar Medina <tamar@j-lynnentertainment.com>

Wed, Oct 3, 2012 at 4:52 AM

Hi Tamar 😊

It is great or amazing that at last a person understands what it is to have a trademark and what it really does. Sorry you had to find out this way. But at least you do not have to do as much as this one company did. I am a Christian and this Christian author and publisher was using the reverse of my trademark and was calling it Shadow Adventure Series I did as I did to you and they had all the covers printed and pages but was not put together. So they re-did the cover and some of the pages and it was to be put together so if the Lord did not have me checking one night and it was say a week or so later - it would have been very costly for them and would have had to set a new release date. I understand that the new title is doing great and the Lord is blessing it. So my guess the same thing here happen too.

Before you get too far in I came about it before it gets too far. Even though it looks like you have T-shirts and have been on TV those can come down quick and start the change faster. But if I did not come about it the trademark people would have denied it, I am 99.9% sure of it and who knows how much money you would have put in advertising and letting people know and all sudden you have to stop ASAP. You would be in the same boat I was with Tufts Production. I spend many thousands and that name was out there and all sudden Tufts University said no and the trademark people said it was fine and was published, anyway than Tufts University lawyers got involved. It was approved and I was going full force than all of sudden I get a notice from the trademark office the mark was canceled and said that you can try and fight it or stop using it. But they pretty much said, on the phone - basically no hope. So I stop but than I said I would do two trademarks William Tufts Production and Odonnell Entertainment(R) Tufts University did the same-thing I was approved by the trademark office but than had to stop. But the Odonnell Entertainment(R) went through with flying colors. Which I thought out of the two was the long shot because of Rosie Odonnell. But she just did her name

so I was able to get it no problem. But I lost thousands and thousands of dollars because of the delay. Plus about 4 years or so wasted time and money. If it is basic like my "Adventures of Shadow(R) was no one has anything like it out there it took about 8 months or so to get it but a little longer for the Odonnell Entertainment(R) but the the other two that had Tufts in it the first one took 1 1/2 years or so and lost and the other was about 9 months or so but I did not bother with it since I had the other go through.

But in your case for one the name is basically the same with a THE and CAT added to it. My dead trademark at first was "A Tufts Production" but they came back and said "A", "THE", etc in front of your name can NOT BE TRADEMARK so I had to admin it to just TUFTS PRODUCTION. Since your mark has not been looked at yet and no trademark lawyer added to your case it is good since it is easier to change but once they get in it is very hard. You have to do what they say and wait and wait.

If you come up with some names send them to me. I have gotten pretty good looking at if it can be trademark or not. I do not mind doing that for you. But the secret is when looking punch in like how I look say Adventure Shadow first than adventure cat.

But because how the trademark works is since I have "Shadow" part of my trademark and is connected with an animal. You more likely can never get anything trademark with "Shadow" if it is an animal. It is like "Lassie" does not matter "Lassie Cat" or what ever would never be allowed to be trademark either. Same with Snoopy you could never get Snoopy Cat either. Say the name you choose is Scarlett you look through all the description of Scarlett if it does not have any animals connected to it and since it is a name of a person type this has a very good chance of being trademarked. Say you pick Scarlett Cat I would find a different name instead of adventure in front or back because Adventure titles take longer and because it may get mixed in with Felix the Cat which is trademark and you may be denied too by those people. Since I believe Adventure / Cat are trademarked too. So really the name you picked would never have gone - "Adventures of Shadow(R) is trademark, Shadow is trademarked as an animal, adventure and word cat are trademarked and you can not use "THE" in a trademark name. So if I did not come about it for months the trademark people would have denied it because of multiple trademarks mixed in.

But what you come up with - run the names by me and I can at least do a quick check to see if you may or may not have a problem.

I do not mind doing this for you since you were nice enough to write back a nice letter to me and willing to change things. In the long run it would save me money up front fighting this and also in the long run how much money you could have lost if it ever got to that point. Back to the book that I mention by that publisher they changed the name of the dog and title because both they knew was trademark as an animal. But really a person would have a hard time trademarking "Adventures of Shadow" since it is like Coke Cola, Disney, etc.

If you can on your face-book pages (two I found - so far) and your website or websites change all to "The...Cat" plus all tags you have too on pages in mega tags and any place listed. Also any pictures that have that, t-shirts, etc. Plus you may want to contact the local channel you were on, or nay other media or comics, books, etc and have that pulled down but out of that they may do a new interview with the new name etc and give you new PR without out you or them mentioning the old name. It might be a pain now but if this went for 4 to 6 months out or longer it would be even harder to change all info out there. Some people who had to go to court would be ordered to do this plus fines if not not right a way. So really it may be a pain but in the long run at least you found out now instead of later. I am also trying to deal with a few others who are using "Adventures of Shadow(R)" in blog and videos etc. In short time I hope people should get the point that it is a trademark as you did. I am hoping that in short order I too get enough money to get this thing really flying. But the trademark is being used a lot and hope to have many things going.

A calendar is in the works this year and a book is being published by book publisher and not a do it yourself one. But between dealing with my dog dying, dad have heart surgery and coming about watching my trademarks besides training the new dog for the movies etc. Plus trying to make a living while all this is going on is very hard.

So I do know what you are going through. I do owe some money not as much as you but a lot. About \$8 to \$9,000 just dealing with my last dog health issue only not counting every day care or check ups. I also purchase one puppy that never came and lost about \$1,000 plus the time training to get it ready to take over the role. Had to find the one I now have and even though I lost a lot of

money and time but it is worth in in the long run. I have a much better dog than the other puppy plus it did get at least 5 moths with my other dog now it needs to learn and I need to get things moving faster now. But once things get in place I too hope it really gets a house hold name.

Your new name for your game will be great because you are honoring a persons trademark which means you have integrity.

I know you may be upset or sad about this name change both name of game and the character but the Lord has a much better name for your project and will do great. I will try and help you on this at least the name part so possible this will not happen again. I know I have much better trademarks because of my other two being turned down.

You can say that you are changing the name and stay tuned to see what the new name will be. (Something like that) Be sure to sign up and to be notified of the new name coming in a few weeks out. **We are so excited about this new name for this character and so will you.** But we want to have it build so be-sure to sign up and be the first to know it. Something like that. In the long run this may add new spice to the game. Since your llc name is out there people would still find you without any mention of the name you were using.

😊 **Thanks Again for dealing with this and looking forward on helping you out with the new name and check it out for you.**

In His Service

Bill Odonnell

Owner "Adventures of Shadow(R)" Odonnell Entertainment(R)

From: Tamar Medina <tamar@j-lynnentertainment.com>

To: "Bill Odonnell, Jr." <billjr@odonnell.ws>

Sent: Tuesday, October 2, 2012 9:27 PM

Subject: Re: THE ADVENTURES OF SHADOW CAT

Hello Mr. Odonnell



Tamar Medina <tamar@j-lynnentertainment.com>

THE ADVENTURES OF SHADOW CAT

Bill Odonnell, Jr. <billjr@odonnell.ws>
Reply-To: "Bill Odonnell, Jr." <billjr@odonnell.ws>
To: Tamar Medina <tamar@j-lynnentertainment.com>

Thu, Oct 4, 2012 at 1:01 PM

Hi

Looks like you are slowly pulling down sites and links the one face-book page seems down as does <http://adventuresofshadowcat.com/> the others are still up but happy you have have started. Once the Youtube clips and site goes down and the other domains that has the adventures of shadow in it, Kickstarter gets pulled and update your main site j-lynn etc dumps all of the info within 3 weeks or so the search engs should start to dump the rest and a month or two when you do a search it makes it easier to find what's up still.

Once you find a name you like and update trademark with it the part with trademark search end will start the update to that name. Plus by finding and updating before they appoint someone is that you will not have to wait as long. You are already inline if you can not find the trademark update form let me know - I have it marked from long ago and if they change the link should not take long to update.

How many T-shirts did you do or were they just designs and none run except what your friends and you wore and gave out to host?

But I am glad that you see the important of not continuing and that in the future if some try it on your new name they will be just as good as you are doing to my mark by removing everything.

Hopefully you did not pay to far a head on the domains that had adventuresofshadow in them looks like the one you parked already was max 2013. How many did you have with this name in it? Looks like you had 21 domains in your name but have not checked to see how many had adventuresofshadow in them. Looks like two at least.

So in the future no one else try to gets these domains and you do not have to

get renewing them this way I may have to pay each year for them now but at least by what you started my trademark will be protected from others who may try and pick this up. You can not sell these since it is my trademark but to protect you in the future and my mark it would be helpful that I have these. I will just park them and not really use them. When you transfer the domains (that have adventuresofshadow in them) to my account see this link on how to do it <http://support.godaddy.com/help/article/822/moving-a-domain-name-out-of-your-account?locale=en> my login is odonnellent (I had to transfer all the Tufts Production domains to Tufts University that I had and I just renewed them for two years at the time. I believe I had six of them and this was before I found go-daddy and they were 35.00 a year cost me about \$420 plus the ican fees and I also had to pay to have them transfer to them.) In your case looks like they are only 6 months left or so it was good we have caught these when we did. Plus it is done free since I belong to godaddy too. These will never be used for e-mails but most likely just parked as you are start doing now.

