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Filing date: **06/08/2009**

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

Proceeding	92049267
Party	Defendant iTeamSolutions, llc
Correspondence Address	James Matulis Conwell Kirkpatrick, P.A. 2701 North Rocky Point DriveSuite 1200 Tampa, FL 33607 UNITED STATES jmatulis@ckbusinesslaw.com
Submission	Motion for Sanctions
Filer's Name	James Matulis, Esq.
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Signature	/jm/
Date	06/08/2009
Attachments	Motion for Rule 11 Sanctions Against Petitioner and Petitioner's Counsel.pdf (47 pages)(3703800 bytes)

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

iTeam IT, Inc.,

Plaintiff/Petitioner,

vs.

iTeamSolutions, LLC,

Defendant/Registrant.

Cancellation No.: 92049267

Registration No.: 2,752,919

Mark: iTeamSolutions and Design

**DEFENDANT'S MOTION FOR SANCTIONS AGAINST PETITIONER AND
PETITIONER'S COUNSEL PURSUANT TO RULE 11**

COMES NOW, Defendant, iTeamSolutions, LLC, by and through its undersigned attorneys, and moves this Board for entry of an Order awarding Defendant sanctions against Petitioner and its counsel, and would show unto this Court the following:

1. Plaintiff filed its Petition To Cancel Pursuant To 37 C.F.R. §2.111 ("the Petition") on April 29, 2008. As the sole basis for its claim for cancelling Defendant's Registration, Plaintiff alleged in conclusory fashion: "As the result of an investigation, iTeam is informed and believes that Defendant is not presently using the mark displayed in the Cited Registration in commerce in connection with any services." Notably, Petitioner did not indicate exactly what investigation it undertook prior to reaching this conclusion, nor did Petitioner allege even one fact to suggest Defendant had abandoned its use of the Mark in connection with any services.

2. However, it is apparent that if Petitioner performed any investigation at all prior to filing its Petition, it was only the most minimal investigation, and fails to comply with the good faith requirements of Rule 11 of the Federal Rules of Civil Procedure.

3. For instance, Petitioner could have performed an Internet Search of the word portion of Defendant's Mark, *i.e.*, "iteamsolutions" – and in so doing could have easily accessed

the publicly available web site located at the domain name that corresponds to Defendant's name – *i.e.*, www.iteamsolutions.com. Had Petitioner done so, Petitioner would have quickly realized that Defendant's web site demonstrates that Defendant is in fact using its Mark in commerce. *See*, Exhibit A.

4. Next, Petitioner could have performed a search of the "WHOIS" database of domain names that is publicly available and searchable. Had Petitioner or its counsel done so, it would have located Defendant's domain name registration for "iteamsolutions.com" and would have realized that Defendant has maintained the registration of its domain name since May 22, 2000. Moreover, the domain name registration information available from such a WHOIS search includes a telephone number that corresponds to Respondent's administrative contact. This telephone number is in working condition, and has been for many years, going back to before Defendant's first use of the Mark in commerce, and also before the date of the initial domain name registration. *See*, Exhibit B.

5. Third, had Petitioner searched the publicly available web page at Florida's Department of Commerce which contains a searchable database of Florida entities (given that Defendant's Registered trademark, as well as its WHOIS information, clearly indicates that Defendant is a Florida entity), Petitioner would have easily learned that Defendant is a corporation in good standing, and has filed annual reports for every year since its inception, including prior to its application for its Registered Mark. *See*, Exhibit C.

6. Despite the wealth of publicly available information concerning Defendant and its use of the Mark, Petitioner filed its Petition to Cancel, and in so doing alleged that it had conducted an investigation and determined that Defendant has abandoned its use of the Mark for any services.

7. Shortly after receiving a copy of the Petition, the undersigned contacted counsel for Petitioner to advise that Defendant had in fact been using the mark as shown in the Cited Registration, and had not abandoned it as the Petitioner alleged. *See*, Exhibit D. In addition, the undersigned made Petitioner aware of the presence of the content at Defendant's website. The undersigned also made counsel for Petitioner aware of Defendant's WHOIS registration, and Defendant's working telephone number. *See*, Exhibit D.

8. Counsel for Petitioner informed the undersigned that neither counsel nor Petitioner was able to access the web site identified. The undersigned requested proof to support the statements by allegation for Petitioner, and counsel for Petitioner produced the attached documents indicating that it could not access the web site. *See*, Exhibit E.

9. In response, the undersigned subsequently requested that counsel for Petitioner attempt to access the web site from a location other than Petitioner's offices or the offices of counsel for Petitioner. *See*, Exhibit F.

10. Despite this request, Petitioner has never replied to the undersigned's request. Petitioner has never indicated whether it has in fact ever attempted to access Defendant's web site from any location other than the offices of Petitioner or its counsel, including any location that does not have whatever security software it is that apparently prevents Petitioner or its counsel from being able to view Defendant's publicly available web site.

11. Despite the publicly available information, and the undersigned's explicit direction to Petitioner's counsel as to the existence and location of Defendant's web site, the information available from a WHOIS search, and the continued operability of Defendant's

contact information telephone number, Petitioner continues to press its claim to cancel the Cited Registration.¹

12. Pursuant to Rule 11 of the Federal Rules of Civil Procedure, as made applicable by Trademark Rule 2.116(a), Petitioner and its counsel have represented to this Board that the facts stated therein are “to the best of [counsel] knowledge, information, and belief, formed after an inquiry reasonable under the circumstances” and “have evidentiary support” and that is Opposition “is not being presented for any improper purpose, such as to harass or to cause unnecessary delay or needless increase of the cost of litigation.” *See, Giant Food, Inc. v Standard Terry Mills, Inc.*, 229 U.S.P.Q. 955, 966-968 (T.T.A.B 1986) (applying F.R.C.P. 11 to proceedings before the T.T.A.B. and awarding sanctions).

13. Although Petitioner’s initial misunderstanding might be excused due to Petitioner’s and counsel’s alleged inability to view Defendant’s web site, any such continued prosecution of this claim cannot be justified on these grounds. Specifically, the undersigned has made Petitioner and its counsel aware of the fact that Defendant has not abandoned the Mark. Moreover, the undersigned has even made Petitioner aware of multiple sources of publicly available information which demonstrate Defendant’s continued use of the Mark identified in the Cited Registration. These same publicly available records demonstrate that such use preexisted Defendant’s application for its Registration, and have continued uninterrupted to the present.

14. Despite the fact that Petitioner and its counsel have been made aware of these facts, Petitioner has refused to withdraw its Petition.

¹ At the time of the initial conference, counsel for Petitioner requested additional evidence of Defendant’s use of the Mark in commerce. The undersigned initially agreed to provide such proof. However, Petitioner’s subsequent refusal to even acknowledge that Defendant’s web site is operational suggests that Petitioner has no intention of reviewing the requested material to assess of the appropriateness of Petitioner’s position. Rather, Defendant fears that any information Defendant supplies informally will just be in furtherance of a “fishing expedition” by Petitioner.

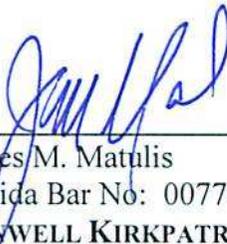
15. All of the foregoing, including the numerous ways by which Petitioner should have been able to locate Defendant prior to filing its Petition (and certainly after filing) is made even more egregious by the fact that Petitioner was made aware of Defendant and its cited Registration over two and a half years ago. Specifically, during the prosecution of Petitioner's three pending trademark applications, Defendant's registration was identified as a prior Registration that was likely to cause confusion. *See*, Office Actions dated November 25, 2005, in Petitioner's three pending Applications for Serial Nos. 78/602,142, 78/602,318, and 78/602,347. Somehow over the course of two and a half years, Petitioner has failed to access Defendant's web site, search Florida's corporate records database, or even dial the number identified as Defendant's Administrative Contact associated with Defendant's domain name <www.iteamsolutions.com>.

