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

Proceeding	92056574
Party	Defendant EI Group, LLC
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Date	11/25/2013
Attachments	Registrant's Opposition to Petitioner's Motion for Summary Judgment.pdf(1494983 bytes) Declaration of Joe Lotuff in Support of Opposition to Petitioner's Motion for Summary Judgment.pdf(559866 bytes) Exhibits A - I to Declaration of Joe Lotuff.pdf(4834639 bytes)

must fail because, even if Petitioner once had common law trademark rights in the word “Clegg,” it knowingly and willfully abandoned those rights when it stopped using that mark other than in connection with Mr. Clegg’s collaboration to establish and develop Registrant’s LOTUFF & CLEGG trademark. Finally, in addition to denying Petitioner’s motion for summary judgment, this Board should enter judgment for Registrant on Count One of Petitioner’s complaint because Petitioner’s unequivocal admissions establish that Registrant has not abandoned the LOTUFF & CLEGG mark.

II. STATEMENT OF FACTS

Registrant EL Group was founded in 2007 by Joe Lotuff (“Mr. Lotuff”), his brother Rick Lotuff, and Alden Edmonds. (Declaration of Joe Lotuff (“Lotuff Decl.”), submitted herewith, ¶ 3.) Shortly after it was formed, Registrant considered entering into a business to manufacture leather goods, and subsequently developed a concept for a new venture that would be built around a brand identified with a classic, high-quality, durable line of leather products manufactured in the United States and primarily marketed and distributed via the Internet and social media. (Id. ¶¶ 4, 6.) At that time, EL Group’s principals had never heard of Frank Clegg. (Id. ¶ 5.) Mr. Lotuff, however, through his research and contacts, identified at least four individuals who worked with leather, one of whom was Mr. Clegg. (Id. ¶ 7.) In early 2009, Mr. Lotuff contacted Mr. Clegg and determined that, although Mr. Clegg had no experience marketing or selling products over the Internet, his workmanship and philosophy were consistent with EL Group’s vision for high-quality, durable, handmade products. (Id. ¶¶ 8-9.) At the time that Mr. Lotuff contacted Mr. Clegg, he learned that Mr. Clegg had stopped

manufacturing or selling leather goods under the Clegg name because Mr. Clegg had found the manufacturing environment for leather goods in the United States to be inhospitable. (Id. ¶ 10.) Instead, Mr. Clegg was using his workshop to make guitars. (Id. ¶ 11.)

In or about mid- to late-2009, and after several discussions with Mr. Lotuff, Mr. Clegg agreed to work with EL Group to develop and market a high-quality product line. (Id. ¶¶ 12-13.) Mr. Clegg actively participated with EL Group principals in the selection and adoption of the LOTUFF & CLEGG trademark for the venture. (Id. ¶ 14 & Ex. A.) The first sales of LOTUFF & CLEGG products began in late 2009. (Id. ¶ 17.) So far as EL Group principals know, Mr. Clegg did not manufacture or sell products branded with the word “Clegg” other than as part of the LOTUFF & CLEGG mark while he was working with EL Group. (Id. ¶ 15.)

As is consistent with the ordinary course of its business, on February 18, 2010, EL Group filed for registration of the LOTUFF & CLEGG mark. (Id. ¶¶ 18-19 & Ex. B.) Mr. Clegg was aware of and consented to the filing of the application for registration, and no information regarding the trademark registration was withheld from him. (Id. ¶ 20.) The registration was approved by the U.S. Patent and Trademark Office on November 9, 2010. (Id. ¶ 19 & Ex. C.)

LOTUFF & CLEGG designs initially resulted from a collaborative effort between Mr. Lotuff and Mr. Clegg, and all parties worked together early on to build and protect the LOTUFF & CLEGG brand. (Id. ¶¶ 16, 40-46.) EL Group, however, provided all of the start up capital. (Id. ¶ 16.) Mr. Clegg never provided any money to the venture. (Id. ¶ 52.)

Before Mr. Lotuff and the other principals of EL Group met Mr. Clegg, and at the time EL Group adopted and registered the LOTUFF & CLEGG trademark, Mr. Clegg was unknown to the public, including those associated with the marketing and distribution chain in the leather goods industry within which EL Group developed the LOTUFF & CLEGG brand. (Lotuff Decl. ¶ 22.) There is virtually no press or publicity regarding Mr. Clegg or Petitioner that pre-dates Mr. Clegg's association with Mr. Lotuff and EL Group. (Id.) Mr. Lotuff understood from his discussions with Mr. Clegg that, prior to the formation of LOTUFF & CLEGG, Mr. Clegg had difficulty selling products using only his name because he was unknown. (Id. ¶ 23.)¹

In the beginning, Mr. Clegg agreed with Mr. Lotuff that the LOTUFF & CLEGG brand would include a narrative of two relatively unknown people in the leather industry who came together to create classic, high-quality, durable leather products in the United States. (Id. ¶¶ 24 25.) This narrative is described at **Exhibit D**, a printout of a former page on the LOTUFF & CLEGG website entitled "Why Lotuff & Clegg," which reads, in part:

Forty years ago, two boys found themselves standing by their father's sides. One stood in a factory that manufactured women's apparel, while the other stood in a factory that created leather accessories

Early on, we understood that products were seen as a reflection of an individual's personal style; and the best of those products—like the individual—got better with age. Lotuff & Clegg is the culmination of a hope that has been percolating for some time within each of us. And, our collaboration now allows us to bring the absolute best to a customer who can appreciate both the product's purpose and its worth.

¹ Mr. Clegg also communicated to Mr. Lotuff his view that higher-priced items of inferior quality were more successful than his products because they were sold under brands that were well known by the general public. (Id.)

. . . for the opportunity you have given us to honor both tradition and its master craftsmen, we thank you.

In January 2010, EL Group commissioned an analysis of the LOTUFF & CLEGG website, which emphasized the barrier to be overcome by this narrative: “With the exception of friends and family visitors will be coming to this site cold without any knowledge of who Lotuff & Clegg are and why you should be trusted.” (Id. ¶ 26 & Ex. E.) As part of its marketing strategy, then, EL Group and Mr. Clegg determined that, among other things, they would work to build Mr. Clegg’s stature in the leather industry. (Id. ¶ 27.) They did so in part by creating advertising materials designed to characterize Mr. Clegg as a well-known craftsman of high-quality leather products (in order that one day he may become one). (Id. ¶ 29-30, 32.) EL Group expended substantial sums of money to promote the LOTUFF & CLEGG brand and to promote Mr. Clegg. (Id. ¶¶ 31-32.)

An October 2010 study found that more than two-thirds of the visits to the Lotuff & Clegg website were generated from keyword searches that included *both* the words “Lotuff” and “Clegg.” (Id. ¶¶ 35-36.) By sharp contrast, the same study found only 4.7% of such visits were initiated using only a version of the word “Clegg” without also using the word “Lotuff.” (Id. ¶ 37.) (Excerpted pages from the study are attached to the Lotuff Declaration at **Exhibit F**.) This study was conducted more than one year after EL Group began its relationship with Mr. Clegg and its expensive publicity campaign for the LOTUFF & CLEGG brand. (Id. at ¶ 38.)

In or about October 2011, and for reasons still unknown to EL Group’s principals, Mr. Clegg abandoned EL Group and locked Mr. Lotuff and other EL Group members out of his workshop. (Id. ¶ 54.) Since that time, EL Group has actively disassociated the LOTUFF &

CLEGG mark from any individuals, and has publicly and repeatedly stated that Mr. Clegg is no longer associated with the company or the brand. (*Id.* ¶ 57.) For the past two years, there has been no association whatsoever between the company and Mr. Clegg on any EL Group web site or marketing materials or in the LOTUFF & CLEGG narrative. (*Id.* ¶ 58.) The company has continued, however, to emphasize what is the essence of the brand: a thoughtfully-crafted, high-quality, durable line of leather bags and accessories manufactured in the United States by individuals who care. (*Id.* ¶ 59.) The departure of Mr. Clegg from the company has had no impact on that, and EL Group has continued to employ the LOTUFF & CLEGG trademark as a unified mark denoting a single source of high-quality leather products. (*Id.* ¶¶ 59-60.)

III. ARGUMENT

A. Summary Judgment Standard

A motion for summary judgment may be granted only “if the movant shows that there is no genuine dispute as to any material fact and the movant is entitled to judgment as a matter of law.” Fed. R. Civ. P. 56(a). The non-moving party may defeat summary judgment if it establishes the existence of a genuine, material factual issue. A disputed factual issue is “genuine” if a factfinder could, on the basis of the proffered proof, return a verdict for the opposing party. A fact is “material” if it might affect the outcome of the litigation. Hootstein v. Collins, 679 F. Supp. 2d 169, 178 (D. Mass. 2010) (citing Anderson v. Liberty Lobby, Inc., 477 U.S. 242, 248 (1986)). Summary judgment must be denied if the non-moving party sets forth “specific, provable facts demonstrating that there is a triable issue.” *Id.* (citing Brennan v. Hendrigan, 888 F.2d 189, 191 (1st Cir. 1989)).

B. Because Mr. Clegg Was Not Publicly Connected To The Business In Which The Mark Was Used, Petitioner Is Not Entitled To Summary Judgment On The Basis Of Section 2(c) Of The Trademark Act

Petitioner seeks judgment to cancel the LOTUFF & CLEGG mark by arguing that Registrant failed to secure his written consent before registering it. Petitioner's position fails because, at the time application for registration of the LOTUFF & CLEGG mark was filed and granted, Mr. Clegg was not publicly connected with the relevant industry and thus his written consent was not required.

Section 2(c) of the Trademark Act provides that a mark comprising a name identifying a particular living individual may not be registered without the person's written consent. 15 U.S.C. § 1052(c). However, the written consent requirement is "triggered only if the real person will be associated with the goods marketed under his name because that person is so well known that the public will assume an association or because that person is publicly connected with the business in which the mark is being used." Kemp v. Tysonfood Group, Inc., No. Civ.5-96-173 (JRT/RLE., 2004 WL 741590, at *4 (D. Minn. Mar. 30, 2004) (individual unlikely to prevail on Section 2(c) claim because not "so well known in packaged-food industry that he will necessarily be associated with [Registrant's] product") (citing 2 J. Thomas McCarthy, McCarthy on Trademarks and Unfair Competition ("McCarthy") § 13:37)).

Petitioner does not argue – nor could it – that Mr. Clegg was so well known generally that the public would assume an association between him and the LOTUFF & CLEGG mark. In addition, Petitioner fails to establish as a matter of law that he was "publicly connected" with the leather good business "such that a connection between petitioner and the mark . . . would be

presumed by people who have an interest in the field[]." Krause v. Krause Publications, Inc., 76 U.S.P.Q.2d 1904, 1910 (T.T.A.B. 2005).

The time that is relevant to Petitioner's argument is the time of registration of the mark. "It is well established that the question of registrability must be decided on the basis of the factual situation as of the time registration is sought." Ross v. Analytical Technology Inc., 51 U.S.P.Q.2d 1269, at *6 (T.T.A.B. 1999). The proof proffered by Registrant shows that, if not established as a matter of law, there is at least a genuine dispute of material fact as to whether, at the time of registration, Mr. Clegg was publicly connected to the leather industry. Indeed, at the time that Mr. Clegg entered into the venture with EL Group, he was virtually unknown to the public, including those associated with the marketing and distribution chain in the leather goods industry within which the LOTUFF & CLEGG brand was developed. (Lotuff Decl. ¶¶ 5, 22-23, 27-30, 32-33.) This is evidenced, in part, by the dearth of press or publicity regarding Petitioner or Mr. Clegg that pre-dates Mr. Clegg's association with Mr. Lotuff and EL Group in 2009. (Id. ¶ 22.) For example, the press articles regarding Mr. Clegg included with Petitioner's motion (attached to the Declaration of Michael J. Salvatore at Exhibits B and C) are from 2012 and 2013, well after EL Group invested substantial amounts in the LOTUFF & CLEGG brand. Similarly, all of the press articles posted on Petitioner's website² were published in 2012 or later.

