

ESTTA Tracking number: **ESTTA706142**

Filing date: **11/02/2015**

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

Proceeding	91224012
Party	Defendant Survivormate Ind. Ltd. dba Survivormate Ind. Ltd.
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Date	11/02/2015
Attachments	672L1.151102.Answer to Notice of Opposition as filed PART 1.pdf(2640410 bytes ) 672L1.151102.Answer to Notice of Opposition as filed PART 2.pdf(5908156 bytes ) 672L1.151102.Answer to Notice of Opposition as filed PART 3.pdf(4878239 bytes )

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

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**In the matter of U.S. Trademark Application Serial No. 86/317,915**  
**For the Mark: SURVIVORMATE in International Class 9**  
**Filed: June 23, 2014; Published in the *Official Gazette*: May 26, 2015**

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SURVIVORMAN HOLDINGS INC.,	)	
an Ontario, Canada, Corporation	)	
	)	
Opposer	)	
	)	
v.	)	Opposition No. 91224012
	)	
SURVIVORMATE IND. LTD.,	)	
a British Columbia, Canada, Corporation	)	
	)	
Applicant/Respondent	)	

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**FILED VIA ESTTA**

U.S. Patent and Trademark Office  
Trademark Trial and Appeal Board  
P. O. Box 1451  
Alexandria, VA 22313-1451

**ANSWER TO NOTICE OF OPPOSITION**  
**UNDER 37 C.F.R. §§ 2.106, 2.114**

Applicant, SURVIVORMATE IND. LTD. (hereinafter, "Applicant," "Respondent" or "Opponent"), having a principal place of business located at 255 Newport Drive, Suite 368, Port Moody, British Columbia V3H 5H1, CANADA, hereby answers, by way of this document (hereinafter, "Answer"), the Notice of Opposition (hereinafter, "Notice"), filed on September 23, 2015, by SURVIVORMAN HOLDINGS INC. (hereinafter, "Opposer"), having a principal place of business located at 692 Muskoka Road 3 North, Huntsville, Ontario, P1H 1C9, CANADA, pursuant to 37 C.F.R. §§ 2.106, 2.114 as follows:

1. Answering Paragraph 1 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 1 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

2. Answering Paragraph 2 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 2 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

3. Answering Paragraph 3 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 3 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

4. Answering Paragraph 4 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 4 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

5. Answering Paragraph 5 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 5 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

6. Answering Paragraph 6 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 6 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

7. Answering Paragraph 7 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 7 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

8. Answering Paragraph 8 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 8 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

9. Answering Paragraph 9 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 9 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

10. Answering Paragraph 10 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 10 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

11. Answering Paragraph 11 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 11 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

12. Answering Paragraph 12 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 12 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

13. Answering Paragraph 13 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 13 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

14. Answering Paragraph 14 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 14 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

15. Answering Paragraph 15 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 15 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

16. Answering Paragraph 16 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 16 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

17. Answering Paragraph 17 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 17 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.



18. Answering Paragraph 18 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 18 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

19. Answering Paragraph 19 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 19 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

20. Answering Paragraph 20 of the Notice, Applicant admits that Applicant filed U.S. Trademark Application Serial No. 86/317,915 (hereinafter, “Application”) for the mark SURVIVORMATE, that the Application was published on May 26, 2015, and that Applicant seeks to obtain registration of the mark SURVIVORMATE (hereinafter, “Applicant’s Mark”) for “survival kits and emergency kits comprised primarily of flashlights, clothing for protection against accidents, emergency warning lights, radios, sirens, gloves for protection against accidents, warning triangles for road safety, battery booster cables, and signaling whistle and also including first aid kits, water bottles, water packs, bottled drinking water, water, water purification tables, food bars, dry or dehydrated soup mixes, tea, matches, camp stove, fuel tablets, cups, blankets, ponchos, knives, forks, spoons, seatbelt cutters, pliers, window smasher, plastic bags, disposable sterilizer bags, nylon bags, polyester bags, metal foil bags, lanyards, wand lights, rope, cloth towels, moistened towelettes, pamphlets, guides, sugar, masks, bandages, shovels, and candles” in International Class 9; however, Applicant denies the allegation that Applicant seeks to obtain registration of the mark SURVIVORMATE for “mobile phone chargers” in International Class 9 and any remaining allegations as set forth in Paragraph 20.

21. Answering Paragraph 21 of the Notice, Applicant denies each and every allegation set forth therein.

22. Answering Paragraph 22 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 22 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

23. Answering Paragraph 23 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 23 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

24. Answering Paragraph 24 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 24 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

25. Answering Paragraph 25 of the Notice, Applicant denies each and every allegation set forth therein.

26. Answering Paragraph 26 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 26 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

27. Answering Paragraph 27 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 27 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

28. Answering Paragraph 28 of the Notice, Applicant denies each and every allegation of Paragraph 28 of the Notice; and .....

29. Answering Paragraph 29 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 29 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

30. Answering Paragraph 30 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 30 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

31. Answering Paragraph 31 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 31 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

32. Answering Paragraph 32 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 32 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

33. Answering Paragraph 33 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 33 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

34. Answering Paragraph 34 of the Notice, Applicant lacks sufficient knowledge or information to form a belief as to truth or falsity concerning the allegations of Paragraph 34 of the Notice; and therefore, on that basis, Applicant denies each and every allegation set forth therein.

Applicant further hereby denies any and all other allegations.

#### **AFFIRMATIVE DEFENSES**

Applicant, SURVIVORMATE IND. LTD., hereby asserts the following affirmative defenses, reserving the right to modify and expand these affirmative defenses up to, and throughout, the time of final adjudication.

1. The Notice of Opposition fails to state a claim upon which relief can be granted.
2. Oppose lacks standing to bring the instant opposition. Applicant affirmatively alleges that Opposer admits, on its very own website, that the mark SURVIVORMAN (hereinafter, "Opposer's pleaded mark"), which is the subject matter of U.S. Trademark Application Serial No. 86/276,225 (hereinafter, "Opposer's Application") and upon which Opposer bases this Opposition, is actually owned by a third party, Discovery Channel, wherein Opposer expressly refers to Opposer's pleaded mark as "**Discovery Channel's SURVIVORMAN**" (Exhibit A).
3. Opposer will not be damaged by registration of Applicant's mark.
4. This Opposition is barred by the doctrine of laches, acquiescence, estoppel, fraud, mistake, prior judgment, and/or the doctrine of unclean hands. Upon information and belief, Opposer had no *bona fide* intent to use Opposer's pleaded mark that is the subject of Opposer's Application for all of the goods identified and the services recited in the Opposer's Application as of Opposer's claimed first use of 2003

in Canada and claimed first use of 2005 in the United States as alleged by Opposer (Notice of Opposition, Para. 18), because, *inter alia*, (a) Opposer was actually using two other marks, “Les Stroud” and “Camillus,” in connection with the goods identified and the services recited in the Opposer’s Application up to April 9, 2014, and at least up to the date of this Answer (Exhibit J, containing a screenshot of Opposer’s website using only the “Les Stroud” and “Camillus”); and (b) Opposer’s claim of a first use date in 2003 in Canada and a claimed first use date in 2005 in the United States, as alleged by Opposer (Notice of Opposition, Para. 18), amounts to inequitable conduct and fraud upon the USPTO.

5. Opposer’s pleaded mark is abandoned by Opposer.

6. Opposer’s pleaded mark is generic. Applicant affirmatively alleges that the phrase “Survivor Man” is generic as used to refer to an individual who survives any type of ordeal, such as evidenced by an example of a third party use of the phrase “TECH SURVIVOR MAN” for IT persons (<http://techsurvivorman.com/>). Upon information and belief, Opposer’s failure to use either the “TM” or the “SM” designation with the term “SURVIVORMAN” on Opposer’s website since June 2, 2014, is demonstrates genericness of Opposer’s pleaded mark (Exhibits G, H, I, and K).

7. Opposer’s pleaded mark is descriptive. Applicant affirmatively alleges that Opposer has admitted, on the record, that Opposer’s pleaded mark “SURVIVORMAN” is merely descriptive of the goods/services identified/recited in Opposer’s Application in stating “extreme outdoor conditions with no food, shelter, water, or tools” (Notice of Opposition, Para. 2) and that Opposer’s pleaded mark is unregistrable for these reasons, *inter alia*, under at least U.S. Trademark Act § 2(e)(1), 15 U.S.C. § 1052(e)(1), and TMEP § 1202.17(d)(i). Upon information and belief, Opposer’s failure to use either the “TM” or the “SM” designation with the term “SURVIVORMAN” on Opposer’s website since June 2, 2014, is demonstrates descriptiveness of Opposer’s pleaded mark (Exhibits G, H, I, and K).

8. Opposer’s pleaded mark is the name, pseudonym, or nickname of a living individual. Applicant affirmatively alleges that Opposer has admitted, on the record, that Opposer’s pleaded mark “SURVIVORMAN” is merely a pseudonym (nickname) of a “very much alive” individual, *aka* Les Stroud, engaged in various activities, wherein “he overcomes seemingly insurmountable obstacles in these real

survival situations” and lives to tell (Notice of Opposition, Paras. 1-16) and that Opposer’s pleaded mark is unregistrable for these reasons and in the absence of written consent to register the name in the examination record, *inter alia*, under U.S. Trademark Act § 2(c), TMEP, § 1206.01; *In re Hoefflin*, 97 USPQ2d 1174, 1177-78 (TTAB 2010); *In re Sauer*, 27 USPQ2d 1073, 1074-75 (TTAB 1993), *aff’d per curiam*, 26 F.3d 140 (Fed. Cir. 1994); *In re Steak & Ale Rests. of Am., Inc.*, 185 USPQ 447, 448 (TTAB 1975); *Laub v. Indus. Dev. Labs., Inc.*, 121 USPQ 595 (TTAB 1959); *Reed v. Bakers Eng’g & Equip. Co.*, 100 USPQ 196 (PTO 1954); *cf. Société Civile Des Domaines Dourthe Frères v. S.A. Consortium Vinicole De Bordeaux Et De La Gironde*, 6 USPQ2d 1205, 1209 (TTAB 1988).

9. Opposer’s pleaded mark is a pseudonym of an author and a performing artist nickname. Applicant affirmatively alleges that Opposer has admitted, on the record, that Opposer’s pleaded mark “SURVIVORMAN” is merely a pseudonym (nickname) used in connection with authoring books, writing songs, performing live music, performing as a recording artist, acting for television and other media, and keynote speaking, and talk show guesting (Notice of Opposition, Paras. 2, 4, 7-10, 12, and 13) and that Opposer’s pleaded mark is unregistrable for these reasons, *inter alia*, under U.S. Trademark Act §§ 1, 2, and 45, 15 U.S.C. §§1051, 1052, and 1127, and TMEP, §§ 1202.09(a), 1202.09(a)(iii); *In re Polar Music Int’l AB*, 714 F.2d 1567, 1572, 221 USPQ 315, 318 (Fed. Cir. 1983); *In re Arnold*, 105 USPQ2d 1953, 1957-60 (TTAB 2013); *In re First Draft, Inc.* 76 USPQ2d 1183, 1190 (TTAB 2005); *In re Peter Spirer*, 225 USPQ 693, 695 (TTAB 1985).

10. Opposer’s pleaded mark identifies the name of a character in a creative work. Applicant affirmatively alleges that Opposer has admitted, on the record, that Opposer’s pleaded mark “SURVIVORMAN” merely identified the name of the main character in a creative work, the television show (Notice of Opposition, Paras. 2 and 4) and that Opposer’s pleaded mark is unregistrable for these reasons, *inter alia*, under TMEP §§ 1202.10, 1202.10(a), providing that marks that merely identify a character in a creative work, *whether used in a series or in a single work*, are not registrable. *In re Scholastic Inc.*, 223 USPQ 431, 431 (TTAB 1984); *In re Caserta*, 46 USPQ2d 1088, 1090-91 (TTAB 1998); and *In re Frederick Warne & Co.*, 218 USPQ 345, 347-48 (TTAB 1983).

11. Applicant affirmatively alleges that the effective filing date of the Application, as now amended to include a Section 44(e) filing basis, is at least as early as **September 25, 2012**, occurring well before the filing date of May 8, 2014, of Opposer's Application in the United States, as admitted by Opposer, as well as substantially prior to Opposer's alleged priority date of March 12, 2013, in Canada, as also admitted by Opposer.

12. Applicant affirmatively alleges that the first use date of Applicant's Mark is at least as early as **February 10, 2012**, in the United States, occurring well before the filing date of May 8, 2014, of Opposer's Application in the United States, as admitted by Opposer, as well as substantially prior to Opposer's alleged priority date of March 12, 2013, in Canada, as also admitted by Opposer.

13. Opposer has filed the Notice against Applicant's Application, alleging a likelihood of confusion under § 2(d) of the Lanham Act, 15 U.S.C. § 1052(d). Applicant affirmatively alleges that no likelihood of confusion, mistake, or deception exists between the Mark which is the subject matter of the Application and Opposer's pleaded mark, because, *inter alia*, the Mark that is the subject of the Application and Opposer's pleaded mark are not confusingly similar. Applicant further affirmatively alleges that the Mark that is the subject of the Application and Opposer's pleaded mark do not sound the same or similar, do not appear the same or similar, do not have the same or similar meaning or connotation, and do not have the same or similar relationship with their respectively identified goods and/or services.

14. Applicant affirmatively alleges that the goods identified, and the services recited, in Opposer's Application are in a channel of trade that is distinct from that of the goods identified in the Application for at least the following reasons: (a) the Application identifies "matches," comprising paper sticks with a flammable material disposed at a distal end, as an element of "survival kits and emergency kits" in International Class 9 (Exhibit E), whereas Opposer's Application recites "fire pistons" (Exhibits F), comprising pistons, cylinders, and valves (Exhibit G, Opposer's very own detailed product description), in International Class 7, these respective goods being distinct from one another in terms of at least structure, function, class of consumers, and international classification; (b) the Application identifies "knives" in the context of "forks" and "spoons" as elements of "survival kits and emergency kits" in International Class 9

(Exhibit E), wherein “knives” are dining “knives,” such as included in a set of flatware for enjoying a civilized meal under less-than-ideal circumstances, such as being stuck in an elevator for hours or being temporarily trapped in your car during a snowstorm, whereas Opposer’s Application recites “survival hunting and sporting knives” (Exhibits F), comprising razor-sharp and brutally serrated field weaponry for hunting, maiming, killing, dismembering, or otherwise molesting or menacing wildlife (Exhibit H, Opposer’s very own detailed product description), in International Class 35, these respective goods being distinct from one another in terms of at least structure, function, class of consumers, and international classification; (c) the Application identifies “first aid kits” as elements of “survival kits and emergency kits” in International Class 9 (Exhibit E), wherein “first aid kits” are used for urban, suburban, or roadside situations, whereas Opposer’s Application recites “first aid kits” and “safety kits” (Exhibits F), comprising a rugged bag or backpack for the “harshest and most remote climates on earth” (Exhibit I, Opposer’s very own detailed product description), in International Class 35, these respective goods being distinct from one another in terms of at least structure, function, class of consumers, and international classification;

15. The term “survivor” that is opposed by Opposer is a commonly used generic term and Opposer’s pleaded mark consisting of the generic term “survivor” and the generic term “man,” is generic and incapable of functioning as an indicator of source.

16. Numerous other registered trademarks or pending applications worldwide contain the term “SURVIVOR” alone or combined with other elements; and the USPTO records alone, indicate seven-hundred fifty-eight “hits” containing the term “SURVIVOR” (Exhibit B).

17. Numerous other businesses throughout the United States have used the term “SURVIVOR” in connection with entertainment services, including **CBS, using the term “SURVIVOR”** in connection with a reality show at least as early as **1992** (Exhibit C), which interestingly happens to directly compete with Opposer’s pleaded mark for Opposer’s reality show, and in connection with other entertainment services, including a rock band called “SURVIVOR” whose greatest hit is entitled “Eye of the Tiger,” which interestingly overlaps with Opposer’s pleaded mark for Opposer’s musical performance services (Exhibit D). Opposer’s apparent claim of exclusiveness and distinctiveness as to the term “survivor” is lacking in

that purchasers are, and have been, confronted with numerous independent users of the generic term "survivor," a similar term, or the generic term "survivor" in combination with other terms, such that the term "survivor" alone has no source identifying function.

18. Upon information and belief, Opposer was aware that, at the time Opposer filed Opposer's Application, any claim of exclusiveness, distinctiveness, and non-genericness as to the term "survivor" was lacking.

19. Upon information and belief, Opposer had no *bona fide* intent to use Opposer's pleaded mark that is the subject of Opposer's Application for all of the goods identified and the services recited in the Opposer's Application as of Opposer's claimed first use of 2003 in Canada and claimed first use of 2005 in the United States as alleged by Opposer (Notice of Opposition, Para. 18), because, *inter alia*, Opposer was actually using two other marks, "Les Stroud" and "Camillus," in connection with the goods identified and the services recited in the Opposer's Application up to April 9, 2014, and at least up to the date of this Answer (Exhibit J, containing a screenshot of Opposer's website using only the "Les Stroud" and "Camillus").

20. Upon information and belief, Opposer was aware, or reasonably should have been aware that, at the time that Opposer filed Opposer's Application, Opposer has no *bona fide* intent to use Opposer's pleaded mark for all of the goods specified in Opposer's Application), for at least the following reasons that: (a) Opposer was actually using two other marks, "Les Stroud" and "Camillus," in connection with the goods identified and the services recited in the Opposer's Application up to April 9, 2014, and at least up to the date of this Answer (Exhibit J, containing a screenshot, dated April 9, 2014, of Opposer's website displaying a photograph of the goods having only the marks "Les Stroud" and "Camillus" being directly printed or embroidered thereon); and (b) Opposer only began attempting to use Opposer's pleaded mark around June 2, 2014, in connection with the goods identified and the services recited in the Opposer's Application for the purpose of sustaining this Opposition (Exhibit K, containing a screenshot, dated June 2, 2014, of Opposer's website using "SURVIVORMAN" added only as text on a webpage, without any



“TM” designation, displaying a photograph of the goods having only the marks “Les Stroud” and “Camillus” being directly printed or embroidered thereon).

22. Opposer has no *bona fide* intent to use Opposer’s pleaded mark in connection with the goods/services identified/recited in Opposer’s Application, because, *inter alia*, Opposer has used at least two other marks in connection therewith, such as “Les Stroud” and “Camillus” which actually appear on the goods, whereas the term “SURVIVORMAN” appears to be used merely as a trade name (Exhibits G, H, I, and K).

23. In view of the foregoing, no likelihood of confusion exists, pursuant to § 2(d) of the Lanham Act, 15 U.S.C. § 1052(d), between the Mark that is the subject of the Application and any or all of the marks asserted by Opposer, including Opposer’s pleaded mark.

22. In view of the foregoing, Applicant contends that this Opposition is groundless and baseless in fact and that Opposer has not shown, in any manner whatsoever, wherein Opposer will be, or is likely to be, damaged by the registration of the Mark, i.e., Opposer has failed to allege grounds sufficient to establish standing to maintain this Opposition.

23. In view of the foregoing, no likelihood of confusion exists, pursuant to § 2(d) of the Lanham Act, 15 U.S.C. § 1052(d), between the Mark that is the subject of the Application and any or all of the marks asserted by Opposer, including Opposer’s pleaded mark.