16. The Board in Giant Food awarded sanctions in a case involving much less egregious facts. This Board should likewise award sanctions against Petitioner and its counsel.

17. The undersigned served a copy of this Motion (less this paragraph) via U.S. Mail on April 6, 2009 on Nishan Kottahachchi, Esquire and Peter Willsey, Esquire. Since that time, the undersigned has received no response from Petitioner and the Petition has not been withdrawn.

WHEREFORE, Defendant respectfully requests this Board award sanctions for Petitioner's unfounded filing and continuation of the Petition after Petitioner was made aware of the fact that its Petition is not well founded, and that a wealth of publicly available information demonstrates this fact.

DATED: June 8, 2009.

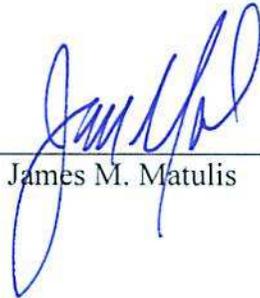


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Attorneys for Defendant/Registrant
iTeamSolutions, LLC

CERTIFICATE OF TRANSMISSION

I HEREBY CERTIFY that on June 8, 2009, the foregoing **MOTION FOR SANCTIONS AGAINST PETITIONER AND PETITIONER'S COUNSEL PURSUANT TO RULE 11** was submitted through the Trademark Trial and Appeal Board's ESTTA electronic filing system to counsel of record and served by U.S. Mail to:

Nishan Kottahachchi, Esquire
Peter Willsey, Esquire
Cooley Godward Kronish, LLP
777 6th Street, NW
Washington, DC 20001

By: 

James M. Matulis

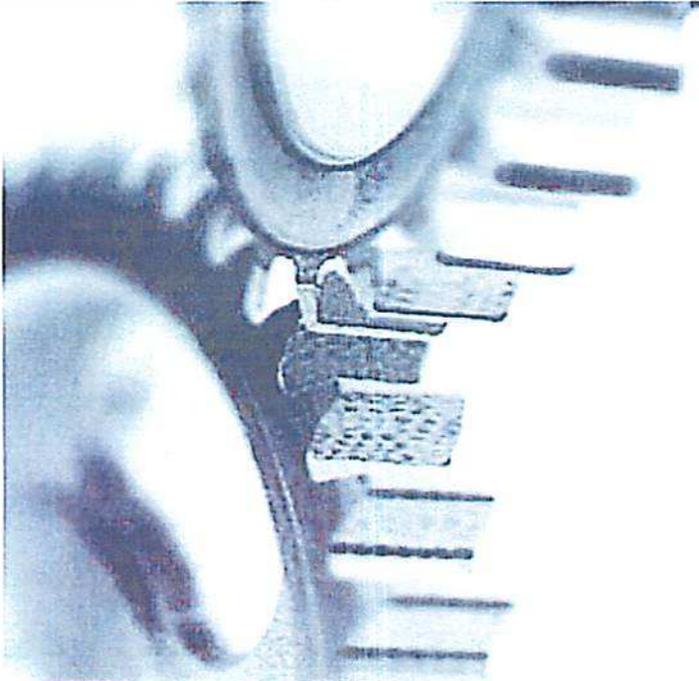
Exhibit A



Integrity in the Information Age

What makes your garden g

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Company

iTeamSolutions is an outsource provider of customized solutions. The firm specializes in Systems Integration and Custom Application Development.

Mission

The iTeamSolutions mission is to provide high quality software engineering for our clients through superior technical ability, a customer centric focus and integrable business practices.

History

After working together at various positions, the founder of iTeamSolutions decided to join forces and start iTeamSolutions. They knew they worked well together and had all the elements to create an excellent software development team. Each had witnessed situations where the application of disciplined engineering could have been of great benefit. They wanted the opportunity to provide technology-based solutions that solve business problems.

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▪ about us

Located in Tampa Florida, iTeamSolutions is a software engineering firm specializing in systems integration and custom software development. At iTeamSolutions, our centralizing theme is "Integrity". We believe it is imperative to emphasize the virtue of integrity in business today, and we strive to place the highest value on achieving the intended results the client expects on time, on budget, every time.

Founder Bios

- Christopher Hannigan
- Patrick Flahan
- Carl Napoli
- Jerry Napoli
- Steven Vickers



We strive for excellence in all aspects of our company. Our engineers have an average of ten years of software development experience and each member holds at least one technical certification. Additionally, our engineers have skills that complement each other and help to provide a strong, highly technical and well-rounded team.

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■ **services**

Custom Application Development

Is your business unique? Do you have business goals that require custom applications? iTeamSolutions can design, architect and integrate custom applications specifically for your organization. Not all businesses are the same and one application cannot do it all. Our team of experienced engineers will provide the solution that takes your organization to the next level.

System Integration

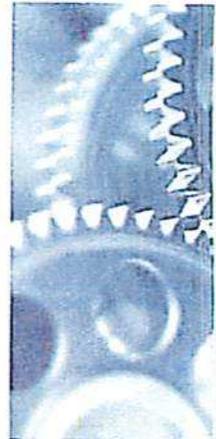
What happens when your current technology investments don't provide a solution for today's marketplace? Investing in technology is a long term process and requires adaptability and scalability. iTeamSolutions can help you to leverage your existing technology in order to reach evolving business objectives. We want to help you continue to grow and succeed in the future.

Rapid Response Team

Technical problems are inevitable. They can be minor hiccups in operations or significant problems affecting the bottom line. iTeamSolutions provides our version of a technical SWAT team to address these issues. Our team of engineers will provide expert analysis and quick solutions for problem that arise unexpectedly. Our Rapid Response Team is here to help your business continue operations.

Technology Assessment/Strategic Planning

What is in store for the future of your organization? While foreseeing the future is not our specialty, iTeamSolutions provides Strategic Technology Planning and Assessment Services to help you prepare. We will analyze the use of technology to support the business functions within your organization. Our technology planning services include strategic positioning analysis, technology planning and cultural assessments. We can assist in aligning current strategies with core competencies to position your company for long-term success.



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iTeamSolutions has an impressive list of clients as well as solid professional and personal references. We have experience working in a variety of industries and technologies. Listed below are some case studies that highlight some of the work we have performed for our clients.

- Paymentech LLP - Securing Merchant Transactions
- Kforce - Candidate Processing Application
- Tampa Bay Professional Employment Organization - Online HR Enrollment Wizard
- Predictive Systems/MasterCard International - Merchant Security Portal

Client Feedback

"Their documentation is incredible and for lack of a more technical term, the work they did on the C++ and Perl was very elegant. Clever use of design patterns and all components in solutions offered appropriate level of abstraction..."

- Senior Systems Architect at Paymentech, LLP



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Background

Paymentech is the nation's premier processor and acquirer of credit card transactions. Paymentech was in search of a way to acquire a larger number of merchants through the use of online transactions. Traditionally, Paymentech provided point-of-sale devices to merchants for their transactions; however, there was an opportunity to capture a larger number of merchants if they could allow processing through the Internet.

Problem

- How could Paymentech and their merchants perform real-time transaction processing with Paymentech's Gateway?
- What opportunity could Paymentech create for merchants to enable them to perform terminal related transactions via the Internet?
- How could this be done securely?