Furthermore, even after substantial marketing of Mr. Clegg's name by EL Group, his name had only minimal association with the LOTUFF & CLEGG mark. In October 2010, EL Group commissioned a study regarding the LOTUFF & CLEGG Internet presence, which

² See www.frankcleggleatherworks.com/index.php/about/press.

compiled a report of top search keywords used to navigate to the Lotuff & Clegg website. (Id. ¶ 35-37 & Ex. F.) This study showed little association of Frank Clegg with the LOTUFF & CLEGG mark. For example, the study revealed that during the month of October, 2010, 67.5% of visits to the site were initiated with a search using a combination of both “Lotuff” and “Clegg” while only 4.7% of such visits were initiated using some version of the word “Clegg” without also using the word “Lotuff.” (Id.)³ “Recognition by a small, select group is not sufficient to support an opposition founded on § 2(c) in the absence of proof of public association of opposer with the field in which applicant’s mark is used.” 2 McCarthy § 13:37; see also Martin v. Carter Hawley Hale Stores, Inc., 206 U.S.P.Q. 931 (T.T.A.B. 1979).

Petitioner’s argument that EL Group and Mr. Clegg used the name Clegg in its brand to capitalize on Mr. Clegg’s purported public image (Motion at 11.) is therefore baseless. Mr. Clegg was not well known at the time he began his association with Mr. Lotuff and EL Group. (Lotuff Decl. ¶¶ 22-23.) In fact, one of the narratives upon which the LOTUFF & CLEGG brand was built was precisely that both Mr. Lotuff and Mr. Clegg were relatively *unknown* people in the leather industry. (Id. ¶¶ 24-26 & Exs. D, E.)⁴

³ This study was conducted more than one year after EL Group began its relationship with Mr. Clegg and its heavily-funded publicity campaign for the LOTUFF & CLEGG brand. (Id. ¶ 38.)

⁴ Petitioner’s reliance upon LOTUFF & CLEGG promotional materials (Motion at 6) is misplaced. As part of the LOTUFF & CLEGG marketing strategy, EL Group and Mr. Clegg determined that they would attempt to build Mr. Clegg’s public stature in the leather industry. (Lotuff Decl. ¶ 27.) To accomplish this goal, Mr. Lotuff created and drafted promotional materials that sought to give the appearance that Mr. Clegg was a well-known leather craftsman, in anticipation that he would some day become so well known. (Id. ¶¶ 28-30.) For example, in the brochure attached to the Declaration of Frank Clegg at Exhibit C, Mr. Lotuff wrote: “The Lotuff brothers, [a]nd legendary leather artist Frank Clegg [a]re proud to introduce you to the craft studio of **Lotuff & Clegg Leatherworks.**” The description of Mr. Clegg as “legendary” was mere advertising puffery designed to inflate Mr. Clegg’s image. (Id. ¶ 30.)

Therefore, there is at least a genuine issue of material fact as to whether Mr. Clegg was sufficiently known in the leather industry to be necessarily associated with EL Group's products at the time of registration of the LOTUFF & CLEGG mark, and thus whether registration of the mark required Mr. Clegg's written consent under Section 2(c). Summary judgment must be denied.

C. Petitioner Is Not Entitled To Summary Judgment On The Basis Of Likelihood Of Confusion

Petitioner claims that summary judgment should enter because it has priority of use in the Clegg name and a likelihood of confusion exists between its use of that name and the LOTUFF & CLEGG mark. Because Petitioner has not established as a matter of law that he has priority of use of any mark involving the word "Clegg," summary judgment must be denied on this basis as well.

Under Section 2(d) of the Trademark Act, a mark may not be registered if it "so resembles . . . a mark or trade name previously used in the United States by another and not abandoned, as to be likely, when used on or in connection with the goods or services of the defendant, to cause confusion, or to cause mistake, or to deceive." 15 U.S.C. § 1052(d). In order to prevail on its claim under Section 2(d), Petitioner must thus show that it has priority of use in a mark that pre-dates the LOTUFF & CLEGG mark and that it has not abandoned said mark. See Syngenta Crop Protection, Inc. v. Bio-Chek LLC, 90 U.S.P.Q.2d 1112, 1119 (T.T.A.B. 2009).

Because Petitioner has not – and cannot – establish as a matter of law its priority of use to any CLEGG mark, summary judgment must be denied. Specifically: (1) Petitioner has not shown that it has established any trademark associated with the word "Clegg"; (2) even if it did

once have rights in any such mark, it abandoned that mark when it willfully and knowingly consented to and collaborated in the use of the LOTUFF & CLEGG mark; and (3) it has failed to establish the geographical scope of Petitioner's use of any Clegg mark.⁵

1. Petitioner Has Not Established That It Has A Common Law Right To Any CLEGG Trademark

Petitioner admits that "Clegg" as it uses that word in its purported CLEGG marks is the surname of Petitioner's principal, Frank Clegg. Petitioner does not assert that its purported CLEGG marks are inherently distinctive, and it has not established as a matter of law that there was secondary meaning associated with its purported marks prior to EL Group's use and registration of the LOTUFF & CLEGG mark. Summary judgment must be therefore denied.

For Petitioner to prevail on a claim of likelihood of confusion based on its prior ownership of common-law rights in a surname, "the mark must be distinctive, inherently or otherwise." See Giersch v. Scripps Networks, Inc., 90 U.S.P.Q.2d 1020, 1023 (T.T.A.B. 2009) (citing Otto Roth & Co. v. Universal Foods Corp., 640 F.2d 1317 (C.C.P.A. 1981)). It is well established that "[p]ersonal names are placed by the common law into that category of noninherently distinctive terms which require proof of secondary meaning for protection."

2 McCarthy § 13:2 (personal names "acquire legally protectable status only after they have had such an impact upon a substantial part of the buying public as to have acquired 'secondary

⁵ Registrant also maintains that there are genuine issues of material fact as to whether a likelihood of confusion between its products and Petitioner's products exists at all, and it reserves its right to assert arguments and present evidence at trial on this issue, including evidence rebutting Mr. Clegg's claim that LOTUFF & CLEGG's products were Mr. Clegg's designs alone. (See, e.g., Lotuff Decl. ¶¶ 16, 40-43 & Exs. G, H.)

meaning”). Petitioner has not established, as a matter of law, that a secondary meaning existed for “Clegg” before the commercial use of the LOTUFF & CLEGG mark.

To establish that a secondary meaning existed, Petitioner must show that, prior to 2009 when the LOTUFF & CLEGG mark was first used (see Lotuff Decl. ¶ 17), an ordinary buyer associated Petitioner’s products with a particular source identified by Clegg’s name. See Centaur Comms., Ltd. v. A/S/M/ Comms., Inc., 830 F.2d 1217 (2d Cir. 1987). Elements used to determine whether secondary meaning has been established include (1) advertising expenditures, (2) consumer studies linking the mark to a source, (3) unsolicited media coverage of the product, (4) sales success, (5) attempts to plagiarize the mark, and (6) length and exclusivity of the mark’s use. Id. See also Boston Beer Co. Ltd. P’ship v. Slesar Bros. Brewing Co., Inc., 9 F.3d 175, 182 (1st Cir. 1993) (listing similar factors).

Considering each of these factors, it is clear that no secondary meaning for the name “Clegg” existed before 2009 when Registrant began using the LOTUFF & CLEGG mark. First, Petitioner has provided no information whatsoever regarding its advertising expenditures in any CLEGG mark prior to Registrant’s application. Second, there is no indication that Petitioner conducted any studies linking Mr. Clegg’s name to any particular source of goods. Third, Petitioner has set forth no media coverage regarding its marks or its products that predates the use of LOTUFF & CLEGG. (Lotuff Decl. ¶¶ 22, 33.) Fourth, Petitioner has not provided any information regarding its sales success prior to Registrant’s mark. In fact, at the time that Mr. Lotuff contacted Mr. Clegg regarding his business proposal, Mr. Clegg had

essentially abandoned his leather business. (Id. ¶¶ 10-11, 15.) Fifth, there is no evidence in the record of any attempt to plagiarize Petitioner’s purported mark.

While Petitioner has set forth some evidence regarding the length and exclusivity of Mr. Clegg’s use of his name, that evidence is, in light of the dearth of evidence supporting the other factors, insufficient to establish secondary meaning as a matter of law. See Boston Beer Co., 9 F.3d at 178, 182 (finding no secondary meaning where, notwithstanding duration of use of name, plaintiff had not directed its substantial advertising and promotional activities toward creating a connection between mark and its product).

“Proof of secondary meaning entails vigorous evidentiary requirements” that Petitioner fails to meet. See Perini Corp. v. Perini Constr., 915 F.2d 121, 125 (4th Cir. 1990). Accordingly, its motion for summary judgment on its claim under Section 2(d) should be denied.

2. If Petitioner had Any Common Law Rights In A “Clegg” Mark, It Abandoned Those Rights

Even assuming that Petitioner has trademark rights in some “Clegg” mark, summary judgment on its likelihood of confusion claim under Section 2(d) must be denied for the separate and additional reason that Petitioner abandoned its mark. See 15 U.S.C. § 1052(d). Trademark rights may be abandoned through a period of nonuse, from which an intent not to resume use can be implied. See Restatement Third, Unfair Competition § 30(2) (1995); Gen. Healthcare Ltd. v. Qashat, 364 F.3d 332 (1st Cir. 2004). One asserting trademark rights who has not used those rights must demonstrate that it intended to resume use with “evidence of ‘activities . . . engaged in during the nonuse period’ that manifest such intent.” Gen. Healthcare, 364 F.3d at 337 (quoting Imperial Tobacco Ltd. v. Philip Morris, Inc., 899 F.2d 1575, 1581 (Fed.

Cir. 1990)). A question of whether a party has abandoned a mark is an issue of fact. See Rivard v. Linville, 133 F.3d 1446 (Fed. Cir. 1998).

In this case, Petitioner clearly abandoned its trademark rights and did not resume its use of any CLEGG mark until well after the LOTUFF & CLEGG mark was used and registered. While Petitioner claims that it sold products under CLEGG marks since the 1970s, Petitioner sets forth no evidence as to the last time it used a CLEGG mark before it entered into business with EL Group. In fact, at the time that Petitioner was approached by Mr. Lotuff to enter into a business relationship with EL Group and to collaboratively create LOTUFF & CLEGG-branded products, Mr. Clegg expressed to Mr. Lotuff that he was no longer selling leather products under any mark. (Lotuff Decl. ¶¶ 10-11.) When Mr. Clegg did enter into business with EL Group, his business was devoted to manufacturing products under the LOTUFF & CLEGG mark. (Id. ¶ 15 .) This evidence shows that Petitioner stopped using any CLEGG mark as a brand before it entered into business with EL Group and knowingly collaborated in the development of the LOTUFF & CLEGG mark. Petitioner has not set forth evidence establishing otherwise. Moreover, Petitioner has not proffered any proof that, when it abandoned its use of any Clegg mark, it intended to resume that use at some point in the future.

If abandonment of its common law rights in any “Clegg” mark is not established as a matter of law, there is at least a factual issue as to whether Petitioner abandoned its purported marks before and when it began operating under the LOTUFF & CLEGG mark. Summary judgment must be therefore denied.

3. Petitioner Has Failed To Establish The Territorial Scope Of Its Use Of Its Purported Mark

Even if Petitioner has established that it has priority of use of any “Clegg” marks, which it has not, Petitioner has failed to establish as a matter of law the territorial scope of its purported use of these marks. Its claim for summary judgment should be denied for this reason as well.

In order to succeed on its claim of likelihood of confusion, Petitioner would need to establish the geographic areas in which it has established trade use, and hence reputation and good will. The trademark of a prior user is “protected from infringement by a subsequent user of the same mark only in areas where the prior user has established a market for its goods.” Natural Footwear Ltd. v. Hart, Schaffner & Marx, 760 F.2d 1383, 1394 (3d Cir. 1985) (citing Hanover Star Milling Co. v. Metcalf, 240 U.S. 403 (1916)). A senior user’s common law rights are not protected in all areas of the country. Id.