**Sorry this happen but a few good things may come of this
One possible we may come friends from all this and in time may be able to help each other out.
two you may get a very cool name that may make your new mark a household name.**

But again thanks for realizing how important it is

Take care Bill

From: Tamar Medina <tamar@j-lynnentertainment.com>

To: "Bill Odonnell, Jr." <billjr@odonnell.ws>

Sent: Wednesday, October 3, 2012 9:13 AM

[Quoted text hidden]

[Quoted text hidden]



Tamar Medina <tamar@j-lynnentertainment.com>

I noticed not much has been done yet on pulling down sites.

Bill Odonnell, Jr. <billjr@odonnell.ws>
Reply-To: "Bill Odonnell, Jr." <billjr@odonnell.ws>
To: Tamar Medina <tamar@j-lynnentertainment.com>

Fri, Oct 12, 2012 at 4:14 AM

Hi Tamar,

The other website still up, twitter is still up, you-tube is still up, indigo site still up and that has t-shirts on them, plus some others please take down ASAP. You are still violating my trademark. I can contact some of these sites and they would pull you down but I rather have you do it. Thanks for taking care of this. Please see below for the other concerns and name I found for you.

Thanks Again Bill

From: "Bill Odonnell, Jr." <billjr@odonnell.ws>
To: Tamar Medina <tamar@j-lynnentertainment.com>
Sent: Thursday, October 4, 2012 4:28 PM
Subject: Found a new name that looks like would go through and would be your own and I believe you may like it.

Hi Tamar

I found a name that may work for you and it seems to be available "**Adventures of Max Cat**" I noticed looking at your pages, which some are still up and spotted that you had the title all along. The character name is Max. So I did some checking a many hours looking into this name and I believe you are safe. No one has "Max Cat" trademark same with "Adventures of Max Cat". By making a minor change in name with the trademark company you should not have a problem, since some of the name is still in place.

I believe you just need to update trademark:

ONE - DROP the "The" this would never fly with them no matter how much a person love the word "THE".

TWO - DROP "Shadow" and put in "MAX" Also throughout your write up in the trademark application drop all the "The" and "Shadow" with them. I do not believe you will have too much problems. I do not believe this will cost you any more to do this, at least with the trademark company.

"Past examples of applicant trolling the internet and threatening legal action against others. When his mark is subject to cancellation for related categories of goods and services."

Ellie

Ellie Mann
Web Production Assistant
Aardman Animations

<http://www.aardman.com/digital>



[aardman.com/digital](http://www.aardman.com/digital)

From: William Odonnell [<mailto:odonnellent@sbcglobal.net>]
Sent: 29 June 2010 07:42
To: Web Producer
Subject: Wallace & Gromit Chat » The Adventures Of Shadow And Gromit You are breaking my trademark

You are breaking my trademark I want this post down How would you like me using The adventures of Gromit or Wallace I'm sure you will file a trademark leagal issue. So whats the difference of you using my trademar? Pull it down or if you ever release or if you continue this post. You will be getting one from me.

Thanks William T Odonnell owner of trademark

PS I want the whole post down now. They can repost using some totaly differnt name but not my trademark

IF YOU continue using my trademark you will be looking at leagal issues. This needs to come down or else. You have been given noticed. Just change the name or else. I already have a trademark lawyer ready to go if you pursue this. Bill I have the trademark "Adventures of Shadow"(R) It is an offical Trademark. I own it and you are using it illegally. So come up with a different title or legal actions will happen in the future. My Trademark is just as detailed as Wallace & Gromit(R) Trademark is. No one else can use it without my permission. So you better come up with a different title.

Thanks Bill

ADVENTURES OF SHADOW(R) Registration Number: 3682041
Goods and Services IC 009. US 021 023 026 036 038. International Class: 009
Class Status: Active
IC 016. US 002 005 022 023 029 037 038 050.
International Class: 016
Class Status: Active

000025

From: William Odonnell <odonnellent@sbcglobal.net>
To: Ellie Mann <Ellie.Mann@aardman.com>
Sent: Friday, July 2, 2010 4:09 PM
Subject: Re: Wallace & Gromit Chat > The Adventures Of Shadow And Gromit You are breaking my trademark

Hi Ellie

Thanks you finally taking care of this. I agree kids should learn all parts of this bus. I'm glad you do that. In time we plan on doing things more like you are involving kids with our product. But also this will also teach them that they need to do reach on copyrights and trademarks. The person maybe be upset about it but that is what happens when a person does not do the research.

You may want to clarify that in your posts on copyright and trademarks. And use an example Lassie(R) meets Gromit(R) unless a person gets permission from both parties it could get very sticky and possible legal issues may happen.

When they change the name of the forum please do not use Shadow in the title of the new post and if you can edit all posts that say "Adventures of Shadow" in it. Thanks for handling of this. Your product is great and glad to see that you respect over peoples trademarks too. If people use are use are trademarks why do we spend thousands of dollars to get one?

You have a great product and glad to see you are willing to handle this.

Have a great weekend
Bill

From: Ellie Mann <Ellie.Mann@aardman.com>
To: William Odonnell <odonnellent@sbcglobal.net>
Cc: Jo Miller <Jo.Miller@aardman.com>
Sent: Fri, July 2, 2010 9:48:39 AM
Subject: RE: Wallace & Gromit Chat > The Adventures Of Shadow And Gromit You are breaking my trademark

Dear Mr O'Donnell,

Many thanks for your email- I have had a look at the chat/forum section of the website and indeed there is a thread called 'The Adventures of Shadow and Gromit' . The posts were made by a child who has signed up in order to give updates on his film-making. Please be assured that Aardman are not making a film called The Adventures of Shadow; Aardman do not make these posts to the forum, but encourage children to join in discussions about the animation work they might be making.

I have asked a web developer to change the title of the forum thread, and I've emailed the forum-user in question to let him know.

All the best,

000025

To learn more about the marketing side of the publishing industry, read Director of Marketing Mark Mingle's Blog:
<http://www.tatepubmarketing.blogspot.com>

To learn more about specific things you can do to market your book, read Associate Director of Marketing Terry Cordingley's Blog: <http://terrycordingley.blogspot.com/>

This electronic mail message contains information that (a) is or may be CONFIDENTIAL, PROPRIETARY IN NATURE, OR OTHERWISE PROTECTED BY LAW FROM DISCLOSURE, and (b) is intended only for the use of the addressee(s) named herein, and (c) is protected by copyright and may not be displayed or shared with any other person other than the intended recipient. If you are not an intended recipient, please send an email immediately to publish@tatepublishing.com and take the steps necessary to delete the message completely from your computer system.

-----Original Message-----

From: Bill Odonnell [<mailto:billjr@odonnell.ws>]
Sent: Wednesday, August 03, 2011 5:33 PM
To: Tate Publishing; krista@tatepublishing.com
Subject: I would like more info about Tate Publishing

How did you hear about us:

I Am Shadow...One Dog's Story

Mavis Duke Hinton

Tate Publishing / Trade Paperback

#2: I Am Dachshund
Mavis Duke Hinton

OakTara / Trade Paperback

These two are breaking my Trademark "Adventure of Shadow" and is set for books. Please remove titles you can update but the Shadow Adventures has to be removed.

I do not want to take it to court but will.

Thanks for taking care of this Bill

000035

From: Nancy <nancy@thenancyway.com>
To: William Odonnell <odonnellent@sbcglobal.net>
Sent: Saturday, July 2, 2011 4:04 AM
Subject: Re: Vilolating my Trademark

My apologies. I have changed the name of my article. Thank you.

Sent from my iPhone
Nancy Roe

On Jul 2, 2011, at 5:28 AM, William Odonnell <odonnellent@sbcglobal.net> wrote:

The Adventures of Shadow is a Reg Trademark please change the name on your site
you have a page that has The adventures of Shadow on please remove.

Thanks Bill Odonnell

http://thenancyway.com/index.php?option=com_content&view=article&id=49&Itemid=57

000000

Applicant posting threats and defamation on the Opposers online fundraising campaign which had 2500 to 3000 people invited. The Opposer had to block the Applicant and report him to Facebook to get the defamation and threats to stop. Applicant refers to her targeting Neadom T Medina of J-Lynn Entertainment's wife and J-Lynn Entertainment (Opposer)

Facebook post 1: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible but appears to be a comment or post related to the fundraising campaign.]

Facebook post 2: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible.]

Facebook post 3: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible.]

Facebook post 4: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible.]

Facebook post 5: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible.]

Facebook post 6: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible.]

Facebook post 7: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible.]

Facebook post 8: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible.]

Facebook post 9: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible.]

Facebook post 10: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible.]

Facebook post 11: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible.]

Facebook post 12: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible.]

Facebook post 13: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible.]

Facebook post 14: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible.]

Facebook post 15: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible.]

Facebook post 16: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible.]

Facebook post 17: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible.]

Facebook post 18: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible.]