Solution

iTeamSolutions created a number of software development kits (SDKs) to allow merchants or value-added resellers to integrate real-time transaction processing with Paymentech's Internet Gateway. Those SDKs were created to support many different popular programming languages. They were written to be portable between various hardware platforms and operating systems.

iTeamSolutions also created an additional software development kit, the Internet Point-of-Sale (IPOS) SDK. The IPOS utilizes an easy-to-use interface that allows the POS devices to simply create, populate and send eCommerce transactions to Paymentech's Internet Gateway for processing in a cost effective manner.

Transaction security was ensured by using the well-defined, standard Internet security protocol Secure Sockets Layer (SSL). SSL combined with client and server certificate validation assures merchants and customers that their transactions are well protected.



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Background

The purpose of the Web Channel Management (WCM) project, also contracted for by Kforce, Inc., was to streamline the Internet-based job submission process. To this end, iTeamSolutions worked with subject matter experts to help reengineer the business process and designed a web-based application to support the newly developed process.

Working closely with the Kforce.com customer, iTeamSolutions effectively analyzed the current and desired business processes, and engineered a web-based Java/JSP solution by employing full lifecycle development using iTeamSolutions' OOA/OOD best practices. Process and data architecture was developed for high degree of concurrency, and an XML-based decision engine to externalize volatile business rules for routing candidate information was created. iTeamSolutions developed a lightweight object-to-relational mapping layer to encapsulate database access and employed model-view-controller pattern to segregate application logic from the presentation layer.

The new process design had immediate benefits to Kforce.com's operating and financial results by decreasing overhead costs, providing flexible, configurable routing of candidate information and improved accountability of the sales force while increasing the quality of service and timeliness to candidates.



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Background

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Background

iTeamSolutions developed a robust software solution that enabled the Professional Employment Organization's (PEO) bricks-and-mortar business to become a paperless online application that is available 24 x 7. This application was implemented with JavaServlet and JSP technology along with a custom framework supplied by iTeamSolutions to provide a robust and flexible architecture. It also utilized Oracle for data storage.

A Wizard-based application was developed to capture user input and navigated the PEO's customer through an involved registration process. The Wizard-based application relied heavily on information stored in the session and was also seen as a major source of failure. In order to provide the online availability, scaling and performance demanded by this system, iTeamSolutions created a CORBA-based Distributed Session Management system that provided caching, clustering and authentication mechanisms, along with other special features to deliver a solution that met customer requirements.

To create the paperless work flow features of the site, the team integrated Adobe's Form Data Format toolkit with a CORBA based service process that allowed PDF documents to be rendered based on user input. iTeamSolutions also incorporated the use of an electronic signature to certify the generated documents.



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Background

Predictive Systems, Inc, is a network infrastructure and security consulting firm designing, managing, and securing advanced network technology infrastructures that continuously deliver measurable, business-based results. Their client, MasterCard was in search of a web-based application to provide security related information and services to their merchants.

Problem

- How could Predictive develop the entire web-based application for MasterCard?
- How could Predictive and MasterCard be sure the application was secure and provided merchants with the highest quality of customer service?

Solution

The Site Data Protection application (SDP), developed by iTeamSolutions, is a tool that MasterCard merchants use to perform security scans of their Internet-exposed computers. This application was developed using ITS-Safe, iTeamSolutions' unique application development tool that provides developers with a framework of reusable components in multiple languages. The SDP developed by iTeamSolutions, allows the merchant to identify vulnerabilities so that corrective actions can be taken. Predictive uses Qualys for the Internet-based scanning services. ITeamSolutions was able to seamlessly integrate the Qualys application with the SDP application. In addition, the SDP has the ability to perform the Assessment of Security Practices and Procedures and a Security Alert service. The assessment allows an organization to examine their policies and procedures to determine if a weakness exists, and then recommends corrective actions. The security alerts service broadcasts alerts to registered merchants so that they are immediately made aware of potential problems.



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Corporate Headquarters

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 Tarpon Springs, FL 34688

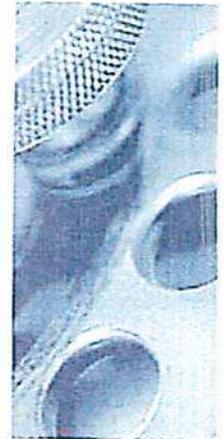
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Fax 321.235.9334



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Exhibit B

Better-Whois.com

...SEARCH ALL DOMAIN REGISTRARS

iteamsolutions.com is

Reserved

Registrar: GODADDY.COM, INC.

Status: clientDeleteProhibited
 Status: clientRenewProhibited
 Status: clientTransferProhibited
 Status: clientUpdateProhibited

Domain options / additional information: *(Click below to expand)*

- + if you own this domain...
- + if you are trying to register/buy this domain...
- + if you are researching this domain...

[Querying whois.verisign-grs.com]
 [whois.verisign-grs.com]Whois Server Version 2.0Domain names in the .com and .net domains can now be registered with many different competing registrars. Go to <http://www.internic.net> for detailed information. Domain Name: ITEAMSOLUTIONS.COM

Registrar: GODADDY.COM, INC.
 Whois Server: whois.godaddy.com
 Referral URL: <http://registrar.godaddy.com>
 Name Server: NS18.ZONEEDIT.COM
 Name Server: NS2.ZONEEDIT.COM
 Status: clientDeleteProhibited
 Status: clientRenewProhibited
 Status: clientTransferProhibited
 Status: clientUpdateProhibited
 Updated Date: 20-mar-2008
 Creation Date: 22-may-2000
 Expiration Date: 22-may-2010NOTICE: The expiration date displayed in this record is the date the registrar's sponsorship of the domain name registration in the registry is currently set to expire. This date does not necessarily reflect the expiration date of the domain name registrant's agreement with the sponsoring registrar. Users may consult the sponsoring registrar's Whois database to view the registrar's reported date of expiration for this registration.

Sponsored Link:

Ready for a web site? Save thousands by doing it yourself...
 Innovative all-in-one site-building, hosting and marketing product makes it easy!

[Querying whois.internic.net]
 [Redirected to whois.godaddy.com]
 [Querying whois.godaddy.com]
 [whois.godaddy.com]

The data contained in GoDaddy.com, Inc.'s Whois database, while believed by the company to be reliable, is provided "as is" with no guarantee or warranties regarding its accuracy. This information is provided for the sole purpose of assisting you in obtaining information about domain name registration records. Any use of this data for any other purpose is expressly forbidden without the prior written permission of GoDaddy.com, Inc. By submitting an inquiry, you agree to these terms of usage and limitations of warranty. In particular, you agree not to use this data to allow, enable, or otherwise make possible, dissemination or collection of this data, in part or in its entirety, for any purpose, such as the transmission of unsolicited advertising and and solicitations of any kind, including spam. You further agree

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- [BookMyName SAS](#)
- [BulkRegister.com, Inc.](#)
- [Capital Networks Pty. Ltd.](#)
- [Catalog.com, Inc.](#)
- [China-channel.com](#)
- [CommuniGal Comm.](#)
- [Computer Data Networks](#)
- [CORE](#)
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not to use this data to enable high volume, automated or robotic electronic processes designed to collect or compile this data for any purpose, including mining this data for your own personal or commercial purposes.

Please note: the registrant of the domain name is specified in the "registrant" field. In most cases, GoDaddy.com, Inc. is not the registrant of domain names listed in this database.