Petitioner has failed to establish as a matter of law the geographic scope of its prior use in any CLEGG mark. Without any supporting evidence, Petitioner merely asserts that Mr. Clegg has been “designing, manufacturing, producing and selling briefcases, bags and other leather goods under the marks FRANK CLEGG, F. CLEGG and FRANK CLEGG LEATHERWORKS since at least as early as 1976” and that he has “sold thousands of bags and other leather goods under these marks over the course of the past thirty-five years.” (Clegg Decl. ¶ 2.)⁶ Such a bald assertion is not sufficient to establish the geographical scope of any common law rights that Mr. Clegg now attempts to assert in this matter. Without any evidence

⁶ While Petitioner’s brief states that Petitioner has used its purported marks “in commerce in the United States” (Motion at 8 (citing Clegg Decl. ¶ 2)), Mr. Clegg does not so state in his declaration.

regarding the geographic scope of Petitioner's prior use, summary judgment on his likelihood of confusion claim should be denied.

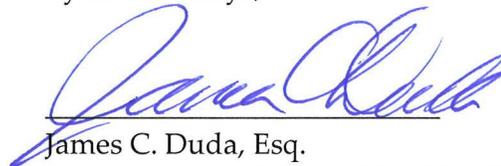
D. Judgment Should Enter For Registrant On Count One Of The Complaint

Contrary to its allegations in the complaint, Petitioner in this motion takes the emphatic position that Registrant "maintains the registration of the LOTUFF & CLEGG mark and continues to use it. . . ." (Clegg Decl. ¶ 7.) Accordingly, based upon the undisputed facts, Petitioner's claim that Registrant abandoned the LOTUFF & CLEGG mark fails as a matter of law.

IV. CONCLUSION

For the reasons set forth above, Registrant EL Group, LLC, respectfully requests that the Trademark Trial and Appeal Board deny Petitioner's Motion for Summary Judgment, enter judgment for Registrant on Count I, and allow this case to proceed to trial.

EL GROUP, LLC,
By its Attorneys,

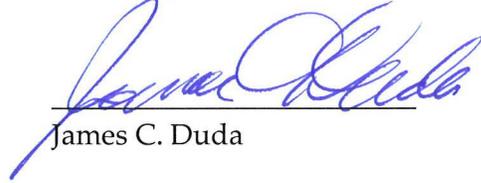


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Dated: November 25, 2013

CERTIFICATION OF SERVICE

I hereby certify that a copy of the foregoing was served upon counsel for Petitioner by First Class Mail, postage prepaid, on the 25th day of November, 2013.



James C. Duda

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3. In or around 2007, I founded EL Group along with my brother, Rick Lotuff, and our partner, Alden Edmonds. EL Group is an investment company that develops, finances and protects consumer brands and franchises.

4. In or around 2007, EL Group principals considered entering into a business venture to manufacture leather goods.

5. At that time, neither I nor, to the best of my knowledge, any of my partners, had ever heard of Frank Clegg ("Mr. Clegg").

6. My partners in EL Group and I began to develop a concept for a new venture of manufacturing and selling leather goods that would be built on a brand identified with a thoughtfully-crafted, high-quality, durable line of leather bags and accessories manufactured in the United States and primarily marketed and distributed via the Internet and social media.

7. Shortly thereafter, through my research and contacts, I identified at least four individuals who had worked with leather, one of whom was Mr. Clegg.

8. I contacted Mr. Clegg in or about early 2009 to see if he would be a good fit with our business.

9. While Mr. Clegg had no experience marketing or selling his products over the Internet, I believed at that time that Mr. Clegg's workmanship and philosophy were consistent with our vision for high-quality, durable, handmade products.

10. At the time I contacted Mr. Clegg, I understood from him that he had stopped manufacturing or selling leather goods under the Clegg name because he found the

manufacturing environment for leather goods manufactured in the United States to be inhospitable.

11. I understood from Mr. Clegg at that time that he was using his workshop to build guitars.

12. Mr. Clegg expressed interest in entering into a venture with EL Group.

13. In mid- to late-2009, we collectively decided to name the venture and to market the products under the LOTUFF & CLEGG trademark.

14. Mr. Clegg actively participated in the selection, adoption and development of the LOTUFF & CLEGG trademark for the venture. Attached at **Exhibit A**, for example, are examples of Mr. Clegg's renderings of and input into the LOTUFF & CLEGG logo.

15. When Mr. Clegg entered into business with EL Group, he manufactured products under the LOTUFF & CLEGG mark. To the best of my knowledge and the knowledge of others at EL Group, Mr. Clegg did not resume manufacturing or selling products under his name after he began working with EL Group.

16. Under our arrangement, Mr. Clegg and I collaborated on all of the designs produced under the LOTUFF & CLEGG brand, and EL Group built and protected the brand, sold and marketed the products and provided all of the start-up capital.

17. The first sales of LOTUFF & CLEGG-branded products began in late 2009.

18. It has always been the ordinary course of my business to protect and register the trademark of all brands that I create with my sweat and financial equity.

19. It is for this reason that, on or about February 18, 2010, EL Group filed for registration of the LOTUFF & CLEGG mark with the U.S. Patent and Trademark Office. A copy of the application for registration is attached at **Exhibit B**. The registration was approved on November 9, 2010. A copy of the certificate of registration is attached at **Exhibit C**.

20. I never withheld information from Mr. Clegg about the trademark registration, and I believe that he was aware of and consented to filing the application for registration.

21. Mr. Clegg argues in his motion that Lotuff & Clegg used the name, Clegg, in the LOTUFF & CLEGG brand to somehow capitalize on Mr. Clegg's purported public image. (Motion at 11, 15.) Based upon our various discussions, Mr. Clegg knows, or certainly should know, that this position is false.

22. Before I met Mr. Clegg, and at the time we adopted and registered the LOTUFF & CLEGG trademark, Mr. Clegg was virtually unknown to the public, including those associated with the marketing chain and distribution chain in the leather goods industry within which we developed the LOTUFF & CLEGG brand. I am unaware of any publicity (other than one newspaper article) regarding Mr. Clegg that existed before 2009.

23. My initial discussions with Mr. Clegg led me to believe that, prior to the formation of LOTUFF & CLEGG, Mr. Clegg had difficulty selling products using only his name because he was unknown. Mr. Clegg also communicated his view that higher-priced items of inferior quality were more successful than his products because they were sold under brands that were well known by the general public.

24. Mr. Clegg and I agreed from the beginning that marketing of the brand would include the narrative of two relatively unknown people in the leather industry – me and Mr. Clegg – who came together to create classic, high-quality, durable leather products.

25. This narrative is described at **Exhibit D**, a printout of a former page on the LOTUFF & CLEGG website entitled “Why Lotuff & Clegg,” which reads:

Forty years ago, two boys found themselves standing by their father’s sides. One stood in a factory that manufactured women’s apparel, while the other stood in a factory that created leather accessories

Early on, we understood that products were seen as a reflection of an individual’s personal style; and the best of those products—like the individual—got better with age. Lotuff & Clegg is the culmination of a hope that has been percolating for some time within each of us. And, our collaboration now allows us to bring the absolute best to a customer who can appreciate both the product’s purpose and its worth.

. . . for the opportunity you have given us to honor both tradition and its master craftsmen, we thank you.

26. In January 2010, EL Group commissioned an analysis of the LOTUFF & CLEGG website by the company SND RCV (attached at **Exhibit E**), which reiterated this narrative: “With the exception of friends and family visitors will be coming to this site cold without any knowledge of who Lotuff & Clegg are and why you should be trusted.”

27. As part of our marketing strategy, we determined that we would attempt to create publicity for Mr. Clegg in the leather industry as a craftsman of high-quality leather products.

28. In collaboration with Mr. Clegg and others, I was primarily responsible for drafting all promotional materials for Lotuff & Clegg, including those designed to build Mr Clegg’s stature in the industry.

29. To accomplish this goal, I created and drafted, at EL Group's expense, promotional materials like the one attached to Mr. Clegg's deposition at Exhibit C.

30. In that brochure, I wrote "The Lotuff brothers, [a]nd legendary leather artist Frank Clegg [a]re proud to introduce you to the craft studio of **Lotuff & Clegg Leatherworks**." The description of Mr. Clegg as a "legendary leather artist" and the use of the term "craft studio" was advertising puffery, an exaggerated statement to give the appearance that Mr. Clegg was a well-known leather craftsman in order that he would some day become so well known.

31. EL Group spent substantial amounts of money to promote the LOTUFF & CLEGG brand.

32. EL Group spent further substantial amounts of money to provide Mr. Clegg with the public exposure. Mr. Clegg became known in the leather industry only after EL Group provided him with significant media exposure and after it had registered the LOTUFF & CLEGG mark.

33. To the best of my knowledge, all of the press articles attached to Mr. Clegg's motion and posted on his website (www.frankcleggleatherworks.com/index.php/about/press) are the result of the Lotuff & Clegg public relations campaign which was run, coordinated and financed by EL Group.

34. Despite EL Group's significant expenditures to raise the stature of Mr. Clegg, his name became only minimally associated with the LOTUFF & CLEGG trademark.

35. For example, in October 2010, EL Group commissioned a study from Acceleration Partners regarding the Lotuff & Clegg Internet presence.

36. Acceleration Partners compiled a report of the top search keywords used to get to the Lotuff & Clegg website. The study revealed that during the month of October 2010, 67.5% of visits to the site were initiated with a search using a combination of both the words "Lotuff" and "Clegg."

37. By sharp contrast, the same study found only 4.7% of visits were initiated without using the word "Lotuff" and only using some version of the word "Clegg." (Excerpted pages from the Acceleration Partners study are attached at **Exhibit F.**)

38. This study was conducted more than one year after EL Group began its relationship with Mr. Clegg and its expensive publicity campaign for the LOTUFF & CLEGG brand.

39. I have reviewed the Declaration of Mr. Clegg and found that it is rife with inaccurate and false assertions regarding the history of our business dealings.

40. Mr. Clegg's inaccurate and false statements include his assertion that the purpose of the LOTUFF & CLEGG venture was for EL Group "to market and sell original FRANK CLEGG leather products." (Clegg Decl. ¶ 3.) Mr. Clegg knows, or certainly should know on the basis of our numerous discussions, that the purpose of the LOTUFF & CLEGG venture was to build and protect a brand identified with high quality products and that he was retained to assist in the design of such products in collaboration with me and others.

41. Virtually all designs involved initial patterns produced by Mr. Clegg that were subsequently modified and revised based upon my input. (For example, **Exhibit G** is a summary of our first meetings in August 2009 showing that Mr. Clegg and I discussed solutions to a problem that I identified with a strap on an overnight bag and **Exhibit H** references another collaborative design review – on the Zip Duffel and Travel Kit – between me and Mr. Clegg.)

42. In addition, EL Group had to purchase dies for the various LOTUFF & CLEGG designs. Dies are metal forms which are placed on the leather to cut the panels of a particular design (as opposed to hand cutting). As noted in the email at **Exhibit G**, Mr. Clegg loaned a few dies for some straps and handles, but most of the LOTUFF & CLEGG product dies had to be purchased by EL Group.

43. I specified or modified, and approved, every product placed on the LOTUFF & CLEGG website. In fact, Mr. Clegg offered a significant number of patterns that did not become LOTUFF & CLEGG products because the designs were not in keeping with my vision of the brand which is protected by the LOTUFF & CLEGG trademark.

44. Mr. Clegg and I also collaborated on various other aspects of our products and development of the LOTUFF & CLEGG brand.

45. For example, EL Group, at its expense, produced videos of me and Mr. Clegg explaining part of the motivation for the new venture.

46. In addition, Mr. Clegg and I, and others at EL Group, collaborated regarding the LOTUFF & CLEGG website, as shown in the presentation and notes attached at **Exhibit I**.

47. Until the relationship with Mr. Clegg dissolved, I always felt that we had a strong partnership with the leather craftsmanship expertise, branding, sales, design and marketing expertise necessary to execute the LOTUFF & CLEGG vision.

48. This is why, in our promotional materials, I am quoted as saying "Finally I'm at the point in my life where I can, with Frank, craft items we are both proud to show our friends." (Clegg Decl. Ex. C.)

49. In addition, Mr. Clegg's claim that EL Group engaged in a conspiracy to steal his work in order to go into business in competition with him (Clegg Decl. ¶ 3) is utter nonsense.

50. LOTUFF & CLEGG designs were collaborations between me and Mr. Clegg and I understood our goal was always to build and protect the LOTUFF & CLEGG brand so that it would become a national and international name.

51. EL Group invested a tremendous amount of capital in the LOTUFF & CLEGG brand, and our business plan always included the participation of Mr. Clegg, until he abandoned EL Group.