Facebook post 19: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible.]

Facebook post 20: [Screenshot of a Facebook post with a blue header and a green 'Like' button. The text is mostly illegible.]



YourTrademarkAttorney.com

Tel: (314) 749-4059
Toll-Free: (800) 974-4827
Fax: (800) 961-0363

October 12, 2012

Via Email (billjr@odonnell.ws)

William T. Odonnell
P.O. Box 771
Bayside, CA 95524

Re: THE ADVENTURES OF SHADOW CAT (J-Lynn Entertainment, LLC)
Our File No.: J108 001MI

Dear Mr. Odonnell:

I represent J-Lynn Entertainment, LLC ("J-Lynn") in its intellectual property matters. I have been forwarded copies of your email correspondence with J-Lynn, in which you assert that its intended use of trademark THE ADVENTURES OF SHADOW CAT, in connection with video game software, is an infringement of your alleged rights in your federally registered ADVENTURES OF SHADOW mark. I respectfully disagree with your conclusion.

Although you are the owner of an existing registration for ADVENTURES OF SHADOW, my research indicates that you have *never* used the trademark in commerce in connection with most, if not all, of the products and services listed in your registration. Under the law, your registration is unquestionably subject to cancellation on the basis of (1) non-use of the trademark, (2) abandonment of the trademark, and (3) fraud on the Trademark Office. Should you continue to harass my client, interfere with its business operations, or attempt to challenge its application for THE ADVENTURES OF SHADOW CAT, my client will not hesitate to pursue a cancellation proceeding against your registration.

Even if your registration for ADVENTURES OF SHADOW is not subject to cancellation (which it clearly is), your substantive claims of infringement are unfounded and without merit. Your registration is for books, films, videos, and bottled drinking water, while my client's application for THE ADVENTURES OF SHADOW CAT is pending for video game software. I also note that your registration already coexists with a registration for SHADOW THE HEDGEHOG for "video game software" (Reg. No. 3308413). Surely, if SHADOW THE HEDGEHOG can coexist with your trademark, there is no reason why J-Lynn's mark cannot peacefully coexist with your trademark as well.

In conclusion, my client has no intention of withdrawing its trademark application, transitioning to a new name, or removing any mentions of THE ADVENTURES OF SHADOW CAT from its website or social media accounts. Moreover, I am demanding that you immediately refrain from any further contact with my client and that all future correspondence regarding this matter be directed to me as J-Lynn's attorney. Again, if you continue to send unwanted emails or post threatening messages on my client's Facebook page, I will advise my client to take swift action against your trademark registration.

Should you wish to discuss this matter in greater detail, I may be reached direct at (314) 749-4059 or morris@yourtrademarkattorney.com.

Sincerely,



Morris E. Turek

cc: Tamar Medina, J-Lynn Entertainment, LLC

**J-Lynn Entertainment LLC vs William T Odonnell Opp
No. 91211530 (Parent) /Can No.
92056491(Child) Opposer
Deposition Exhibit 8__02**

Coming in the Fall of 2012



The Adventures of SHADOW (TM)

The adventures of an Australian Shepherd (© 2006-2012 Tidonell Entertainment®)

My Adventures are really coming

Please check back my new site is coming soon, now this "Adventures of Shadow (TM)" (TM) reg. Trademark.

Adventures of Shadow is now on Facebook.
<http://facebook.com/adventuresofshadow>

What is happening next is that the one who will be taking over is Shadow "Scamp" Odonnell she was born Dec. 4, 2011 her stage name is "Northern Lights - Out of the Shadows"



Shadow ' Scamp

Adventures of Shadow® Represents the War Dogs
of W.W.II, Korean War and other wars past and present.

www.AdventuresofShadow.com

Shadow Scamp Born Dec. 04, 1998 (Died July 11, 2003)

There is a new place that will help you find a dog, and help
you with someone that has a dog, and help you

<http://dogmatters.com/>

AD 1/1

J-Lynn Entertainment LLC vs William T Odonnell Opp
No. 91211530 (Parent) /Can No.
92056491(Child) Opposer
Deposition Exhibit 9_01



To: Duncan H. Poirier
From: Rob Holmes
Date: October 15, 2012
Subject: BFC0113011 ADVENTURES OF SHADOW

The below confidential report was prepared at the request of an attorney in anticipation of litigation.

Pursuant to your request to investigate William T.O'Donnell dba O'Donnell Entertainment in regard to their use of the mark ADVENTURES OF SHADOW and, if so, the nature and extent of that use, we have conducted the following:

According to the USPTO the owner of ADVENTURES OF SHADOW is William T.O'Donnell dba O'Donnell Entertainment, 7873 1/2 Myrtle Ave., Eureka, CA 95503.

We then located the apparent primary website for the Adventures of Shadow project at adventuresofshadow.com, which is a one-page simplistic website. It reads *Coming in the Fall of 2012, The Adventures of Shadow®*. This domain was registered in May 2008 by William Odonnell, Odonnell Entertainment, PO Box 771, Bayside, CA 95524; (707) 442-4117; odonnellent@sbcglobal.net.

We also believe this same individual to be the owner of these additional domains: shadow.ws, adventureofshadow.com, adventureofshadow.info, adventureofshadow.mobi, adventureofshadow.net, adventureofshadow.org, adventureofshadow.us, adventuresofshadow.biz, adventuresofshadow.co, adventuresofshadow.info, adventuresofshadow.me, adventuresofshadow.mobi, adventuresofshadow.net, adventuresofshadow.org, adventuresofshadow.tv, adventuresofshadow.us, adventureswithshadow.com, adventureswithshadow.net, adventureswithshadow.org, shadow.ws, shadowadventure.info, shadowadventure.net, shadowadventure.org, shadowadventure.us, shadowsaurs.biz, shadowsaurs.co, shadowsaurs.com, shadowsaurs.info, shadowsaurs.mobi, shadowsaurs.net, shadowsaurs.org, shadowsaurs.us, shadowsaurs.ws, shadowtoday.com, shadowtoday.info, shadowtoday.net, shadowtoday.org, adventuresofscath.net, scath.ws.

The earliest archived version of the subject's website, found as it was preserved in 2008, announced: *"Coming in the Summer of 2006..."* This is an indication that this website was probably launched far earlier and not updated for a long time. One of the subject's many websites (www.creationnews.com) displays the image and link to Adventures of Shadow at the bottom of the home page dated May 18, 2012. We most recent archived copy of this same home page dated September 23, 2010 does not display any reference to Adventures of Shadow.

The website for Odonnell Entertainment located at www.odonnellentertainment.com contains a link to adventuresofshadow.com. The most recent archived copy of this website dated February 1, 2011, however, contains no mention of this title at all.

The subject's Facebook page is located at facebook.com/adventuresofshadow and was created on April 18, 2012. The date "founded" was manually recorded by the page's creator as 2006. The page's author is shown as Bill Odonnell. On Odonnell's personal Facebook profile (facebook.com/WilliamTuftsOdonnell) he states on October 3, 2012 "... it is getting closer to taking "Adventures of Shadow®" to the next level..." and "Adventures of Shadow®" – Calendar 2013, Updated water bottle label and water in the bottle too, other type of items will start to come out in the coming months too, stay tuned... "Odonnell Entertainment®" – New video production of St. George Reef Lighthouse will have a promotion s in it about other upcoming titles and one will be on "Adventures of Shadow®".

In the subject's Facebook photo album we located a business card that was uploaded April 27, 2012 which reads: Odonnell Entertainment® / Adventures of Shadow® / Videos have been featured on History Channel / Bill Odonnell, Owner / billjr@odonnell.ws / PO Box 771 Bayside, CA 95524; (877) SIX-DAYS; (707) 442-4117; www.odonnellentertainment.com; www.adventuresofshadow.com.

We called (707) 442-4117 and the telephone was answered "Hello" by an individual who identified himself to us as Bill Odonnell. Using a suitable pretext we inquired about "Adventures of Shadow". Initially, we asked about DVD's and he responded, "We don't have DVD's at the moment. The only with Shadow in it right now is 'Last One Out Turns Out the Light' which has him in the end near a lighthouse looking at the camera." Odonnell stated that the only merchandise he has on hand are 8"x10" and mousepads. During our conversation Odonnell stated that he ran into problems when "the first Shadow" ran into health problems for six years with \$9,000.00 in bills. He explained his plan was for Shadow to star in films but he was not healthy enough to shoot and eventually passed away. The first Shadow's name was originally 'Stormy' and Shadow was his stage name. The new Shadow, he explained, is named 'Scamp' and Shadow is the stage name. His plan now it to have "at least three Shadows on hand" before he begins filming so that he doesn't run into the same problem as before. In the future, he stated, he is planning on going "full force" with a calendar due for 2013 and possibly stuffed animals and collector's plates if he has the funds to do so. During our conversation, Odonnell stated that he has the trademark for 'Adventures of Shadow' and "if anyone else used the words 'Adventures of Shadow' with a dog they'd be nailed. After more small talk, we concluded the call.

This case will be closed unless otherwise instructed. If there is anything else you need regarding this matter, please contact us anytime. This concludes the report of Rob Holmes.