Registrant:

Patrick Flahan
1403 Loretto Cir
Odessa, Florida 33556-4537
United States

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

Domain Name: ITEAMSOLUTIONS.COM

Created on: 22-May-00

Expires on: 22-May-10

Last Updated on: 28-Mar-08

Administrative Contact:

Flahan, Patrick flahan@hotmail.com
1403 Loretto Cir
Odessa, Florida 33556-4537
United States
813-340-8832 Fax --

Technical Contact:

Flahan, Patrick nomail@godaddy.com
1403 Loretto Cir
Odessa, Florida 33556-4537
United States
Fax --

Domain servers in listed order:

NS8.ZONEEDIT.COM
NS18.ZONEEDIT.COM

www.	Search
Searches shared database registry and queries appropriate registrar.	

Exhibit C



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[Events](#)
 [No Name History](#)

Entity Name Search

Detail by Entity Name

Florida Limited Liability Company

ITEAMSOLUTIONS, LLC

Filing Information

Document Number L00000006537
FEI Number 593651229
Date Filed 08/02/2000
State FL
Status ACTIVE
Last Event REINSTATEMENT
Event Date Filed 10/29/2001
Event Effective Date NONE

Principal Address

3447 EISENHOWER DR
TARPON SPRINGS FL 34688

Changed 05/02/2007

Mailing Address

P.O. BOX 27
TARPON SPRINGS FL 34688

Changed 04/30/2005

Registered Agent Name & Address

HANNIGAN, CHRIS
3447 EISENHOWER DR
TARPON SPRINGS FL 34688 US

Name Changed: 04/02/2002

Address Changed: 05/02/2007

Manager/Member Detail

Name & Address

Title MGP
 HANNIGAN, CHRIS
 P.O. BOX 27
 TARPON SPRINGS FL 34688

Annual Reports

Report Year Filed Date
 2006 04/25/2006

2007 05/02/2007
2008 04/23/2008

Document Images

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- 04/21/2003 -- ANNUAL REPORT [View image in PDF format](#)
- 04/02/2002 -- ANNUAL REPORT [View image in PDF format](#)
- 10/29/2001 -- REINSTATEMENT [View image in PDF format](#)
- 06/02/2000 -- Florida Limited Liabilities [View image in PDF format](#)

Note: This is not official record. See documents if question or conflict.

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[Events](#) [No Name History](#)

[Entity Name Search](#)

L0000006537

LAW OFFICES
LINSKY AND LINSKY

1509-B SUN CITY CENTER PLAZA
SUN CITY CENTER, FLORIDA 33573
(818) 684-5566
FAX (818) 684-8217

608 SOUTH BOULEVARD
TAMPA, FLORIDA 33606
(818) 251-8197
FAX (818) 254-6744

May 30, 2000

REPLY TO: Sun City Center

Registration Section
Division of Corporations
Post Office Box 6327
Tallahassee, Florida 32314

Subject: iTeamSolutions, LLC

Dear Sirs:

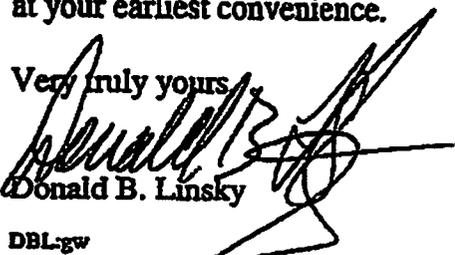
Enclosed is an original and one (1) copy of the Articles of Organization for the above proposed limited liability company, together with a check in the amount of \$160.00 which includes the following items:

Filing Fee:	\$100.00
Resident Agent Fee:	\$ 25.00
Certified Copy:	\$ 30.00
Certificate of Status	\$ 5.00
Total:	\$160.00

FROM: Linsky and Linsky, P.A.
1509 Sun City Center Plaza
Suite B
Sun City Center, Florida 33573

I would appreciate your forwarding the certified copy to us at our Sun City Center address at your earliest convenience.

Very truly yours,


Donald B. Linsky

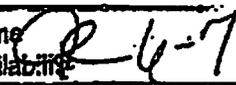
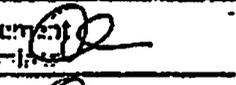
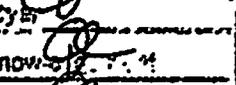
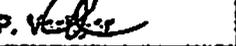
DBL:gw
enclosures

A:\TeamSolutions\letter.

FILED
00 JUN -2 PM 4:20
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

400003275314--3
-06/02/00-01085-002
***160.00 ***160.00

L00-6537

Name Available	
Document Expires	
Updated	
Under Review	
Acknowledged	
W. P. Ve...	

ARTICLES OF ORGANIZATION
OF
iTeamSolutions, LLC

The undersigned, for the purpose of forming a limited liability company under the Florida Limited Liability Company Act, F.S. Chapter 608, hereby make, acknowledge, and file the following Articles of Organization.

ARTICLE I -- NAME

The name of the Limited Liability Company is: iTeamSolutions, LLC ("Company").

ARTICLE II -- ADDRESS

The mailing address and street address of the principal office of the Limited Liability Company is: 3914 Tampa Road, Oldsmar, Florida 34677.

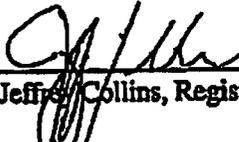
ARTICLE III -- REGISTERED AGENT, REGISTERED OFFICE AND REGISTERED AGENT'S SIGNATURE

The name and the Florida street address of the registered agent are:

Jeffrey Collins
3914 Tampa Road
Oldsmar, Florida 34677

FILED
00 JUN -2 PM 4: 20
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

Having been named as registered agent and to accept service of process for the above stated limited liability company at the place designated in this certificate, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relating to the proper and complete performance of his or her duties, and I am familiar with and accept the obligations of my position as registered agent as provided for in Chapter 608, F.S..



Jeffrey Collins, Registered Agent's Signature

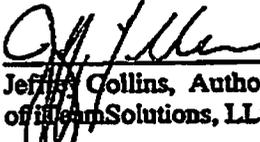
ARTICLE IV -- Management

The Limited Liability Company is to be managed by one manager or more managers and therefore, a manager - managed company.

ARTICLE V -- DURATION

The Company shall commence its existence on the date these articles of organization are filed by the Florida Department of State.

IN WITNESS WHEREOF, the undersigned organizer has made and subscribed these articles of organization at Tampa, Florida, on this 29 day of MAY, 2000.



Jeffrey Collins, Authorized Representative
of iTeamSolutions, LLC

A:iTeamSolutions\articles.

PLEASE READ ALL INSTRUCTIONS BEFORE COMPLETING THIS FORM.

LIMITED LIABILITY COMPANY REINSTATEMENT



FLORIDA DEPARTMENT OF STATE Katherine Harris Secretary of State DIVISION OF CORPORATIONS

FILED

01 OCT 29 PM 12:17

SECRETARY OF STATE TALLAHASSEE, FLORIDA

DOCUMENT # L00000006587

1. Limited Liability Company's Name

i Team Solutions, LLC

2. Principal Office Address

3914 Tampa Road.

Suite, Apt. #, etc.

3. Mailing Office Address

P.O. Box 89

Suite, Apt. #, etc.

City & State

Oldsmar, FL

City & State

Oldsmar, FL

Zip

34677 USA

34677 USA

REINSTATEMENT 200

4. State/Country of Formation

FLORIDA / USA

5. Date Organized or Qualified to Do Business in Florida

May 29, 2000

6. FEI Number

59-3651229

Applied For

Not Applicable

7. CERTIFICATE OF STATUS DESIRED

6300 Annual Fee required by 608.408(1) of State Statute

8. Name and Address of Current Registered Agent

Name

Jeffrey Collins

800004676598-0

-11/13/01-01057-003

***150.00 ***150.00

Street Address (P.O. Box Number is Not Acceptable)

3914 Tampa Rd.

Suite, Apt. #, Etc.