WHEREFORE, Applicant respectfully requests that the Notice of Opposition against U.S. Trademark Application Serial No. 86/317,915 is denied, that this Opposition action is dismissed in its entirety and with prejudice, that U.S. Trademark Application Serial No. 86/317,915 is passed to allowance, and that the registration for the Mark SURVIVORMATE is issued in due course.

A duplicate copy of this Answer to the Notice of Opposition is herewith submitted.

Authorization is given to charge payment for the official filing fee corresponding to this Opposition to Deposit Account No. 50-4903, under TBMB § 308.04. Also, authorization is given to charge any

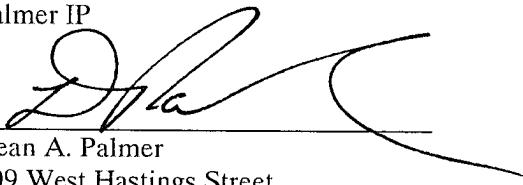
deficiencies or to credit any over-payments to Deposit Account No. 50-4903 throughout the pendency of this Opposition.

Please direct all notices, pleadings, and process regarding this Opposition to:

Dean A. Palmer  
Palmer IP  
609 West Hastings Street  
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Canada  
Telephone: (604) 677-7727  
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Respectfully submitted,  
Palmer IP

Date: November 2, 2015

  
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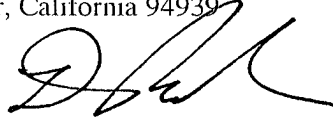
**CERTIFICATE OF SERVICE**

I hereby certify that one (1) copy of this document ANSWER is being transmitted by both electronic mail and by courier service in an envelope addressed to:

E. Lynn Perry  
Perry IP Group  
900 Larkspur Landing Circle  
Suite 226  
Larkspur, California 94939

on:

November 2, 2015  
Date



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Dean A. Palmer  
609 West Hastings Street  
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Vancouver, British Columbia V6B 4W4  
Canada  
Telephone: (604) 677-7727  
Facsimile: (604) 677-7728  
Email: dean@palmerip.com

**Exhibit A**  
**(Evidence Offered by Applicant)**



**Press Contacts:**

Wendy Turner or Lauren Saunders  
Les Stroud Productions Inc.  
[inquiries@lesstroudonline.com](mailto:inquiries@lesstroudonline.com)

**Les Stroud Fact Sheet**

**About Les Stroud:**

Les Stroud is a survival expert, filmmaker, writer, singer-songwriter, speaker and performer. Best known for producing, directing, creating, and starring in Discovery Channel's *Survivorman*, Stroud is also a best-selling author and musician. He has written three survival-centric books and produced four albums.

**Website:**

<http://lesstroud.ca/>

**Management Team:**

- Wendy Turner, Chief Financial Officer and Vice President of Production
- Laura Bombier, Photographer, Social Media Management, Graphics and Design
- Exclusive Agency for Les Stroud:

**The Kinkead Entertainment Agency**

2409 21st Ave South, Suite 101  
Nashville, TN 37212  
615-499-5115

Gregory Scott

[GScott@kinkeadentertainment.com](mailto:GScott@kinkeadentertainment.com)

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[www.kinkeadentertainment.com](http://www.kinkeadentertainment.com)

**Television and Film:**

- Les Stroud is a producer, creator, director, filmmaker, host and actor
- He is the only producer to devise an internationally broadcasted series entirely written, videotaped and hosted alone.
  - His hit TV series, *Survivorman*, is one of the highest rated shows in the history of OLN Canada, the Science Channel U.S. and The Discovery Channel U.S.
  - *Survivorman* ratings in the U.S. hit 2 million on individual episodes

- Stroud and his ex-wife, Susan Jamison, filmed their primitive living experiences and released the award-winning documentary, *Snowshoes and Solitude*.
- In 2001, Stroud produced *Stranded*, a one-hour special on his own survival in the wilderness. The popularity of his TV specials inspired the *Survivorman* series.
- In 2006, Stroud produced *Off the Grid with Les Stroud*, a special documenting his family's journey building an off-the-grid home.
- In 2010, Stroud hosted and produced *Survive This* and *Survive This 2*, a kids' survival television series.
- Stroud makes frequent appearances on TV shows, including, *The Late Late Show with Craig Ferguson*, *The View*, *The Ellen DeGeneres Show*, *Larry King Live*, *Late Night with Jimmy Fallon*, *MTV Live*, *Extreme Makeover Home Edition* and *MTV Cribs*.

#### Music:

Stroud's musical talents include singing, songwriting, guitar and keyboard, music producing, television scoring and iconic harmonica playing

- He's performed with music legends, including Slash, Alice Cooper, Stephen Stills, Tommy Shaw, Robby Krieger, Blues Traveler, Tesla, Jakob Dylan, Randy Bachman, Chicago and The Roots.
- He's won awards at regional music festivals, including "Best Overall" at the Spirit of the North Music Festival.
- He's written all the theme songs for his TV series.
- He's written scores for several independent films.
- His four albums and singles include:
  - *Les Stroud: Les Stroud*
  - *Les Stroud and The Pikes: Long Walk Home*
  - *Les Stroud: I am Canadian* (single)
  - *LES STROUD: AFTER NEIL YOUNG (SINGLE)*
  - *Les Stroud and The Campfire Kings: Wonderful Things*
  - *Les Stroud and The Campfire Kings: Barn Sessions III - Off the Grid*
- Stroud is currently recording a new album.

#### Books:

Stroud has authored three books:

- *Survive! – Essential Skills and Tactics to Get You Out of Anywhere-Alive* was a *New York Times* Bestseller.
- *Will to Live* was a *New York Times* Bestseller.
- *Beyond Survivorman* features photography by Laura Bombier.

#### Awards/Accolades:

- Distinguished Alumni Award from Fanshawe College
- Nominated for the Premier's Awards for Excellence
- Advanced survival trainer for the Canadian Armed Forces

- *Snowshoes and Solitude* named Best Documentary at Muskoka Independent Film Festival and Best Film at Waterwalker Film Festival
- *Survivorman* nominated for 16 Canadian Screen Awards (formerly Gemini's)
- Won the 2013 Canadian Screen Award for Best Writer
- *Survive This* nominated for Canadian Screen Award for Best Children's or Youth Non-Fiction Program or Series
- Best Acoustic/Folk Act at the Spirit of the North Music Festival
- Best Blues Act at the Spirit of the North Music Festival
- Best Overall at the Spirit of the North Music Festival
- Won the 2014 Canadian Screen Award for Best Photography in a Lifestyle or Reality / Competition Program or Series for *Survivorman: Argentina* – Max Attwood and Les Stroud

Social Responsibility:

An environmental activist, Stroud is involved with a number of non-profits, supporting them financially and through performances, including:

- ShelterBox, an international disaster relief organization that delivers survival essentials to communities in need.
- Solid Rock, an organization founded by Alice Cooper that helps at-risk teens. Stroud performed on stage with Cooper and Robby Krieger to help raise \$56,000 for the Solid Rock Foundation.
- Earth Day: Stroud performed at The Drake Hotel in Toronto to raise environmental awareness for Earth Day.
- Ric O' Barry's Dolphin Project: Stroud performed at the Kings of Chaos Concert to Benefit Ric O' Barry's Dolphin Project.
- As well as Fin Free, Greenpeace, Sea Shepherd and more.

Social Media:

Twitter: [@reallesstroud](#)  
Facebook: [thereallesstroud](#)  
Instagram: [reallesstroud](#)  
YouTube: [lesstroud](#)  
Pinterest: [reallesstroud](#)  
Google Plus: [Les Stroud](#)

**Exhibit B**  
**(Evidence Offered by Applicant)**





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10	86546133	4830905	THE SURVIVOR.	TSDR	LIVE
11	86257590	4832802	SURVIVOR BOXX	TSDR	LIVE
12	86070861		SURVIVORS NETWORK OF THOSE ABUSED BY PRIESTS	TSDR	LIVE
13	86666741		CANCER SOUL SURVIVORS	TSDR	LIVE
14	86637422		SURVIVOR OUTWIT OUTPLAY OUTLAST CAMBODIA SECOND CHANCE OUTLAST	TSDR	LIVE
15	86642602		SURVIVOR THE AUSTRALIAN OUTBACK OUTWIT OUTPLAY OUTLAST	TSDR	LIVE
16	86642587		SURVIVOR OUTWIT · OUTPLAY OUTLAST	TSDR	LIVE
17	86679541		CIRCUIT SURVIVOR	TSDR	LIVE
18	86219995	4827914	SURVIVOR COLLECTION	TSDR	LIVE
19	86645252		SURVIVOR OUTWIT OUTPLAY OUTLAST	TSDR	LIVE
20	86767862		SURVIVOR BLING HEALING FOR THE MIND BODY AND SOUL	TSDR	LIVE
21	86671846		SURVIVORWEAR	TSDR	LIVE

22	86669846		WE ARE SURVIVORS	TSDR	LIVE
23	86592381	4822209	SURVIVOR SLIM	TSDR	LIVE
24	86407271	4823723	SELFIES FOR SURVIVORS	TSDR	LIVE
25	86763324		SURVIVOR PLAY	TSDR	LIVE
26	86665727		S SURVIVOR	TSDR	LIVE
27	86317915		SURVIVORMATE	TSDR	LIVE
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29	86363636		SURVIVOR	TSDR	LIVE
30	86758971		SURVIVOR SERIES	TSDR	LIVE
31	86081903		SURVIVOR'S EDGE	TSDR	LIVE
32	86369691		TRANSFORMING SUFFERERS INTO SURVIVORS	TSDR	LIVE
33	86193633		SUPPORT THE FIGHTERS, ADMIRE THE SURVIVORS, HONOR THE TAKEN	TSDR	LIVE
34	86698665		SURVIVOR JOURNEY	TSDR	LIVE
35	86698647		SURVIVOR ADVENTURE	TSDR	LIVE
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38	86633489		SURVIVOR METRO	TSDR	LIVE
39	86600179		SURVIVOR SAFE	TSDR	LIVE
40	86056340		LOST SURVIVORS	TSDR	LIVE
41	86645269		SURVIVORMINS	TSDR	LIVE
42	86299351		SURVIVOR	TSDR	LIVE
43	86745236		SURVIVORCISE	TSDR	LIVE
44	86645266		SURVIVOR OUTWIT OUTPLAY OUTLAST	TSDR	LIVE
45	86642619		SURVIVOR MARQUESAS OUTWIT OUTPLAY OUTLAST	TSDR	LIVE
46	86605070		SURVIVOR	TSDR	LIVE
47	86319749	4809832	REAL WORLD SURVIVOR	TSDR	LIVE
48	86741027		SURVIVOREYES	TSDR	LIVE
49	86308208	4802093	SURVIVOR LIVE	TSDR	LIVE
50	86635227		U.S.S. HOUSTON CA-30 SURVIVORS' ASSOCIATION AND NEXT GENERATIONS	TSDR	LIVE

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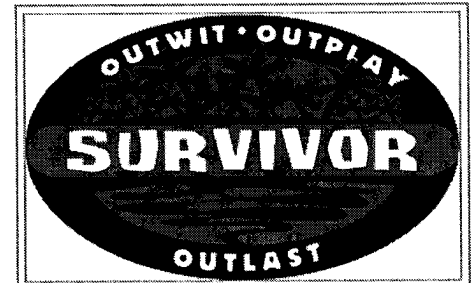
**Exhibit C**  
**(Evidence Offered by Applicant)**

# Survivor (TV series)

From Wikipedia, the free encyclopedia

*Not to be confused with Survivors, a British post-apocalyptic series.*

**Survivor** is a reality game show produced in many countries throughout the world. In the show, contestants are isolated in the wilderness and compete for cash and other prizes. The show uses a system of progressive elimination, allowing the contestants to vote off other tribe members until only one final contestant remains and wins the title of "Sole Survivor." The format for *Survivor* was created in 1992 by the British television producer Charlie Parsons for a United Kingdom TV production company called Planet 24, but the Swedish version, which debuted in 1997, was the first *Survivor* series to actually make it to television.



A recreation of the logo for the first U.S. *Survivor* season, *Survivor: Borneo*.

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## Format

*Survivor*, through its seasons and various international versions, has maintained the basic premise of the game despite several new rules and gameplay twists introduced in later seasons. In the game, sixteen to twenty contestants, the castaways, are split into tribes and assigned separate camps at the filming's location, typically a tropical setting. As a

tribe, the castaways must survive the elements, construct shelter, build fire, look for water, and scrounge for food and other necessities for the entire filming period, around 39 days. In the first half of the game, the tribes face off in challenges, some for rewards of food, shelter, or luxury items, while others are for immunity, preventing the winning tribe from having to go to the next Tribal Council. Tribes that do go to Tribal Council discuss the events of the last few days with the host asking questions, and then must vote out one of their own players, eliminating them from the game.

In the second half of the game, the tribes are merged into a single tribe. Challenges are played at an individual level for individual rewards and immunity. At subsequent Tribal Councils, those eliminated start to form the jury, who sit in on all subsequent Tribal Councils but otherwise do not participate. When only two or three castaways remain, those castaways attend a final Tribal Council, where the jury is given the opportunity to ask them questions. After this, the jury members then vote to decide which of the remaining castaways should be declared Sole Survivor.

The following description of the show is based primarily on the U.S. version of *Survivor*, though the general format applies to all international versions.

## Castaways and tribes

Players for each season are selected through applicants and casting calls, down-selecting to between sixteen and twenty players and additional alternates. U.S. version host Jeff Probst noted that while sixteen castaways makes it easier to split the tribes with respect to age and sex, they have used eighteen and twenty to provide them "wiggle room" in case of player injury or if one should want to quit the game.<sup>[1]</sup> These players undergo physical and psychological evaluation to make sure they are physically and mentally fit for the survival endurance and will not likely quit during the filming period, replacing those that are questionable with the alternates. In one case, *Fiji*, on the day before filming was to start after they had dismissed their alternates, one of the castaways opted out of the competition, forcing production to start with nineteen players and adapting the activities of the first few days to accommodate the odd number of players.<sup>[2]</sup>

Tribes may be pre-determined by production before filming starts. Often this is done to equalize the sexes and age ranges within both tribes. Other seasons have had the tribes separated by age, gender, or race. In other cases, the tribes may be created on the spot through schoolyard picks. Most often, only two tribes are featured, but some seasons have begun with three or four tribes. Once assigned a tribe, each castaway is given a buff in their tribe color to aid the viewers in identifying tribal alliance. Tribes are then subsequently given names, inspired by the local region, and directions to their camps.

At their camps, tribes are expected to build shelter against the elements from the local trees and other resources. Tribes are typically given minimal resources, such as a machete, water canteens, cooking pots, and staples of rice and grains, though this will vary from season to season. Sometimes, tribes will be provided a water well near the camp, but require the water to be boiled to make it potable, necessitating the need for the tribe to build fire. The tribes are encouraged to forage off the land for food, including fruits, wild animals, and fish.

## Tribal Swaps

In some seasons, a tribal swap will occur where one or more players will shift from one tribe to another. This may occur by random draw, schoolyard picks, or some other mechanism. When these occur, those players that shift tribes are given new buffs for their new tribe and return to that tribe's camp, with any personal possessions from their former



The tribe camp near the end of *Survivor: Borneo*. Tribes must build themselves basic shelters from natural resources and through reward items earned during the competition.

camp moved with them. In *All-Stars* and *Gabon*, a tribal switch occurred twice. In seasons with more than two tribes, tribes may be merged down to two, or a tribe that has lost many members may be absorbed by the other remaining tribes.

Mechanisms used, by season:

- *Africa* - Each tribe chose three of their players to set out for an unknown fate. Once met by the host, the players were switched to the opposing tribe.
- *Marquesas*, *All-Stars* (second switch), *Guatemala*, *Gabon* (second switch), *One World*, *Caramoan*, *Blood vs. Water*, *Cagayan*, *San Juan del Sur*, *Worlds Apart*, *Cambodia* - Players were distributed randomly into new tribes. In *Cagayan* and *Worlds Apart*, the three original tribes were condensed to two; in *Cambodia* the two original tribes were split into three.
- *The Amazon* - A private draft was held with two players, one from each tribe, selecting their new tribemates, alternating between men and women.
- *All-Stars* (first switch), *Philippines* - Members from one of the three original tribes were evenly distributed into the remaining two. In *All-Stars*, a draft was held by the two remaining tribes, while the players were randomly distributed in *Philippines*.
- *Vanuatu* - Two tribal "chiefs" were designated; one chief divided the players into two new tribes, while the other chief selected the tribe he wanted for himself (leaving the other for the first chief). As there were an odd number of players at the time, the player not chosen selected the tribe she wanted to be on.
- *Panama*, *Cook Islands*, *Fiji*, *Micronesia*, *Gabon* (first switch) - A schoolyard pick was held, starting with a captain for each tribe chosen at random, or (in the case of *Gabon*) designated by each tribe as the most important player to the tribe. In every case, each player would pick a player from his or her original opposing tribe. In *Panama*, each player chose a player of the opposite sex; as there were an odd number of players at the time, the player not chosen was sent to Exile Island and later joined the new tribe that first voted a member off (this also occurred in *Fiji* and *Gabon*). In *Cook Islands* (which started with four tribes), four captains were chosen (two men and two women), with each player choosing a player of the opposite sex and from an original tribe not yet represented in his or her new group; the four groups then were randomly paired to form two new tribes.
- *China* - Each tribe selected two members of the opposing tribe to join them.
- *Nicaragua* - One player from each tribe was randomly chosen to select half of the players from the opposing tribe to join her; the non-selected players remained on their original tribes.

## Tribal Merge

Once down to around 10 players, all remaining tribes are merged into one, usually allowing the players to select a new tribe name. In *Palau*, the Ulong tribe was whittled down to one castaway, so that instead of a normal merge, that player was absorbed into Koror. *Thailand* had the latest merge of all seasons with 8 players; starting with *Nicaragua*, all seasons have merged with either 11 or 12 players remaining.

## Challenges

During both pre- and post-merge segments of filming, the castaways compete in a series of challenges. Tribes are alerted to these upcoming challenges by a message, often in rhyme, delivered to camp by the production team at a basket or box on a nearby tree; this message has come to be called "treemail", playing off the word "e-mail". The message typically hints at what the challenge might be. The message may also provide props to demonstrate this, practice equipment for the players, or a sampling of the reward.

## Tribal challenges

Prior to the merge, tribes compete against each other in challenges. These most often are multi-segment obstacle courses that include both physical and mental elements with the tribe that finishes first declared the winner; commonly, these start with tribe members collecting puzzle pieces that are then used to solve a puzzle by other tribe

members. Other challenges may be based on winning a number of rounds of head-to-head competitions. Challenges are normally held with equal numbers of all tribes participating and in some cases equal splits of gender. Tribes with more players will be asked to sit out as many players as needed to balance the numbers, with the stipulation that those players cannot sit out in back-to-back reward and immunity challenges.<sup>[3]</sup> When one tribe has more than twice the other tribe members, then players in the larger tribe cannot participate in back-to-back challenges. Tribes are given time to strategically decide who should sit out and who will perform the various duties on a challenge.

### Individual challenges

After the merge, challenges are generally performed on an individual basis. These include similar obstacle courses as for team challenges, but will often also include endurance challenges, having players maintain the balance under precarious situations for as long as possible, with the last player remaining winning the challenge. In some cases, during post-merge challenges, the individuals will be split into separate teams, with only the winning team eligible for reward or immunity.