Sincerely,



Rob Holmes, CEO

My Whois View

Website Title: [The Adventures of Shadow@ www.AdventuresofShadow.com](http://www.AdventuresofShadow.com)

ICANN Registrar: **GODADDY.COM, LLC**

IP Address: [64.202.189.170](#) [Reverse-IP](#) | [Ping](#) | [DNS Lookup](#) | [Traceroute](#)

Reverse IP: [6,988,159 other sites](#) hosted on this server.

Reverse Whois: **"Odonnell Entertainment" owns about [138 other domains](#)**

Whois History: [24 records](#) have been archived since **2008-05-09**.

Registered through: GoDaddy.com, LLC (<http://www.godaddy.com>)

Domain Name: ADVENTURESOFSHADOW.COM

Created on: 06-May-08

Expires on: 06-May-13

Last Updated on: 24-Apr-11

Registrant:

Odonnell Entertainment

PO BOX 771

Bayside, California 95524-0771

United States

Administrative Contact:

Odonnell, William odonnellent@sbcglobal.net

Odonnell Entertainment

PO BOX 771

Bayside, California 95524-0771

United States

+1.7074424117 Fax -- +1.7074428370

Technical Contact:

Odonnell, William odonnellent@sbcglobal.net

Odonnell Entertainment

PO BOX 771

Bayside, California 95524-0771

United States

+1.7074424117 Fax -- +1.7074428370

Domain servers in listed order:

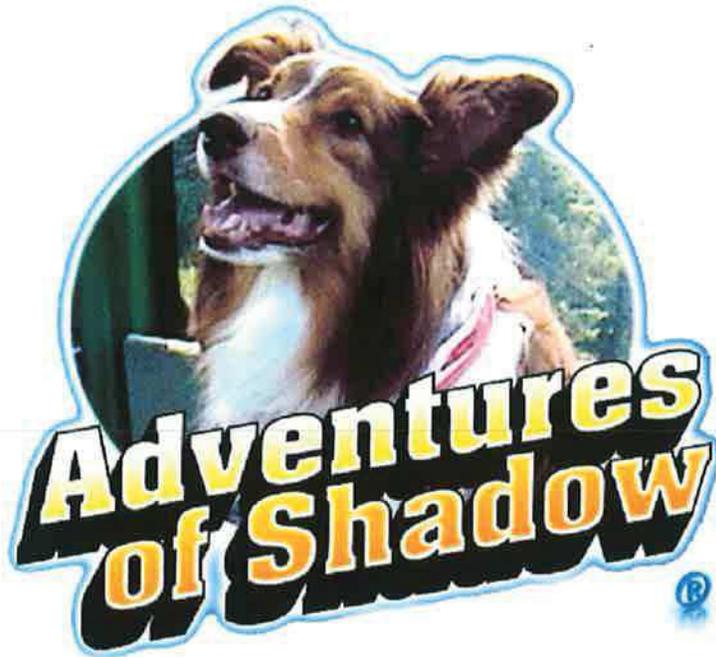
PDNS01.DOMAINCONTROL.COM

PDNS02.DOMAINCONTROL.COM

Name Server: PDNS01.DOMAINCONTROL.COM (has [34,061,396 domains](#))

PDNS02.DOMAINCONTROL.COM (has [34,061,396 domains](#))

Coming in the Fall of 2012



The Adventures of SHADOW (R)

The adventures of an Australian Shepherd (C)2006-2012 Odonnell Entertainment(R)

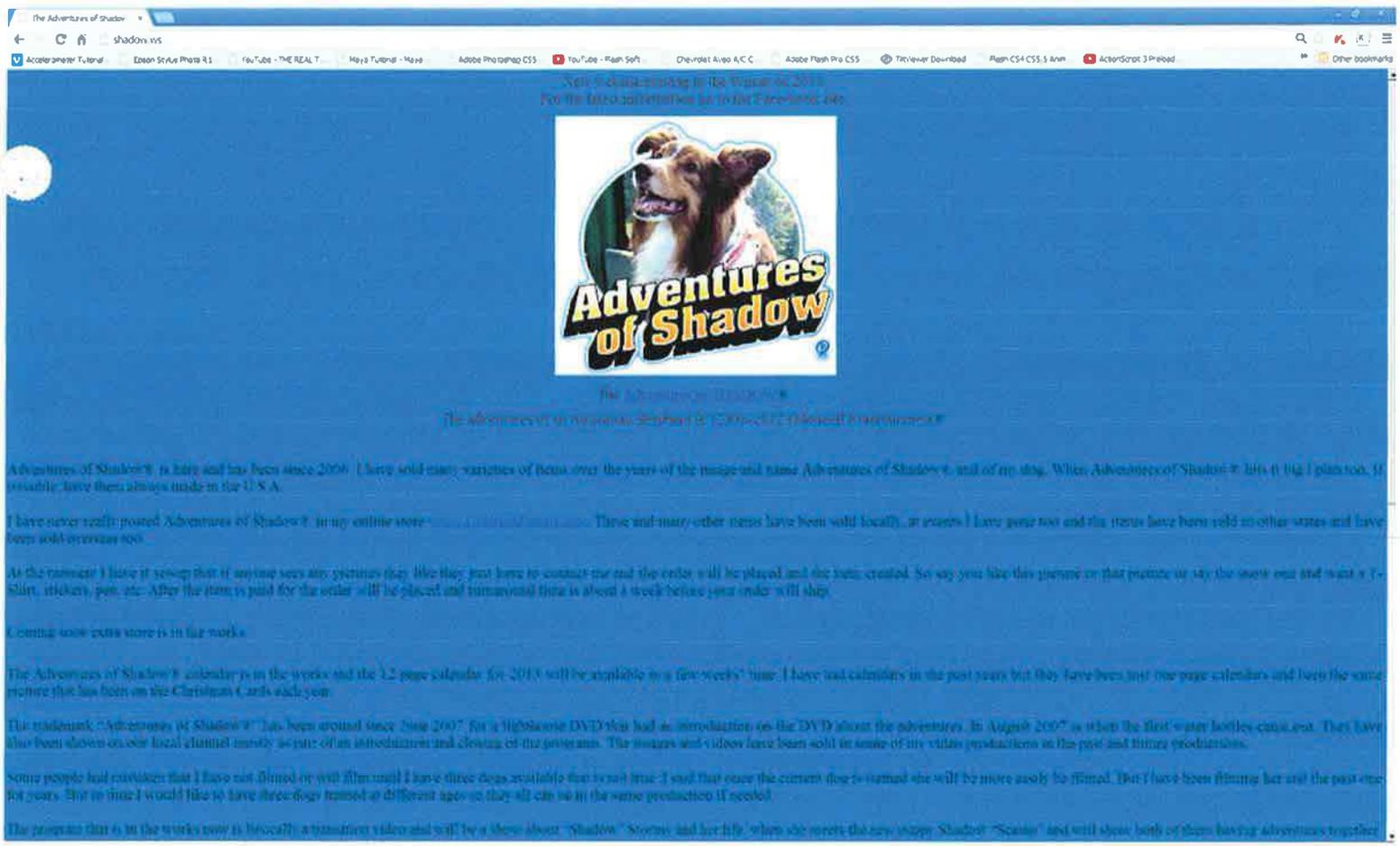
My Adventures are really coming.

Please check back my new site is coming soon, now that "Adventures of Shadow (R)" is now reg Trademark.

Adventures of Shadow is now on Facebook
<http://facebook.com/adventuresofshadow>

**What is happening next is that the one who will be taking over is Shadow
"Scamp" Odonnell she was born Dec. 4, 2011 her stage name is
"Northern Lights - Out of the Shadows"**

J-Lynn Entertainment LLC vs William T Odonnell Opp
No. 91211530 (Parent) /Can No.
92056491(Child) Opposer, Deposition Exhibit 10__04





Adventures of Shadow

22 weeks · talking about this

Like 0

Enter now!
The Adventures of an Australian Shepherd © 2006-2012 Odonnell Entertainment & More details coming soon!



28

About

Photos Likes

Highlights

Adventures of Shadow

Yesterday · 47

Adventures of Shadow @ Represents the War Dogs Memorial

6 photos · I have a passion on building a memorial and using the two dogs images.



Like Comment Share

Don't like this?



Adventures of Shadow www.shadow.us



Shadow: The Official Site of The Adventures of Shadow (R) www.AdventuresofShadow.com www.shadow.us

Find out about Shadow: the site, Adventures of Shadow (R), and pet toys, Shadow: personal adventure

Yesterday at 12:45pm



Adventures of Shadow The memorial will pay tribute to all the War Dogs - past and present plus all the military. Tee Shirts are being designed. The memorial will feature both dogs in one of these kind of pose and will be very oversized bronze statue. The plaque will say "Adventures of Shadow & Dogs Represents the War and Military Dogs of past and present wars." The memorial will have all types of information about War and Military Dogs. At the moment leaning towards possible having it placed at a local veteran's cemetery, of course if they approve of it.