City

Oldsmar

State

FL

Zip Code

34677

9. I, being appointed the registered agent of the above named limited liability company, am familiar with and accept the obligations of Chapter 608, F.S.

Signature of Registered Agent

[Signature]

Date 10/25/2001

REGISTERED AGENT MUST SIGN

10. Names and Street Address of Managing Members/Managers

Titles	Name of Managing Members/Managers	Street Address of Each Managing Member/Manager	City / State / Zip
MEM	JEFFREY COLLINS	3914 TAMPA ROAD	OLDSMAR, FL 34677

11. I certify that I am managing member/manager or the receiver or trustee empowered to execute this application as provided for in chapter 608, F.S. I further certify that when filing this reinstatement application the reason for dissolution has been eliminated, the limited liability company name satisfies the requirements of section 608.408, F.S., and that all fees owed by the limited liability company have been paid. The information indicated on this application is true and accurate, and my signature shall have the same legal effect as if made under oath.

Signature of Managing Member/Manager

[Signature]

Date 10/25/2001

Daytime Phone 813 220 8653

Typed or printed name of signing Managing Member/Manager

JEFFREY COLLINS

CR2001 (0/01)

**LIMITED LIABILITY COMPANY
UNIFORM BUSINESS REPORT (UBR)**

FILED
Apr 02, 2002 8:00 am
Secretary of State

04-02-2002 90966 016 ****55.00

DOCUMENT # L00000006537
1. Entity Name
iTeamSolutions, LLC

DO NOT WRITE IN THIS SPACE

2. Principal Place of Business 4350 W. Cypress St. Suite, Apt. #, etc. Suite 735 City & State Tampa, FL Zip 33607		3. Mailing Address 4350 W. Cypress St. Suite, Apt. #, etc. Suite 735 City & State Tampa, FL Zip 33607	
Country HILLS	Country HILLS		

DO NOT WRITE IN THIS SPACE

4. FEI Number 59-3651229	Applied For Not Applicable
5. Certificate of Status Desired <input checked="" type="checkbox"/> \$5.00 Additional Fee Required	

DO NOT WRITE IN THIS SPACE

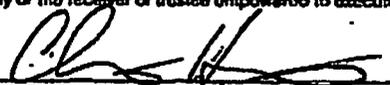
7. Name and Address of Current Registered Agent
Chris Hannigan
Street Address (P.O. Box Number is Not Acceptable)
4350 W. Cypress St.
Suite 735
City Tampa FL Zip Code 33607

8. The above named entity submits this statement for the purpose of changing its registered office or registered agent, or both, in the State of Florida.
SIGNATURE  Chris Hannigan 3/25/02

FEE IS \$50.00
Make Check Payable to Department of State
DUE BY MAY 1

9. MANAGING MEMBERS/MANAGERS			
TITLE NAME Managing Partner	STREET ADDRESS Chris Hannigan	TITLE NAME	
CITY-ST-ZIP 4350 W. Cypress St.		STREET ADDRESS	
	Suite 735	CITY-ST-ZIP	
	Tampa, FL 33607		

DO NOT WRITE IN THIS SPACE

11. I hereby certify that the information supplied with this filing does not qualify for the exemption stated in Section 119.07(3)(f), Florida Statutes. I further certify that the information indicated on this report is true and accurate and that my signature shall have the same legal effect as if made under oath, that I am a managing member or manager of the limited liability company or the receiver or trustee empowered to execute this report as required by Chapter 608, Florida Statutes.
SIGNATURE:  Chris Hannigan 3/25/02

CR2E03B (12/01)

**2003 LIMITED LIABILITY COMPANY
UNIFORM BUSINESS REPORT (UBR)**

FILED
Apr 21, 2003 8:00 am
Secretary of State

04-21-2003 90117 022 *****50.00

00000000

DOCUMENT # L00000006537

1. Entity Name
ITEAMSOLUTIONS, LLC



Principal Place of Business
**4350 W CYPRESS ST
STE 735
TAMPA FL 33607**

Mailing Address
**4350 W CYPRESS ST
STE 735
TAMPA FL 33607**

2. Principal Place of Business
Suite, Apt. #, etc.
City & State
Zip Country

3. Mailing Address
Suite, Apt. #, etc.
City & State
Zip Country



CHECK HERE IF MAKING CHANGES

4. FEI Number **59-3651229**

5. Certificate of Status Desired \$5.00 Additional Fee Required

6. Name and Address of Current Registered Agent
**HANNIGAN, CHRIS
4350 W CYPRESS ST STE 735
TAMPA FL 33607**

7. Name and Address of New Registered Agent

Name
Street Address (P.O. Box Number is Not Acceptable)
City **FL** Zip Code

8. The above named entity submits this statement for the purpose of changing its registered office or registered agent, or both, in the State of Florida. I am familiar with, and accept the obligations of registered agent.

SIGNATURE _____ (NOTE: Registered Agent signature required when reinstating) DATE _____

FILE NOW!!! FEE IS \$50.00
Make Check Payable to Florida Department of State
Due By May 1, 2003

9. MANAGING MEMBERS / MANAGERS		10. ADDITIONS / CHANGES	
TITLE NAME STREET ADDRESS CITY- ST- ZIP	MGRP HANNIGAN, CHRIS 4350 W CYPRESS ST STE 735 TAMPA FL 33607 <input type="checkbox"/> Delete	TITLE NAME STREET ADDRESS CITY- ST- ZIP	<input type="checkbox"/> Change <input type="checkbox"/> Addition
TITLE NAME STREET ADDRESS CITY- ST- ZIP	<input type="checkbox"/> Delete	TITLE NAME STREET ADDRESS CITY- ST- ZIP	<input type="checkbox"/> Change <input type="checkbox"/> Addition
TITLE NAME STREET ADDRESS CITY- ST- ZIP	<input type="checkbox"/> Delete	TITLE NAME STREET ADDRESS CITY- ST- ZIP	<input type="checkbox"/> Change <input type="checkbox"/> Addition
TITLE NAME STREET ADDRESS CITY- ST- ZIP	<input type="checkbox"/> Delete	TITLE NAME STREET ADDRESS CITY- ST- ZIP	<input type="checkbox"/> Change <input type="checkbox"/> Addition
TITLE NAME STREET ADDRESS CITY- ST- ZIP	<input type="checkbox"/> Delete	TITLE NAME STREET ADDRESS CITY- ST- ZIP	<input type="checkbox"/> Change <input type="checkbox"/> Addition
TITLE NAME STREET ADDRESS CITY- ST- ZIP	<input type="checkbox"/> Delete	TITLE NAME STREET ADDRESS CITY- ST- ZIP	<input type="checkbox"/> Change <input type="checkbox"/> Addition

11. I hereby certify that the information supplied with this filing does not qualify for the exemption stated in Section 119.07(3)(a), Florida Statutes. I further certify that the information indicated on this report is true and accurate and that my signature shall have the same legal effect as if made under oath; that I am a managing member or manager of the limited liability company or the receiver or trustee empowered to execute this report as required by Chapter 608, Florida Statutes.