52. Mr. Clegg never provided any money to the LOTUFF & CLEGG venture.

53. Mr. Clegg was paid for his work on LOTUFF & CLEGG branded-products.

54. In October of 2011, Mr. Clegg, without explanation, locked me and other EL Group members out of his workshop. Mr. Clegg and his family then began collaborations with other brands.

55. I believe that Mr. Clegg and his family decided to go out on their own after we established the LOTUFF & CLEGG brand on the mistaken belief that he could destroy our trademark and get a better deal on their own.

56. Since then, Mr. Clegg and his sons, Andrew and Ian, have engaged in a campaign to publicly smear the LOTUFF name, falsely representing that all of the LOTUFF & CLEGG designs are those of Mr. Clegg and that the Lotuffs have stolen them.

57. Since Mr. Clegg abandoned LOTUFF & CLEGG, EL Group has actively disassociated the LOTUFF & CLEGG mark from any individuals and had publicly and repeatedly stated that Mr. Clegg is no longer associated with the brand.

58. For the past two years, there has been no association whatsoever between the company and Mr. Clegg on any EL Group website or marketing materials or in the LOTUFF & CLEGG narrative.

59. The departure of Mr. Clegg from the company has had no impact on its continuation of its mission to emphasize what is the essence of the brand: a thoughtfully-crafted, high-quality, durable line of leather bags and accessories manufactured in the United States.

60. Now, and for at least the past two years, EL Group has continued to employ the LOTUFF & CLEGG trademark to identify a single source of high-quality leather products.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 25th day of November, 2013.



Joe Lotuff

#1650735

Exhibit A

Miller, Jodi

From: Christopher Chaput [christopher@elgroupnyc.com]
Sent: Friday, November 06, 2009 4:31 PM
To: 'scalden@seven-9-design.com'
Subject: RE: Do you have time?
Attachments: Frank Clegg suggested Logo0001.pdf

Hi Samantha – deal – I'll look for it on Sunday afternoon.

If it makes sense, call it a different project for billing purposes.

Thanks
Christopher

From: scalden@seven-9-design.com [<mailto:scalden@seven-9-design.com>]
Sent: Friday, November 06, 2009 2:23 PM
To: christopher@elgroupnyc.com
Subject: RE: Do you have time?

hi Christopher -

Sure thing - i can have this turned around to you by Sunday am - sound good?

thanks again,

{s}

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

Subject: Do you have time?
From: "Christopher Chaput" <christopher@elgroupnyc.com>
Date: Fri, November 06, 2009 1:27 pm
To: <scalden@seven-9-design.com>

Hi Samantha – A new sketch was thrown into the ring today for the Lotuff & Clegg logo. I've attached it here so you can see the design.

Question – do you have time to make this up? and if so when would we get it back? It's a rush job of course - Web team is looking for our "final, final" decision and this new one comes in!!! So they are looking to see if they can get someone but wanted to give you a heads up.

Completely understand if you can't fit it in - but end of day or weekend is what we are trying for.

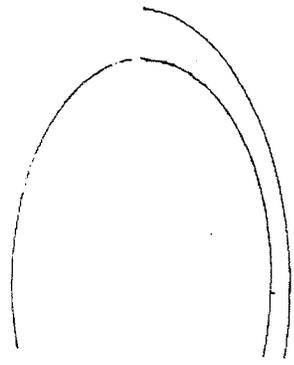
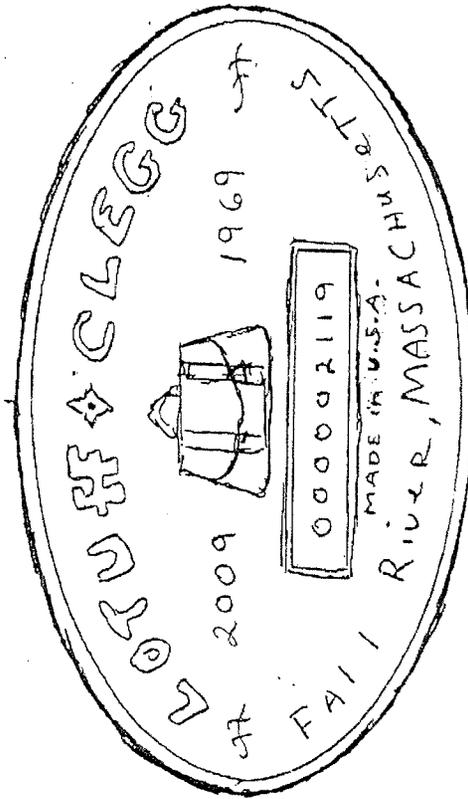
If your interested, please do let me know your best delivery target would be and I'll get back to you with a separate 'green-light' note.

Christopher Chaput
EL Group, LLC
P: 413-725-4226

FROM : FRANK CLEGG LEATHERWORKS

FAX NO. : 508-6724574

Nov. 06 2009 01:16PM P1



Miller, Jodi

From: Christopher Chaput [christopher@elgroupnyc.com]
Sent: Thursday, November 12, 2009 12:49 PM
To: 'joe@lotuff.com'; 'Rick Lotuff'; 'Frank Clegg'
Subject: LotuffClegg-identity-alt-111109.pdf - Adobe Reader - Revised Oval Logo and Patch
Attachments: LotuffClegg-identity-alt-111109

All – please see the layouts Samantha did based on the feedback we provided.

Two Use Cases:

- 1) Product Patch(s), and
- 2) Print/Web

We will select a version of each from this page – or kick back for final revision. This Patch layout will suffice for many of the items and Frank is developing alternatives for smaller or other special case items.

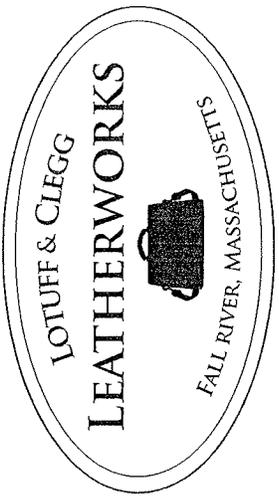
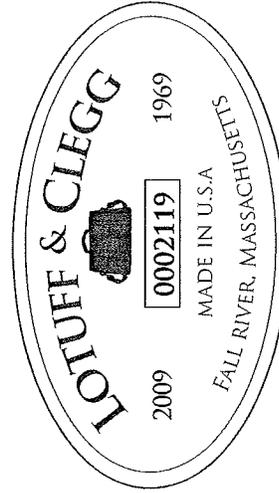
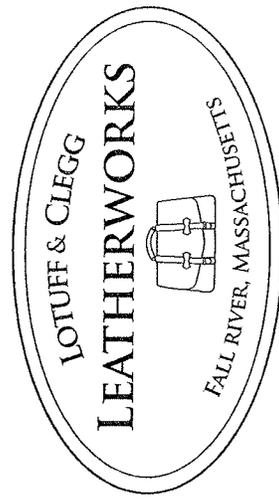
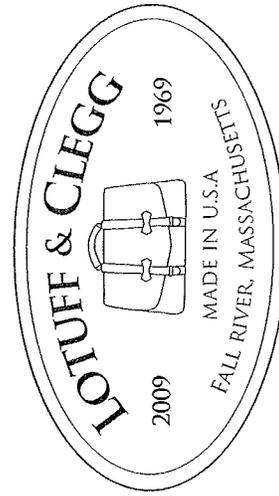
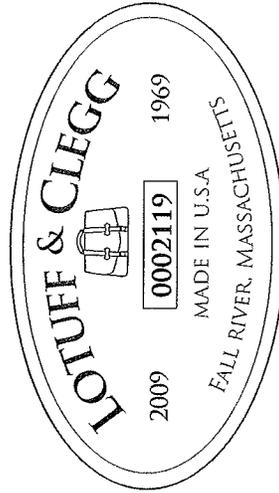
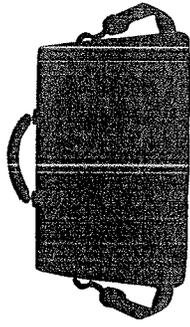
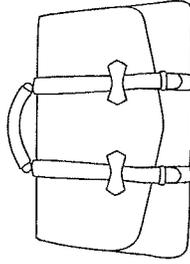
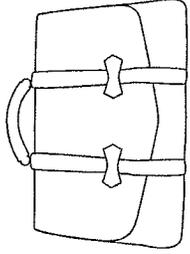
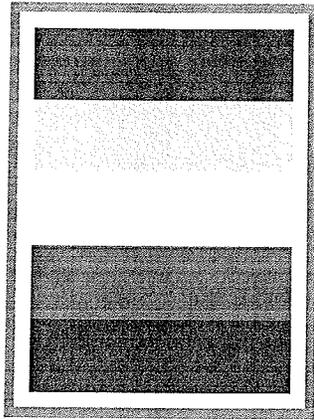
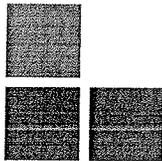
For the Print/Web use you'll see some options for comparison as well – no Year-dates flanking, add Leatherworks, ampersand top-justified on left versions versus center-justified in middle, no Made-in-USA under the bag – to see the weight and feel of each. This was to help answer a few more 'how would it look?' questions. Straps could also be added to the line-drawn version of the bag.

Frank –

Samantha used our direction on width and adjusted the number stamp box - not being sure how many 0's to make room for, in this draft she left out "No:" and made all the placeholders 0's. Can you please reply to me with a note detailing how that should look for the copy you need to give to the stamp maker and I'll get that cleaned up specifically and back ASAP to you.

Please let me know your preferences and if any adjustments are needed. I'll get back to Samantha with concise feedback.

Thanks
Christopher



seven ⁹ design	round 4	Lotuff & Clegg Leatherworks	111109
		brand identity: patch/logo alt.	

Miller, Jodi

From: Christopher Chaput [christopher@elgroupnyc.com]
Sent: Tuesday, May 04, 2010 4:54 PM
To: 'scalden@seven-9-design.com'
Subject: Emailing: Mag Glass Round Logo sketches0001
Attachments: Mag Glass Round Logo sketches0001.pdf

Hi Samantha - here is the round design Frank at the factory would like to see.

When you get it over to me, please make it on 8 1/2 x 11 PDF at 100% so I can forward from there.

Many thanks!

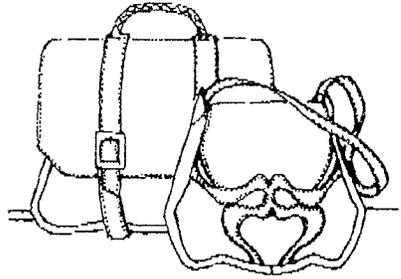
Hope all is well.

Christopher

The message is ready to be sent with the following file or link attachments:

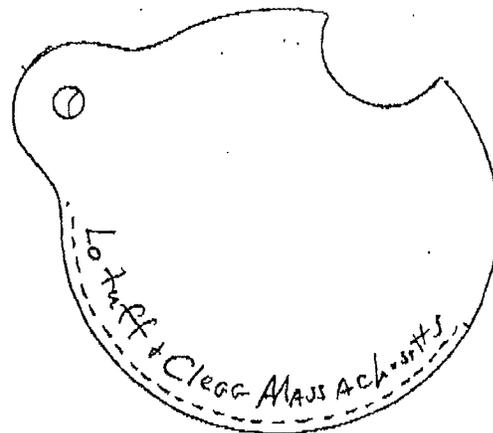
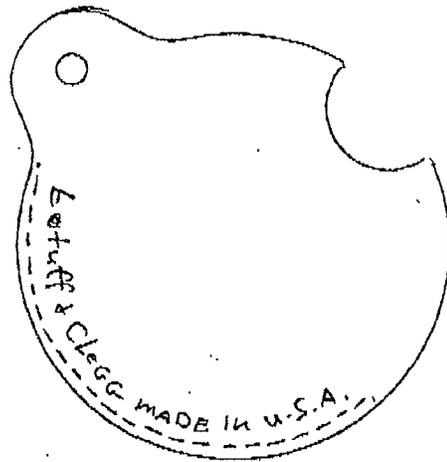
Mag Glass Round Logo sketches0001

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.



frank clegg leatherworks

77 WEAVER STREET
FALL RIVER, MA 02720
TEL. (508) 672-4574



Miller, Jodi

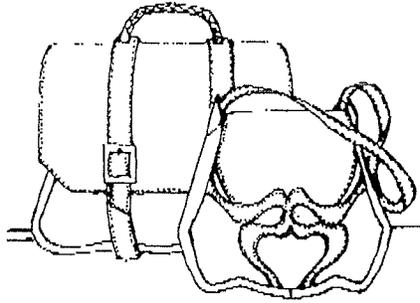
From: Christopher Chaput [christopher@elgroupnyc.com]
Sent: Wednesday, May 05, 2010 10:36 AM
To: 'scalden@seven-9-design.com'
Subject: Round logo - another note i found
Attachments: scan0001.jpg

Hi Samantha – looked in a different folder and found the note I was supposed to send a week ago – yesterdays note from Frank was the second time – thought I lost this one....!!!