A new website and Facebook pages will be in the works along with Tee-Shirt promoting it. My guess it will cost in the range of \$30,000 (give or take). Stay tuned as I keep mentioning and developing it.

Warrior Dogz by Elizabeth Astley

See All



Tracy Elizabeth Astley

You are beautiful Shadow, keep going! Hope adorable pic

More Posts



Adventures of Shadow

Yesterday · 47

One of the New Tee Shirts of Adventures of Shadow

One of the new Tee Shirts of "Adventures of Shadow"

©2012 Odonnell Entertainment &



Like Comment Share



Adventures of Shadow www.shadow.us



Shadow: The Official Site of The Adventures of Shadow (R) www.AdventuresofShadow.com www.shadow.us

Find out about Shadow: the site, Adventures of Shadow (R), and pet toys, Shadow: personal Adventure

Yesterday at 10:28am



J-Lynn Entertainment LLC vs William T Odonnell
Opp No. 91211530 (Parent) / Can No.92056491(Child)

Opposer

Deposition Exhibit 12

A few of the items we have of "Adventures of Shadow" (in photo)
The items listed below are just some of the items we have sold over the years.

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IN RE: ROB HOLMES OF IPCYBER
CRIME, INC.

~~~~~

DEPOSITION OF  
ROBERT LOUIS HOLMES, JR.

DECEMBER 3, 2014

9:06 A.M.

1990 SOUTH BUNDY, SUITE 540,  
LOS ANGELES, CALIFORNIA

DAVID SANCHEZ, CSR NO. 5620

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APPEARANCES OF COUNSEL

FOR J-LYNN ENTERTAINMENT, LLC:

J-LYNN ENTERTAINMENT, LLC:  
TAMAR NEDOM MEDINA, ESQ.  
18705 20TH AVENUE  
BOTHHELL, WASHINGTON 98012  
(440) 610-5827  
TAMARA@J-LYNNENTERTAINMENT.COM

**In the Matter Of:**  
**ROB HOLMES OF IPCYBER CRIME, INC.**

---

**ROBERT LOUIS HOLMES, JR.**

*December 03, 2014*

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**J-Lynn Entertainment LLC vs William T Odonnell  
Opp No. 91211530 (Parent) /Can No.  
92056491 (Child) Opposer  
Deposition Exhibit 13**



**ESQUIRE**  
SOLUTIONS

**800.211.DEPO (3376)  
EsquireSolutions.com**



## *Shadow \* Scamp*

**Adventures of Shadow® Represents the War Dog**  
of W.W.II, Korean War and other wars past and present.

**www.AdventuresofShadow.com**

**Shadow Stormy Born: Dec. 27, 1998 Died: July 11, 2012**

**Here is a site I have that will make it easier to find, train, and have  
fun with someone like me. It is a dog training site.**

**<http://dogguidancehub.com/>**

*Arf, Arf.*

**J-Lynn Entertainment LLC vs William T Odonnell Opp  
No. 91211530 (Parent) /Can No.  
92056491(Child), Deposition Exhibit 10\_\_05**

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I N D E X

WITNESS: ROB LOUIS HOLMES, JR.

| EXAMINATION   | PAGE |
|---------------|------|
| BY MR. MEDINA | 5    |

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INDEX TO EXHIBITS

EXHIBITS

MARKED

(NO EXHIBITS MARKED)

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LOS ANGELES, CALIFORNIA;

WEDNESDAY, DECEMBER 3, 2014; 9:06 A.M.

ROB LOUIS HOLMES, JR.,

HAVING BEEN FIRST DULY SWORN, TESTIFIES AS FOLLOWS:

EXAMINATION

BY MR. MEDINA:

Q. MR. HOLMES, WHAT IS YOUR FULL LEGAL NAME?

A. ROBERT LOUIS HOLMES, JUNIOR.

Q. AND WHAT IS YOUR OCCUPATION?

A. I'M A PRIVATE INVESTIGATOR.

Q. AND HOW MANY YEARS OF EXPERIENCE DO YOU HAVE IN THIS  
PROFESSION?

A. NINETEEN YEARS.

Q. NINETEEN YEARS.

WHEN YOU DO THESE INVESTIGATIONS DO THEY INCLUDE FRAUD  
OR MISLEADING PRODUCTS?

A. YES.

Q. SO IS IT SAFE TO SAY YOU'RE AN EXPERT AT INVESTIGATING  
AND IDENTIFYING FRAUD IN COMMERCE?

A. YES.

Q. AND DID YOU INVESTIGATE WILLIAM T. O'DONNELL AND THE  
USE OF HIS MARK ADVENTURES OF SHADOW ON OCTOBER 15TH, 2012?

A. YES.

1 Q. DID YOU SPEAK WITH WILLIAM T. O'DONNELL INQUIRING ABOUT  
2 PRODUCTS USING HIS MARK ADVENTURES OF SHADOW?

3 A. YES.

4 Q. DURING YOUR INVESTIGATION DID YOU FIND ANY CLOTHING ON  
5 SALE USING THE MARK ADVENTURES OF SHADOW?

6 A. NO.

7 Q. WHEN YOU SPOKE TO MR. WILLIAM T. O'DONNELL DID HE OFFER  
8 TO SELL YOU ANY CLOTHING WITH HIS MARK ADVENTURES OF SHADOW WHEN  
9 YOU SPOKE TO HIM?

10 A. NO.

11 Q. OKAY. DURING THE INVESTIGATION DID YOU FIND ANY  
12 VIDEOS, MOVIES OR AUDIO RECORDINGS ON SALE USING THE MARK  
13 ADVENTURES OF SHADOW?

14 A. NO.

15 Q. DID WILLIAM T. O'DONNELL OFFER TO SELL YOU ANY VIDEOS,  
16 MOVIES OR AUDIO RECORDINGS WITH HIS MARK ADVENTURES OF SHADOW  
17 WHEN YOU SPOKE TO HIM?

18 A. NO.

19 Q. WHEN YOU INQUIRED OF MR. O'DONNELL ABOUT HIS PRODUCT,  
20 MR. O'DONNELL SAID "WE DON'T HAVE ANY DVD'S AT THAT MOMENT. THE  
21 ONLY WITH SHADOW IN IT RIGHT NOW IS THE 'LAST ONE OUT TURN OUT  
22 THE LIGHT' WHICH HAS HIM IN THE END NEAR THE LIGHTHOUSE LOOKING  
23 AT THE CAMERA."

24 IS THAT CORRECT?

25 A. YES.

1 Q. SO DID THAT GIVE YOU THE SENSE THAT VIDEOS USING HIS  
2 TRADEMARK ADVENTURES OF SHADOW WERE NEVER MADE OR SOLD IN  
3 COMMERCE OR NEVER SOLD IN COMMERCE?

4 A. YES.

5 Q. DURING THE INVESTIGATION DID YOU FIND ANY WATER  
6 BOTTLES ON SALE USING THE MARK ADVENTURES OF SHADOW?

7 A. NO.

8 Q. DID WILLIAM T. O'DONNELL OFFER TO SELL YOU ANY WATER  
9 BOTTLES WITH HIS MARK ADVENTURES OF SHADOW WHEN YOU SPOKE TO  
10 HIM?

11 A. NO.

12 Q. DURING THAT INVESTIGATION DID YOU FIND ANY FORM OF  
13 BOOKS, FICTIONAL BOOKS, COMICS ON SALE USING THE MARK ADVENTURES  
14 OF SHADOW?

15 A. NO.

16 Q. DID WILLIAM T. O'DONNELL OFFER TO SELL YOU ANY FORM OF  
17 BOOKS, FICTIONAL BOOKS AND COMICS WITH HIS MARK ADVENTURES OF  
18 SHADOW WHEN YOU SPOKE TO HIM?

19 A. NO.

20 Q. DO YOU KNOW WHAT CAFE PRESS IS, MR. HOLMES?

21 A. YES.

22 Q. OKAY. ON OCTOBER 15TH, 2012, DID YOU FIND ANY CAFE  
23 PRESS.COM ONLINE STORE SELLING PRODUCTS USING MR. WILLIAM T.  
24 O'DONNELL'S MARK ADVENTURES OF SHADOW?

25 A. NO.

1 Q. COULD YOU FIND ANY LINKS ON MR. WILLIAM T. O'DONNELL'S  
2 WEBSITE TO A CAFE PRESS ONLINE STORE?

3 A. NO.

4 Q. WHEN YOU SPOKE WITH WILLIAM T. O'DONNELL INQUIRING  
5 ABOUT PRODUCTS ON SALE USING HIS MARK, DID MR. O'DONNELL MENTION  
6 THAT HE HAD A CAFE PRESS WEBSITE OR ONLINE STORE?

7 A. NO.

8 Q. OKAY. WILLIAM T. O'DONNELL REGISTERED HIS TRADEMARK IN  
9 CATEGORIES OF CLOTHING, WATER BOTTLES, BOOKS AND FILMS AND  
10 CLAIMS HIS FIRST USE IN COMMERCE WAS ON AUGUST 29TH, 2007.

11 COULD YOU FIND ANY EVIDENCE THAT THESE TYPES OF  
12 PRODUCTS WERE SOLD AND CONTINUOUSLY SOLD SINCE THE DATE OF  
13 AUGUST 29TH, 2007.

14 A. NO.

15 Q. BASED ON PREVIOUS QUESTION AND NOT FINDING OR BEING  
16 OFFERED PRODUCTS WITH THE MARK ADVENTURES OF SHADOW IN THE  
17 CATEGORIES OF CLOTHING, WATER BOTTLES, BOOKS AND FILMS, IS IT  
18 SAFE TO SAY THAT WILLIAM T. O'DONNELL'S MARK IS SUBJECT TO  
19 CANCELLATION OR FRAUD, NON-USE AND ABANDONMENT IF HE TOLD THE  
20 UNITED STATES PATENT AND TRADEMARK OF CHARLES HILLS THAT HIS  
21 FIRST USE OF COMMERCE FOR ALL THESE CATEGORIES OF PRODUCTS WAS  
22 ON AUGUST 29TH, 2007?

23 A. YES.

24 Q. BASED ON YOUR YEARS OF EXPERIENCE INVESTIGATING FRAUD  
25 AND CYBER CRIME DO YOU BELIEVE THAT WILLIAM T. O'DONNELL GAVE

1 FRAUDULENT INFORMATION TO UNITED STATES PATENT AND TRADEMARK  
2 OFFICE CLAIMING THAT ON AUGUST 29TH, 2007 HE BEGAN SELLING  
3 CLOTHING, WATER BOTTLES, BOOKS AND FILMS USING THE TRADEMARK  
4 ADVENTURES OF SHADOW?

5 A. YES.

6 Q. IN YOUR CONVERSATION WITH WILLIAM T. O'DONNELL HE  
7 MENTIONED SOMEONE USING A SIMILAR MARK IN CONJUNCTION WITH A  
8 DOG WOULD BE NAILED. WERE YOU GETTING THE SENSE THAT WILLIAM T.  
9 O'DONNELL WAS HOPING TO SCORE BIG ON THE LAWSUIT OR FOR  
10 LITIGATION USING HIS TRADEMARK ADVENTURES OF SHADOW?

11 A. YES, I DID.

12 Q. IN THE PAST WILLIAM T. O'DONNELL CONTACTED J-LYNN  
13 ENTERTAINMENT THREATENING A LAWSUIT AND A HOSTILE DEMAND OF  
14 J-LYNN ENTERTAINMENT'S DOMAIN NAME BASED ON J-LYNN  
15 ENTERTAINMENT'S TRADEMARK THE ADVENTURES OF SHADOW CAT UNDER THE  
16 CATEGORY OF COMPUTER SOFTWARE. MR. O'DONNELL HAD CONTACTED OTHER  
17 BUSINESSES AND INDIVIDUALS WITH SIMILAR LEGAL THREATS UNDER THE  
18 BELIEF THAT MR. O'DONNELL HAS EXCLUSIVE RIGHTS TO THE WORDS  
19 ADVENTURES AND SHADOW.

20 IS IT SAFE TO SAY WILLIAM T. O'DONNELL IS NOT USING HIS  
21 MARK IN COMMERCE, BUT IS USING HIS MARK TO FILE FRIVOLOUS  
22 LITIGATION AND OBTAIN INTELLECTUAL PROPERTY FROM OTHER PEOPLE  
23 AND BUSINESS?

24 A. YES, I DO.

25 Q. OKAY. ALL RIGHT. AND THAT CONCLUDES MY QUESTIONS.

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THANK YOU VERY MUCH MR. HOLMES FOR COMING IN.

(THE DEPOSITION CONCLUDED AT 9:14 A.M.)

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REPORTER'S CERTIFICATION

I, DAVID SANCHEZ, A CERTIFIED SHORTHAND REPORTER IN AND FOR  
THE STATE OF CALIFORNIA, DO HEREBY CERTIFY:

THAT THE FOREGOING WITNESS WAS BY ME DULY SWORN; THAT THE  
DEPOSITION WAS THEN TAKEN BEFORE ME AT THE TIME AND PLACE HEREIN  
SET FORTH; THAT THE TESTIMONY AND PROCEEDINGS WERE REPORTED  
STENOGRAPHICALLY BY ME AND LATER TRANSCRIBED INTO TYPEWRITING  
UNDER MY DIRECTION; THAT THE FOREGOING IS A TRUE RECORD OF THE  
TESTIMONY AND PROCEEDINGS TAKEN AT THAT TIME.

IN WITNESS WHEREOF, I HAVE SUBSCRIBED MY NAME THIS 3RD DAY  
OF DECEMBER, 2015.



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DAVID SANCHEZ, CSR NO. 5620