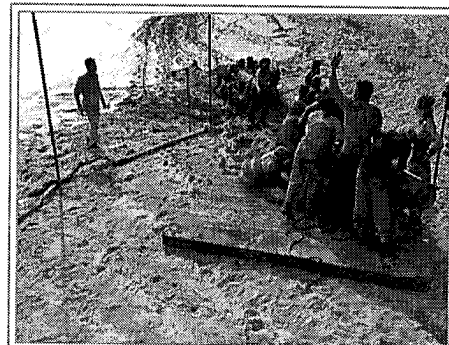
### Types of challenges

Challenges can be played for rewards, immunity, or both. Rewards include food, survival equipment like flint, tarps, or fishing gear, luxury items, and short getaways from camp. Before the merge, the entire winning tribe will enjoy these rewards. Post-merge, only one player may win the reward but will be given the opportunity to select one or more other players to bring along with them on it. Individual challenge rewards may also include an advantage that can be used at the subsequent immunity challenge, such as advancing directly into the final round of the challenge without having to participate in the first round.

Immunity challenges provide the winning tribe or team with immunity from Tribal Council. Immunity is usually represented in a form of an idol prior to the merge, and a necklace afterwards. Prior to the merge, tribes with immunity do not attend Tribal Council, allowing them to stay intact. In seasons featuring more than two tribes, immunity will be available for all but the last place finishers, forcing this one tribe to Tribal Council. With individual immunity, those castaways still attend Tribal Council with the rest of the merged tribe, but, unless they assign immunity to someone else, are ineligible to be voted for. Winning immunity is only good for one Tribal Council; at the next immunity challenge, the tribe or castaway will be asked to give up the idol or necklace, making immunity "up for grabs". There have been a few cases in which individual immunity challenges have taken place prior to the merge whereupon usually one castaway in each tribe will be given immunity, after which both tribes will attend Tribal Council, one after the other. This is used to quickly dwindle the number of remaining castaways.

Though a wide variety of challenges have been used across the *Survivor*'s broadcast, several challenges are frequently reused:

- A food eating challenge, involving food items that may be local delicacies but are considered gross or revolting by the castaways.
- A trivia or "know your tribe" quiz, where castaways who provide correct answers are allowed to knock other castaways out of the challenge and prevent them from winning.
- A "Survivor Auction", used in place of a reward challenge, in which the players are given a sum of money to use to bid on food items (both known and unknown at the time of bidding), other momentary luxuries like a bath, or advantages in the game, such as a clue to a hidden immunity idol or an advantage in the upcoming immunity challenge.
- A "Loved Ones" challenge, where a spouse, parent, sibling, adult child or friend of each castaway has been brought to the location to participate in the challenge with their castaway. The winner typically gets to spend more time with their loved one either on a brief trip or back at camp.



Tribes compete frequently in both mental and physical challenges to win rewards or immunity, such as this race to pull cannons during the first episode of *Survivor: Pearl Islands*.

- A "Second Chance" challenge, where elements of previous challenges are reused in a single course.
- The final immunity challenge is often a long-lasting endurance challenge, giving the remaining castaways time to make bargains and last-minute deals to get into the final Tribal Council. Typically, before this challenge, a "Rites of Passage" ceremony is held in which the remaining castaways pay tribute to each of the previously eliminated players in turn.<sup>[4]</sup>

## Tribal Council

Tribal Council is a specially built stage located near the tribe camps; tribes sit across a fire pit from the host, while the jury members, if present, sit off to the side. A small voting alcove adjoins the structure. Events at Tribal Council are presented as the finale of each episode.

The first time a tribe attends Tribal Council, its members are each given a torch and told to light it from the fire pit, with the statement that "fire represents your life in this game". If each person from a former tribe has never been there before after the merge, then he/she is given the opportunity to get the torch and light it. After the tribe is seated, the host will call in the jury (if in the Jury phase), reminding them they are there to watch but not speak. The host will then proceed to ask the tribe questions regarding camp life and events he witnessed at the challenges over the last few days. During this process, internal strife within the tribe may be brought to light, and castaways in precarious situations may reveal information or bargain with others to keep themselves in the game. Though only a few minutes of these proceedings are shown to the viewing audience, some Tribal Councils have gone on for hours.

Subsequently, the host will ask the tribe member with the immunity necklace if they want to keep it or transfer it to someone else; whoever wears it after this possible exchange cannot be voted for. The host then asks each castaway to make their vote in the alcove. The castaway is given an opportunity to speak to a camera in a message directed to the person they are voting off and to the viewers before placing the vote in an urn. When all votes are made, the host collects the urn, tallies the votes and starts reading the votes one by one. When enough votes have been read to eliminate one player, all remaining votes are kept secret (although in most cases it is assumed that any left over vote are to the eliminated player), and that player is asked to bring the host their torch, who then snuffs it out. The player is then told "the tribe has spoken" and is instructed to leave the Tribal Council area. The remainder of the tribe is then allowed to return to camp with their torches, though in some seasons, if they have not earned or made fire yet, they have been required to douse their torches before leaving; in *All-Stars* seasons, any tribe(s) that have not earned or made fire yet have been asked to leave their torches at Tribal Council.

The eliminated player is given the opportunity to speak to a camera about their feelings of being eliminated before they are secluded with other eliminated castaways until the end of filming. Those players that will become jury members are sequestered until the end of the final Tribal Council, and are not allowed to discuss their voting or issues with the remaining contestants, other jury members, or the final players, in order to prevent any possible cooperation or collusion from subgroups within the jury.

Ties may occur. Normally, a second vote is held, with only the tied players eligible to be voted for. If this second vote does not break the stalemate, a tie breaker is used, the nature of which has changed throughout the seasons. The first tie breaker, used in *The Australian Outback* season, took into consideration the number of votes each of the tied players had accumulated in previous Tribal Councils, and the player with the most previous votes was eliminated. When this tie breaker was used again, in the *Africa* season, both players had an equal number of previous votes, so a trivia quiz involving questions about Africa was used to determine the winner, and the loser was eliminated from the game. In subsequent seasons, the tie-breaker mechanism has been a random drawing in which each player except those with immunity must draw a rock from a bag, and the player with the single purple rock is eliminated. The first time this mechanism was used was during the *Marquesas* season's "final four" Tribal Council. Host Jeff Probst later announced that using this tie breaker during the final four tribal council had been a mistake, and that it should only be used when six or more players are involved. <sup>[5]</sup> Since that season, while tribe members have occasionally considered deliberately creating a stalemate and allowing the purple rock tie-breaker to decide who goes home, they have tended to favor avoiding tie votes that would subject each of them to the risk of being randomly eliminated. When a tie has occurred with only four or fewer players left in a tribe, the tie breaker has been a challenge, which to date has always



involved a race to be the first to build a small fire high enough to burn through a rope. The rock-drawing tie breaker was played again in *Blood vs. Water*; in this case, after reaching the first tie from voting, those that were not voted for had a brief period to come to a consensus of who to vote off or would otherwise have to draw rocks (black with one white rock) if they were not already immune.

The Final Tribal Council occurs when there are only two—or in later seasons three—players left in the game. The move to three final players was made so that the endgame would present more of a challenge to the castaway who wins the final immunity challenge: while that person is assured of being at the Final Tribal Council, they are not able to decide alone which of the other remaining castaways they will compete against for the jury's votes.<sup>[6]</sup> At the Final Tribal Council, each remaining castaway is given time to make a statement to the jury. Then each jury member in turn addresses them, asking each a question or commenting on their behavior in the game in an effort to sway the other jury members; the castaways are free to respond to these as they see fit. The remaining castaways may be given time for a concluding speech. After this, the host has each jury member in turn go to vote in the alcove, this time for the person that they feel should be named the Sole Survivor. As with regular elimination votes, the jurors are given an opportunity to speak to the camera to explain their vote. The host then collects the urn, and in most seasons, holds on to it for a live reading of the votes on the season's final show where the Sole Survivor is announced. No tie vote for Sole Survivor has ever occurred, although in many seasons it has been a theoretical possibility. The juries that have chosen between only two finalists have in most cases had an odd number of members, making a tie vote impossible. Probst has said that the producers have a contingency plan to be used in case of a future tie, reportedly involving a "white envelope," but the exact nature of this tie breaker has not been made known.<sup>[7]</sup>

Some players have been eliminated from the game by other means. Castaways who suffer severe injuries or exhaustion are evaluated by the medical team which is always on call. The medical team may provide treatment and give the player the option to continue in the game, warning them of the health risks involved. However, if the medical doctor determines that the player is at risk of permanent injury or death and needs to be removed from the game for their own health, they will be removed and taken to a nearby hospital. Occasionally, castaways who are not in need of medical treatment have decided to quit the game, without waiting to be voted out, due to physical or emotional exhaustion—either by making an announcement at a Tribal Council, in which case they are let out of the game without any vote, or by being recovered from camp after talking with others and being interviewed by the host. When a player leaves the game without being voted off, the other tribes are notified of the departed player's removal, and the next Tribal Council may be cancelled. After the players merge into one tribe, any who have been removed from the game by medical evacuation are still eligible to participate as jury members once the medical examiners deem them healthy enough to do so. Those that have quit the game voluntarily may also still be eligible for the jury, or they may instead be replaced by a player that was voted off earlier, and, if their reasons for leaving are considered sufficient, they may also still be allowed to make a farewell speech to the camera.

## Hidden immunity idols

Hidden immunity idols are pocket-sized necklaces made to fit the theme of the season—that are hidden around the tribes' camps or other locations that the castaways have access to. When a castaway finds one of the idols, they have the option of concealing the fact that they have it, or strategically revealing the fact to other castaways. The idols can provide a one-time immunity to a castaway at Tribal Council, if played—which they can be, typically, anytime before the third-to-last Tribal Council. For example, they can be played during the tribal council of the final five castaways in a season where the final tribal council will consist of three players. The rules for playing the idol have changed during the seasons. In the first season where hidden idols were used, *Guatemala*, the rules provided that the idol must be played before the vote; other players could not vote for that player. Later, in *Panama* and *Cook Islands*, the idol could be played after the votes were read, nullifying the votes for that player; whoever received the next-highest number of votes was then eliminated. Beginning in *Fiji* and in all subsequent seasons, the idol has had to be played after the votes are cast, but before they are read. If it is played, any votes cast for that player do not count. This rule forces both the voters and the player with the hidden immunity idol to make a more complicated strategic decision: the voters may have to vote without knowing whether the person they are voting for has a hidden immunity idol, or without knowing whether that person will choose to play it, and the person with the idol must decide whether to play

it without knowing whether enough votes have been cast to vote them out of the game. Sometimes, a player plays the idol and it turns out someone else got more votes, in which case the idol has been wasted. Other times, a player feels safe and decides not to play the idol, intending to save it to use at a later time, but ends up getting voted out and leaves the game with the idol unplayed. According to Probst, this latest version of the rules for using hidden immunity idols has proven to be a "happy medium" relative to the two previous versions.<sup>[8]</sup> While this idol returned for *Survivor: Cagayan*, an additional idol that functioned under the same rules as in *Panama* and *Cook Islands* was also introduced at the merge, but with the stipulation that it could only be used by the player who found it.<sup>[9]</sup>

The idol, once found by a player, cannot be stolen from them, but other castaways can look through their possessions to see if they have it. Sometimes a castaway who has an idol re-hides the idol in a location known only to them, to avoid the risk that others will find out they have it. The idol can be willingly transferred to another player at any point in the game, including at Tribal Council; in such cases, the castaway receiving the idol can play it to protect themselves.<sup>[10]</sup> Idols, once played, may be returned to the game after being hidden at a new location. When a castaway is blindsided and voted out of the game while in possession of an idol without having played it, the idol is considered to have left the game, and is not replaced. Castaways have used the idol as a bargaining chip to align other players with them and swing pending votes in a specific direction; as a result, some players have been inspired to create fake hidden immunity idols, and either leave them the spot that the original idol was found, or carry them around, bluffing with the fake idol to attempt to alter people's voting strategies in advance of Tribal Council. If a fake idol is played at Tribal Council, the host notes that it is not the real idol and destroys it by throwing it in the fire. In the U.S. version of the show, the producers have decided that the fake idol strategy adds an interesting twist, and have therefore quietly provided materials, such as beads and paint, through normal props within the game, to better enable players to make these fake idols.<sup>[11]</sup>

To help castaways find the idol, a series of clues are given to them in succession in a number of different ways. A clue may be given to the winner of a reward challenge, hidden among the reward prizes, announced by the host to all remaining castaways, or provided to a castaway who has been sent to Exile Island or temporarily sent to live with the other tribe. Castaways are under no obligation to share the idol clues with other players. Clues continue to be provided even after a player has secretly found the idol. Each successive clue includes all the previous clues given for that location. Only once an idol has been played, at which point the producers hide a new idol in a new location, are new clues provided to the players. Clues may lead to a location on Exile Island or back at the tribes' camps. In later seasons, players have been very aware that hidden idols may be in play from the start of the game and some have started to look for them near apparent landmarks before any clues have been provided. One castaway, Russell Hantz, was able to find two idols during *Survivor: Samoa* without the aid of clues, and three more in two seasons with clues. In light of this so-called "Russell factor," producers subsequently began hiding the idols in more difficult-to-find locations.<sup>[12]</sup>

## Exile Island

Exile Island is a remote location away from the tribal camps, where one or two castaways are sent to live in isolation from the rest of their tribe. Exile Island was first introduced in *Survivor: Palau*, when a single contestant was made to stay alone on a beach for a day as a result of being the first to drop out of an Immunity Challenge. This twist would not be used regularly until *Survivor: Panama*; it was also used in *Cook Islands*, *Fiji*, *Micronesia*, *Gabon*, *Tocantins*, and *San Juan del Sur*.

A selected player is exiled to a location (typically a small island) apart from the main tribe camps. Typically, the castaway is exiled after the reward challenge, leaving the challenge location for Exile Island, and usually returns immediately before the following immunity challenge. The exiled castaway is chosen as a result of the reward challenge: in the tribal phase, a member of the losing tribe is exiled (usually exiled by the winning tribe), while in the individual phase, the reward challenge winner holds the sole right to choose. Unless stated otherwise, players who win the right to decide who goes to Exile Island may also choose to go themselves. In *Micronesia*, *Tocantins*, and *San Juan del Sur*, one person from each tribe was sent to Exile Island. Whenever there is a tribe shuffle with an uneven

number of contestants, as in *Panama*, *Fiji*, and *Gabon*, the leftover contestant will be treated as "tribeless" and sent to Exile Island immediately after formation. In this case, the contestant will return and join the tribe that loses the next immunity challenge.

Once selected, the exiled contestant is immediately sent there. They are given minimal survival tools, typically a water canteen, a machete, a pot, and a limited amount of shelter. The two main disadvantages of being on Exile Island are the lack of food and water, which can weaken a player and make them less effective in challenges, and the isolation from other contestants, which can cause a player to become out of the loop and weaken their position in their tribe. Contestants are often sent to Exile Island for one or both of these strategic reasons.

The exiled castaway receives a consolation prize: in all seasons with Exile Island, the exiled castaway receives a clue to the hidden immunity idol, which may or may not be located on the island. On *Survivor: Gabon*, the exiled castaway was given the option to give up their idol clue for "instant comfort," and in *Survivor: Tocantins*, the exiled castaway had the right to change tribes. Occasionally, the exiled castaway is instructed to return after the next Tribal Council, earning them automatic immunity.

### Other exile twists

Two seasons of the U.S. version have used different variations on the Exile twists. In *China*, tribes who win reward challenges earned the right to "kidnap" a member of the losing tribe, and that person would have to stay with them until the next immunity challenge. The kidnapped person would be given a clue to the hidden immunity idol which he or she must give to one member of the winning tribe. In *Samoa*, a reverse version of the kidnapping rule was used, called "spy expedition" (also known as "observing"). The winning tribe would have to send one of their own to accompany the other tribe until the immunity challenge. Both of these twists were retired after the merge.

## Redemption Island

Redemption Island is a twist introduced on *Survivor: Redemption Island* and also used on *Survivor: South Pacific* and *Survivor: Blood vs. Water*. Redemption Island is a combination of the outcast twist from *Survivor: Pearl Islands* and Exile Island. After being voted out, contestants will remain in the game and are sent to Redemption Island. There, they will fend for themselves like the castaways in the game proper until the next person is voted out. The day following Tribal Council, there is a duel where the winner remains on the island and the losers are eliminated for good; upon elimination, the duel loser(s) must remove their buff and throw it into a small fire pit.

Double elimination cycles, or any other disruption of the game's pattern, leads to three or four duelists instead of two. In *Survivor: Redemption Island* only the loser of the duel was eliminated, resulting in eight people still being in the game at the finale (four in the main game, and four in Redemption) due to two double elimination cycles, with two Tribal Councils and no duels. Jeff Probst admitted that this was a bit much, and for *Survivor: South Pacific*, the rules were changed so only the winner remained in the game while all others were eliminated.

At the merge, the person remaining in Redemption is entered back into the game and the twist is reset. Then, when four people remain in the main game, the winner of the Redemption duel returns to the game, and Redemption Island is retired.

Redemption Island was reintroduced for *Survivor: Blood vs. Water* and adapted to fit with the loved one twist. On Day 1, when the tribes were initially assembled, both tribes were immediately forced to vote someone to Redemption Island. Prior to any duel, the castaways with loved ones on Redemption Island are given the choice to replace their loved one on Redemption Island, with their loved one returning to the main game and taking their place in the tribe. In addition, the first place winner of the duel must give a clue to a hidden immunity idol to any castaway in the main game.

An alternate version of Redemption Island was used in the first season of *Survivor South Africa*, when eliminated contestants were exiled to Dead Man's Island and later given a chance to come back into the game. Dead Man's Island was known for its tough conditions and atmosphere of despair, as contestants had to survive there without real purpose until near the end of the game.

## Prizes

The Sole Survivor receives a cash prize of \$1,000,000 prior to taxes,<sup>[13]</sup> and sometimes also receives a car provided by the show's sponsor. Every player receives a prize for participating on *Survivor* depending on how long he or she lasts in the game. In most seasons, the runner-up receives \$100,000, and third place wins \$85,000. All other players receive money on a sliding scale, though specific amounts have rarely been made public. Sonja Christopher, the first player voted off of *Survivor: Borneo*, received \$2,500.<sup>[14]</sup> In *Survivor: Fiji*, the first season with tied runners-up, the two runners-up received US\$100,000 each, and Yau-Man Chan received US\$60,000 for his fourth-place finish.<sup>[15]</sup> All players also receive an additional \$10,000 for their appearance on the reunion show.<sup>[16]</sup>

Most seasons between *The Australian Outback* and *Fiji* have featured a late-season reward challenge where the winner receives a car. This reward was infamous for what was later dubbed the "car curse,"<sup>[17]</sup> referring to the fact that no player who ever won the car went on to win the game.

