ESTTA Tracking number:	**ESTTA1132329**
Filing date:	**05/07/2021**

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

Proceeding	91236033
Party	Defendant Hungry Marketplace, Inc.
Correspondence Address	JAMES R MENKER HOLLEY & MENKER PA 60 OCEAN BLVD STE 3 ATLANTIC BEACH, FL 32233 UNITED STATES Primary Email: eastdocket@holleymenker.com 904-247-2620
Submission	Testimony For Defendant
Filer's Name	Ryan S. Hilbert
Filer's email	rhilbert@holleymenker.com, eastdocket@holleymenker.com
Signature	/Ryan S. Hilbert/
Date	05/07/2021
Attachments	Troy Brackett Testimony Decl.pdf(5074978 bytes)

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

Rapid Inc.,	)	
	)	
Opposer,	)	
	)	Opposition No. 91236033
v.	)	
	)	Serial No. 87024660
Hungry Marketplace, Inc.,	)	
	)	
Applicant.	)	

APPLICANT'S NOTICE OF FILING OF TESTIMONY DECLARATION OF TROY BRACKETT AND EXHIBITS A-D

PLEASE TAKE NOTICE that, pursuant to Rule 2.123(a)(1) of the Trademark

Rules of Practice, Applicant Hungry Marketplace, Inc., herewith submits the testimonial

declaration of Troy Brackett and Exhibits A-D.

Respectfully submitted,

HUNGRY MARKETPLACE, INC.

Dated: May 7, 2021   By: /jmenker/

                                   James R. Menker

Applicant's Attorneys

HOLLEY & MENKER, P.A.
60 Ocean Boulevard, Suite 3
Atlantic Beach, Florida 32233
T: 904-247-2620
F: 202-280-1177
E-Mail: eastdocket@holleymenker.com

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing "APPLICANT'S NOTICE OF FILING OF TESTIMONY DECLARATION OF TROY BRACKETT AND EXHIBITS A-D" was served on Opposer's attorney, Jayson M Lorenzo of J LORENZO LAW with an email address of jayson@jlorenzolaw.com, sean@jlorenzolaw.com, today **May 7, 2021**.

By: /jmenker/
        James R. Menker

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

Rapid Inc.,	)	
	)	
Opposer,	)	
	)	Opposition No. 91236033
v.	)	
	)	Serial No. 87024660
Hungry Marketplace, Inc.,	)	
	)	
Applicant.	)	

DECLARATION OF TROY BRACKETT (RESTAURANTNEWS.COM)

I, Troy Brackett, hereby declare pursuant to 28 U.S.C. § 1746, that:

1.   I am over 18 years of age, suffer from no known disability, and have personal knowledge of the facts set forth herein. All the statements in this declaration are true and correct.

2.   I am the founder, owner and publisher of RestaurantNews.com, a website located at the domain name <RestaurantNews.com>.

3.   Since 1999, independent operators, national chains, PR companies and other restaurant related businesses have turned to RestaurantNews.com to distribute their restaurant news and help build their brands. Attached hereto as Exhibit A is a true and correct printout from the "About" page on my website at RestaurantNews.com.

4.   One of the services provided by RestaurantNews.com is to provide an affordable, dependable, effective outlet for restaurants to distribute news about themselves. Such services include but are not limited to posting a restaurant's press release on the RestaurantNews.com website and related websites (like RestaurantNewsRelease.com). Attached hereto as Exhibit B is a true and correct printout from the "Send News" page on my website at RestaurantNews.com.

5.   On or around February 25, 2021, Applicant Hungry Marketplace, Inc. ("Applicant") served a documents-only subpoena on me and/or my company, RestaurantNews.com.

6.   On March 23, 2021, RestaurantNews.com produced documents that have been bates-numbered RN000001-RN000048. Attached hereto as Exhibit C is a true and correct copy of the documents bates-numbered RN000001-RN000048 that RestaurantNews.com produced.

7.   I am a duly authorized custodian of the records of RestaurantNews.com with authority to certify the authenticity and accuracy of the documents RestaurantNews.com produced bearing Bates numbers RN000001-RN000048.

8.   Each of the documents bearing Bates numbers RN000001-RN000048 is an original document and/or is a true copy of a record of a regularly-conducted business activity that:

a.   Was made at or near the time of the occurrence of the matters set forth, by a person with knowledge of those matters;

b.   Was made and kept in the course of the regularly conducted business activity by RestaurantNews.com personnel or by persons acting under its control; and

c.   Was made and kept by the corporation as a regular practice, at or about the time of the act, condition, or event record.

9.   Following the original document production of RestaurantNews.com, I also directed counsel for Applicant to the webpage that could be found at https://bit.ly/3d4G5eK. This is a shortcut to the following link:

https://web.archive.org/web/20151213004218/http://www.restaurantnewsrelease.com/rapid-launches-togo-mobile-delivery/8557480/ Attached hereto as Exhibit D is a true and correct

printout from this link.