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DEPOSITION ERRATA SHEET

OUR ASSIGNMENT NO. 241340  
CASE CAPTION: IN RE: ROB HOLMES IPCYBER  
CRIME, INC.

DECLARATION UNDER PENALTY OF PERJURY

I DECLARE UNDER PENALTY OF PERJURY  
THAT I HAVE READ THE ENTIRE TRANSCRIPT OF  
MY DEPOSITION TAKEN IN THE ABOVE CAPTIONED MATTER  
OR THE SAME HAS BEEN READ TO ME, AND  
THE SAME IS TRUE AND ACCURATE, SAVE AND  
EXCEPT FOR CHANGES AND/OR CORRECTIONS, IF  
ANY, AS INDICATED BY ME ON THE DEPOSITION  
ERRATA SHEET HEREOF, WITH THE UNDERSTANDING  
THAT I OFFER THESE CHANGES AS IF STILL UNDER  
OATH.

SIGNED ON THE \_\_\_\_\_ DAY OF  
\_\_\_\_\_, 20\_\_\_\_ ,  
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ROB HOLMES

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ROB HOLMES



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ROB HOLMES

|                                             |                                               |                                                |                             |                                              |
|---------------------------------------------|-----------------------------------------------|------------------------------------------------|-----------------------------|----------------------------------------------|
|                                             | 7:2,6,9,<br>13,17,24<br>8:16 9:4,<br>10,15,19 | 8:2,6                                          | 9:12,16                     | 9:13                                         |
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| <b>15TH</b><br>5:24 7:22                    | <b>ANGELES</b><br>5:1                         | <b>CAMERA</b><br>6:23                          | <b>CONVERSATION</b><br>9:6  | <b>EVIDENCE</b><br>8:11                      |
| <b>2</b>                                    | <b>AUDIO</b><br>6:12,16                       | <b>CANCELLATION</b><br>8:19                    | <b>CORRECT</b><br>6:24      | <b>EXAMINATION</b><br>5:7                    |
| <b>2007</b><br>8:10,13,<br>22 9:2           | <b>AUGUST</b><br>8:10,13,<br>22 9:2           | <b>CAT</b><br>9:15                             | <b>CRIME</b><br>8:25        | <b>EXCLUSIVE</b><br>9:18                     |
| <b>2012</b><br>5:24 7:22                    | <b>B</b>                                      | <b>CATEGORIES</b><br>8:9,17,21                 | <b>CYBER</b><br>8:25        | <b>EXPERIENCE</b><br>5:13 8:24               |
| <b>2014</b><br>5:2                          | <b>BASED</b><br>8:15,24<br>9:14               | <b>CATEGORY</b><br>9:16                        | <b>D</b>                    | <b>EXPERT</b><br>5:20                        |
| <b>29TH</b><br>8:10,13,<br>22 9:2           | <b>BEGAN</b><br>9:2                           | <b>CHARLES</b><br>8:20                         | <b>DATE</b><br>8:12         | <b>F</b>                                     |
| <b>3</b>                                    | <b>BELIEF</b><br>9:18                         | <b>CLAIMING</b><br>9:2                         | <b>DECEMBER</b><br>5:2      | <b>FICTIONAL</b><br>7:13,17                  |
| <b>3</b><br>5:2                             | <b>BIG</b><br>9:9                             | <b>CLAIMS</b><br>8:10                          | <b>DEMAND</b><br>9:13       | <b>FILE</b><br>9:21                          |
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| <b>A.M.</b><br>5:2 10:2                     | <b>C</b>                                      | <b>CONCLUDED</b><br>10:2                       | <b>DVD'S</b><br>6:20        | <b>FRAUD</b><br>5:17,21<br>8:19,24           |
| <b>ABANDONMENT</b><br>8:19                  |                                               | <b>CONCLUDES</b><br>9:25                       | <b>E</b>                    | <b>FRAUDULENT</b><br>9:1                     |
| <b>ADVENTURES</b><br>5:24 6:2,<br>5,8,13,16 | <b>CAFE</b><br>7:20,22                        | <b>CONJUNCTION</b><br>9:7                      | <b>END</b><br>6:22          | <b>FRIVOLOUS</b><br>9:21                     |
|                                             |                                               | <b>CONTACTED</b>                               | <b>ENTERTAINMENT</b>        |                                              |

|                                        |                                               |                                                                                    |                                                                                                   |                                                      |
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| <b>FULL</b><br>5:9                     | <b>INVESTIGATE</b><br>5:23                    | <b>LOS</b><br>5:1                                                                  | <b>O</b>                                                                                          | 7:20 8:2,<br>6                                       |
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| <b>GAVE</b><br>8:25                    | <b>INVESTIGATI<br/>ON</b><br>6:4,11<br>7:5,12 | <b>M</b>                                                                           | <b>OCCUPATION</b><br>5:11                                                                         | <b>PREVIOUS</b><br>8:15                              |
| <b>GIVE</b><br>7:1                     | <b>INVESTIGATI<br/>ONS</b><br>5:17            | <b>MADE</b><br>7:2                                                                 | <b>OCTOBER</b><br>5:24 7:22                                                                       | <b>PRIVATE</b><br>5:12                               |
| <b>H</b>                               | <b>INVESTIGATO<br/>R</b><br>5:12              | <b>MARK</b><br>5:24 6:2,<br>5,8,12,16<br>7:6,9,13,<br>17,24<br>8:5,16,18<br>9:7,21 | <b>ODONNELL</b><br>5:23 6:1,<br>7,15,19,<br>20 7:8,16<br>8:4,5,8,<br>25 9:6,9,<br>12,16,18,<br>20 | <b>PRODUCT</b><br>6:19                               |
| <b>HILLS</b><br>8:20                   | <b>J</b>                                      | <b>MEDINA</b><br>5:8                                                               | <b>ODONNELL'S</b><br>7:24 8:1,<br>18                                                              | <b>PRODUCTS</b><br>5:18 6:2<br>7:23 8:5,<br>12,16,21 |
| <b>HOLMES</b><br>5:4,9,10<br>7:20 10:1 | <b>J-lynn</b><br>9:12,14                      | <b>MENTION</b><br>8:5                                                              | <b>OFFER</b><br>6:7,15<br>7:8,16                                                                  | <b>PROFESSION</b><br>5:14                            |
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| <b>HOSTILE</b><br>9:13                 | <b>JUNIOR</b><br>5:10                         | <b>MISLEADING</b><br>5:18                                                          | <b>OFFICE</b><br>9:2                                                                              | <b>Q</b>                                             |
| <b>I</b>                               | <b>L</b>                                      | <b>MOMENT</b><br>6:20                                                              | <b>ONLINE</b><br>7:23 8:2,<br>6                                                                   | <b>QUESTION</b><br>8:15                              |
| <b>IDENTIFYING</b><br>5:21             | <b>LAWSUIT</b><br>9:9,13                      | <b>MOVIES</b><br>6:12,16                                                           | <b>ONLINE</b><br>7:23 8:2,<br>6                                                                   | <b>QUESTIONS</b><br>9:25                             |
| <b>INCLUDE</b><br>5:17                 | <b>LEGAL</b><br>5:9 9:17                      | <b>N</b>                                                                           | <b>P</b>                                                                                          | <b>R</b>                                             |
| <b>INDIVIDUALS</b><br>9:17             | <b>LIGHT'</b><br>6:22                         | <b>NAILED</b><br>9:8                                                               | <b>PAST</b><br>9:12                                                                               | <b>RECORDINGS</b><br>6:12,16                         |
| <b>INFORMATION</b><br>9:1              | <b>LIGHTHOUSE</b><br>6:22                     | <b>NINETEEN</b><br>5:15,16                                                         | <b>PATENT</b><br>8:20 9:1                                                                         | <b>REGISTERED</b><br>8:8                             |
| <b>INQUIRED</b><br>6:19                | <b>LINKS</b><br>8:1                           | <b>NON-USE</b><br>8:19                                                             | <b>PEOPLE</b><br>9:22                                                                             | <b>RIGHTS</b><br>9:18                                |