- In *Survivor: The Australian Outback*, Colby Donaldson won a Pontiac Aztek.
- In *Survivor: Africa*, Lex van den Berghe won a Chevrolet Avalanche.
- In *Survivor: Marquesas*, Sean Rector won a Saturn VUE.
- In *Survivor: Thailand*, Ted Rogers won a Chevrolet TrailBlazer.
- In *Survivor: The Amazon*, Matthew von Ertfelda won a Saturn Ion.
- In *Survivor: Pearl Islands*, Burton Roberts won a GMC Envoy XUV.
- In *Survivor: All-Stars*, Rob Mariano won a Chevrolet Colorado. In addition, Rob was allowed to bring another contestant with him on a trip; he chose Amber Brkich, who received a Chevrolet Malibu as a result.
- In *Survivor: Vanuatu*, Eliza Orlins won a Pontiac G6.
- In *Survivor: Palau*, Ian Rosenberger won a Chevrolet Corvette.
- In *Survivor: Guatemala*, Cindy Hall won a 2006 Pontiac Torrent; she was given the option to relinquish her reward to give the other remaining players, but declined.
- In *Survivor: Panama*, Terry Deitz won a GMC Yukon.
- In *Survivor: Fiji*, Yau-Man Chan won a 2008 Ford Super Duty but gave it to fellow contestant Andria "Dreamz" Herd as part of a strategic deal.

Other additional prizes are given out post-game, usually at the live reunion that immediately follows the coronation of the winner.

- At the *Survivor: All-Stars* reunion, Amber, as the Sole Survivor, was asked to select one of her fellow contestants to receive a car; she selected Shii Ann Huang.
- In *Survivor: America's Tribal Council* following the *All-Stars* finale, Rupert Boneham was selected by a popularity poll of *Survivor* viewers to win \$1,000,000.
- For two seasons, viewers of *Survivor* voted their favorite player to win a new car.
  - *Survivor: Panama*: Cirie Fields
  - *Survivor: Cook Islands*: Ozzy Lusth
- From *Survivor: China* to *Survivor: Caramoan*, viewers of *Survivor* voted their favorite player to win \$100,000.
  - *Survivor: China*: James Clement
  - *Survivor: Micronesia*: James Clement
  - *Survivor: Gabon*: Robert "Bob" Crowley
  - *Survivor: Tocantins*: James "J.T." Thomas, Jr.
  - *Survivor: Samoa*: Russell Hantz
  - *Survivor: Heroes vs. Villains*: Russell Hantz
  - *Survivor: Nicaragua*: Jane Bright

- *Survivor: Redemption Island*: Rob Mariano
- *Survivor: South Pacific*: Ozzy Lusth
- *Survivor: One World*: Kim Spradlin
- *Survivor: Philippines*: Lisa Whelchel
- *Survivor: Caramoan*: Malcolm Freberg

## Variations in the format

Aside from the U.S. version, other franchises introduced variations and twists for the game. Most of these twists and variations are used in other franchises as well:

### *Expeditie Robinson Belgium/Netherlands*

- During the 2005 season the tribes were initially divided up by age into "Old" and "Young", with the old contestants being forty and older and the young contestants being under the age of thirty. This twist was later used during *Survivor: Nicaragua* and *Robinsonekspedisjonen 2009*.
- During the pre-merge portion of the 2006 season two former contestants returned to the game to lead the tribes. As leader they were allowed to give individual immunity to any member of their tribe when they went to tribal council. Neither of these two contestants were eligible to win and both left shortly before the merge.
- When there were only three contestants left during the 2006 season all of the contestants that had lost on "Losers Island" voted to eliminate one of the finalists.
- The 2007 season began with one hundred contestants. Because many of these contestants weren't on the show for more than a couple of episodes many of their surnames are unknown.
- When it came time to reveal the winner of the 2008 season it was revealed that the jury vote was tied at 3-3. This led to seventy four former contestants voting for a winner.
- During the 2009 season the two tribes were initially composed of only women while a smaller tribe of men were hidden on a secluded beach. The men eventually entered the main competition in episode four. A similar twist was later used during *Robinson 2011*.
- The 2014 run saw the introduction of a 3-way tribe contest: Heaven, Earth and Hell. Hell being placed in the middle of the mangrove bush. During the first episodes the losing tribe would vote off a member and relocate to Hell.

### *Koh-Lanta (France)*

- In every season of *Koh-Lanta*, just before the tribe merge, an ambassador is chosen in each tribe. Through season 8, they had the power to give one more vote to any contestant for the first Tribal Council of the merged tribe. In season 9 and later seasons (including the two All-Stars seasons), they were able to directly eliminate a contestant. However, if none of the ambassadors agree to vote for/eliminate one contestant, they must draw one pearl from a bag. The one who gets the black pearl loses and either gets a vote, or is directly eliminated depending on the season.
- During season 3 (Bocas del Toro), the oldest man and woman had the option to choose the composition of their respective tribes, as long as gender parity was respected.
- During season 4 (Panama), the two tribes were divided by gender. However, after 8 days, the tribes were mixed. A variation was used during season 10 (Vietnam), where the tribes were divided by gender except that one person per tribe was of the opposite gender.
- During season 5 (Pacific) and season 6 (Vanuatu), the tribes were divided by age: older or younger than 31 years old.
- During season 7 (Palawan) and season 8 (Caramoan), there was a challenge before the tribes' composition was decided: the best man and woman got the privilege to decide on the composition of their tribes, while the last man and woman were directly eliminated. The latter rule was also applied in season 9 (Palau) and in the first All-Stars season.
- During the second All-Stars season, seven previous contestants were part of one tribe, while the other tribe was composed of famous French sportsmen.
- In season 11 (Raja Ampat), two new rules were introduced: the hidden immunity idol, known from its appearance in the US version, and a new rule called the "*vote noir*" (black vote). After a contestant gets voted

out at the Tribal Council, he or she can vote one more time against one of the remaining contestants of his or her tribe before quitting the game. This vote is counted at the tribe's next Tribal Council.

- The third All-Stars season featured sixteen former contestants who, despite their performances, hasn't previously become the Sole Survivor.
- In season 12 (Malaysia), four contestants out of the starting 20 won't initially be part of either of the two starting tribes. Instead, they will be on a version of "Exile Island", and will need to prove themselves in order to be integrated into one of the two tribes. Also, for the first time in the history of the program, two contestants will be eliminated at once in a single Tribal Council.
- Due to an accidental death during the first day of shooting season 13, those in charge of producing the show decided to cancel the 2013 season. Following a fierce discussion of these events in the media regarding the medical conditions, the show's doctor took his own life. However, this didn't stop the show entirely, coming back in 2014 with a fourth all-stars season.

### ***Robinson Ekspeditionen Denmark***

- Because it was originally thought that the fifth season of Robinson would be the last to air in Denmark, Robinson Ekspeditionen 2002 was the first ever "All-Stars" version of Survivor to be broadcast worldwide. Since then there have been several All-Stars versions including ones in America, Belgium/Netherlands, France, Israel, and Sweden.
- During the 2005 season the contestants were divided up into tribes based on where they were from within Denmark.
- During the 2006 season all of the contestants were well known Danish athletes.
- In keeping with the theme of the season, during the 2006 season all of the contestants were eliminated through duels rather than voting.
- During the 2007 season the tribes were composed of past contestants from Robinson Ekspeditionen and contestants of another show known as Paradise Hotel.
- During the 2008 season the tribes were composed of fans of Robinson Ekspeditionen and former contestants from Paradise Hotel.
- During the 2009 season the tribes were initially divided into "Smart" and "Dumb" based on the results of an IQ test the contestants took prior to the start of the competition.
- During the 2010 season the contestants took part in a challenge that would ultimately divide them into "Masters" and "Slaves" within their own tribes (one tribe was composed of male masters and female slaves while the other was composed of female masters and male slaves).

### ***Robinsonid (Estonia), Robinsoni (Latvia), Robinzonai (Lithuania)***

- Because a representative from each participating country was necessary for the finale, the last remaining member of each tribe was immune from all remaining eliminations.
- In all seasons of Baltic Robinson the jury would vote for who they didn't want to win as opposed to who they did. These votes would be added along with those given to the losers of plank (in all seasons) and those of the public (in the first two seasons) or of the finalists (in season 3).

### ***Survivor Israel***

- Introduced the *"Double-Power Challenge"* in *Survivor 10: The Caribbean*. The double-power challenge is an individual challenge, which is played after the Immunity challenge. Every person going to Tribal Council had to compete, and the winner of the challenge won an additional power at Tribal Council.
- Introduced the *"Veto Armlet"* in *Survivor 10: Pearl Islands*. Aside from the Immunity Challenge, where the winner of the challenge wins the immunity, the Israel version introduced the Armlet Veto, wherein the winner of the Veto Challenge gets the armlet. The Veto Armlets purpose is to cancel the vote of a castaway.

### ***Robinsonekspedisjonen Norway***

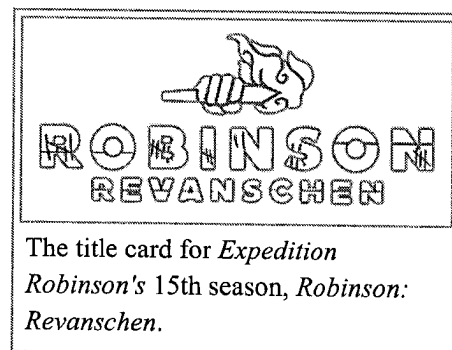
- In November 2011 it was announced that the 2012 season of Robinsonekspedisjonen will be known as "Robinson: Vinter" (Robinson: Winter) and it will be the first ever season of Robinson or Survivor to ever take place in a cold climate as it will be filmed in Norway.

## Survivor Philippines

- Introduced the "*Cursed and White Pearls*", both roughly the size of a standard billiard ball. During the merge stage, the person voted out, before having his/her torch snuffed out, will receive either one or both of the Pearls and give each Pearl to one of the remaining castaways. The castaway who receives the Cursed Pearl gets one vote in the following Tribal Council. In case the Cursed Pearl is lost, the holder would then receive two votes. In-show, the Cursed Pearl is called the "Black Pearl" (though in the first season, its actual color is really silver). On the other hand, the White Pearl will have one vote subtracted from the count in the receiver's favor in the next Tribal Council, should at least one such vote comes up. This was introduced in the *first season* of Survivor Philippines.
- Introduced the "*Blood Pearl*" in *Survivor Philippines: Palau*. The Blood Pearl served the same purpose as the Cursed Pearl, only, the holder would receive two votes in the next Tribal Council. In case the Blood Pearl is lost, three votes would be counted against the holder.
- Introduced the Isla Purgatorio, which is called the Redemption Island in US version.
- Introduced the "*doubles format*" in *Survivor Philippines: Celebrity Doubles Showdown*, wherein castaways are grouped as couples with preexisting relationships. In this format, the couple is treated as one castaway, wherein both members get immunity after winning Immunity Challenges, both win the reward from the Reward Challenges, and both are voted out in the Tribal Council.
- Also in *Survivor Philippines: Celebrity Doubles Showdown*, the "*Temptation Reward*" was introduced. The winning tribe in a Reward Challenge would choose one or two of their own to be the only one/s partaking in the Temptation Reward. After being shown the Temptation Reward, the chosen one/s were then also presented with the consequence that comes upon accepting the Temptation Reward. Declining from the Temptation Reward is also an option, if those chosen would deem accepting it be too harmful for their life in the game.

## Expedition Robinson Sweden

- During the 1998 and 1999 seasons, during the pre-merge portion of the competition when a tribe lost an immunity challenge the opposing tribe would vote to eliminate one of their members.
- In the 1998 season a "Joker" joined the game midway through. Since then this twist has become very common among Survivor versions around the world, either as a twist or as a contingency plan.
- During the 1999 season the contestants were initially divided into four tribes. This twist would later be used in the American version of Survivor during *Survivor: Exile Island* and *Survivor: Cook Islands*.
- During the 1999 season the twist of "The Black Vote" was introduced. During the merge portion of the competition whenever someone was voted out before they left tribal council they would cast one more vote. This vote would then be carried over to the next tribal council and whoever received the vote, assuming they didn't have immunity, would have an extra vote against them.
- During the 2002 season when a contestant was voted out they were sent to a secret island where they would take part in a duel with another eliminated contestant. The contestant who lost said duel would be eliminated for good while the winner remained on the island. The person still inhabiting the island when there were only three contestants left in the game would re-enter the competition. This twist would later be used in several different versions of the show and has recently been used on *Survivor: Redemption Island* and *Survivor: South Pacific*.
- During the All-Stars version of Expedition Robinson the tribes were initially divided into two tribes, one composed of "Veterans" and the other of "Fans". This type of twist was also used in the American version of Survivor during *Survivor: Micronesia*.
- During the 2004 season the twist known as "Team X" was introduced. Shortly after the competition began a new group of contestants entered the game and lived separately and secretly away from the other contestants until a certain point in the game. This twist has since also been used in Norway's 2009 season.
- During the 2004 and 2005 seasons a former contestant entered the game. This twist has since been used in many different Survivor versions around the world.
- During the 2005 season the tribes were initially divided up into a "Rich" tribe and a "Poor" tribe. This twist has since been used in the Danish, Norwegian, and American versions, most notably in *Survivor: Fiji*.



## Twists with unknown origins

- During the year 2002 several different versions of *Survivor* used the twist of gender based tribes as a main twist for their seasons. Due to the fact that at the time the Baltic, Belgian/Dutch, Danish, Norwegian, and Swedish seasons were all traveling together in order to conserve and pool their resources, there is no way to determine which production team came up with the idea of the twist (though it's unlikely to be the Baltic's or Norway's as neither edition has ever used this twist). The same twist was used a few months later in 2003 during *Survivor: Amazon* and a couple years later in 2004 during *Survivor: Vanuatu*.

## Game rules

- Conspiring to split winnings will result in immediate expulsion from the game.
- Except for the occasional challenges which involve wrestling or limited combat, any physical violence between players will result in immediate expulsion from the game.
- At Tribal Council, players are not permitted to vote for themselves, nor can they spoil their ballots or decline to cast a vote. Players must also show whom they voted for to the camera inside the voting booth.
- Contestants must abide by U.S. law as well as local law. Breaking any of these laws will result in immediate removal from the game.
- A regular hidden immunity idol can be played after the votes have been cast but before they are read.
- A special hidden immunity idol can be played after the votes are read.
- Hidden immunity idols cannot be stolen by another player.
- If a contestant plays the hidden immunity idol, any votes cast for that contestant will not count, and the person with the next largest number of votes will be eliminated.
- Contestants may not skip any tribal councils, nor can they refuse to participate in any immunity or reward challenge, unless the game offers them the opportunity to do so. This rule was allowed to be broken by Phillip Sheppard in *Survivor: Caramoan* and by Missy Payne in *Survivor: San Juan del Sur*.
- Tribe members may not raid or visit the campsite of another tribe unless they are doing so as part of an immunity challenge, reward challenge or tribal merger activity with the other tribe. They also may not visit the TV crew compound. Exceptions to this rule have been made, though, as a result of accident (as seen in *Survivor: Cook Islands*) or challenge victories. In *Survivor: Guatemala* one tribe intentionally visited the other to invite them over to lounge in their lake pool.
- If a contestant becomes seriously injured or sick, the player, fellow contestants, the host, or even the crew filming the players may call in a medical team for help. In some cases, the player can be treated at their camp, but the player may also be deemed unable to participate further by the medical team and then be taken from camp to a medical facility, and removed from the game. Often, the players may decide for themselves whether their health will allow them to continue.
- Contestants deciding to quit the contest for any reason not health - or other-emergency-related may or may not be called back for the final jury, pending the producers' decision, and may or may not get their closing speech aired, if their reasons are sufficient enough. (This rule was added after the end of *Survivor: Nicaragua*.) If a player decides to quit prior to Redemption Island, they are allowed to keep their buff instead of throwing it in the fire pit upon exiting (as was the case in *Survivor: Blood vs. Water*).
- Depending on which country the show takes place in, contestants may be barred from killing local wildlife.

## Survivor series

The *Survivor* format has been adapted for numerous international versions of the show, some named after the original *Expedition Robinson*.

### Legend:

- ☐ Currently airing franchise
- ☐ Franchise with an upcoming season
- ☐ Franchise no longer aired



**Exhibit D**  
**(Evidence Offered by Applicant)**



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# SURVIVOR

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<b>Filing Date</b>	August 21, 2008
<b>Current Basis</b>	1A
<b>Original Filing Basis</b>	1A
<b>Published for Opposition</b>	March 31, 2009
<b>Registration Number</b>	3638169
<b>Registration Date</b>	June 16, 2009
<b>Owner</b>	(REGISTRANT) Sullivan, Frank M. INDIVIDUAL UNITED STATES 19615 South LaGrange Road Mokena ILLINOIS 60448
<b>Attorney of Record</b>	Annette M McGarry
<b>Type of Mark</b>	SERVICE MARK

**Register** PRINCIPAL  
**Affidavit Text** SECT 15. SECT 8 (6-YR).  
**Live/Dead Indicator** LIVE

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# Survivor (band)

From Wikipedia, the free encyclopedia

***Survivor*** is an American rock band formed in Chicago in 1978 by Jim Peterik. The band achieved its greatest success in the 1980s with its arena rock sound, which garnered many charting singles, especially in the United States. The band is best known for its double platinum-certified 1982 hit "Eye of the Tiger," the theme song for the motion picture *Rocky III* (US number 1 for 6 weeks). Singles like "Burning Heart" (US number 2), "The Search Is Over" (US number 4), "High on You" (US number 8), "Is This Love" (US number 9) and "I Can't Hold Back" (US number 13) continued to chart in the mid-1980s.

The band tweaked its musical direction in 1988 with the release of the slightly heavier *Too Hot to Sleep*, but due to lackluster promotion the album barely reached the *Billboard* 200 in the United States. Because of this and tension between founding members, the band split.

Singer Jimi Jamison later toured as "Survivor" in the mid-1990s without the permission of the rest of the band, but reunited with Sullivan in 2000. The band then released *Reach* in 2006, but Jamison left again after its release and was replaced by singer Robin McAuley. **Survivor** continued to tour with McAuley into 2011 until Jamison returned later that year.

An announcement on November 13, 2011 by McAuley on his Facebook page revealed that he had left Survivor. A subsequent announcement on November 18, 2011 confirmed that Jamison had rejoined the band and a tour was to take place in 2012.

In April 2013 it was announced by the band's official media sources that guitarist Frankie Sullivan had reunited the current Survivor line-up with original singer Dave Bickler, with the band now having their two most popular vocalists together for the next tour, Bickler and Jamison.<sup>[1]</sup>

On September 1, 2014 Jamison died of what was believed to be a heart attack in his home in Memphis, TN. at the age of 63. His autopsy released on November 11, 2014 revealed the actual cause of death to be a hemorrhagic brain stroke, with "acute methamphetamine intoxication contributing."<sup>[2]</sup>

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## History

### Early years

Jim Peterik was previously the lead vocalist–guitarist for the band The Ides of March.<sup>[3]</sup> In the mid 1970s, The Jim Peterik Band was formed after Peterik had released an album, *Don't Fight the Feeling*, on Epic Records in 1976. In the liner notes of the album, written by Jim Charney, Peterik is referred to as a "survivor." This note would be the inspiration for the name of Peterik's next grouping.

Drummer Gary Smith and bassist Dennis Keith Johnson had both been members of Bill Chase's jazz-rock fusion band Chase and Peterik had worked with Chase in 1974. One of the other inspirations for Peterik's choice of the new band's name was his narrow escape from death when he was unable to make a guest appearance at a Chase concert scheduled for Jackson, Minnesota on August 9, 1974. He ended up not being on the plane that crashed, killing Bill Chase and most of his band.