SIGNATURE: *CHRIS HANNIGAN* **4/14/03**
SIGNATURE AND TYPED OR PRINTED NAME OF EXISTING MANAGING MEMBER, MANAGER, OR AUTHORIZED REPRESENTATIVE Date Daytime Phone #

CR2E083 (10/02)

2004 LIMITED LIABILITY COMPANY ANNUAL REPORT (AR)

FILED
Feb 20, 2004 08:00 AM
Secretary of State

DOCUMENT # L0000006537 1. Entity Name ITEAMSOLUTIONS, LLC							
Principal Place of Business 4350 W CYPRESS ST STE 735 TAMPA FL 33607		Mailing Address 4350 W CYPRESS ST STE 735 TAMPA FL 33607					
2. Principal Place of Business		3. Mailing Address					
Suite, Apt. #, etc		Suite, Apt. #, etc					
City & State		City & State					
Zip	Country	Zip	Country	4. FEI Number 59-3651229 <table border="1" style="float: right; border-collapse: collapse;"> <tr> <td>Applied For</td> </tr> <tr> <td>Not Applicable</td> </tr> </table>		Applied For	Not Applicable
Applied For							
Not Applicable							
5. Certificate of Status Desired <input type="checkbox"/> \$5.00 Additional Fee Required							
6. Name and Address of Current Registered Agent			7. Name and Address of New Registered Agent				
HANNIGAN, CHRIS 4350 W CYPRESS ST STE 735 TAMPA FL 33607			Name				
			Street Address (P.O. Box Number is Not Acceptable)				
			City				
			FL	Zip Code			
8. The above named entity submits this statement for the purpose of changing its registered office or registered agent, or both, in the State of Florida. I am familiar with, and accept the obligations of registered agent.							
SIGNATURE _____ (NOTE: Registered Agent signature required when re-registering) _____ DATE _____							
FILE NOW!!! FEE IS \$50.00 Make Check Payable to Florida Department of State Due By May 1, 2004							
9. MANAGING MEMBERS/MANAGERS			10. ADDITIONS/CHANGES				
TITLE	MGRP	<input type="checkbox"/> Delete	TITLE		<input type="checkbox"/> Change <input type="checkbox"/> Addition		
NAME	HANNIGAN, CHRIS		NAME				
STREET ADDRESS	4350 W CYPRESS ST STE 735		STREET ADDRESS				
CITY-ST-ZIP	TAMPA FL 33607		CITY-ST-ZIP				
TITLE		<input type="checkbox"/> Delete	TITLE		<input type="checkbox"/> Change <input type="checkbox"/> Addition		
NAME			NAME				
STREET ADDRESS			STREET ADDRESS				
CITY-ST-ZIP			CITY-ST-ZIP				
TITLE		<input type="checkbox"/> Delete	TITLE		<input type="checkbox"/> Change <input type="checkbox"/> Addition		
NAME			NAME				
STREET ADDRESS			STREET ADDRESS				
CITY-ST-ZIP			CITY-ST-ZIP				
TITLE		<input type="checkbox"/> Delete	TITLE		<input type="checkbox"/> Change <input type="checkbox"/> Addition		
NAME			NAME				
STREET ADDRESS			STREET ADDRESS				
CITY-ST-ZIP			CITY-ST-ZIP				
TITLE		<input type="checkbox"/> Delete	TITLE		<input type="checkbox"/> Change <input type="checkbox"/> Addition		
NAME			NAME				
STREET ADDRESS			STREET ADDRESS				
CITY-ST-ZIP			CITY-ST-ZIP				
11. I hereby certify that the information supplied with this filing does not qualify for the exemption stated in Section 119.07(3)(c), Florida Statutes. I further certify that the information indicated on this report is true and accurate and that my signature shall have the same legal effect as if made under oath; that I am a managing member or manager of the limited liability company or the receiver or trustee empowered to execute this report as required by Chapter 608, Florida Statutes.							
SIGNATURE: _____			2/18/04 83-872-7595 DATE				



MOORE CR2E083 (1/1/03)

4. FEI Number **59-3651229** Applied For Not Applicable

5. Certificate of Status Desired \$5.00 Additional Fee Required

6. Name and Address of Current Registered Agent			7. Name and Address of New Registered Agent		
HANNIGAN, CHRIS 4350 W CYPRESS ST STE 735 TAMPA FL 33607			Name		
			Street Address (P.O. Box Number is Not Acceptable)		
			City		
			FL	Zip Code	

8. The above named entity submits this statement for the purpose of changing its registered office or registered agent, or both, in the State of Florida. I am familiar with, and accept the obligations of registered agent.

SIGNATURE _____ (NOTE: Registered Agent signature required when re-registering) _____ DATE _____

FILE NOW!!! FEE IS \$50.00
Make Check Payable to Florida Department of State
Due By May 1, 2004

9. MANAGING MEMBERS/MANAGERS			10. ADDITIONS/CHANGES		
TITLE	MGRP	<input type="checkbox"/> Delete	TITLE		<input type="checkbox"/> Change <input type="checkbox"/> Addition
NAME	HANNIGAN, CHRIS		NAME		
STREET ADDRESS	4350 W CYPRESS ST STE 735		STREET ADDRESS		
CITY-ST-ZIP	TAMPA FL 33607		CITY-ST-ZIP		
TITLE		<input type="checkbox"/> Delete	TITLE		<input type="checkbox"/> Change <input type="checkbox"/> Addition
NAME			NAME		
STREET ADDRESS			STREET ADDRESS		
CITY-ST-ZIP			CITY-ST-ZIP		
TITLE		<input type="checkbox"/> Delete	TITLE		<input type="checkbox"/> Change <input type="checkbox"/> Addition
NAME			NAME		
STREET ADDRESS			STREET ADDRESS		
CITY-ST-ZIP			CITY-ST-ZIP		
TITLE		<input type="checkbox"/> Delete	TITLE		<input type="checkbox"/> Change <input type="checkbox"/> Addition
NAME			NAME		
STREET ADDRESS			STREET ADDRESS		
CITY-ST-ZIP			CITY-ST-ZIP		
TITLE		<input type="checkbox"/> Delete	TITLE		<input type="checkbox"/> Change <input type="checkbox"/> Addition
NAME			NAME		
STREET ADDRESS			STREET ADDRESS		
CITY-ST-ZIP			CITY-ST-ZIP		

11. I hereby certify that the information supplied with this filing does not qualify for the exemption stated in Section 119.07(3)(c), Florida Statutes. I further certify that the information indicated on this report is true and accurate and that my signature shall have the same legal effect as if made under oath; that I am a managing member or manager of the limited liability company or the receiver or trustee empowered to execute this report as required by Chapter 608, Florida Statutes.

SIGNATURE: _____ 2/18/04 83-872-7595
 SIGNATURE AND TYPE OR PRINTED NAME OF SPONSOR, MANAGING MEMBER, MANAGER, OR AUTHORIZED REPRESENTATIVE DATE

2005 LIMITED LIABILITY COMPANY ANNUAL REPORT

**FILED
Apr 30, 2005
Secretary of State**

DOCUMENT# L00000006537

Entity Name: ITEAMSOLUTIONS, LLC

Current Principal Place of Business:

4350 W CYPRESS ST
STE 735
TAMPA, FL 33607

New Principal Place of Business:

P.O. BOX 27
TARPON SPRINGS, FL 34688

Current Mailing Address:

4350 W CYPRESS ST
STE 735
TAMPA, FL 33607

New Mailing Address:

P.O. BOX 27
TARPON SPRINGS, FL 34688

FEI Number: 59-3851228 FEI Number Applied For () FEI Number Not Applicable () Certificate of Status Desired ()

Name and Address of Current Registered Agent:

HANNIGAN, CHRIS
4350 W CYPRESS ST STE 735
TAMPA, FL 33607 US

Name and Address of New Registered Agent:

HANNIGAN, CHRIS
P.O. BOX 27
TARPON SPRINGS, FL 34688 US

The above named entity submits this statement for the purpose of changing its registered office or registered agent, or both, in the State of Florida.