| <b>INQUIRING</b><br>6:1 8:4            | <b>LITIGATION</b><br>9:10,22                  |                                                                                    | <b>PRESS</b>                                                                                      | <b>ROB</b><br>5:4                                    |
| <b>INTELLECTUA<br/>L</b><br>9:22       |                                               |                                                                                    |                                                                                                   | <b>ROBERT</b><br>5:10                                |

| <b>S</b>        | <b>STATES</b>      | <b>W</b>         |
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| 6:5,12          |                    | <b>WEBSITE</b>   |
| 7:6,13          | <b>SWORN</b>       | 8:2,6            |
| 8:5             | 5:5                |                  |
|                 |                    | <b>WEDNESDAY</b> |
| <b>SCORE</b>    |                    | 5:2              |
| 9:9             | <b>T</b>           |                  |
|                 |                    | <b>WILLIAM</b>   |
| <b>SELL</b>     |                    | 5:23 6:1,        |
| 6:8,15          | <b>TESTIFIES</b>   | 7,15 7:8,        |
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| <b>SELLING</b>  | 9:13               | 18,25            |
| 7:23 9:2        |                    | 9:6,8,12,        |
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| <b>SENSE</b>    | 9:17               |                  |
| 7:1 9:8         |                    | <b>WORDS</b>     |
|                 | <b>TOLD</b>        | 9:18             |
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| 5,8,13,         | <b>TRADEMARK</b>   |                  |
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| 10,15,19        | <b>TURN</b>        | 5:13,15,         |
|                 | 6:21               | 16 8:24          |
| <b>SIMILAR</b>  |                    |                  |
| 9:7,17          | <b>TYPES</b>       |                  |
|                 | 8:11               |                  |
| <b>SOFTWARE</b> |                    |                  |
| 9:16            |                    |                  |
|                 | <b>U</b>           |                  |
| <b>SOLD</b>     |                    |                  |
| 7:2,3           | <b>UNITED</b>      |                  |
| 8:12            | 8:20 9:1           |                  |
|                 |                    |                  |
| <b>SPEAK</b>    |                    |                  |
| 6:1             | <b>V</b>           |                  |
|                 |                    |                  |
| <b>SPOKE</b>    |                    |                  |
| 6:7,9,17        | <b>VIDEOS</b>      |                  |
| 7:9,18          | 6:12,15            |                  |
| 8:4             | 7:1                |                  |

5/10/2014

EXHIBIT 5 002

J-LYNN ENTERTAINMENT, LLC Mail - THE ADVENTURES OF SHADOW CAT



J-Lynn Entertainment LLC vs William T Odonnell  
Opp No. 91211530 (Parent) /Can No.92056491(Child) Opposer  
Deposition Exhibit 13 14  
Exhibit 14

## THE ADVENTURES OF SHADOW CAT

Bill Odonnell, Jr. <billjr@odonnell.ws>  
Reply-To: "Bill Odonnell, Jr." <billjr@odonnell.ws>  
To: Tamar Medina <tamar@j-lynnentertainment.com>

Wed, Oct 3, 2012 at 4:52 AM

Hi Tamar 😊

It is great or amazing that at last a person understands what it is to have a trademark and what it really does. Sorry you had to find out this way. But at least you do not have to do as much as this one company did. I am a Christian and this Christian author and publisher was using the reverse of my trademark and was calling it Shadow Adventure Series I did as I did to you and they had all the covers printed and pages but was not put together. So they re-did the cover and some of the pages and it was to be put together so if the Lord did not have me checking one night and it was say a week or so later - it would have been very costly for them and would have had to set a new release date. I understand that the new title is doing great and the Lord is blessing it. So my guess the same thing here happen too.

Before you get too far in I came about it before it gets too far. Even though it looks like you have T-shirts and have been on TV those can come down quick and start the change faster. But if I did not come about it the trademark people would have denied it, I am 99.9% sure of it and who knows how much money you would have put in advertising and letting people know and all sudden you have to stop ASAP. You would be in the same boat I was with Tufts Production. I spend many thousands and that name was out there and all sudden Tufts University said no and the trademark people said it was fine and was published, anyway than Tufts University lawyers got involved. It was approved and I was going full force than all of sudden I get a notice from the trademark office the mark was canceled and said that you can try and fight it or stop using it. But they pretty much said, on the phone - basically no hope. So I stop but than I said I would do two trademarks William Tufts Production and Odonnell Entertainment(R) Tufts University did the same-thing I was approved by the trademark office but than had to stop. But the Odonnell Entertainment(R) went through with flying colors. Which I thought out of the two was the long shot because of Rosie Odonnell. But she just did her name

so I was able to get it no problem. But I lost thousands and thousands of dollars because of the delay. Plus about 4 years or so wasted time and money. If it is basic like my "Adventures of Shadow(R) was no one has anything like it out there it took about 8 months or so to get it but a little longer for the Odonnell Entertainment(R) but the the other two that had Tufts in it the first one took 1 1/2 years or so and lost and the other was about 9 months or so but I did not bother with it since I had the other go through.

But in your case for one the name is basically the same with a THE and CAT added to it. My dead trademark at first was "A Tufts Production" but they came back and said "A", "THE", etc in front of your name can NOT BE TRADEMARK so I had to admin it to just TUFTS PRODUCTION. Since your mark has not been looked at yet and no trademark lawyer added to your case it is good since it is easier to change but once they get in it is very hard. You have to do what they say and wait and wait.

If you come up with some names send them to me. I have gotten pretty good looking at if it can be trademark or not. I do not mind doing that for you. But the secret is when looking punch in like how I look say Adventure Shadow first than adventure cat.

But because how the trademark works is since I have "Shadow" part of my trademark and is connected with an animal. You more likely can never get anything trademark with "Shadow" if it is an animal. It is like "Lassie" does not matter "Lassie Cat" or what ever would never be allowed to be trademark either. Same with Snoopy you could never get Snoopy Cat either. Say the name you choose is Scarlett you look through all the description of Scarlett if it does not have any animals connected to it and since it is a name of a person type this has a very good chance of being trademarked. Say you pick Scarlett Cat I would find a different name instead of adventure in front or back because Adventure titles take longer and because it may get mixed in with Felix the Cat which is trademark and you may be denied too by those people. Since I believe Adventure / Cat are trademarked too. So really the name you picked would never have gone - "Adventures of Shadow(R) is trademark, Shadow is trademarked as an animal, adventure and word cat are trademarked and you can not use "THE" in a trademark name. So if I did not come about it for months the trademark people would have denied it because of multiple trademarks mixed in.

But what you come up with - run the names by me and I can at least do a quick check to see if you may or may not have a problem.

I do not mind doing this for you since you were nice enough to write back a nice letter to me and willing to change things. In the long run it would save me money up front fighting this and also in the long run how much money you could have lost if it ever got to that point. Back to the book that I mention by that publisher they changed the name of the dog and title because both they knew was trademark as an animal. But really a person would have a hard time trademarking "Adventures of Shadow" since it is like Coke Cola, Disney, etc.