### Survivor



Survivor at the Sweden Rock Festival in 2013

#### Background information

<b>Origin</b>	Chicago, Illinois, United States
<b>Genres</b>	Hard rock, AOR
<b>Years active</b>	1978–1988 1993–present
<b>Labels</b>	Scotti Brothers, PolyGram, Frontiers
<b>Associated acts</b>	The Ides of March Cobra Target Pride of Lions McAuley Schenker Group
<b>Website</b>	<span>survivormusic.com</span> ( <span>http://survivormusic.com/</span> )
<b>Members</b>	Frankie Sullivan Dave Bickler Billy Ozzello Walter Tolentino Ryan Sullivan
<b>Past members</b>	Jim Peterik Dennis Keith Johnson Gary Smith Marc Droubay Stephan Ellis Jimi Jamison (deceased) Bill Syniar Kyle Woodring (deceased) Klem Hayes Randy Riley Chris Grove Gordon Patriarca Barry Dunaway Robin McAuley Michael Young Mitchell Sigman

Then in 1978, while recuperating from pneumonia in the hospital, Peterik made plans to form the "ultimate band" upon his recovery. Johnson and Smith were recruited and, at the urging of tour manager Rick Weigand, Peterik hooked up with guitarist Frankie Sullivan (from the band Mariah), brought in singer Dave Bickler (ex-Jamestown Massacre), who had worked with Peterik in Chicago on commercial jingles sessions, and Survivor was born.

In September 1978 Survivor played their very first show at Lyons Township High School in La Grange, Illinois. And after playing in small clubs during the rest of that year, one of them being the original "My Pi"<sup>[4]</sup> Pizza location on Sheridan Avenue near Loyola University in Chicago, where they headlined every Saturday night in the upstairs bar area, Survivor was signed by Atlantic Records A&R executive John Kalodner.<sup>[5]</sup> One of Survivor's earliest performances (their second gig, according to Peterik, in his autobiography *Through the Eye of the Tiger*), from Haymakers Rock Club in Wheeling, Illinois on September 15, 1978, has appeared as a bootleg recording in trader's circles in recent years.

The group's first album, the self-titled *Survivor*, was recorded in 1979 and released on the Atlantic subsidiary Scotti Bros. in February 1980. The album produced no Top 40 singles ("Somewhere in America" only managed to make number 70) and did not achieve the level of success that the band had hoped for.

During Survivor's early years, Peterik was co-lead singer, keyboardist and second guitarist, but his role was mostly relegated to keyboards, writing and backup singing from the second album on.

In 1981 it was decided to let Johnson and Smith go as they had schedule conflicts with their other projects and were a bit "too jazzy" in their approach, according to Peterik. They were replaced by Sullivan's friend and drummer Marc Droubay and bassist Stephan Ellis, whom Peterik and Sullivan had spotted playing in a band at Flipper's Roller Boogie Palace in the LA area.

Both Droubay and Ellis came aboard in time for the recording of the band's follow-up album, *Premonition* (August 1981). It charted higher, achieving popularity with American audiences and gave the band its first Top 40 single, "Poor Man's Son." The album also showed off Bickler's range as a vocalist with its second single, "Summer Nights."

### *Eye of the Tiger*

In 1982 Survivor's breakthrough arrived when actor Sylvester Stallone asked them to provide the theme song for his movie *Rocky III*. Stallone had heard "Poor Man's Son" and wanted a song similar to it.<sup>[6]</sup> The band agreed to his request and soon came up with "Eye of the Tiger".

The new song featured a faster tempo while still incorporating the stylish, nearly identical power chords. It had an enormous impact on the *Billboard* Hot 100 chart, peaking at number 1, remaining there for six weeks and was in the Top 40 for a total of eighteen weeks. It also topped the British charts and was Australia's number 1 single for four weeks.<sup>[7]</sup>

"Eye" went on win the band the Grammy Award for Best Rock Performance by a Duo or Group with Vocal, was voted Best New Song by the People's Choice Awards and received an Academy Award nomination.<sup>[7]</sup>

The album of the same title, *Eye of the Tiger*, was released by the band in June 1982 and contained another Top 40 hit in the United States, "American Heartbeat" (number 17 US). The album charted at number 2 in the States.

In 1983 Survivor tried to duplicate the success of *Eye of the Tiger* with their next release, *Caught in the Game* (September 1983). Unfortunately the album turned out to be a commercial disappointment, stalling at number 82 on the *Billboard* 200 in the U.S., while the album's title track peaked at number 77.

The band suffered a further setback when lead singer Dave Bickler suffered vocal problems and was required to undergo an operation to remove vocal fold nodules, which kept the band off the road in 1983, unable to promote *Caught in the Game*, which contributed to its disappointing sales. Since Bickler's voice required further rest, he was forced to leave in late 1983. In early 1984, he was replaced by Jimi Jamison of the bands Target and Cobra.

### 1984–1988: The Jimi Jamison era

The band's first song to feature Jimi Jamison was "The Moment of Truth", the theme song of the box office smash hit *The Karate Kid* (1984), which peaked at number 63 on the *Billboard* Hot 100 in June 1984. Next came Survivor's first album with Jamison, *Vital Signs* (August 1984), which provided the band with a massive comeback, peaking at number 16 on the *Billboard* Album Chart with the hits "I Can't Hold Back" (number 13 U.S.), "High on You" (number 8 U.S.), and "The Search Is Over" (number 4 U.S.).

In late 1985, the band had another hit with "Burning Heart", a song from the *Rocky IV* soundtrack, which peaked at number 2 on the *Billboard* Hot 100 in early 1986.

*When Seconds Count* was released in October 1986 and included the hit "Is This Love" (number 9 U.S.). On the *Billboard* Album Chart the album only reached number 49 but still managed to sell over 500,000 copies and reached certified gold status.

In 1987 bassist Ellis developed a stomach ulcer requiring the band's head roadie, Rocko Reedy, to fill in on bass for a few dates and these health problems ultimately forced him out of the group. Drummer Droubay, who was becoming increasingly unhappy with the group's shift to a more pop sound, was likewise let go at the end of Survivor's 1987 tour.

During pre-production of their seventh album, *Too Hot to Sleep* (October 1988), Ellis and Droubay were replaced by studio session veterans Mickey Curry (drums) and Bill Syniar (bass). Sullivan produced the effort with Frank Filipetti. Though the album presented a harder-rocking Survivor, similar to the sound in the band's early days, *Too Hot to Sleep* failed to make a significant dent on the chart (only number 187 US).

There were, reportedly, a few live dates done by the band during this period (including a stint as opening act for Cheap Trick on "The Flame" Tour of North America) that included Syniar on bass and Kyle Woodring on drums.

## 1988–2000: Hiatus, Bickler's return and legal issues

After the disappointing sales of *Too Hot to Sleep*, Jamison decided to start work on a solo album and Peterik and Sullivan decided to put the band on indefinite hiatus. A *Greatest Hits* compilation was released in 1989.

Jamison's debut solo album, *When Love Comes Down*, was released in July 1991 and he decided to continue touring and playing Survivor songs with local musicians. Meanwhile, the Survivor rhythm section of Ellis and Droubay decided to form the group Club M.E.D. with guitarist Rod McClure, releasing the album *Sampler* in 1990.<sup>[8]</sup> Peterik co-wrote "The Sound of Your Voice", "Rebel to Rebel" and "Treasure" for 38 Special's 1991 album *Bone Against Steel*.

In 1992 Jamison toured, now billing his band as "Survivor" or "Jimi Jamison's Survivor." After Jamison's success touring overseas that year, Sullivan contacted Jamison's management and asked to be included on the tour; he performed on eight to ten dates before leaving the group. Soon after, in late 1992–early 1993, Survivor was tapped to do a new and more extensive hits package with two new songs. For a short time, Peterik, Sullivan and Jamison were reunited in the studio to record new material for the new package and forthcoming world tour. But after contract talks broke down, Jamison quit and went back on the road again as "Jimi Jamison's Survivor."

In early 1993, Peterik and Sullivan reunited with original lead singer Dave Bickler as Survivor and released a new *Greatest Hits* album with two new songs ("Hungry Years," co-written by Bickler, and "You Know Who You Are") and embarked on a world tour with Bill Syniar and Kyle Woodring returning on bass and drums, respectively. Klem Hayes, who had performed on the new tracks on the 1993 compilation, took over on bass in 1994 after Syniar departed.

As Jamison was also touring as Survivor, Peterik and Sullivan filed a lawsuit against their former colleague for using the name but ultimately failed (at the time) in their bid to stop Jamison from touring under the "Survivor" banner.

On November 27, 1993 guitarist Dave Carl filled in for Sullivan at a gig at Club Dimensions in Highland, Indiana after the latter injured his ribs from falling through a garage roof.

From 1993 to 1996, Peterik, Sullivan and Bickler recorded about 20 demos for a new album (which are available on the *Fire Makes Steel* bootleg) with Syniar and Woodring and, later, Ellis and Droubay contributing. But they failed to secure a record deal due to ongoing litigation and trademark issues with Jamison.

In 1995 Klem Hayes departed and the bass chair was filled, first by Randy Riley (1995), then by Billy Ozzello (1995–1996).

With Peterik and Sullivan increasingly at musical and personal odds and Sullivan attempting to move the band in more of a bluesy direction, Peterik abruptly decided to leave Survivor, playing his last show with them on July 3, 1996 at the 'Eyes To The Skies' summer fest in Lisle, Illinois.

At this juncture, Sullivan and Bickler were effectively the only remaining original members of the band. Survivor replaced Peterik with composer-keyboardist Chris Grove. Peterik returned to recording and touring with The Ides of March and also formed the group Pride of Lions.

In late 1996, bassist Stephan Ellis and drummer Marc Droubay rejoined Survivor, but Ellis left again by early 1999 and was replaced by Gordon Patriarca who only played about a half a dozen shows before Billy Ozzello was brought back. Survivor then went on to record more demos for a record deal, including "Rebel Girl '98" and the Sullivan solo album cut "Lies."

In 1999 Jamison released the album *Empires* under the name "Jimi Jamison's Survivor" (later re-released under his own name).

In late September 1999, Sullivan, who had brought forth another lawsuit against Jamison, won ownership of the name "Survivor," thereby ending the ongoing trademark battle.

## 2000–2006: Bickler's departure and Jamison's return

In March 2000 Bickler was fired, severing the then Sullivan–Bickler Survivor and resulting in Sullivan's reestablishment of a partnership with Jamison. The band then began recording material for a new album. The Peterik–Sullivan-penned track "Velocitized" was set for inclusion on the soundtrack to the Stallone film *Driven*. However, it did not make the cut.

Later that year, the band threatened to sue CBS for using the name "Survivor" as the title of their hit reality show *Survivor*.

In 2003 bassist Randy Riley returned to replace Billy Ozzello.

In 2004 a Starbucks television commercial debuted for their Double Shot espresso beverage. It featured the band following a man named Glen, singing a modified version of "Eye of the Tiger" while he went about his day-to-day tasks. This commercial gained a number of fans and was nominated for an Emmy Award.<sup>[9]</sup>

Meanwhile, original Survivor vocalist David Bickler began collaborating on the successful Bud Light Real Men of Genius radio ads in the late 1990s and 2000s. The "Real Men of Genius" Bud Light ads are widely popular and include TV spots aired during the 2006 Super Bowl, among others. A CD package containing many of the popular commercials was recorded with Bickler selling over 100,000 copies in its first month of release.

Bassist Stephan Ellis returned to play a few shows with the group in 2005, but it was Barry Dunaway who played bass for most of that year. By early 2006, Billy Ozzello was back to fill the bass spot again.

In April 2006 Survivor released a new album called *Reach*. Consisting of mostly new songs, it also included some re-recordings from the *Fire Makes Steel* sessions. Six of the album's songs were originally written and recorded in the 1990s with Bickler on lead vocals.

On July 14, 2006 Jamison left the band once again. Former McAuley Schenker Group singer Robin McAuley replaced him on lead vocals.

## 2007–present: Reunions and Jamison's death

The band performed "Eye of the Tiger" on ABC's *Dancing with the Stars* on April 3, 2007 and on October 10, 2008 the song was used to introduce Republican Vice-Presidential candidate and Alaska Governor Sarah Palin at a rally in west-central Ohio.

In 2008 Michael Young replaced Chris Grove on keyboards.

According to Sullivan, and revealed at *Survivormusic.com* on March 5, 2010, an album of new original music titled *Re-Entry* was to be released the following month, but this never came to pass. As of 2010, the lineup was a mix of old and new members: Robin McAuley (vocals), original member/songwriter Sullivan (guitar/vocals), longtime members Marc Droubay (drums) and Billy Ozzello (bass) and newcomer Mitchell Sigman (keyboards/guitar), who replaced Young.

Sullivan produced the second album of the band Mecca, led by singer–songwriter Joe Vana. Coincidentally, he replaced Peterik, who produced the first Mecca album. The album was released in the second half of 2010 on Frontiers Records.

On November 15, 2011 Jamison announced his return to Survivor. The new lineup of Jamison (vocals), Sullivan (guitar), Droubay (drums), Ozzello (bass) and Walter Tolentino (keyboards/guitar) announced they would begin working on a new album, which was slated for release in 2012 but has thus far not appeared.

In 2013 it was announced on the band's official media sources that Sullivan had reunited the current Survivor lineup with Bickler. "Our fans are the best and I can't think of a better way to give them our best. With this line-up, and both Dave and Jimi in the band, we can perform ALL of our hits," he said. They were also working on new material and looking forward to getting back into the studio together.<sup>[1]</sup>

As of 2014, Frankie's son, Ryan, has taken over on drums in place of Droubay, who had to bow out due to health matters.<sup>[10]</sup>

On September 1, 2014 Jamison died of what was believed to be a heart attack in his home in Memphis, TN. at the age of 63.

Jamison's last show was on August 30, 2014, in Morgan Hill, California, at the CANcert benefit event during the ARTTEC Summer Concert Series (*arttecusa.com*). The benefit raised funds and awareness for two non-profits supporting cancer patients as well as career training opportunities for high school students. Survivor's 58-minute set consisted of "Feels Like Love", "Broken Promises", "Take You on a Saturday", "High on You", "Rockin' into the Night", "The Search Is Over", "Rebel Girl", "I Can't Hold Back", "Burning Heart", "Poor Man's Son", "It's the Singer Not the Song" and ended with "Eye of the Tiger".<sup>[11]</sup>

In November 2014 *Classic Rock* (magazine) carried a report that shed further light on the cause of Jimi's death: "Shelby County medical examiner confirms he (Jamison) was suffering from cardiovascular disease and narrowing of the arteries. But the report cites the cause of death as a result of hemorrhagic brain stroke, with 'acute methamphetamine intoxication contributing.' His passing was ruled to be an accident."<sup>[2]</sup>

## Personnel

### Members

#### Current members

- Frankie Sullivan – guitar, vocals (1978–1988, 1993–present)
- Dave Bickler – lead vocals (1978–1983, 1993–2000, 2013–present)
- Billy Ozzello – bass (1995–1996, 1999–2003, 2006–present)
- Walter Tolentino – keyboards, guitars, backing vocals (2011–present)
- Ryan Sullivan – drums (2014–present)
- Cameron Barton - vocals (2015–present)

#### Former members

- Jim Peterik – keyboards, guitar, vocals (1978–1988, 1993–1996)
- Dennis Keith Johnson – bass (1978–1981)
- Gary Smith – drums (1978–1981)
- Marc Droubay – drums (1981–1987, 1996–2014)
- Stephan Ellis – bass, backing vocals (1981–1987, 1996–1999, fill in-2005)
- Jimi Jamison – lead vocals (1984–1988, 2000–2006, 2011–2014; died 2014)
- Bill Syniar – bass (1988, 1993-1994)
- Mickey Curry – drums (sessions for *Too Hot to Sleep*) (1988)
- Kyle Woodring – drums (1988, 1993–1996; died 2009)
- Klem Hayes – bass (1994-1995)
- Randy Riley – bass (1995, 2003–2005)
- Chris Grove – keyboards (1996–2008)
- Gordon Patriarca – bass (1999)
- Barry Dunaway – bass (2005–2006)
- Robin McAuley – vocals (2006–2011)
- Michael Young – keyboards (2008–2010)
- Mitchell Sigman – keyboards, guitar, backing vocals (2010–2011)