Sending it because I see it has measurements on it that may help with your spacing / layout.

Later

Christopher Chaput
EL Group, LLC
P: 413-725-4226

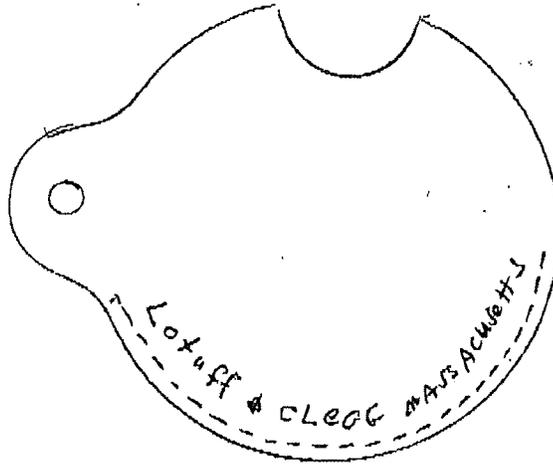


frank clegg
leatherworks

77 WEAVER STREET
FALL RIVER, MA 02720
TEL. (508) 672-4574

Christopher,

This was my thought.
↓



*Setts
3/16" at edge*
↓

Frank

Exhibit B

*ZIP/POSTAL CODE (Required for U.S. applicants only)	01082
PHONE	4137254226
FAX	4137254227
EMAIL ADDRESS	katharina@elgroupnyc.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
LEGAL ENTITY INFORMATION	
*TYPE	LIMITED LIABILITY COMPANY
* STATE/COUNTRY WHERE LEGALLY ORGANIZED	Massachusetts
GOODS AND/OR SERVICES AND BASIS INFORMATION	
*INTERNATIONAL CLASS	018
IDENTIFICATION	All purpose sport bags; All-purpose athletic bags; All-purpose carrying bags; All-purpose reusable carrying bags; Amenity bags sold empty; Athletic bags; Backpacks, book bags, sports bags, bum bags, wallets and handbags; Bags and holdalls for sports clothing; Beach bags; Book bags; Briefcase-type leather business folders; Briefcases; Canvas shopping bags; Carry-all bags; Carry-on bags; Clutch bags; Cosmetic bags sold empty; Duffel bags; Duffel bags for travel; Duffle bags; Flexible bags for garments; Flight bags; Garment bags for travel; Garment bags for travel made of leather; General purpose bags for holding dance equipment; Gym bags; Hiking bags; Hobo bags; Key cases; Key-cases of leather and skins; Leather and imitation leather bags; Leather and imitation leather sport bags and general purpose trolley bags; Leather bags and wallets; Leather bags, suitcases and wallets; Leather briefcases; Leather cases; Leather cases for keys; Leather credit card cases; Leather credit card holder; Leather credit card wallets; Leather handbags; Leather key cases; Leather key chains; Leather pouches; Leather purses; Leather shopping bags; Luggage; Luggage and trunks; Luggage label holders; Luggage tags; Make-up bags sold empty; Men's clutch bags; Messenger bags; Military duffle

	bags, garment bags for travel, tote bags, shoulder bags and backpacks; Overnight bags; School bags; School book bags; Shaving bags sold empty; Shoe bags for travel; Shopping bags made of skin; Shoulder bags; Sling bags; Small bags for men; Sport bags; Sports bags; Suit bags; Toiletry bags sold empty; Travel bags; Traveling bags; Travelling bags; Travelling cases of leather; Trunks; Trunks and suitcases; Waist bags; Wallets made of leather or other materials; Wash bags for carrying toiletries; Wheeled bags; Wheeled duffle bags; Wheeled messenger bags; Wheeled shopping bags; Wheeled tote bags
*FILING BASIS	SECTION 1(a)
FIRST USE ANYWHERE DATE	At least as early as 11/01/2009
FIRST USE IN COMMERCE DATE	At least as early as 11/25/2009
SPECIMEN FILE NAME(S)	<u>\\TICRS\EXPORT9\IMAGEOUT9\779\385\77938595\xml1\FT K0003.JPG</u>
SPECIMEN DESCRIPTION	Lotuff & Clegg
ADDITIONAL STATEMENTS INFORMATION	
*TRANSLATION (if applicable)	
*TRANSLITERATION (if applicable)	
*CLAIMED PRIOR REGISTRATION (if applicable)	
*CONSENT (NAME/LIKENESS) (if applicable)	
*CONCURRENT USE CLAIM (if applicable)	
CORRESPONDENCE INFORMATION	
*NAME	El Group, LLC
FIRM NAME	El Group, LLC
INTERNAL ADDRESS	Carriage House
*STREET	44 East Main Street
*CITY	Ware
*STATE (Required for U.S. applicants)	Massachusetts

*COUNTRY	United States
*ZIP/POSTAL CODE	01082
PHONE	4137254226
FAX	4137254227
*EMAIL ADDRESS	katharina@elgroupnyc.com
*AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
FEE INFORMATION	
NUMBER OF CLASSES	1
FEE PER CLASS	275
*TOTAL FEE PAID	275
SIGNATURE INFORMATION	
* SIGNATURE	/Katharina Lanner/
* SIGNATORY'S NAME	Katharina Lanner
* SIGNATORY'S POSITION	Market Research Analyst
* DATE SIGNED	02/18/2010

PTO Form 1478 (Rev 9/2006)

OMB No. 0651-0009 (Exp 12/31/2011)

Trademark/Service Mark Application, Principal Register**TEAS Plus Application****Serial Number: 77938595****Filing Date: 02/18/2010****To the Commissioner for Trademarks:****MARK:** Lotuff & Clegg (Standard Characters, see [mark](#))

The literal element of the mark consists of Lotuff & Clegg.

The mark consists of standard characters, without claim to any particular font, style, size, or color.

The applicant, El Group, LLC, DBA Lotuff & Clegg, a limited liability company legally organized under the laws of Massachusetts, having an address of

Carriage House,

44 East Main Street

Ware, Massachusetts 01082

United States

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

For specific filing basis information for each item, you must view the display within the Input Table.

International Class 018: All purpose sport bags; All-purpose athletic bags; All-purpose carrying bags; All-purpose reusable carrying bags; Amenity bags sold empty; Athletic bags; Backpacks, book bags, sports bags, bum bags, wallets and handbags; Bags and holdalls for sports clothing; Beach bags; Book bags; Briefcase-type leather business folders; Briefcases; Canvas shopping bags; Carry-all bags; Carry-on bags; Clutch bags; Cosmetic bags sold empty; Duffel bags; Duffel bags for travel; Duffel bags; Flexible bags for garments; Flight bags; Garment bags for travel; Garment bags for travel made of leather; General purpose bags for holding dance equipment; Gym bags; Hiking bags; Hobo bags; Key cases; Key-cases of leather and skins; Leather and imitation leather bags; Leather and imitation leather sport bags and general purpose trolley bags; Leather bags and wallets; Leather bags, suitcases and wallets; Leather briefcases; Leather cases; Leather cases for keys; Leather credit card cases; Leather credit card holder; Leather credit card wallets; Leather handbags; Leather key cases; Leather key chains; Leather pouches; Leather purses; Leather shopping bags; Luggage; Luggage and trunks; Luggage label holders; Luggage tags; Make-up bags sold empty; Men's clutch bags; Messenger bags; Military duffel bags, garment bags for travel, tote bags, shoulder bags and backpacks; Overnight bags; School bags; School book bags; Shaving bags sold empty; Shoe bags for travel; Shopping bags made of skin; Shoulder bags; Sling bags; Small bags for men; Sport bags; Sports bags; Suit bags; Toiletry bags sold empty; Travel bags; Traveling bags; Travelling bags; Travelling cases of leather; Trunks; Trunks and suitcases; Waist bags; Wallets made of leather or other materials; Wash bags for carrying toiletries; Wheeled bags; Wheeled duffel bags; Wheeled messenger bags; Wheeled shopping bags; Wheeled tote bags

Exhibit C

United States of America

United States Patent and Trademark Office

Lotuff & Clegg

Reg. No. 3,872,561

Registered Nov. 9, 2010

Int. Cl.: 18

TRADEMARK

PRINCIPAL REGISTER

EL GROUP, LLC (MASSACHUSETTS LIMITED LIABILITY COMPANY), DBA LOTUFF & CLEGG
CARRIAGE HOUSE,
44 EAST MAIN STREET
WARE, MA 01082

FOR: ALL PURPOSE SPORT BAGS; ALL-PURPOSE ATHLETIC BAGS; ALL-PURPOSE CARRYING BAGS; ALL-PURPOSE REUSABLE CARRYING BAGS; AMENITY BAGS SOLD EMPTY; ATHLETIC BAGS; BACKPACKS; BOOK BAGS; SPORTS BAGS; BUM BAGS; WALLETS AND HANDBAGS; BAGS AND HOLDALLS FOR SPORTS CLOTHING; BEACH BAGS; BOOK BAGS; BRIEFCASE-TYPE LEATHER BUSINESS FOLDERS; BRIEFCASES; CANVAS SHOPPING BAGS; CARRY-ALL BAGS; CARRY-ON BAGS; CLUTCH BAGS; COSMETIC BAGS SOLD EMPTY; DUFFEL BAGS; DUFFEL BAGS FOR TRAVEL; DUFFEL BAGS; FLEXIBLE BAGS FOR GARMENTS; FLIGHT BAGS; GARMENT BAGS FOR TRAVEL; GARMENT BAGS FOR TRAVEL MADE OF LEATHER; GENERAL PURPOSE BAGS FOR HOLDING DANCE EQUIPMENT; GYM BAGS; HIKING BAGS; HOBO BAGS; KEY CASES; KEY-CASES OF LEATHER AND SKINS; LEATHER AND IMITATION LEATHER BAGS; LEATHER AND IMITATION LEATHER SPORT BAGS AND GENERAL PURPOSE TROLLEY BAGS; LEATHER BAGS AND WALLETS; LEATHER BAGS; SUITCASES AND WALLETS; LEATHER BRIEFCASES; LEATHER CASES; LEATHER CASES FOR KEYS; LEATHER CREDIT CARD CASES; LEATHER CREDIT CARD HOLDER; LEATHER CREDIT CARD WALLETS; LEATHER HANDBAGS; LEATHER KEY CASES; LEATHER KEY CHAINS; LEATHER POUCHES; LEATHER PURSES; LEATHER SHOPPING BAGS; LUGGAGE; LUGGAGE AND TRUNKS; LUGGAGE LABEL HOLDERS; LUGGAGE TAGS; MAKE-UP BAGS SOLD EMPTY; MEN'S CLUTCH BAGS; MESSENGER BAGS; MILITARY DUFFEL BAGS; GARMENT BAGS FOR TRAVEL; TOTE BAGS; SHOULDER BAGS AND BACKPACKS; OVERNIGHT BAGS; SCHOOL BAGS; SCHOOL BOOK BAGS; SHAVING BAGS SOLD EMPTY; SHOE BAGS FOR TRAVEL; SHOPPING BAGS MADE OF SKIN; SHOULDER BAGS; SLING BAGS; SMALL BAGS FOR MEN; SPORT BAGS; SPORTS BAGS; SUIT BAGS; TOILETRY BAGS SOLD EMPTY; TRAVEL BAGS; TRAVELING BAGS; TRAVELLING BAGS; TRAVELLING CASES OF LEATHER; TRUNKS; TRUNKS AND SUITCASES; WAIST BAGS; WALLETS MADE OF LEATHER OR OTHER MATERIALS; WASH BAGS FOR CARRYING TOILETRIES; WHEELED BAGS; WHEELED DUFFEL BAGS; WHEELED MESSENGER BAGS; WHEELED SHOPPING BAGS; WHEELED TOTE BAGS, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).