If you can on your face-book pages (two I found - so far) and your website or websites change all to "The...Cat" plus all tags you have too on pages in mega tags and any place listed. Also any pictures that have that, t-shirts, etc. Plus you may want to contact the local channel you were on, or nay other media or comics, books, etc and have that pulled down but out of that they may do a new interview with the new name etc and give you new PR without out you or them mentioning the old name. It might be a pain now but if this went for 4 to 6 months out or longer it would be even harder to change all info out there. Some people who had to go to court would be ordered to do this plus fines if not not right a way. So really it may be a pain but in the long run at least you found out now instead of later. I am also trying to deal with a few others who are using "Adventures of Shadow(R)" in blog and videos etc. In short time I hope people should get the point that it is a trademark as you did. I am hoping that in short order I too get enough money to get this thing really flying. But the trademark is being used a lot and hope to have many things going.

A calendar is in the works this year and a book is being published by book publisher and not a do it yourself one. But between dealing with my dog dying, dad have heart surgery and coming about watching my trademarks besides training the new dog for the movies etc. Plus trying to make a living while all this is going on is very hard.

So I do know what you are going through. I do owe some money not as much as you but a lot. About \$8 to \$9,000 just dealing with my last dog health issue only not counting every day care or check ups. I also purchase one puppy that never came and lost about \$1,000 plus the time training to get it ready to take over the role. Had to find the one I now have and even though I lost a lot of

money and time but it is worth in in the long run. I have a much better dog than the other puppy plus it did get at least 5 moths with my other dog now it needs to learn and I need to get things moving faster now. But once things get in place I too hope it really gets a house hold name.

Your new name for your game will be great because you are honoring a persons trademark which means you have integrity.

I know you may be upset or sad about this name change both name of game and the character but the Lord has a much better name for your project and will do great. I will try and help you on this at least the name part so possible this will not happen again. I know I have much better trademarks because of my other two being turned down.

You can say that you are changing the name and stay tuned to see what the new name will be. (Something like that) Be sure to sign up and to be notified of the new name coming in a few weeks out. **We are so excited about this new name for this character and so will you.** But we want to have it build so be-sure to sign up and be the first to know it. Something like that. In the long run this may add new spice to the game. Since your llc name is out there people would still find you without any mention of the name you were using.

😊 **Thanks Again for dealing with this and looking forward on helping you out with the new name and check it out for you.**

**In His Service**

**Bill Odonnell**

**Owner "Adventures of Shadow(R)" Odonnell Entertainment(R)**

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**From:** Tamar Medina <tamar@j-lynnentertainment.com>

**To:** "Bill Odonnell, Jr." <billjr@odonnell.ws>

**Sent:** Tuesday, October 2, 2012 9:27 PM

**Subject:** Re: THE ADVENTURES OF SHADOW CAT

Hello Mr. Odonnell



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## THE ADVENTURES OF SHADOW CAT

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Bill Odonnell, Jr. <billjr@odonnell.ws>  
Reply-To: "Bill Odonnell, Jr." <billjr@odonnell.ws>  
To: Tamar Medina <tamar@j-lynnentertainment.com>

Thu, Oct 4, 2012 at 1:01 PM

Hi

Looks like you are slowly pulling down sites and links the one face-book page seems down as does <http://adventuresofshadowcat.com/> the others are still up but happy you have have started. Once the Youtube clips and site goes down and the other domains that has the adventures of shadow in it, Kickstarter gets pulled and update your main site j-lynn etc dumps all of the info within 3 weeks or so the search engs should start to dump the rest and a month or two when you do a search it makes it easier to find what's up still.

Once you find a name you like and update trademark with it the part with trademark search end will start the update to that name. Plus by finding and updating before they appoint someone is that you will not have to wait as long. You are already inline if you can not find the trademark update form let me know - I have it marked from long ago and if they change the link should not take long to update.

How many T-shirts did you do or were they just designs and none run except what your friends and you wore and gave out to host?

But I am glad that you see the important of not continuing and that in the future if some try it on your new name they will be just as good as you are doing to my mark by removing everything.

Hopefully you did not pay to far a head on the domains that had adventuresofshadow in them looks like the one you parked already was max 2013. How many did you have with this name in it? Looks like you had 21 domains in your name but have not checked to see how many had adventuresofshadow in them. Looks like two at least.

So in the future no one else try to gets these domains and you do not have to

get renewing them this way I may have to pay each year for them now but at least by what you started my trademark will be protected from others who may try and pick this up. You can not sell these since it is my trademark but to protect you in the future and my mark it would be helpful that I have these. I will just park them and not really use them. When you transfer the domains (that have adventuresofshadow in them) to my account see this link on how to do it <http://support.godaddy.com/help/article/822/moving-a-domain-name-out-of-your-account?locale=en> my login is **odonnellent** (I had to transfer all the Tufts Production domains to Tufts University that I had and I just renewed them for two years at the time. I believe I had six of them and this was before I found go-daddy and they were 35.00 a year cost me about \$420 plus the ican fees and I also had to pay to have them transfer to them.) In your case looks like they are only 6 months left or so it was good we have caught these when we did. Plus it is done free since I belong to godaddy too. These will never be used for e-mails but most likely just parked as you are start doing now.

**Sorry this happen but a few good things may come of this  
One possible we may come friends from all this and in time may be able to help each other out.  
two you may get a very cool name that may make your new mark a household name.**

**But again thanks for realizing how important it is**

**Take care Bill**

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From: Tamar Medina <[tamar@j-lynnentertainment.com](mailto:tamar@j-lynnentertainment.com)>

To: "Bill Odonnell, Jr." <[billjr@odonnell.ws](mailto:billjr@odonnell.ws)>

Sent: Wednesday, October 3, 2012 9:13 AM

[Quoted text hidden]

[Quoted text hidden]

5/10/2014

J-LYNN ENTERTAINMENT, LLC Mail - I noticed not much has been done yet on pulling down sites.



Tamar Medina &lt;tamar@j-lynnentertainment.com&gt;

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## I noticed not much has been done yet on pulling down sites.

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Bill Odonnell, Jr. <billjr@odonnell.ws>  
 Reply-To: "Bill Odonnell, Jr." <billjr@odonnell.ws>  
 To: Tamar Medina <tamar@j-lynnentertainment.com>

Fri, Oct 12, 2012 at 4:14 AM

Hi Tamar,

The other website still up, twitter is still up, you-tube is still up, indigo site still up and that has t-shirts on them, plus some others please take down ASAP. You are still violating my trademark. I can contact some of these sites and they would pull you down but I rather have you do it. Thanks for taking care of this. Please see below for the other concerns and name I found for you.

Thanks Again Bill

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**From:** "Bill Odonnell, Jr." <billjr@odonnell.ws>  
**To:** Tamar Medina <tamar@j-lynnentertainment.com>  
**Sent:** Thursday, October 4, 2012 4:28 PM  
**Subject:** Found a new name that looks like would go through and would be your own and I believe you may like it.

Hi Tamar

I found a name that may work for you and it seems to be available "**Adventures of Max Cat**" I noticed looking at your pages, which some are still up and spotted that you had the title all along. The character name is Max. So I did some checking a many hours looking into this name and I believe you are safe. No one has "Max Cat" trademark same with "Adventures of Max Cat". By making a minor change in name with the trademark company you should not have a problem, since some of the name is still in place.

I believe you just need to update trademark:

ONE - DROP the "The" this would never fly with them no matter how much a person love the word "THE".

TWO - DROP "Shadow" and put in "MAX" Also throughout your write up in the trademark application drop all the "The" and "Shadow" with them. I do not believe you will have too much problems. I do not believe this will cost you any more to do this, at least with the trademark company.