10.   I recognize the document in <u>Exhibit D</u> as a press release I posted on my company's RestaurantNewsRelease.com website on or around November 30, 2015. I also posted the identical press release on my company's RestaurantNews.com website on or around that same date though it appears that a version of that press release is no longer available on the Internet Archive (<u>www.archive.org</u>).

11.   I hereby declare under the penalty of perjury under the laws of the United States that the foregoing statements are true and correct. Executed in the City of _Athens_ in the State of _Georgia_ on this _30th_ day of April, 2021.

Troy Brackett
Troy Brackett

EXHIBIT A

RestaurantNews.com

Home   About   Subscribe   Send News   Advertising   Restaurant Franchise   Contact   Privacy

About

Since 1999, independent operators, national chains, PR companies and other restaurant related businesses have turned to RestaurantNews.com to distribute their restaurant news and help build their brands.

Whether you're the local diner at the end of the block, the elegant four-star overlooking the city, or the growing chain – you're facing more challenges today than ever before. Gaining exposure for your restaurant news doesn't have to be one of those challenges.

RestaurantNews.com offers an affordable, dependable, effective outlet for your restaurant news.

To submit your restaurant news, please click here.

To add your restaurant franchise opportunity to our listings, please click here.

For website and/or newsletter advertising options, please click here.

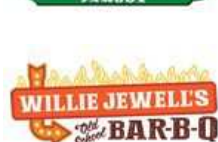**Contact:**
Troy Brackett
RestaurantNews.com
1031 LaVista Road
Athens, GA 30606
762-499-4156

Press enter to search …

Restaurant Franchise Opportunities

Recent Restaurant News

Barberitos Serves Up its Sweet Mango Salsa this Spring and Summer

Ruby Tuesday Brings Back Sizzling Southwestern Favorites With Ruby's Freshmex Menu

Aloha Poke Continues Expansion in Wisconsin

Jersey Mike's Subs Announces OVER $15 MILLION RAISED For Local Charities Nationwide in March

Daphne's Presents a Seafood Journey With Two New Dishes Available for a Limited Time

Farmer Boys Raises $100,000 for Loma Linda University Children's Hospital in 20th Annual Fundraiser

Farmer Boys Restaurants Raise More Than $8,000 for UMC Children's Hospital and Will Continue Fundraising Efforts Through 2021

Old Chicago Pizza & Taproom Sponsors Colorado Rockies with 'Steal a Base, Steal a Beer' Promotion

bellagreen's New Spring Seasonal Menu is in Full Bloom

16 Handles Sees Continued Success with Ice Cream

Original ChopShop is Your New Feel Good Breakfast Destination

McDonald's Makes National Caramel Day Worth Celebrating by Revealing New Caramel Brownie McFlurry

Barbecue At Home Celebrates Grilling Season With Limited-Edition Backyard Barbecue Box

Crave Hot Dogs and BBQ to Open in Pittsburgh, PA!

Straw Hat Pizza Opens New Location in Salinas, CA

Gloria's Latin Cuisine Opens New Location in Katy, Texas

Another Broken Egg Cafe Opening Soon in Westlake, Ohio

Houston POS Systems Launches Website to Find Your Next POS

Saladworks Signs Deal with Ghost Kitchen Brands to Open 90 Non-Traditional Locations by End of 2021

Fazoli's Shatters Franchise Development Record with 20 New Franchise Agreements

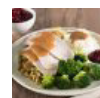Twin Peaks Celebrates Grand Opening of First Kentucky Restaurant

SPB Hospitality Partners with Autism Speaks to Raise Funds During World Autism Month

The Vaccinated Eat Free at World of Beer Bar & Kitchen!

Jeremiah's Italian Ice Opens First Louisiana Location in Covington

Enjoy an Eggcelent Easter at TooJay's Deli

NYC's Legendary The Halal Guys Builds Midwest Momentum with Kansas City Franchise Deal

Applebee's Cheers to the Changing Seasons with NEW $5 Springtime Sips

Crave Hot Dogs and BBQ Opens in Baton Rouge, LA

Mountain Mike's Pizza Now Open in Rancho Santa Margarita

Two New Açaí Smoothies on Deck at Juice It Up!

California's Energy Companies Unite to Keep Restaurants Cooking

Teriyaki Madness Brings the Madness to Katy on April 1, 2021 with 100th Shop Opening

Dickey's Barbecue Pit Launches First Virtual Brand – Wing Boss

CAULIPOWER Launches Category-Busting Plant-Based Pasta

Follow Us

EXHIBIT B

RestaurantNews.com

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Send News

RestaurantNews.com offers an affordable, dependable, effective outlet for your restaurant news.

If you have any questions about the following, please email us for further information.

OPTION 1

Your press release will:

- *be hosted permanently on RestaurantNews.com,*
- *be hosted permanently on RestaurantMagazine.com,*
- *be hosted permanently on RestaurantNewsRelease.com,*
- *appear in search engines,*
- *be included on our Twitter page, and*
- *be included in our daily email newsletter with over 17,500 subscribers (restaurant owners, operators, executives, diners, business owners, journalists and more).*

Your news release can include up to two images (your company logo, picture of restaurant, picture of menu item, etc.), as well as links back to your website.
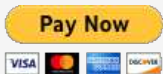
Get Started!