FIRST USE 11-1-2009; IN COMMERCE 11-25-2009.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

David J. Kappas

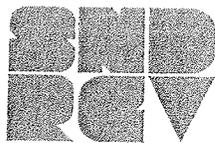
Director of the United States Patent and Trademark Office

SER. NO. 77-938,595, FILED 2-18-2010.

Reg. No. 3,872,561 FRANK LATTUCA, EXAMINING ATTORNEY

Exhibit D

Exhibit E



E.L. CLEGG, LLC

Competitive Analysis // Soft Launch

1200 North 11th Street, Suite 100, Phoenix, AZ 85004



OVERVIEW

Unlike a typical competitive analysis this report will address the functionality, design and experience of the initial Lotuff & Clegg web site against traditional e-commerce experiences rather than direct competition. The report will refer directly to the images and wireframes sent from Christopher as well as the current build of the leatherworks.com site. The report will breakdown into the following categories:

1. Brand Message
2. User Experience / Interaction Design
3. Visual Design
4. Technical Considerations

1. BRAND MESSAGE

With the exception of friends and family visitors will be coming to this site cold without any knowledge of who Lotuff & Clegg are and why you should be trusted. Generally when product prices hit a certain level there needs to be an immediate trust in the brand and the product since the user cannot touch and feel the quality of an item which is why telling a well crafted story is important.

IDENTITY

I have tested the identity against several designers and they all agree it is way too busy. They all believe you are trying to say too much with this design. The identity should be something that tells a piece of the story in combination with a web site, print media or advertising. It shouldn't have to say we make bags, the year you started, where they are made twice. Through simple typography, color and stylistic choices you can give them the same impression in a much strong visual expression.



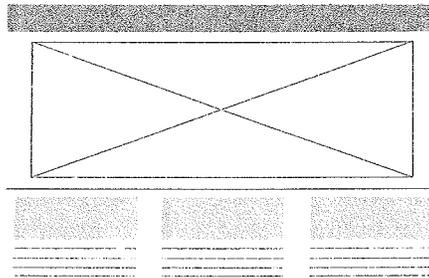
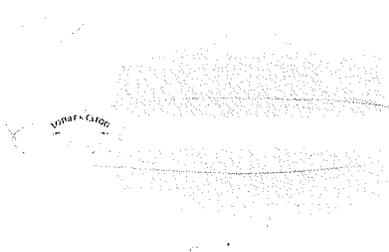
THE STORY

The story of Lotuff & Clegg is very simple. You make beautiful leather items that are hand-made by old world American craftsmen from the finest materials. The first time any of those are really brought to my attention are in the 'About our Products' and 'About Us' sections of the web site. That story needs to be told page one front in center with amazing photography and even more amazing copy writing. Visitors are always going to explore visually and begin clicking on items which should just be another extension of that story. The product pages should have specific call-outs to individual pieces of the item that make it special.

If I remember correctly each bag is hand-made to order, or close to it. If that is the case you definitely want to call-out that fact. A story about it all beginning with 'you' and their personalize item tag that is sewn into the final product, Signatures Duffell #23.

HOMEPAGE

The current design of the homepage works as a simple splash page and provides nothing more than access to the site navigation. With a wireframe I mocked up to the right the user would be introduced to several key pieces to your story all at once. Large product images can rotate through the page, perhaps the first would be an image showing them being hand-made and talking about American craftsmanship. Followed by individual items or additional pieces of the story.



2. USER EXPERIENCE / INTERACTION DESIGN

While the site is an operational e-commerce site it definitely falls a bit flat on providing an experience that is different than your average shopping cart site. I'm a bit confused at the reason for creating two separate sites in which one can not be managed with a CMS. It seems like you should be able to create non-product pages into whichever e-commerce package they are using.

EXPERIENCE SITE vs SHOP

There is a large disconnect between the site designs you have sent in the attachment and the shop site currently online. While you have product groupings like 'bags' and 'portfolios' on the experience site all you are products on the shop site. From my understanding from Christopher is that those product groupings are on a static site and are not available through the CMS on the shop site. If this is true you should simply remove this page from your experience site and integrate it into the shop site. All it does is provide a broken experience that you also can not manage.

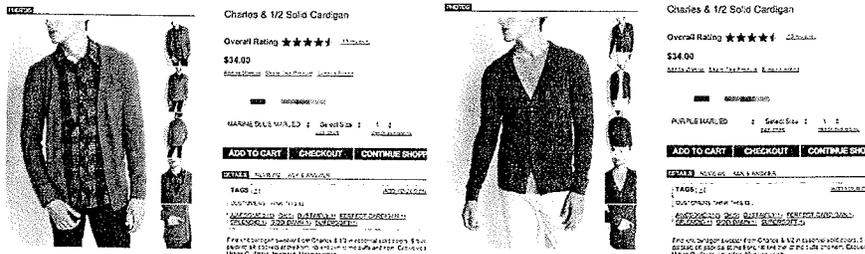
If there is a reason that the two site need to remain separate then I suggest making all the images links to the individual products and not just the 'Learn More' buttons. Again users are highly visual and use imagery to explore sites, when they have to break that pattern to read instructions it breaks their experience.

HIERARCHY OF PRODUCTS

There is an inherent grouping that comes with your products that you can begin to define in the experience site which is clearly lacking on the shop site. Having a clear understanding of types of products and what variety they are available in (size, color) is very important to the user. They might see an image of a brown bag but not click it because they would rather have a black bag.



From what I understand from Christopher is that you are unable to display multiple color options for one product instead you have to make multiple sku's to cover those options. This I would say is an immediate red flag. Most e-commerce sites should be able to handle this, and if it doesn't I highly recommend having them build that feature. Below is another example from Urban Outfitters that allows you to switch item colors in the dropdown or the images in which changing one will update the other ensuring the user is buying the item they are currently viewing.

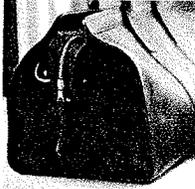


PAGE ARCHITECTURE

When looking at a product page there is little to no typographic hierarchy in the page. The description of the product is buried at the bottom with tiny text and does nothing to continue the story of the product and brand. All of the text is set at the same color, size and formatting. The images seem to be crammed into the corner with a lot of extra white space that isn't being used well. While I do like the idea of the image magnification to show detail the user is only getting about a 10%-15% increase and not really showing the detail they would want.

Below I have included another Volusion powered site [gwenhandbags.com] that does a better job presenting their information where I can quickly read about the item and have clear calls to action. I also noticed that they can switch imagery along with the color choice per product. So it can be done.

Signature Duffel



MADE IN U.S.A.
Fall River, Massachusetts
Lifestyle Accessories

Our Price: \$880.00

Available Colors: Brown, Black

Quantity in Stock:
Availability: Usually Ships Within 1-2 Days

Choose Your Color

Color:

Qty:

How to shop to avoid:
Shipping charges **Unlabeled Returns**

Alternative Views

Description

This is our modification of the classic tapered duffel design. Sized to carry on, takes the upper portion of the duffel for easy packing and extra space. Non-scratch feet to help you place or hold with. Perfect for the field, a trip to the gym or an overnight at the hotel.

Features

- Our new "Vintage" series features refined silhouettes, tumbled leather
- Solid brass hardware
- Adjustable leather shoulder straps and two top handles to avoid overuse, and allow multi-use
- Color-matched leather handles conform to your hand
- Full-length zipper top handles for easy access
- 100% Genuine leather

Share your knowledge of this product with other customers

Brunswick N/S Hobo



select a color

Product Description

The Brunswick N/S Hobo is a classic hobo bag with a soft, slouchy silhouette. It features a large, adjustable shoulder strap and a top handle. The bag is made of high-quality leather and has a spacious interior with a zippered pocket. It is perfect for everyday use or as a travel bag.

I have also included a screenshot of a current site I am building for myself which is sort of an IMDB of vinyl artists. While it doesn't function solely as an e-commerce site I just wanted to show you that page architecture is essential to building on brand and help provide the user with clear calls-to-action.

DON'YOKU



TAXONOMY AND TONE

It's important to make sure the navigation is clear to the user and the calls-to-action are direct. I personally feel there could be some confusion between 'about our products' and 'about us' since you are essentially your products. There could potentially be another section that speaks more to the individuality of the bag and the person buying it where it sells a bit more of the lifestyle and helps promote the company through a variety of ad/viral strategies.

3. VISUAL DESIGN

The colors and photography feels in line with brands like Rockport and have the an earthy feeling with the browns and warm yellows. While the color choices are appropriate the typical shopping cart layout of the entire site detracts from any design elements.

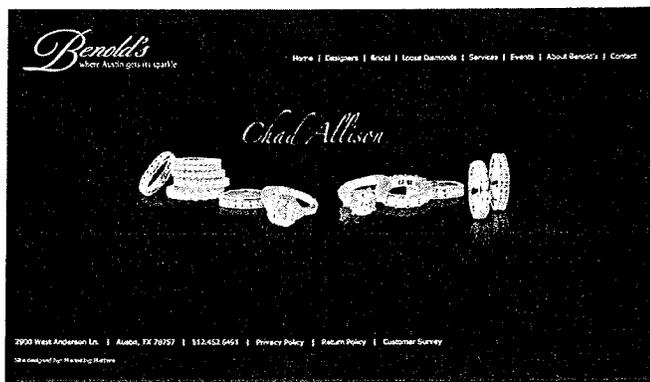
A e-commerce site though generally build on templates doesn't need to feel like it is.

VOLUSION SITES

Below i included a few splash pages from Volusion powered sites to show how you could get the feel of the brand in just a few seconds.



razherriconfetti.com



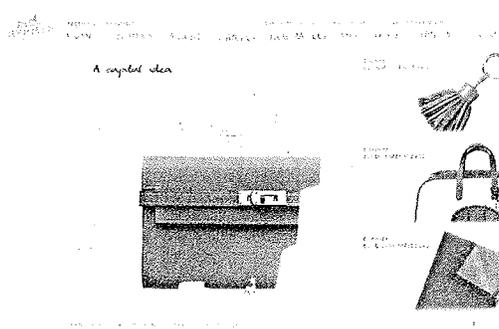
benolds.com

COMPETITIVE SITES

A quick search for leather bags and found these.



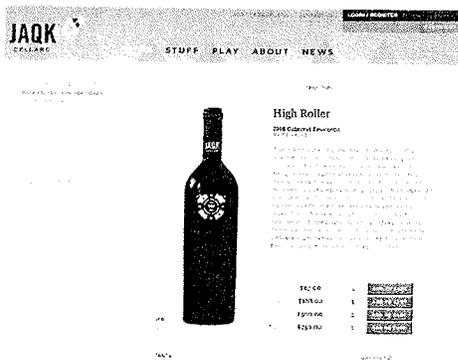
saddlebackleather.com



usa.hermes.com

BRANDED E-COMMERCE DESIGNS

Found a few e-commerce examples that seem on brand that I had bookmarked in the past.



jaqkcellars.com



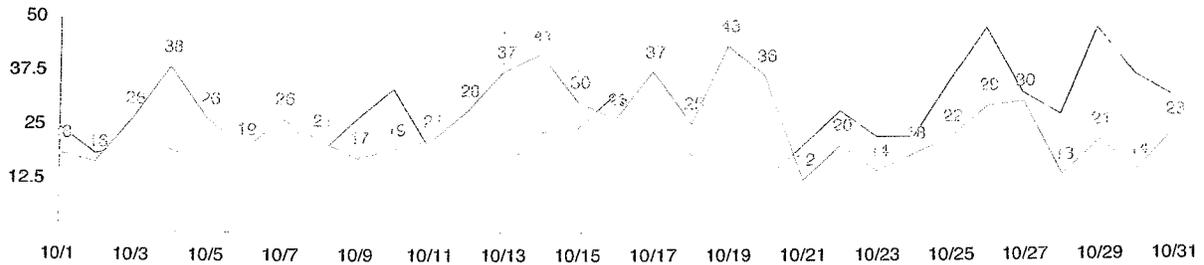
whatistbltk.com

Exhibit F

Top Keywords Report

Search Engine Traffic

10/01/2010 - 10/31/2010
compared to: 08/31/2010 - 09/30/2010



766 Visits
Previous: 749 (+2.27%)

5,275 Page Views
Previous: 5,094 (+3.55%)