SIGNATURE:

04/30/2005

Electronic Signature of Registered Agent

Date

MANAGING MEMBERS/MEMBERS:

Title: MGRP () Delete
Name: HANNIGAN, CHRIS
Address: 4350 W CYPRESS ST STE 735
City-St-Zip: TAMPA, FL 33607

ADDITIONS/CHANGES:

Title: MGRP (X) Change () Addition
Name: HANNIGAN, CHRIS
Address: P.O. BOX 27
City-St-Zip: TARPON SPRINGS, FL 34688

I hereby certify that the information supplied with this filing does not qualify for the for the exemption stated in Section 119.07(3)(l), Florida Statutes. I further certify that the information indicated on this report is true and accurate and that my electronic signature shall have the same legal effect as if made under oath; that I am a managing member or manager of the limited liability company or the receiver or trustee empowered to execute this report as required by Chapter 608, Florida Statutes.

SIGNATURE: CHRIS HANNIGAN

MGRP

04/30/2005

Electronic Signature of Signing Managing Member, Manager, or Authorized Representative / Date

2006 LIMITED LIABILITY COMPANY ANNUAL REPORT

**FILED
Apr 25, 2006
Secretary of State**

DOCUMENT# L00000006537

Entity Name: ITEAMSOLUTIONS, LLC

Current Principal Place of Business:

P.O. BOX 27
TARPON SPRINGS, FL 34688

New Principal Place of Business:

Current Mailing Address:

P.O. BOX 27
TARPON SPRINGS, FL 34688

New Mailing Address:

FEI Number: 59-3651229

FEI Number Applied For ()

FEI Number Not Applicable ()

Certificate of Status Desired ()

Name and Address of Current Registered Agent:

HANNIGAN, CHRIS
P.O. BOX 27
TARPON SPRINGS, FL 34688 US

Name and Address of New Registered Agent:

The above named entity submits this statement for the purpose of changing its registered office or registered agent, or both, in the State of Florida.

SIGNATURE:

Electronic Signature of Registered Agent

Date

MANAGING MEMBERS/MANAGERS:

Title: MGRP () Delete
Name: HANNIGAN, CHRIS
Address: P.O. BOX 27
City-St-Zip: TARPON SPRINGS, FL 34688

ADDITIONS/CHANGES:

Title: MGP (X) Change () Addition
Name: HANNIGAN, CHRIS
Address: P.O. BOX 27
City-St-Zip: TARPON SPRINGS, FL 34688

I hereby certify that the information supplied with this filing does not qualify for the for the exemption stated in Chapter 119, Florida Statutes. I further certify that the information indicated on this report is true and accurate and that my electronic signature shall have the same legal effect as if made under oath; that I am a managing member or manager of the limited liability company or the receiver or trustee empowered to execute this report as required by Chapter 608, Florida Statutes.

SIGNATURE: CHRIS HANNIGAN

MGP

04/25/2006

Electronic Signature of Signing Managing Member, Manager, or Authorized Representative / Date

2007 LIMITED LIABILITY COMPANY ANNUAL REPORT

**FILED
May 02, 2007
Secretary of State**

DOCUMENT# L00000006537

Entity Name: ITEAMSOLUTIONS, LLC

Current Principal Place of Business:

P.O. BOX 27
TARPON SPRINGS, FL 34688

New Principal Place of Business:

3447 EISENHOWER DR
TARPON SPRINGS, FL 34688

Current Mailing Address:

P.O. BOX 27
TARPON SPRINGS, FL 34688

New Mailing Address:

FBI Number: 59-3651229 FBI Number Applied For () FBI Number Not Applicable () Certificate of Status Desired ()
In accordance with s. 607.193(2)(b), F.S., the limited liability company did not receive the prior notice.

Name and Address of Current Registered Agent:

HANNIGAN, CHRIS
P.O. BOX 27
TARPON SPRINGS, FL 34688 US

Name and Address of New Registered Agent:

HANNIGAN, CHRIS
3447 EISENHOWER DR
TARPON SPRINGS, FL 34688 US

The above named entity submits this statement for the purpose of changing its registered office or registered agent, or both, in the State of Florida.

SIGNATURE: CHRIS HANNIGAN

05/02/2007

Electronic Signature of Registered Agent

Date

MANAGING MEMBERS/MANAGERS:

Title: MGP () Delete
Name: HANNIGAN, CHRIS
Address: P.O. BOX 27
City-St-Zip: TARPON SPRINGS, FL 34688

ADDITIONS/CHANGES:

Title: () Change () Addition
Name:
Address:
City-St-Zip:

I hereby certify that the information supplied with this filing does not qualify for the exemption stated in Chapter 119, Florida Statutes. I further certify that the information indicated on this report is true and accurate and that my electronic signature shall have the same legal effect as if made under oath; that I am a managing member or manager of the limited liability company or the receiver or trustee empowered to execute this report as required by Chapter 608, Florida Statutes.

SIGNATURE: CHRIS HANNIGAN

RA

05/02/2007

Electronic Signature of Signing Managing Member, Manager, or Authorized Representative / Date

2008 LIMITED LIABILITY COMPANY ANNUAL REPORT

**FILED
Apr 23, 2008
Secretary of State**

DOCUMENT# L00000006537

Entity Name: ITEAMSOLUTIONS, LLC

Current Principal Place of Business:

3447 EISENHOWER DR
TARPON SPRINGS, FL 34688

New Principal Place of Business:

Current Mailing Address:

P.O. BOX 27
TARPON SPRINGS, FL 34688

New Mailing Address:

FEI Number: 59-3651229

FEI Number Applied For ()

FEI Number Not Applicable ()

Certificate of Status Desired ()

Name and Address of Current Registered Agent:

HANNIGAN, CHRIS
3447 EISENHOWER DR
TARPON SPRINGS, FL 34688 US

Name and Address of New Registered Agent:

The above named entity submits this statement for the purpose of changing its registered office or registered agent, or both, in the State of Florida.

SIGNATURE:

Electronic Signature of Registered Agent

Date

MANAGING MEMBERS/MANAGERS:

Title: MGR () Delete
Name: HANNIGAN, CHRIS
Address: P.O. BOX 27
City-St-Zip: TARPON SPRINGS, FL 34688

ADDITIONS/CHANGES:

Title: () Change () Addition
Name:
Address:
City-St-Zip:

I hereby certify that the information supplied with this filing does not qualify for the exemption stated in Chapter 119, Florida Statutes. I further certify that the information indicated on this report is true and accurate and that my electronic signature shall have the same legal effect as if made under oath; that I am a managing member or manager of the limited liability company or the receiver or trustee empowered to execute this report as required by Chapter 608, Florida Statutes.

SIGNATURE: CHRISTOPHER HANNIGAN

MGR

04/23/2008

Electronic Signature of Signing Managing Member, Manager, or Authorized Representative / Date

Exhibit D

Matulis, Jim

From: Matulis, Jim
Sent: Thursday, May 22, 2008 11:59 AM
To: 'Kottahachchi, Nishan'
Subject: RE: iTeam/ Cancellation Action against ITEAMSOLUTIONS and Design

Nishan

Thank you for speaking with me about this case, and for your message below. I will speak with my client and gather some evidence re proof of use. However, please be advised that I have serious concerns about whether your client performed any diligence whatsoever prior to filing its Petition.