Jimi Jamison and Frankie Sullivan at the Sweden Rock Festival in 2013

### Line-ups

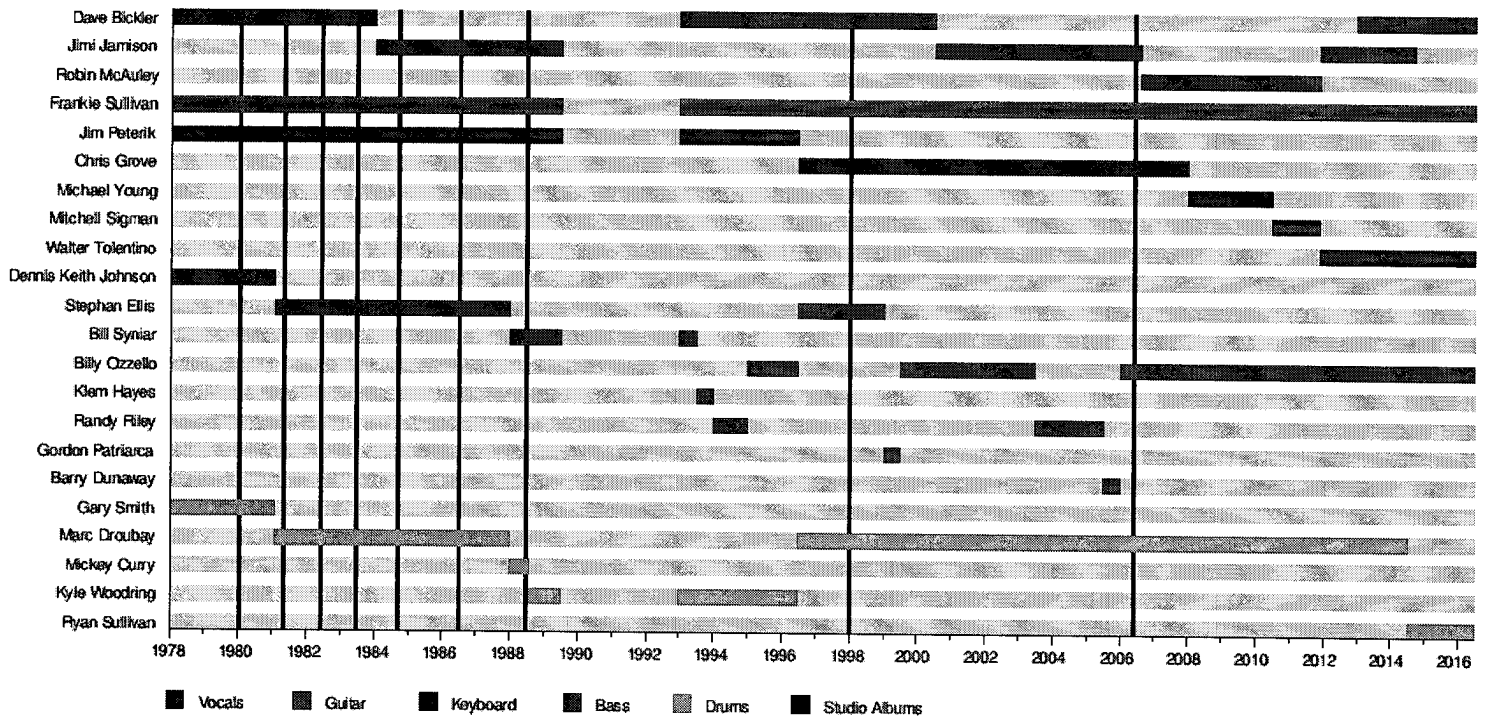
1978–1981	1981–1983	1984–1988	1988

<ul style="list-style-type: none"> <li>■ <b>Dave Bickler</b> – lead vocals</li> <li>■ <b>Frankie Sullivan</b> – guitars, vocals</li> <li>■ <b>Dennis Keith Johnson</b> – bass</li> <li>■ <b>Jim Peterik</b> – keyboards, guitar, vocals</li> <li>■ <b>Gary Smith</b> – drums</li> </ul>	<ul style="list-style-type: none"> <li>■ <b>Dave Bickler</b> – lead vocals</li> <li>■ <b>Frankie Sullivan</b> – guitars, vocals</li> <li>■ <b>Stephan Ellis</b> – bass, backing vocals</li> <li>■ <b>Jim Peterik</b> – keyboards, guitar, vocals</li> <li>■ <b>Marc Droubay</b> – drums</li> </ul>	<ul style="list-style-type: none"> <li>■ <b>Jimi Jamison</b> – lead vocals</li> <li>■ <b>Frankie Sullivan</b> – guitars, vocals</li> <li>■ <b>Stephan Ellis</b> – bass, backing vocals</li> <li>■ <b>Jim Peterik</b> – keyboards, guitar, vocals</li> <li>■ <b>Marc Droubay</b> – drums</li> </ul>	<ul style="list-style-type: none"> <li>■ <b>Jimi Jamison</b> – lead vocals</li> <li>■ <b>Frankie Sullivan</b> – guitars, vocals</li> <li>■ <b>Bill Syniar</b> – bass</li> <li>■ <b>Jim Peterik</b> – keyboards, guitar, vocals</li> <li>■ <b>Mickey Curry</b> – drums</li> </ul>
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<ul style="list-style-type: none"> <li>■ <b>Dave Bickler</b> – lead vocals</li> <li>■ <b>Frankie Sullivan</b> – guitars, vocals</li> <li>■ <b>Billy Ozzello</b> – bass, backing vocals</li> <li>■ <b>Chris Grove</b> – keyboards, guitar, backing vocals</li> <li>■ <b>Marc Droubay</b> – drums</li> </ul>	<ul style="list-style-type: none"> <li>■ <b>Jimi Jamison</b> – lead vocals</li> <li>■ <b>Frankie Sullivan</b> – guitars, vocals</li> <li>■ <b>Billy Ozzello</b> – bass, backing vocals</li> <li>■ <b>Chris Grove</b> – keyboards, guitar, backing vocals</li> <li>■ <b>Marc Droubay</b> – drums</li> </ul>	<ul style="list-style-type: none"> <li>■ <b>Jimi Jamison</b> – lead vocals</li> <li>■ <b>Frankie Sullivan</b> – guitars, vocals</li> <li>■ <b>Randy Riley</b> – bass</li> <li>■ <b>Chris Grove</b> – keyboards, guitar, backing vocals</li> <li>■ <b>Marc Droubay</b> – drums</li> </ul>	<ul style="list-style-type: none"> <li>■ <b>Jimi Jamison</b> – lead vocals</li> <li>■ <b>Frankie Sullivan</b> – guitars, vocals</li> <li>■ <b>Barry Dunaway</b> – bass</li> <li>■ <b>Chris Grove</b> – keyboards, guitar, vocals</li> <li>■ <b>Marc Droubay</b> – drums</li> </ul>
<b>2006</b>	<b>2006–2008</b>	<b>2008–2010</b>	<b>2010–2011</b>
<ul style="list-style-type: none"> <li>■ <b>Jimi Jamison</b> – lead vocals</li> <li>■ <b>Frankie Sullivan</b> – guitars, vocals</li> <li>■ <b>Billy Ozzello</b> – bass, backing vocals</li> <li>■ <b>Chris Grove</b> – keyboards, guitar, backing vocals</li> <li>■ <b>Marc Droubay</b> – drums</li> </ul>	<ul style="list-style-type: none"> <li>■ <b>Robin McAuley</b> – lead vocals</li> <li>■ <b>Frankie Sullivan</b> – guitar, vocals</li> <li>■ <b>Billy Ozzello</b> – bass, backing vocals</li> <li>■ <b>Chris Grove</b> – keyboards, guitar, backing vocals</li> <li>■ <b>Marc Droubay</b> – drums</li> </ul>	<ul style="list-style-type: none"> <li>■ <b>Robin McAuley</b> – lead vocals</li> <li>■ <b>Frankie Sullivan</b> – guitar, vocals</li> <li>■ <b>Billy Ozzello</b> – bass, backing vocals</li> <li>■ <b>Michael Young</b> – keyboards, guitar, backing vocals</li> <li>■ <b>Marc Droubay</b> – drums</li> </ul>	<ul style="list-style-type: none"> <li>■ <b>Robin McAuley</b> – lead vocals</li> <li>■ <b>Frankie Sullivan</b> – guitar, vocals</li> <li>■ <b>Mitchell Sigman</b> – keyboards, guitar, backing vocals</li> <li>■ <b>Billy Ozzello</b> – bass, backing vocals</li> <li>■ <b>Marc Droubay</b> – drums</li> </ul>
<b>2011</b>	<b>2011–2013</b>	<b>2013–2014</b>	<b>2014</b>
<ul style="list-style-type: none"> <li>■ <b>Robin McAuley</b> – lead vocals</li> <li>■ <b>Frankie Sullivan</b> – guitar, vocals</li> <li>■ <b>Billy Ozzello</b> – bass, backing vocals</li> <li>■ <b>Walter Tolentino</b> – keyboards, guitar, backing vocals</li> <li>■ <b>Marc Droubay</b> – drums</li> </ul>	<ul style="list-style-type: none"> <li>■ <b>Jimi Jamison</b> – lead vocals</li> <li>■ <b>Frankie Sullivan</b> – guitar, vocals</li> <li>■ <b>Billy Ozzello</b> – bass, backing vocals</li> <li>■ <b>Walter Tolentino</b> – keyboards, guitar, backing vocals</li> <li>■ <b>Marc Droubay</b> – drums</li> </ul>	<ul style="list-style-type: none"> <li>■ <b>Jimi Jamison</b> – lead vocals</li> <li>■ <b>Dave Bickler</b> – lead vocals</li> <li>■ <b>Frankie Sullivan</b> – guitar, vocals</li> <li>■ <b>Billy Ozzello</b> – bass, backing vocals</li> <li>■ <b>Walter Tolentino</b> – keyboards, guitar, backing vocals</li> <li>■ <b>Marc Droubay</b> – drums</li> </ul>	<ul style="list-style-type: none"> <li>■ <b>Jimi Jamison</b> – lead vocals</li> <li>■ <b>Dave Bickler</b> – lead vocals</li> <li>■ <b>Frankie Sullivan</b> – guitar, vocals</li> <li>■ <b>Billy Ozzello</b> – bass, backing vocals</li> <li>■ <b>Walter Tolentino</b> – keyboards, guitar, backing vocals</li> <li>■ <b>Ryan Sullivan</b> – drums</li> </ul>
<b>2014–present</b>			
<ul style="list-style-type: none"> <li>■ <b>Dave Bickler</b> – lead vocals</li> <li>■ <b>Frankie Sullivan</b> – guitar, vocals</li> <li>■ <b>Billy Ozzello</b> – bass, backing</li> </ul>			



- vocals
  - **Walter Tolentino** – keyboards, guitar, backing vocals
  - **Ryan Sullivan** – drums

## Timeline



## Discography

### Albums

- *Survivor* (1980)
- *Premonition* (1981)
- *Eye of the Tiger* (1982)- RIAA: Platinum<sup>[12]</sup>
- *Caught in the Game* (1983)
- *Vital Signs* (1984)- RIAA: Platinum<sup>[12]</sup>
- *When Seconds Count* (1986)
- *Too Hot to Sleep* (1988)
- *Fire Makes Steel: The Demos* (1998)
- *Reach* (2006)

### Live

- *Live in Tokyo* (1985)

### Compilations

- *The Very Best of Survivor* (1986)
- *Greatest Hits* (1989/1993)
- *Prime Cuts: The Classic Tracks* (1998)
- *Survivor Special Selection* (2000)
- *Fire in Your Eyes: Greatest Hits* (2001)
- *Ultimate Survivor* (2004)
- *Extended Versions: The Encore Collection* (2004)
- *The Best of Survivor* (2006)
- *Playlist: The Very Best of Survivor* (2009)

### Singles

Year	Song	US	US Main	US Adult	AU	UK <sup>[13]</sup>	Album
1980	"Somewhere in America"	70	—	—	—	—	<i>Survivor</i>
	"Rebel Girl"	103	—	—	—	—	<i>Non-album single</i>
1981	"Poor Man's Son"	33	—	—	—	—	<i>Premonition</i>
1982	"Summer Nights"	62	—	—	—	—	
1982	"Eye of the Tiger"	1	1	27	1	1	<i>Eye of the Tiger</i>
	"Ever Since the World Began"	—	—	—	—	—	
	"American Heartbeat"	17	—	—	—	—	
	"The One That Really Matters"	74	—	—	—	—	
1983	"Caught in the Game"	77	16	—	—	—	<i>Caught in the Game</i>
1984	"I Never Stopped Loving You"	104	—	—	—	—	<i>The Karate Kid soundtrack</i>
	"The Moment of Truth"	63	—	—	—	—	
	"I Can't Hold Back"	13	1	—	93	80	
1985	"High on You"	8	8	—	—	—	<i>Vital Signs</i>
	"The Search Is Over"	4	—	1	60	—	
	"First Night"	53	—	—	—	—	
	"Burning Heart"	2	11	—	55	5	<i>Rocky IV soundtrack</i>
1986	"Is This Love"	9	27	25	—	—	<i>When Seconds Count</i>
1987	"How Much Love"	51	—	—	—	—	
	"Man Against the World"	86	—	—	—	—	
1988	"Didn't Know It Was Love"	61	40	—	—	—	<i>Too Hot to Sleep</i>
1989	"Across the Miles"	74	—	16	—	—	
2007	"Eye of the Tiger" (2007 re-entry)	—	—	—	—	47	<i>Eye of the Tiger</i>

## See also

- American rock
- Music of the United States
- List of best-selling music artists

## References

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## External links

- Official website (http://www.survivormusic.com/)
- Survivor (https://www.facebook.com/survivortheband) on Facebook
- Survivor (https://twitter.com/survivorband) on Twitter
- Survivor's channel (https://www.youtube.com/user/survivortheband) on YouTube

Retrieved from "https://en.wikipedia.org/w/index.php?title=Survivor\_(band)&oldid=686753373"

Categories: American hard rock musical groups | Grammy Award winners | Musical groups established in 1978 | Musical groups disestablished in 1989 | Musical groups reestablished in 1993 | Musical groups from Chicago, Illinois | Musical quintets | Rocky music

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**Exhibit E**  
**(Evidence Offered by Applicant)**



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# SURVIVORMATE

**Word Mark SURVIVORMATE**

**Goods and Services** IC 009. US 021 023 026 036 038. G & S: Survival kits and emergency kits comprised primarily of flashlights, clothing for protection against accidents, emergency warning lights, radios, mobile phone chargers, sirens, gloves for protection against accidents, warning triangles for road safety, battery booster cables, and signaling whistle and also including first aid kits, water bottles, water packs, bottled drinking water, water, water purification tables, food bars, dry or dehydrated soup mixes, tea, matches, camp stove, fuel tablets, cups, blankets, ponchos, knives, forks, spoons, seatbelt cutters, pliers, window smasher, plastic bags, disposable sterilizer bags, nylon bags, nylon bags, polyester bags, metal foil bags, lanyards, wand lights, rope, cloth towels, moistened towelettes, pamphlets, guides, sugar, masks, bandages, shovels, and candles

**Standard Characters Claimed****Mark****Drawing Code** (4) STANDARD CHARACTER MARK**Serial Number** 86317915**Filing Date** June 23, 2014**Current Basis** 1B**Original Filing Basis** 1B**Published for Opposition** May 26, 2015**Owner** (APPLICANT) Survivormate Ind. Ltd. DBA Survivormate Ind. Ltd. CORPORATION CANADA 368-255

Newport Drive Port Moody, BC CANADA V3H5H1

**Attorney  
of Record** Dean Palmer  
**Type of  
Mark** TRADEMARK  
**Register** PRINCIPAL  
**Live/Dead  
Indicator** LIVE

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**Exhibit F**  
**(Evidence Offered by Applicant)**



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# SURVIVORMAN

**Word Mark SURVIVORMAN****Goods and Services** IC 007. US 013 019 021 023 031 034 035. G & S: Fire pistons, namely, pistons for starting fires

IC 009. US 021 023 026 036 038. G &amp; S: Pre-recorded DVDs and videotapes featuring televised documentaries in the field of wildlife, nature, expeditions and outdoor survival; camera mounts; downloadable electronic newsletters in the field of information about wildlife, nature, expeditions and outdoor survival

IC 025. US 022 039. G &amp; S: Clothing, namely, hats, shirts, bandanas, hoodies, sweatshirts

IC 035. US 100 101 102. G &amp; S: Online retail store services featuring merchandise related to televised documentaries in the field of wildlife, nature, expeditions and outdoor survival, and to outdoor survival, namely clothing, first aid kits, tents, books, camping gear, survival hunting and sporting knives, lighting, safety kits, cookware, backpacks, and footwear

IC 041. US 100 101 107. G &amp; S: Entertainment in the form of televised documentaries in the field of wildlife, nature, expeditions and outdoor survival; Providing an interactive website featuring news and information primarily concerning televised documentaries in the field of wildlife, nature, expeditions and outdoor survival and also featuring information in the fields of outdoor survival, wildlife, nature and outdoor expeditions; Online journals, namely, blogs featuring information about wildlife, nature, expeditions and outdoor survival; Providing online newsletters in the field of information about wildlife, nature, expeditions and outdoor survival

**Standard Characters Claimed****Mark Drawing** (4) STANDARD CHARACTER MARK



**Code**  
**Serial Number** 86276225  
**Filing Date** May 8, 2014  
**Current Basis** 1B;44D  
**Original Filing Basis** 1B  
**Owner** (APPLICANT) Survivorman Holdings Inc. CORPORATION CANADA 692 Muskoka Road 3 North Huntsville, Ontario CANADA P1H1C9  
**Attorney of Record** E. Lynn Perry  
**Priority Date** March 12, 2013  
**Type of Mark** TRADEMARK. SERVICE MARK  
**Register** PRINCIPAL  
**Live/Dead Indicator** LIVE

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**OVERVIEW**

SERIAL NUMBER	86276225	FILING DATE	05/08/2014
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	BROWN, TINA	L.O. ASSIGNED	118

**PUB INFORMATION**

RUN DATE	03/25/2015		
PUB DATE	N/A		
STATUS	653-SUSPENSION LETTER - MAILED		
STATUS DATE	03/06/2015		
LITERAL MARK ELEMENT	SURVIVORMAN		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

**FILING BASIS**

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	YES	44D	YES
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

**MARK DATA**

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	SURVIVORMAN

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

### CURRENT OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Survivorman Holdings Inc.
ADDRESS	692 Muskoka Road 3 North Huntsville, Ontario, P1H1C9
ENTITY	03-CORPORATION
CITIZENSHIP	Canada

### GOODS AND SERVICES

INTERNATIONAL CLASS	007
DESCRIPTION TEXT	Fire pistons, namely, pistons for starting fires
INTERNATIONAL CLASS	009
DESCRIPTION TEXT	Pre-recorded DVDs and videotapes featuring televised documentaries in the field of wildlife, nature, expeditions and outdoor survival; camera mounts; downloadable electronic newsletters in the field of information about wildlife, nature, expeditions and outdoor survival
INTERNATIONAL CLASS	025
DESCRIPTION TEXT	Clothing, namely, hats, shirts, bandanas, hoodies, sweatshirts
INTERNATIONAL CLASS	035
DESCRIPTION TEXT	Online retail store services featuring merchandise related to televised documentaries in the field of wildlife, nature, expeditions and outdoor survival, and to outdoor survival, namely clothing, first aid kits, tents, books, camping gear, survival hunting and sporting knives, lighting, safety kits, cookware, backpacks, and footwear
INTERNATIONAL CLASS	041
DESCRIPTION TEXT	Entertainment in the form of televised documentaries in the field of wildlife, nature, expeditions and outdoor survival; Providing an interactive website featuring news and information primarily concerning televised documentaries in the field of wildlife, nature, expeditions and outdoor survival and also featuring information in the fields of outdoor survival, wildlife, nature and outdoor expeditions; Online journals, namely, blogs featuring information about wildlife, nature, expeditions and outdoor survival; Providing online newsletters in the field of information about wildlife, nature, expeditions and outdoor survival

### GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	007	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	009	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	025	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	035	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
INTERNATIONAL CLASS	041	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE

#### MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
PSEUDO MARK	SURVIVOR MAN

#### FOREIGN INFORMATION

PRIORITY CLAIMED	SEC. 44(D) ON Canada
APPLICATION NO.	1617842
APPLICATION FILING DATE	03/12/2013
FOREIGN REG NO.	N/A
FOREIGN REG DATE	N/A
FOREIGN RNWL NUM	N/A
DATE OF FOREIGN RNWL	N/A
FOREIGN EXPIRATION	N/A
FOREIGN RNWL EXPIRATION	N/A

#### PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
03/24/2015	TEME	I	TEAS/EMAIL CORRESPONDENCE ENTERED	016
03/24/2015	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE	015

03/24/2015	ERSI	I	TEAS RESPONSE TO SUSPENSION INQUIRY RECEIVED	014
03/06/2015	GNS3	O	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	013
03/06/2015	GNSL	S	LETTER OF SUSPENSION E-MAILED	012
03/06/2015	CNSL	R	SUSPENSION LETTER WRITTEN	011
03/05/2015	TEME	I	TEAS/EMAIL CORRESPONDENCE ENTERED	010
03/05/2015	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE	009
02/25/2015	ALIE	A	ASSIGNED TO LIE	008
02/18/2015	TROA	I	TEAS RESPONSE TO OFFICE ACTION RECEIVED	007
08/23/2014	GNRN	O	NOTIFICATION OF NON-FINAL ACTION E-MAILED	006
08/23/2014	GNRT	F	NON-FINAL ACTION E-MAILED	005
08/23/2014	CNRT	R	NON-FINAL ACTION WRITTEN	004
08/22/2014	DOCK	D	ASSIGNED TO EXAMINER	003
05/22/2014	MPMK	E	NOTICE OF PSEUDO MARK E-MAILED	002
05/21/2014	NWOS	I	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	001