6.89 Pages/Visit
Previous: 6.80 (+1.32%)

26.76% Bounce Rate
Previous: 31.91% (-16.14%)

4:17 Average Time on Site
Previous: 3:58 (+7.98%)

100 Top Keywords

Search Keyword	%	Visits
lotuff and clegg	37.5%	287
lotuff & clegg	10.8%	83
lotuff clegg	6.5%	50
clegg leather	2.1%	16
icleatherworks	2.1%	16
lotuffclegg	2.1%	16
english briefcase	1.7%	13
lotuff and clegg review	1.6%	12
lotuffclegg.com	1.2%	9
frank clegg leatherworks	1.0%	8
lotuff and clegg	1.0%	8
lotuff	1.0%	8
lotuff and clegg leatherworks	1.0%	8

Top Keywords Report

(continued)

Search Keyword	%	Visits
english leather briefcase	0.8%	6
handmade leather bags	0.7%	5
lotuff and clegg wikipedia	0.7%	5
clegg leather works	0.5%	4
fine leather padfolio	0.5%	4
www.lotuffclegg.com	0.5%	4
clegg bags	0.4%	3
hand made bags leather	0.4%	3
handmade leather bag	0.4%	3
http://www.lcleatherworks.com/	0.4%	3
leather bags	0.4%	3
lotuff and clegg leather	0.4%	3
mens leather bags	0.4%	3
english briefcases	0.3%	2
english handmade bag	0.3%	2
english leather bag	0.3%	2
english leather wallet	0.3%	2
handmade leather bags canada	0.3%	2
handmade leather messenger bag	0.3%	2
handmade leather totes	0.3%	2
lotuf and cleeg	0.3%	2
lotuf clegg	0.3%	2
lotuff & clegg messenger bags	0.3%	2
lotuff & clegg website	0.3%	2
lotuff & clegg's leather duffel travel bag	0.3%	2
lotuff and clegg leather duffel	0.3%	2
lotuff clegg discount	0.3%	2
lotuff clegg leather bags	0.3%	2
lotuff&clegg.com	0.3%	2
mens leather padfolio	0.3%	2
natural leather duffel bag	0.3%	2
sandbox	0.3%	2

Top Keywords Report

(continued)

Search Keyword	%	Visits
traditional english briefcase	0.3%	2
"full grain leather" briefcase	0.1%	1
"handmade leather bags"	0.1%	1
"handmade leather covered wood briefcase"	0.1%	1
"leather conditioner" best briefcase	0.1%	1
"new products for baby"	0.1%	1
b&b hand made bags	0.1%	1
bag leather	0.1%	1
bag with life time warranty	0.1%	1
bags handmade leather	0.1%	1
brief bag	0.1%	1
briefcase id tag	0.1%	1
briefcases	0.1%	1
business leather travel wallet	0.1%	1
cheap english briefcase	0.1%	1
chestnut padfolio	0.1%	1
clegg belt	0.1%	1
clegg briefcase	0.1%	1
clegg handmade leather bags	0.1%	1
clegg leather bags	0.1%	1
clegg leather briefcase	0.1%	1
clegg leatherworks	0.1%	1
clegg luggage	0.1%	1
creditcardwallets	0.1%	1
duffle bag trunk	0.1%	1
english briefcase for men	0.1%	1
english handmade leather bags	0.1%	1
english leather bags	0.1%	1
english leather book bags for men	0.1%	1
english leather credit card case	0.1%	1
english leather mens briefcases	0.1%	1
english leather padfolio	0.1%	1

Exhibit G

From: "Christopher Chaput" <christopher@elgroupnyc.com>
Subject: The meeting with Frank Clegg
Date: August 27, 2009 9:52:35 AM EDT
To: "Alden Edmonds" <alden@edmonds.com>, <rick@lotuff.com>, <joe@lotuff.com>
Cc: <katharina@elgroupnyc.com>
Reply-To: <christopher@elgroupnyc.com>

Morning

The meeting with Frank Clegg went well. Joe, Frank and I covered a good amount of ground and moved the needle on a few milestones. More meetings will planned as needed.

Product:

- We discussed the "strap-hang" on the overnighter and Joe and Frank reviewed solutions
- The Tote can be made as 2 different products with the introduction of a taller, flatter handle for wearing on the shoulder - Shoulder Tote vs. Carry Tote – only die change is handles.
- Dopp Travel Kit and Zipper Duffel will be another week or two.
- Serial Numbers on leather patches can be sewn into each. Customer initials could be added or somehow customized. Luggage Tag option also came up.

Pricing:

- At another meeting, we will continue to toss around the subject of pricing with Frank before locking in the MSRP for each piece.
- We touched on the subject for 1 item, and with an hour follow-up we could walk through each piece individually (while capturing more product-specific content)

“Content”:

- Captured Frank’s thoughts: thinking behind different pieces, what experience has taught him, what techniques he’s used over the years and why, and his descriptions of “the person that uses this bag is...”
- Some interesting footage focused on the “secret recipe” for making handles feel the way they do.
- We captured the interview in a digital recording which could be used for audio clips on the site.
- The themes are being transcribed into “Copy Points” along with points in Joe’s recent draft and some sporting articles he provided.

Business:

- We got closer to an estimate of the cost of dies. Frank will loan the dies he already has for straps and handles where possible so that cost will be reduced. He indicated that asking his supplier for a formal quote will likely cost more than a casual request. He usually handles it by sending a number of pattern pieces at once and getting bulk rates. I have a budget “guess” for now. The breakeven on dies is around the 4th handmade 1-off and since we will need at least a few samples of each, we are comfortable with that logic.
- BOM: after patterns are finalized we can get a leather use and hardware count. Frank stressed that keeping multiple items in mind when cutting helps reduce the waste factor in hides.
- Partnership: Frank expressed his feeling of being part of the Team and wants to see how EL plans to Market his creations. We confirmed we’ll share the Brand Personality kind of notes as they become available and we’ll seek his counsel on marketing approaches that he’s seen successful.

Naming Strategy:

- If customers can sense a Brand’s “sincerity”, there may be “story” twist with Joe the seeker partnering up with Frank the craftsman... It could open up story lines about features and benefits for a certain type of user.
- I would like to get another Brand Guy’s opinion, but listening to Joe and Frank made me wonder about modifying the company name to “Clegg & Lotuff” or “Lotuff, Clegg & Edmonds” ...just to make the name sound more like a person or group in the spirit of craftsman’s products carrying the family name with pride....” believe in it so much I put my name on it...”
- No discussion of Product naming

Next Steps:

- Plan what samples to make with the leather limit we currently have – Joe
- Photo shoot of a bag being made TBD
- Video content – our digital studio has videographer services whenever we need
- More to come....

Exhibit H

Team Agenda / Updates
October 29, 2009

Lotuff & Clegg Leatherworks Update:

TODAY'S PRIORITY: SEE Wireframe Draft from MNet in separate e-mail – feedback today if possible

Progress:

Location photos – 1 full day Product shoot completed (with Mnet input) 10/27; additional photos of Phoenix's finishing plant taken 10/26.

Logo Design – Core layout being revised – due back soon; Designer now working on a 'hallmark' to be used separately or in conjunction with the words

Copy – bullets from Frank Clegg interview passed to Mnet; Audio of Carlos collected

PR Proposal: spoke with True North Brand Group – proposal this week.

Joe & Frank Clegg:

1. Zip Duffel and Travel Kit design review / decisions before going to dies.
2. Thoughts on design of Product "patch" / "Product ID" using 5/8" Hallmark.

Joe & Hugh: reviewing how much we feel we have...

1. a series of headlines (for a series of rotating homepage images/ads, and for each product page)
2. some philosophical vignettes--in various TBD site locations--you'll see a sample in Hugh's doc
3. a company tagline
4. a product catalog copy deck

MorganGraysDirect.com

Luggage.com Sales: Catalog went Live Sept 30, 2009; So far we've had 2 Transactions of 3 small goods = Total Revenue: \$229

MorganGraysDirect.com - Site Totals: Grand Total: Pieces: 47 / Revenue: \$12,500

Total Clicks	Total Sales	Conversion Rate
3890	35	0.90%

Past Wed thru Sunday Orders in MGD – no special promotion - \$2,536

10/21/2009	1	\$351.42
10/22/2009	0	\$0.00
10/23/2009	1	\$643.33
10/24/2009	2	\$1,036.43
10/25/2009	1	\$499.28

Exhibit I

Handle
Side

Site Review: Product Detail Pages

Copy, Content, Imagery, Related...

May 25, 2010

Frank, Joe & Christopher

\$299.00

Travel Kit

Our dopp kit will serve you for life with distinction. Large enough to accommodate full size toiletries. Inside pocket and waterproof lining. A perfect complement to the carry all or signature duffle. Makes a great tool kit as well.

DIMENSIONS: 10.00" X 6.00" X 6.00"

CHOOSE A COLOR:



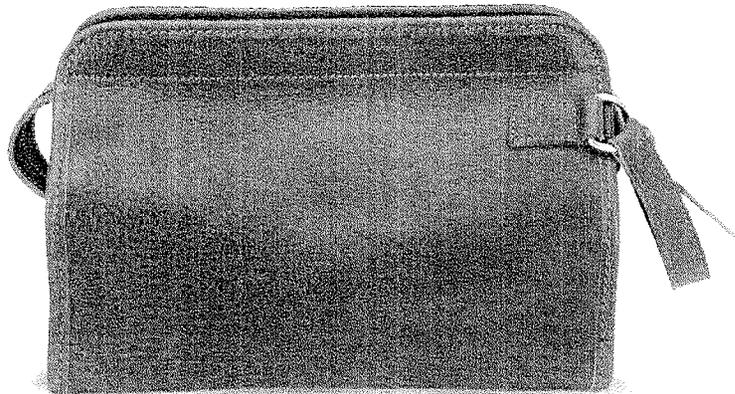
AVAILABILITY: 3 to 5 Weeks

QTY COLOR CHOICE

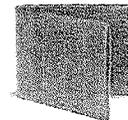
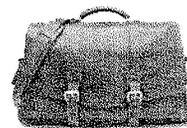
1 chestnut

PURCHASE

MORE IMAGES



RELATED PRODUCTS



Done

STMT
COP

≡ W/ V/ M/ →

Keep Fold Card	Keep Turn Open	Bottom Crop Open Covers	Chest w/ card Chest	Chest + Chest + Chest
Chest Fall Extremes				

~~Line 199 Page Source 6-fold letter~~

Passport	Red open	① Chest open ② Chest open ③ Chest open ④ Turn open Turn w/ Passport	① Chest open ② Chest open ③ Chest open ④ Turn open Turn w/ Passport	① Chest open ② Chest open ③ Chest open ④ Turn open Turn w/ Passport	① Chest open ② Chest open ③ Chest open ④ Turn open Turn w/ Passport
Rifold	Open	① Open ② Turn ③ Crop			
Zip	Keep 3/4 back	Keep Fall Open	Keep Fall Open	Keep Fall Open	Keep Fall Open
Split	Keep 3/4 back	Keep Fall Open	Keep Fall Open	Keep Fall Open	Keep Fall Open

Zip

Black

① Turn open
Turn w/ Passport

② Chest open
Chest open

③ Chest open
Chest open

④ Turn open
Turn w/ Passport

Keep Close
Fold Center Top



\$1,300.00

Signature Carry All

The signature carry all inspired us to start the company; a rare, simple, dignified and practical tool; pared to the elemental; a leather flap and two straps with buckles secure the contents. Easy to pack and sized to carry on, built to withstand stowage in the hold. Strap 'drop' adjusts from 22" to 26"

DIMENSIONS: 21.00" x 13.00" x 9.00"

CHOOSE A COLOR:



AVAILABILITY: 3 to 5 Weeks

QTY COLOR CHOICE

1 chestnut

PURCHASE

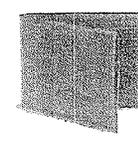
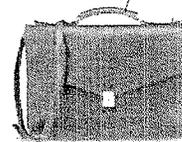
MORE IMAGES



3/4 back / handle Side Bottom

Monogram

RELATED PRODUCTS



Done



\$900.00

Signature Duffle

This is our rendition of the classic zippered duffle design. Sized to carry on. Extended zipper provides wide opening for easy packing and access to your gear. No metal feet or hardware to mar your paint or bright work. Perfect for the field, a trip to the gym or an overnight at the Lowell.