Since we spoke, I have had four other people click on the link in my email to you

(<http://www2.iteamsolutions.com:8000/home.htm>)

and they have had no problem seeing my client's website, including my client's Design Mark. Two of these people are at my firm and two are outside. Perhaps the browser setting on your firm's and client's systems are different from most.

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Please send to me a scan of a printout of the results you see when you take any of these actions.

Also, I looked up my client's domain name registration, saw that it first registered in 2000, and called the telephone number provided for the Admin contact, and I was connected to my client. (As counsel for a represented party, I will ask that you direct all communications to me and to not communicate with my client). Please note that this phone number has been associated with the domain name registration since its inception. This process took about 30 seconds.

Lastly, I did not request a suspension, but your preemptive strike in refusing one is also very interesting. If we are not able to resolve quickly and without my client continuing to incur fees, I intend to discover exactly what due diligence was performed in advance of filing Petition, as well as before and during your client's adoption and use in commerce of the three marks, all after my client's marks were registered.

Thanks
Jim

From: Kottahachchi, Nishan [mailto:nkottahachchi@cooley.com]
Sent: Thursday, May 22, 2008 10:47 AM
To: Matulis, Jim
Cc: Willsey, Peter; Vaughan, Vicki; Anderson, Anna
Subject: iTeam/ Cancellation Action against ITEAMSOLUTIONS and Design

Jim,

Per our conversation this morning, it would be helpful if you can provide me with evidence showing that your client, iTeamSolutions LLC, is currently using and has continuously used the ITEAMSOLUTIONS and Design mark in commerce. I tried the iteamsolutions.com domain name in two browsers and two search engines and was unable to find a live website. Please send us any marketing and advertising materials that you have showing that the ITEAMSOLUTIONS and Design mark is in use, along with any other relevant evidence in your possession. I will then take this back to our client for consideration.

Also, as I mentioned, we filed the cancellation action because the ITEAMSOLUTIONS and Design mark was cited against our client's pending applications to register the I-TEAM mark. Our client may be open to discussing a way to resolve this matter short of fully litigating the cancellation action, as a means of preserving both parties' valuable time and resources, and we would be happy to discuss that with you further. Until that time, we see no reason to suspend the cancellation action and look forward to receiving your client's answer to the petition to cancel.

If you have any questions or would like to discuss this further, please do not hesitate to contact me.

- Nishan

Nishan Kottahachchi
Cooley Godward Kronish LLP
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Exhibit E

Matulis, Jim

From: Kottahachchi, Nishan [nkottahachchi@cooley.com]
Sent: Thursday, May 22, 2008 12:36 PM
To: Matulis, Jim
Cc: Vaughan, Vicki; Anderson, Anna; Willsey, Peter
Subject: RE: iTeam/ Cancellation Action against ITEAMSOLUTIONS and Design
Attachments: http___www.iteamsolutions.pdf; iteamsolutions website.IE.pdf

FOR SETTLEMENT PURPOSES ONLY
(Subject to Fed. R. Evid. 408)

Dear Mr. Matulis:

Rest assured, our petition to cancel was filed in good faith after conducting an investigation into the facts of this matter. Nevertheless, I have attached two screen shots taken a few minutes ago, which show that the iteamsolutions.com website does not appear as a live website on our computers. This should allay your concerns. As I mentioned previously, our client remains interested in resolving this matter amicably, but we are prepared to litigate this action if necessary. If you have any questions, please feel free to contact me.

Regards,

Nishan Kottahachchi

Nishan Kottahachchi
Cooley Godward Kronish LLP
777 6th Street NW, Suite 1100
Washington, DC 20001
Direct: (202) 842-7886 • Fax: (202) 842-7899
Email: nkottahachchi@cooley.com • www.cooley.com

From: Matulis, Jim [mailto:jmatulls@fowlerwhite.com]
Sent: Thursday, May 22, 2008 11:59 AM
To: Kottahachchi, Nishan
Subject: RE: iTeam/ Cancellation Action against ITEAMSOLUTIONS and Design

Nishan

Thank you for speaking with me about this case, and for your message below. I will speak with my client and gather some evidence re proof of use. However, please be advised that I have serious concerns about whether your client performed any diligence whatsoever prior to filing its Petition.

Since we spoke, I have had four other people click on the link in my email to you (<http://www2.iteamsolutions.com:8000/home.htm>) and they have had no problem seeing my client's website, including my client's Design Mark. Two of these people are at my firm and two are outside. Perhaps the browser setting on your firm's and client's systems are different from most.

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Thanks
Jim

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Sent: Thursday, May 22, 2008 10:47 AM
To: Matulis, Jim
Cc: Willsey, Peter; Vaughan, Vicki; Anderson, Anna
Subject: iTeam/ Cancellation Action against ITEAMSOLUTIONS and Design

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If you desire a formal opinion on a particular tax matter for the purpose of avoiding the imposition of any penalties, we will discuss the additional Treasury requirements that must be met and whether it is possible to meet those requirements under the circumstances, as well as the anticipated time and additional fees involved.

.....
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Unable to connect

Firefox can't establish a connection to the server at
www2.iteamsolutions.com:8000.

- The site could be temporarily unavailable or too busy. Try again in a few moments.
- If you are unable to load any pages, check your computer's network connection.
- If your computer or network is protected by a firewall or proxy, make sure that Firefox is permitted to access the Web.

Try Again

The page cannot be displayed

The page you are looking for is currently unavailable. The Web site might be experiencing technical difficulties, or you may need to adjust your browser settings.

Please try the following:

- Click the Refresh button, or try again later.
- If you typed the page address in the Address bar, make sure that it is spelled correctly.
- To check your connection settings, click the Tools menu, and then click Internet Options. On the Connections tab, click Settings. The settings should match those provided by your local area network (LAN) administrator or Internet service provider (ISP).
- See if your Internet connection settings are being detected. You can set Microsoft Windows to examine your network and automatically discover network connection settings (if your network administrator has enabled this setting).
 1. Click the Tools menu, and then click Internet Options.
 2. On the Connections tab, click LAN Settings.
 3. Select Automatically detect settings, and then click OK.
- Some sites require 128-bit connection security. Click the Help menu and then click About Internet Explorer to determine what strength security you have installed.
- If you are trying to reach a secure site, make sure your Security settings can support it. Click the Tools menu, and then click Internet Options. On the Advanced tab, scroll to the Security section and check settings for SSL 3.0, SSL 3.0, TLS 1.0, PCT 1.0.
- Click the Back button to try another link.

Cannot find server or DNS Error
Internet Explorer

Exhibit F

Matulis, Jim

From: Matulis, Jim
Sent: Friday, May 23, 2008 3:43 PM
To: 'Kottahachchi, Nishan'
Subject: RE: iTeam/ Cancellation Action against ITEAMSOLUTIONS and Design

Follow Up Flag: Follow up
Flag Status: Flagged

Nishan

Just following up to see if you have tried to access my client's website from home or some other location. Please advise.

Thanks
Jim

From: Kottahachchi, Nishan [mailto:nkottahachchi@cooley.com]
Sent: Thursday, May 22, 2008 12:36 PM
To: Matulis, Jim
Cc: Vaughan, Vicki; Anderson, Anna; Willsey, Peter
Subject: RE: iTeam/ Cancellation Action against ITEAMSOLUTIONS and Design

FOR SETTLEMENT PURPOSES ONLY
(Subject to Fed. R. Evid. 408)

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Regards,

Nishan Kottahachchi

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To: Kottahachchi, Nishan
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Jim

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