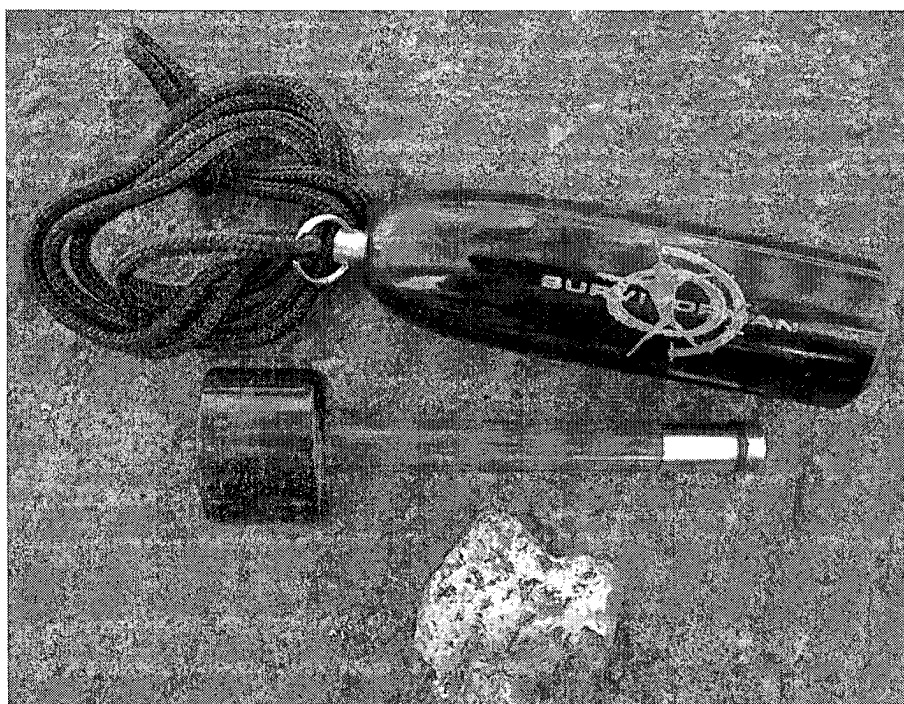
#### CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	E. Lynn Perry
CORRESPONDENCE ADDRESS	E. LYNN PERRY PERRY IP GROUP A LAW CORPORATION 900 LARKSPUR LANDING CIR STE 226 LARKSPUR, CA 94939-1724
DOMESTIC REPRESENTATIVE	NONE

**SURVIVORMAN**

**Exhibit G**  
**(Evidence Offered by Applicant)**

## Survivorman - Handmade Fire Piston - Black



Price

\$79.99 USD



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### Detailed Information

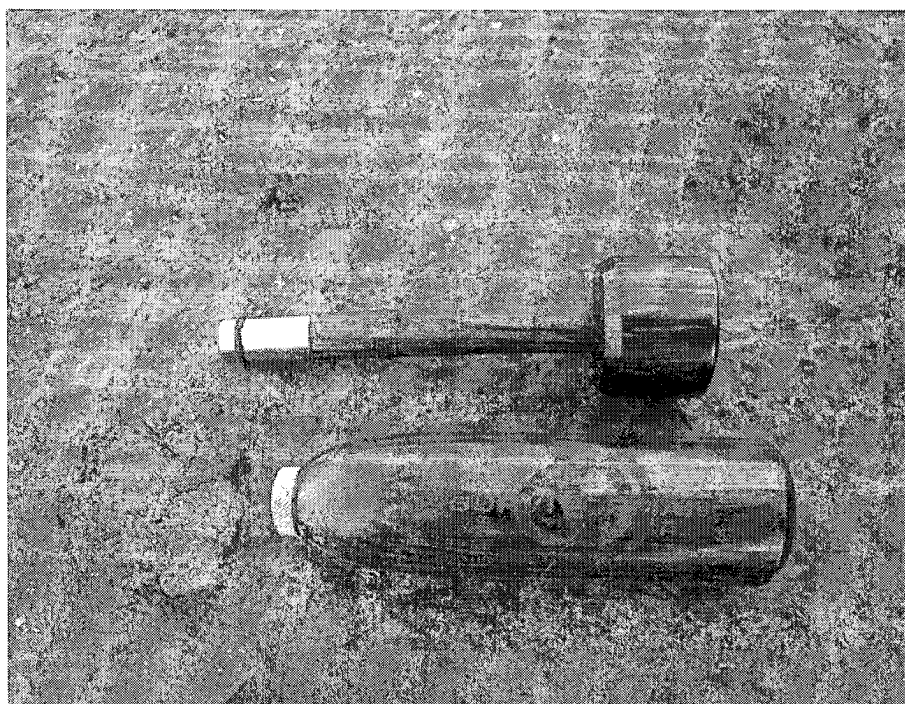
Water Buffalo horn (black) Full Size model - approx 4 1/2 inches in size - avail with or without neck lanyard.

The cord on this model is perfect for fashioning a bow drill fire making set in the bush. As well this model has the incorporation of a pressure relief valve, which when opened permits the release of trapped air and full insertion of the piston after use. After the valve is again closed, the piston is retained within the cylinder by vacuum as a safeguard against its accidental loss.





## Survivorman - Handmade Fire Piston - Brown

**Price**

\$74.99 USD

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### Detailed Information

Coco Bolo wood (brown) Full size model – approx 4 1/2 inches in size - avail with or without neck lanyard.

The cord on this model is perfect for fashioning a bow drill fire making set in the bush. As well this model has the incorporation of a pressure relief valve, which when opened permits the release of trapped air and full insertion of the piston after use. After the valve is again closed, the piston is retained within the cylinder by vacuum as a safeguard against its accidental loss.



**Exhibit H**  
**(Evidence Offered by Applicant)**

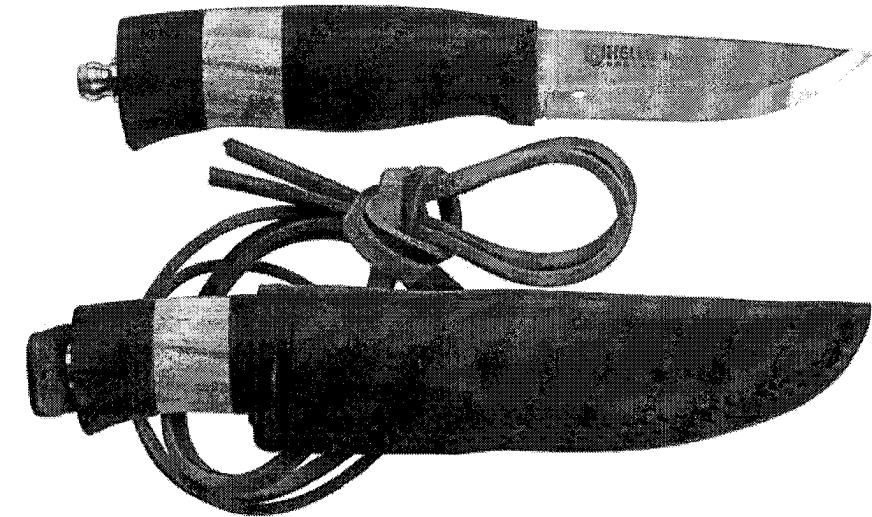
CUSTOMER SERVICE

# Survivorman - Helle Algonquin Neck Knife

Price  
\$139.99 USD



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## Detailed Information

A beautiful and stout knife, the Algonquin is designed for self-reliance and freedom in the wild whether traversing from jungle to tundra or just sitting around the campfire with friends.

Handmade in Norway using darkened oak, curly birch and red leather inserts, the handle shape features a slight pommel at the end, as well as a small finger guard and thumb notch for maximum dexterity and superior handling. The 69 mm blade is made with Helle's triple laminated stainless steel for unparalleled strength, sharpness and corrosion protection. The Algonquin is a collaborative work featuring renowned photographer and Survivorman production team member, Laura Bombier. Designed for the tough female anglers and adventurers everywhere!

Weight: 60 gr

Steel: Triple laminated stainless steel

Handle: Darkened oak, aged beech and leather

Sheath: Genuine leather

Weight sheath: 30 gr

Thickness: 2,8 mm

Length handle: 92 mm

Length blade: 69 mm

CUSTOMER SERVICE

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## Survivorman - Les Stroud Camillus Knife Line - Adventure Pack

**Price**

\$59.99 USD



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### Detailed Information

This bonus pack features the SK Mountain 10" Ultimate Survival Knife and the 7.75" Desert Folding knife.

Both knives feature Carbonitride Titanium Non Stick Blades and 440 Stainless Steel. The SK Mountain comes with a fully loaded sheath, which includes a sharpener, paracord wrap, flashlight, whistle, firestarter, S.O.S. signal mirror, storage compartment and mesh pocket with survival tips.

The SK Desert, comes with a built-in firestarter, dual thumbstud, and stainless steel liner lock.

## Survivorman - Les Stroud Camillus Knife Line - Arctic

Price

\$39.99 USD



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### Detailed Information

Les Stroud 9" SK Arctic™ Fixed Sport Survival Knife - Carbonitride Titanium 440 Steel, Non-Stick Drop Point Blade, Nylon Sheath with Fire Starter.

## Survivorman - Les Stroud Camillus Knife Line - Aspero Gut Hook Hunter

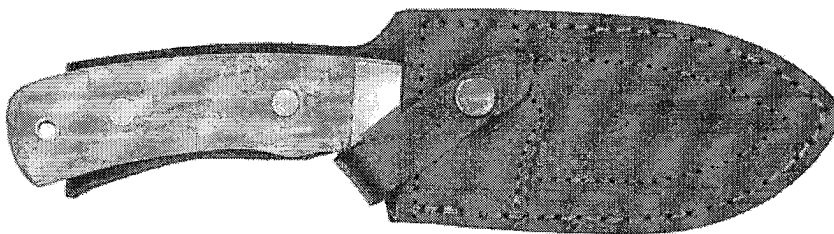


Price  
\$139.99 USD



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### Detailed Information

Camillus Les Stroud Aspero Large Gut Hook Hunter:

-Full tang 440 Stainless Steel

-Gut Hook

-Olive Wood Handle

-Handcrafted Leather Sheath

-4.5" Blade

-9" Overall

## Survivorman - Les Stroud Camillus Knife Line - Desert



Price  
\$29.99 USD



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Les Stroud 7.75" SK Desert™ Folding Knife - Carbonitride Titanium 440 Steel, Non-Stick Drop Point Blade, Belt Clip.

## Survivorman - Les Stroud Camillus Knife Line - Fuego Hunter Knife

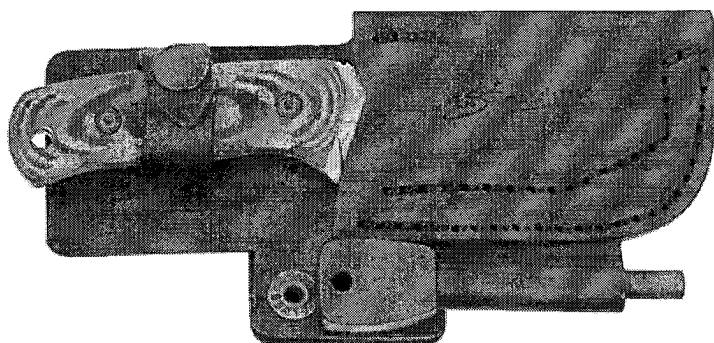
Price  
\$134.99 USD



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### Detailed Information

Camillus Les Stroud Fuego Fixed Blade Hunter Knife:

- Full tang 440 Stainless Steel

- Black Micarta Handle

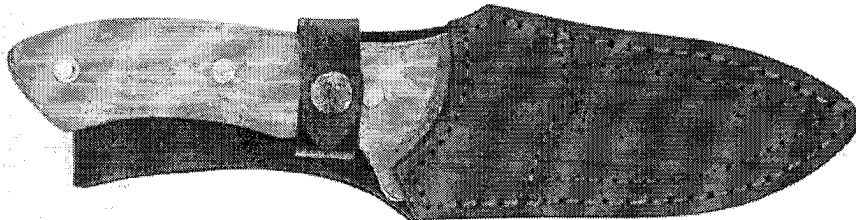
- Handcrafted Leather Sheath with Firestarter

- 3" Blade, 6.25" Overall

## Survivorman - Les Stroud Camillus Knife Line - Fuerza Fixed Blade Knife

**Price**

\$99.99 USD

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### Detailed Information



Camillus Les Stroud Fuerza Large Fixed Blade Hunter Knife:

- Full tang 440 Stainless Steel
- Olive Wood Handle
- Handcrafted Leather Sheath
- 4" Blade, 8.5" Overall

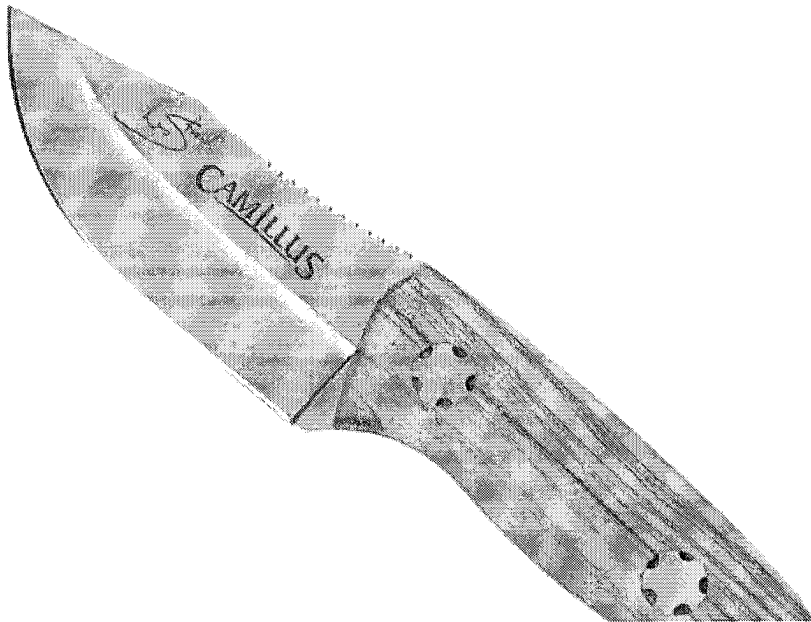
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## Survivorman - Les Stroud Camillus Knife Line - Valiente Brut Fixed Blade

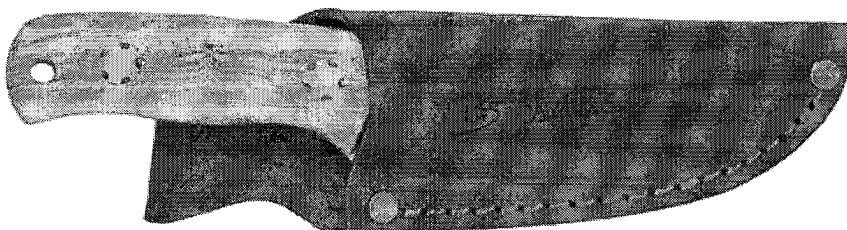
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\$89.99 USD



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### Detailed Information

Camillus Les Stroud Valiente Brut Fixed Blade Hunter Knife:

- Full tang 440 Stainless Steel
- Olive Wood Handle
- Handcrafted Leather Sheath
- 3" Blade, 6.25" Overall

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## Survivorman - Temagami Helle Knife

**Price**  
\$179.99 USD



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## Detailed Information

Designed in collaboration with Les Stroud (aka Survivorman), the Temagami epitomizes decades of knife making craftsmanship and an extensive knowledge of the great outdoors. Like all Helle knives, the Temagami comes backed by a lifetime warranty. The semi-full tang provides the extra strength associated with bushcraft knives. The tang is exposed on the top and pommel end, but is covered by the wood of the handle on the finger side. This protects the fingers from direct contact with the steel in cold weather. The drop point style blade is made of triple laminated stainless steel that provides excellent edge holding toughness and ease for sharpening. The handle has a bit of a finger guard to help keep your hand off the edge when slippery. The handle shape on the updated version of the Temagami allows a better control of the knife when holding in more positions. The Temagami comes with a Scandinavian style pouch sheath retaining the knife securely without the need for snaps or straps.

### The Fine Details:

**Handle:** Made from Masurian (curly) birch, the Temagami handle is soaked in linseed oil to permeate the wood; then rolled in bee's wax for a durable satin finish and superior grip.

**Sheath:** The hand made full grain sheath can be used for both right and left side carry.

**Blade:** The triple laminated blade is held securely in place by three rivets and features a hollow lanyard rivet at the butt end.

**First Edition:** The first run of knives will have a triple-layered carbon steel laminated blade that is polished and razor sharp. The outer steel is softer to give the blade flexibility and the inner core is hard steel to hold that perfect edge

Blade length: 10 cm (4 inches)

Handle length: 11 cm (4 1/4 inches)

Overall length: 21 cm (8 1/4 inches)

**Exhibit I**  
**(Evidence Offered by Applicant)**

## Survivorman - Les Stroud First Aid Kit - Rollout

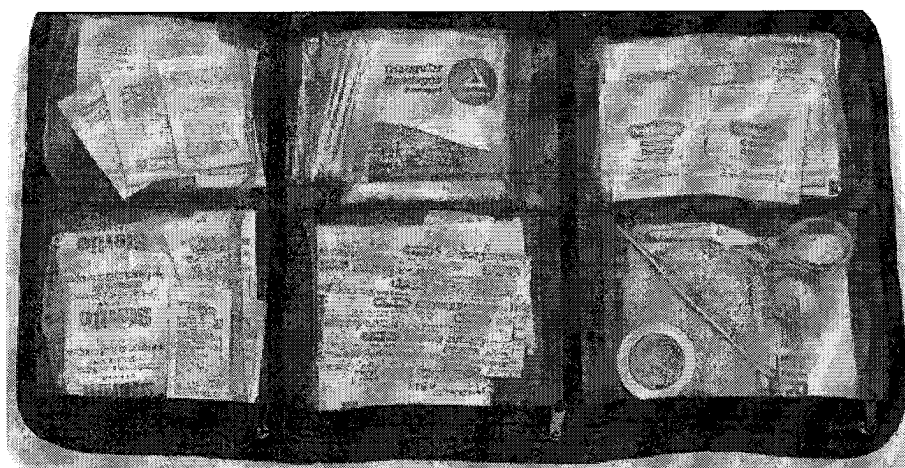
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## [Related Information](#)

Les Stroud has survived the harshest and most remote climates on earth without food, water or a support team. His innovative survival knowledge and unparalleled skills have proven Les to be the true Survivorman. Now, Stroud combines the essence of survival and innovative thinking with Camillus's expertise and craftsmanship. The result is a true survival first aid kit. When there's no 911, Les Stroud Signature First Aid Kits help to provide the integral items needed in a medical situation.

Purpose: No hassle first aid kit - fast, critical supplies made easily accessible.