DIMENSIONS: 20.00" X 10.00" X 10.00"

CHOOSE A COLOR:



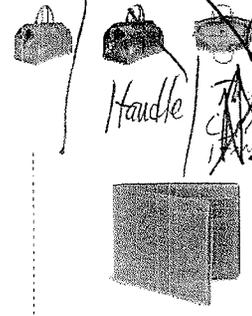
AVAILABILITY: 3 to 5 Weeks

QTY COLOR CHOICE

1 chestnut

PURCHASE

MORE IMAGES



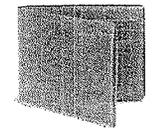
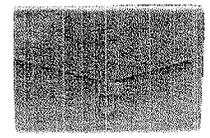
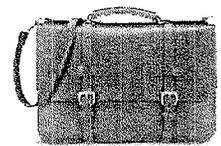
Handle

Zipper

Open left side

Replace w/new

RELATED PRODUCTS



Done



\$1,200.00

Trunk Duffle

This is our larger rendition of the classic zippered duffle design. Size to carry more or larger gear. Extended zipper provides wide opening for easy packing and access to your gear. No metal feet or hardware to mar your paint or bright work.

DIMENSIONS: "x"x"

CHOOSE A COLOR:



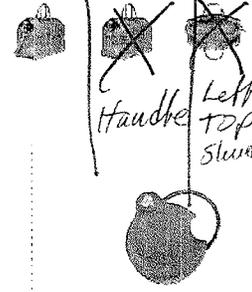
AVAILABILITY: 3 to 5 Weeks

Qty COLOR CHOICE

1 chestnut

PURCHASE

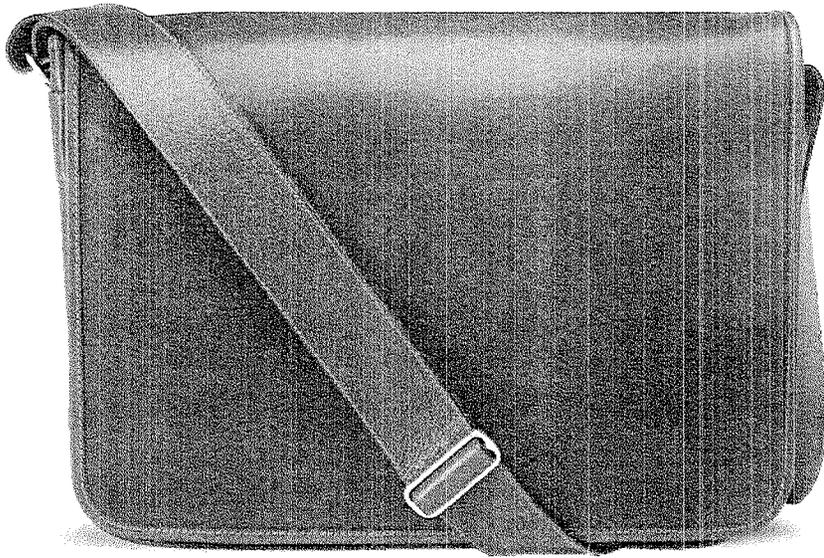
MORE IMAGES



RELATED PRODUCTS



\$885.00



The Messenger

The inspired leather satchel that gets you to best-in-class among messenger bags. Clean, balanced, durable and sized for a work day 17" laptop. Plenty of extra room for pounds of additional files and paperwork. Helpfully holds smaller bags to achieve hands free travel.

DIMENSIONS: 16.00" X 11.00" X 4.00"

CHOOSE A COLOR:



AVAILABILITY: 3 to 5 Weeks

QTY: COLOR CHOICE

1 chestnut

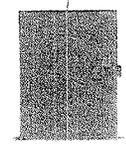
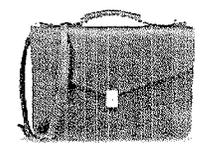
PURCHASE

MORE IMAGES



*Shoulder
Corner* *Open
w/Backs* *TOP
left
Corner*

RELATED PRODUCTS





\$575.00

Working Tote

Designed as a serious piece of equipment, the working tote holds tools for the garden, dock, field or workday; doubles as a briefcase and shines in the airport, easily holds two or three smaller bags and laptop. Straps on this tote wrap completely around the double thick bottom for a long term strength and lifelong durability.

DIMENSIONS: 17.00" x 13.00" x 8.00"

CHOOSE A COLOR:



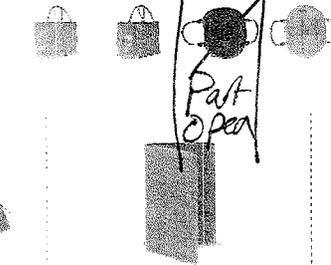
AVAILABILITY: 3 to 5 Weeks

GET READY TO ORDER

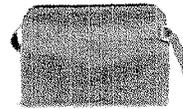
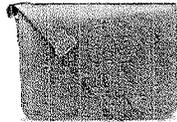
1 chestnut

PURCHASE

MORE IMAGES



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\$700.00

Custom Working Tote

Here's your chance to create 'your' Lotuff & Clegg classic working tote. Mix and match from our six colors to create the bag that is truly you.

Let us know in the order notes at check out which colors you want (black, chestnut, chocolate, tan, red or green). We will call you back before we process your order to confirm.

DIMENSIONS: 17.00" x 13.00" x 8.00"

CHOOSE A COLOR:



AVAILABILITY: 3 to 5 Weeks

01 COLOR CHOICE

1 black-brown

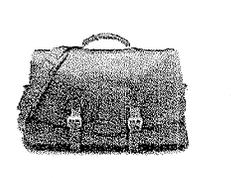
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Open
Handle
Close
RT Side
SH
Crip
Z

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5885.00

English Brief

This is the bag you remember from the movies, or your grandfather if you are lucky. Modeled after the English school boy book bag, Curs is old school; handle attached to bar, with full straps and buckles to secure the most unwieldy contents. Maybe the world's most imitated brief and we do it right. Strap 'drop' adjusts 19"-22".

DIMENSIONS: 17.00" X 12.00" X 4.00"

CHOOSE A COLOR:

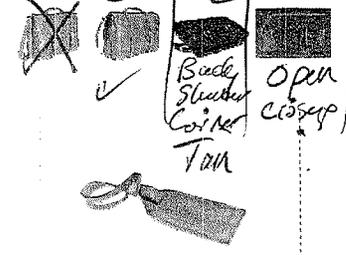


AVAILABILITY: 3 to 5 Weeks

QTY: 1 COLOR: chestnut

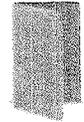
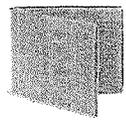
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4/ Front
Across
Shoulder

RELATED PRODUCTS





5895.00

Lock Brief

Sleek leather brief - when you need one perfect bag for serious business. Simple unadorned and obviously well made. Walk softly and carry a big stick. Strap 'drop' adjusts from 19" to 22"

DIMENSIONS: 17.00" X 12.00" X 4.00"

CHOOSE A COLOR:
[Color selection swatches]

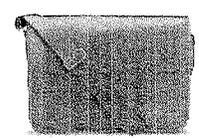
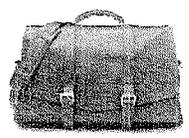
AVAILABILITY: 3 to 5 Weeks

GET YOUR CHOICE

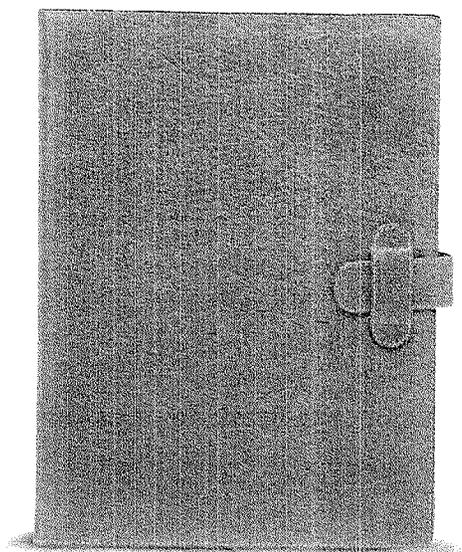
1 chestnut

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Handwritten notes:
1 2 3 4
Lock closer
Bale Conn
Shoulder
Green 52



5790.00

Letter Padfolio

If your choice is yellow pads, white pads, graph paper or even sketch pads, we have you covered - pun intended. Because our pad folio is nothing but our Origins leather, complimented with hand-polished edges and our best needle work, it feels so good in your hands you won't want to put it down.

DIMENSIONS: 12.00" X 10.00" X 1.00"

CHOOSE A COLOR:



AVAILABILITY: 3 to 5 Weeks

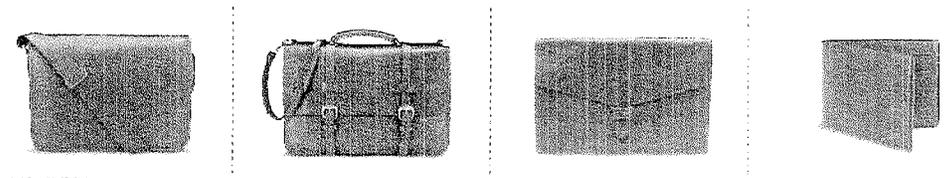
QTY: COLOR CHOICE

1 chestnut

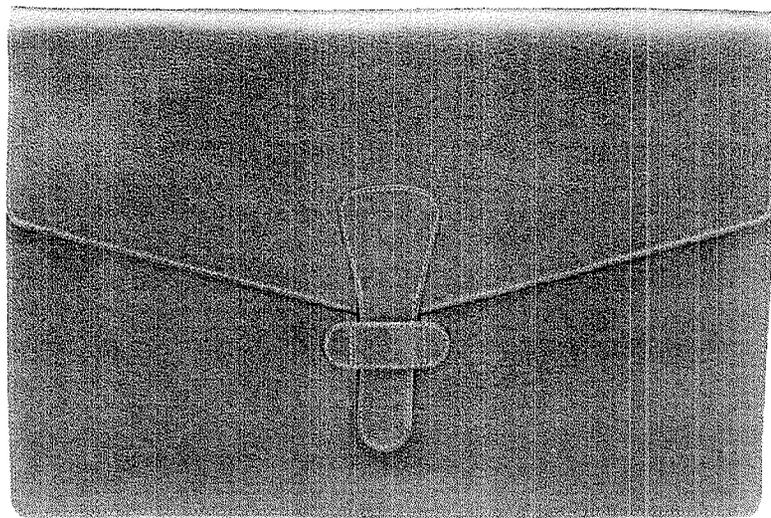
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2 Tab Closeup
3 Right Panel Chest Closeup
4 Bottom Corner Crop 2



\$398.00

Flapover Document Case

The unlined box gusset construction compliments the polished edge, minimal hardware, and best quality needle work. It is the perfect case for a meeting around the block or down the hall. Keys, card case, pad folio, cell phone and you are good to go.

Drops with ease into the Tote, Messenger and Signature Carry All.

DIMENSIONS: 17.00" X 11.00" X 2.00"

CHOOSE A COLOR:

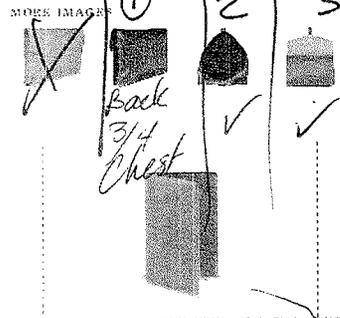


AVAILABILITY: 3 to 5 Weeks

QTY COLOR CHOICE

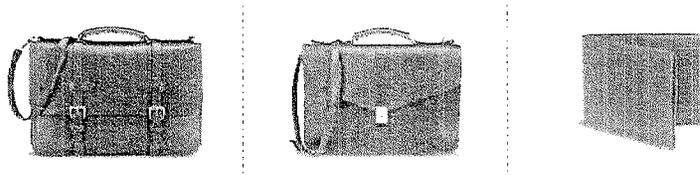
1 chestnut

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Handwritten notes: 1 Back 3/4 Chest, 2 Top, 3 Back Corner, 4 52 crop

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