### Features

Rugged ripstop nylon is tough, yet flexible so kit fits smoothly into backpacks or other gear

Foldup kit, "rolls" out to quickly display essential first aid supplies

No hassle first aid kit - fast, critical supplies made easily accessible

### Contents (Piece Count 64)

- 6 Antiseptic Wipes
- 6 Alcohol Wipes
- 1 Hand Sanitizer Packet
- 4 Burn Cream Packets
- 4 Antibiotic Ointment packets
- 10 Bandages, 1" x 3"
- 2 Butterfly Wound Closures
- 2 Gauze Pads, 2" x 2"
- 1 Stretch Gauze, 2" x 5 yd.
- 1 Extra Large Woven Bandage
- 1 Triangular Bandage (Sling)
- 1 First Aid Tape Roll
- 2 Eye Pad Bandages
- 4 Ibuprofen Tablets
- 4 Non-Aspirin Tablets
- 2 Diphenhydramine (Allergy) Tablets
- 4 Loperamide (Anti-diarrhea) Tablets
- 5 Cotton Tip Applicators
- 2 Nitrile Exam Gloves
- 1 Pair - Steel Forceps
- 1 Pair - Titanium Non Stick Scissors
- 1 Les Stroud First Aid Guide

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## Survivorman - Les Stroud First Aid Kit - Sling Pack

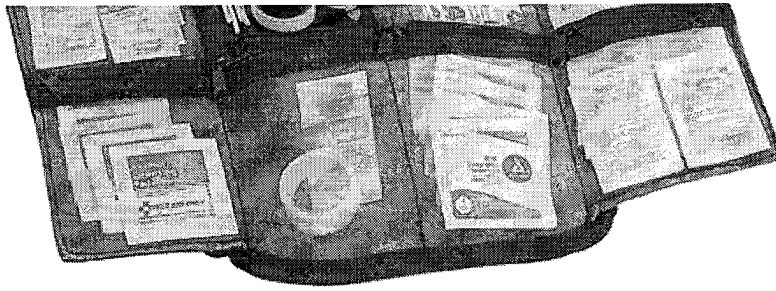
**Price**  
\$49.99 USD



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### Detailed Information

The Camillus Les Stroud Sling pack First Aid Kit (22-Items) is a sleek, stylish sling pack. Contents include: 6 Antiseptic Wipes, 6 Alcohol Wipes, 1 Hand Sanitizer Packet, 4 Burn Cream Packets, 4 Antibiotic Ointment Packets, 10 1"x 3" Bandages, 2 Butterfly Wound Closures, 2 2"x 2" Gauze Pads, 2 Eye Pad Bandages, 1 Extra Large Woven Bandage, 1 2" x 5yd Stretch Gauze, 1 First Aid Tape Roll, 1 Triangular Bandage (Sling), 4 Ibuprofen Tablets, 4 Non-Aspirin Tablets, 4 Diphenhydramine (Allergy) Tablets, 4 Loperamide (Anti-diarrhea) Tablets, 5 Cotton Tip Applicators, 2 Nitrile Exam Gloves, 1 Pair – Steel Forceps, 1 Pair – Titanium Non Stick Scissors, 1 Les Stroud First Aid Guide.

#### Product Details

- Ripstop nylon construction
- Sling style, grab-and-go shoulder strap
- Foldout front panel for quick first aid access
- Large interior storage for hydration pack, supplies, gear
- Sleek, stylish sling pack with an innovative first aid enclosure

## Survivorman - Les Stroud First Aid Kit - Triage



Price  
\$14.99 USD



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### Detailed Information

Size: 4.25" x 6"

Features: Rugged ballistic nylon exterior

Waterproof interior pouch

Ultra secure Velcro closure

Carabineer hook

Purpose: Light, tight, compact, go anywhere, basic needs kit

Contents:

4 Antiseptic Wipes,

4 Alcohol Wipes

1 Hand Sanitizer Packet

2 Burn Cream Packets

2 Antibiotic Ointment Packets

10 Bandages, 1"x 3"

2 Butterfly Wound Closures

2 Gauze Pads, 2"x 2"

1 Stretch Gauze, 2" x 5yd

1 Extra Large Woven Bandage

1 Triangular Bandage (Sling)

1 First Aid Tape Roll

1 Eye Pad Bandage

2 Ibuprofen Tablets,

2 Non-Aspirin Tablets

2 Diphenhydramine (Allergy) Tablets

1 Pair - Steel Forceps,

1 Mini Scalpel

1 Les Stroud First Aid Guide

**Exhibit J**  
**(Evidence Offered by Applicant)**

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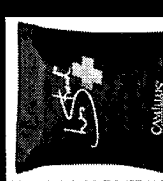
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Les Stroud First Aid Kit - Neck - 49286  
\$29.99



Les Stroud First Aid Kit - Rollup - 49287  
\$24.99



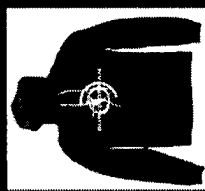
Les Stroud First Aid Kit - Triage - 49285  
\$14.99



Beyond Survival  
(Authorized By Les Stroud)  
\$29.99



Survivor Powerstick Portable Charger  
\$79.99  
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Les Stroud Performance Fit Glove  
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Les Stroud Pissy Dicky Hat  
Made By Bob Dale  
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Les Stroud Waterproof Sport  
Glove Made By Bob Dale  
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Les Stroud Multipurpose Sport  
Glove Made By Bob Dale  
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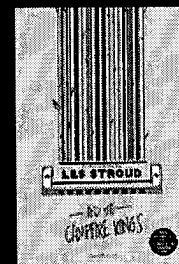
Survivorman Cooling Bandana  
**\$19.99**



Autographed Poster - PNG  
Classic Survival  
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The Bushman Waterlings Air By  
Les Stroud  
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Autographed Poster - MOD Club  
Limited EDITION  
**\$11.00**



Autographed Poster - Norway  
Living In The Car  
**\$11.00**



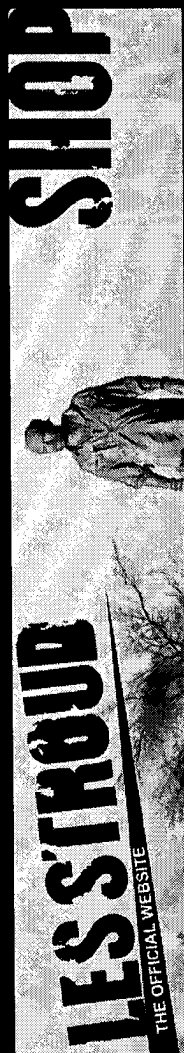
Autographed Poster - Norway  
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Season 4 Survivorman 10 Days  
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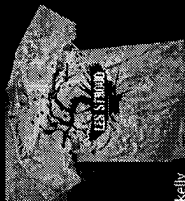
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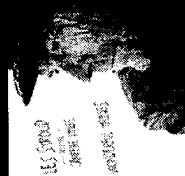
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Survivorman Elements  
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Les Stroud Canine Knife Line -  
14000 Mountain  
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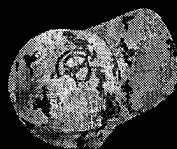
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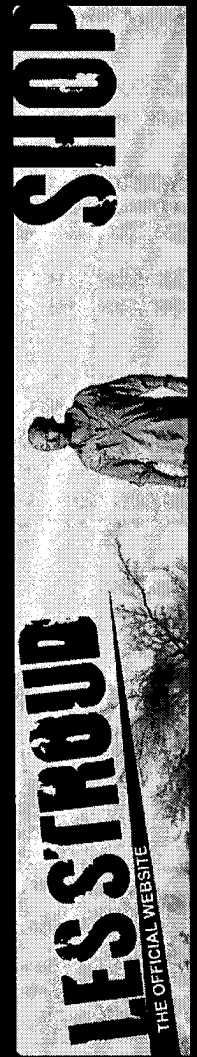


as Strong Equine SureTies  
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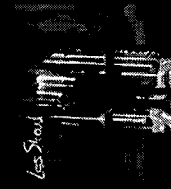


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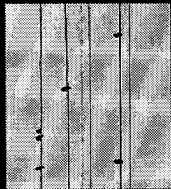
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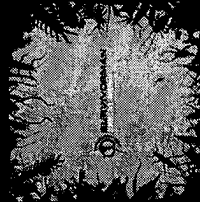
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Image of Handmade Fire  
Patch - Black with  
Survorman Logo  
Handmade Fire Patch - Black  
With Survorman Logo  
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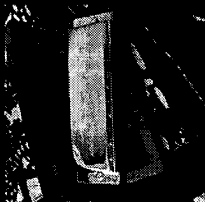


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Image of Les Stroud Survival  
Challenge Hockey Patch  
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Hockey Patch  
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The Les Stroud Signature  
Hammock  
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Will To Live (Autographed By  
Les Stroud)  
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**Exhibit K**  
**(Evidence Offered by Applicant)**

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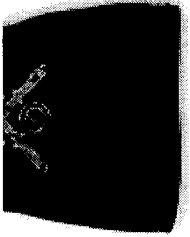

Survivorman Pullover  
Hoodies - Charcoal  
**\$38.99**



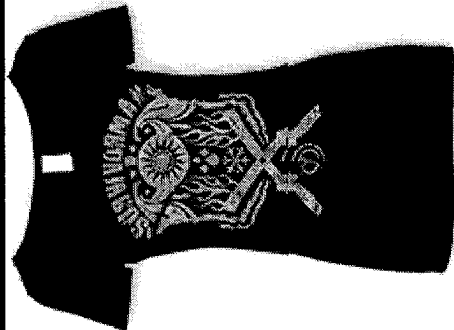
Survivorman Signature Sure  
Long Sleeve Shirt  
**\$31.99**



Survivorman Signature Sure  
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Survivorman Elements  
LADIES Black T-Shirt  
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Survivorman Elements  
LADIES Brown T-Shirt  
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Survivorman - Cooling  
Bandana  
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Survivorman - Logo  
Bandanas  
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Survivorman - Handmade  
Fire Piston - Brown

**\$74.99**



Survivorman - Hockey Puck

**\$2.99**



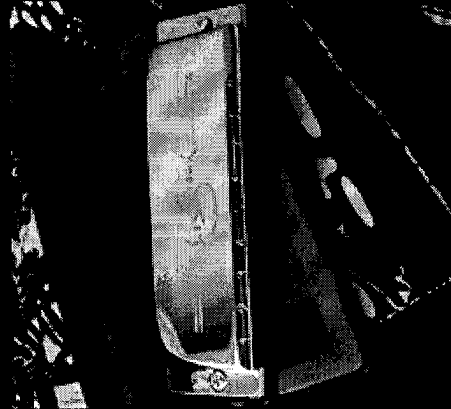
Survivorman - Les Stroud  
First Aid Kit - Medic

**\$29.99**



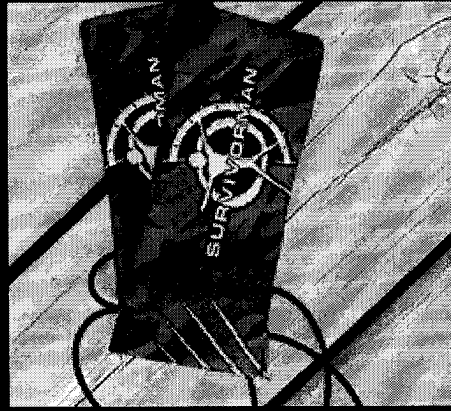
Survivorman - Les Stroud  
First Aid Kit - Triage

**\$14.99**



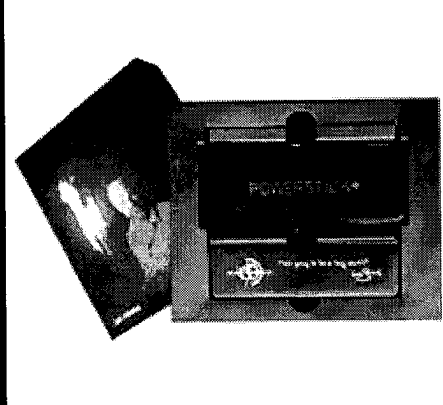
Survivorman - Les Stroud  
Harmonica

**\$19.99**



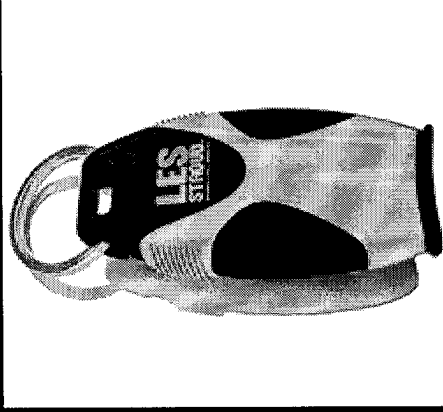
Survivorman - Paintball Gun  
Barrel Cover

**\$11.99**



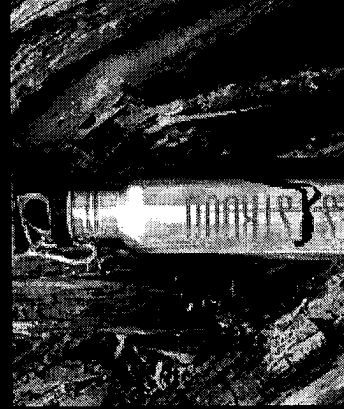
Survivorman - Powerstick  
Portable Charger

**\$79.99**



Survivorman - Survival  
Whistle

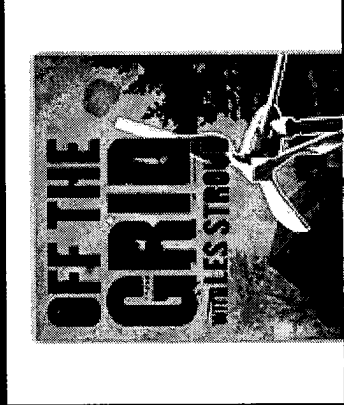
**\$11.99**



Survivorman Pullover  
Hoodies - Charcoal



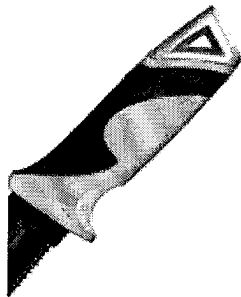
Survivorman Signature Sure  
Long Sleeve Shirt



Survivorman Signature Sure  
T-Shirt



Survivorman Elements  
LADIES Black T-Shirt



Survivorman - Les Stroud  
Camillus Knife Line - Mo...

**\$59.99**



THE COMPLETE THIRD SEASON - 2 DISC SET

Survivorman - Survivorman  
Season 3 - DVD

**\$29.99**



Survivorman - The Bushman  
Wetterlings Ax by Les S...

**\$159.99**



Survivorman - Les Stroud &  
The Campfire Kings Won...

**\$15.99**



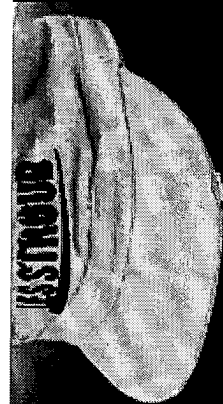
Survivorman - Digital Camo  
Hat

**\$19.99**



Survivorman - Les Stroud -  
CD

**\$9.99**



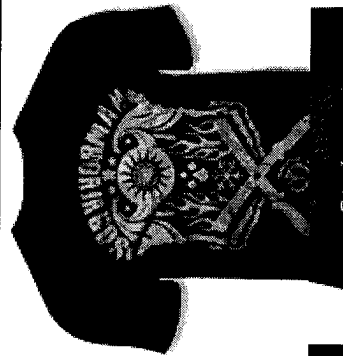
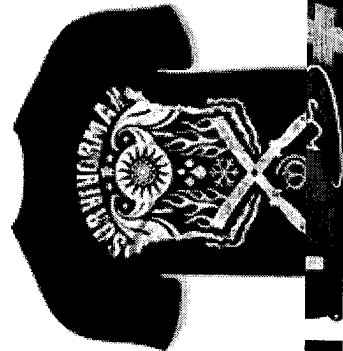
Survivorman - Military Style  
Hat

**\$19.99**

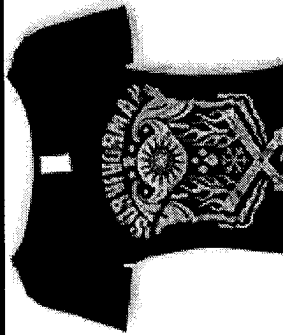


Survivorman - Les Stroud and  
The Pikes - Long Wal...

**\$12.99**



**\$38.99**



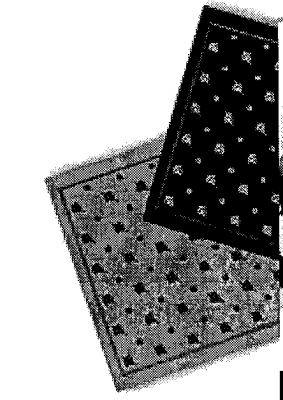
**\$31.99**



**\$24.99**



**\$24.99**



Survivorman - Snowshoes & Solitude - DVD

**\$15.99**



Survivorman - Stranded with Les Stroud - DVD

**\$15.99**



Survivorman - Survivorman Season 1 - DVD

**\$19.99**



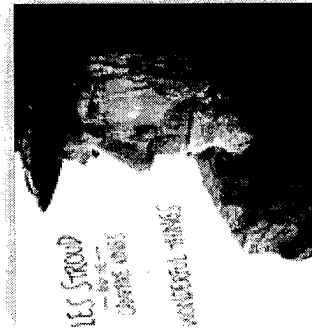
Survivorman - Survivorman Season 2 - DVD

**\$19.99**



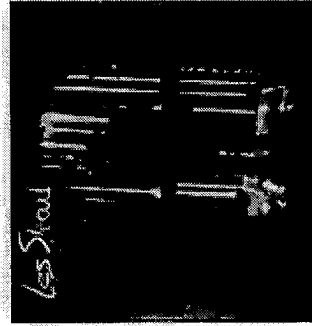
Survivorman - Survivorman Season 3 - DVD

**\$29.99**



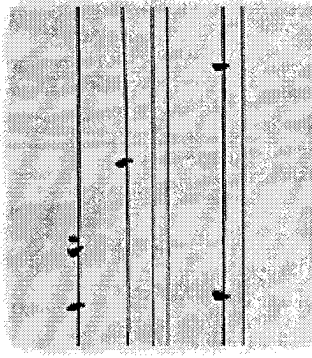
Survivorman - Les Stroud & The Campfire Kings Won...

**\$15.99**



Survivorman - Les Stroud - CD

**\$9.99**



Survivorman - Les Stroud and The Pikes - Long Wal...

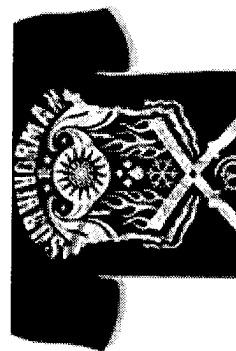
**\$12.99**



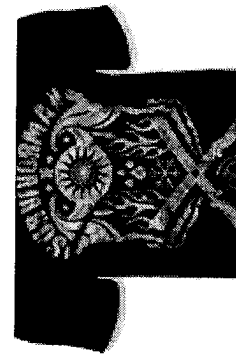
Survivorman Elements  
LADIES Brown T-Shirt  
**\$24.99**



Survivorman Elements  
LADIES Sure T-Shirt  
**\$24.99**



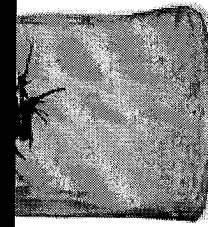
Survivorman - Cooling  
Bandana  
**\$19.99**



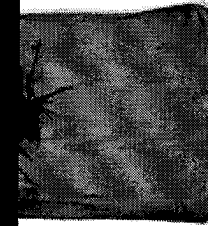
Survivorman - Logo  
Bandanas  
**\$9.99**



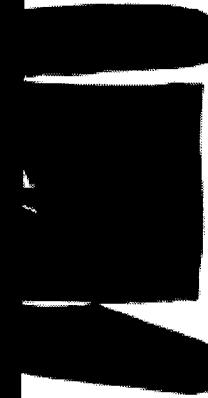
Survivorman Elements  
Charcoal T-Shirt  
**\$24.99**



Survivorman Old Tree Kelly  
Green T-Shirt  
**\$24.99**



Survivorman Old Tree Royal  
Blue T-Shirt  
**\$24.99**



Survivorman Pullover  
Hoodies - Black  
**\$38.99**