- *First send your press release to press@restaurantnews.com.*
- *Next, submit payment by clicking on the "Pay Now" button below.*

You will receive a full list of links where you can find your release after it has been distributed.

Press enter to search …

Restaurant Franchise Opportunities

$20 per release

![Pay Now - VISA, American Express, Discover]

OPTION 2

Your press release will:

- *appear on 50 news partner websites,*
- *be hosted permanently on RestaurantNews.com,*
- *be hosted permanently on RestaurantMagazine.com,*
- *be hosted permanently on RestaurantNewsRelease.com,*
- *appear in search engines,*
- *be included on our Twitter page, and*
- *be included in our daily email newsletter with over 17,500 subscribers (restaurant owners, operators, executives, diners, business owners, journalists and more).*
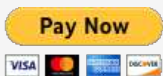
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$49 per release

![Pay Now - VISA, American Express, Discover]

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McDonald's Makes National Caramel Day Worth Celebrating by Revealing New Caramel Brownie McFlurry

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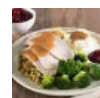Twin Peaks Celebrates Grand Opening of First Kentucky Restaurant

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Dickey's Barbecue Pit Launches First Virtual Brand – Wing Boss

CAULIPOWER Launches Category-Busting Plant-Based Pasta

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EXHIBIT C

In this file, you'll find all email contact between Aaron Mortnesen and myself. They are listed by name, date and time. The below details the emails for specific dates to the press release that was posted and updated.

I am the only one who posts, edits or updates press releases.

Aaron Mortensen 111915 320am
Inquiry about press release services

Aaron Mortensen 113015 307pm
Press release sent

Aaron Mortensen 113015 641pm
Links to press release sent

Aaron Mortensen 110716 1210am
Request information about updating release

Aaron Mortensen 072717 1240pm
Request to update release with correct app name

Thank you,
Troy Brackett
troy@restaurantnews.com

Delivered-To: troy@restaurantnews.com
Envelope-to: troy@restaurantnews.com
From: "Aaron Mortensen" <a.mortensen@rapidtnc.com>
To: "'Troy Brackett'" <troy@restaurantnews.com>
Subject: RE: Press Release update
Date: Thu, 27 Jul 2017 11:05:42 -0700
X-Mailer: Microsoft Outlook 16.0
Thread-Index: AQJAaJeOxTG/S70sMuA+vMur2V6KnAED2g67ANlN/LgBZU3vCKFzH5Cw

Correct we don't need it in tomorrow's newsletter. Just the web version updated. The biggest thing is having the original date of November 30th, 2015 stay in tact.

So I figured just updating the original will be good.

I did just update the text as I saw a small error use content below:

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Restaurant operators will enjoy the convenience when orders are automatically sent to the restaurant and paid for, thus reducing the man power needed to offer mobile ordering and delivery. Both single unit and multiunit restaurants can use hungr. Each restaurant location can receive orders independently while still providing overall reporting of all locations. The app compliments the HUNGR online ordering currently available.

"The new updated HUNGR app expands our platform to offer more convenience to our users in the work place or home. We have made it simple for restaurants to receive orders without needing extra manpower which helps increase sales and overall reach to customers who may otherwise not have purchased."
Vince DeNatalie, Branding Manager

The Delivery drivers come from the RAPID on-demand platform and are background checked and reviewed with each trip to ensure that the highest level of service is provided. Each delivery driver uses insulated food carriers to help keep food at the best temperature possible.

Restaurants pay a small monthly fee of just $30 to be connected to HUNGR and then a small percentage from the food orders received. 24/7 support will be available to both users and restaurants. By using HUNGR restaurants increase their sales and reach a larger customer base.

Restaurants that want to sign-up and take advantage of the discounts being offered currently can do so at: http://rapidtnc.com/hungr

HUNGR is available for both iOS and Android devices.

RAPID Inc. is an on-demand technology platform based in sunny San Diego, California. Offering unique features and no-surge pricing make using RAPID the preferred choice.

If you would like more information about HUNGR or the RAPID platform, please contact Aaron Mortensen at 760.888.6425 or email at a.mortensen@rapidtnc.com .

Contact:
Aaron Mortensen
760-888-6425
a.mortensen@rapidtnc.com

From: Troy Brackett [mailto:troy@restaurantnews.com]
Sent: Thursday, July 27, 2017 10:52 AM
To: Aaron Mortensen <a.mortensen@rapidtnc.com>
Subject: RE: Press Release update

Hi Aaron,

What if I did a redirect to the new release? That way anytime someone clicks on the old one, they'll be automatically sent to the new one.

Did you want to change the title to "RAPID Launches HUNGR Mobile Ordering and Delivery App"?

Edit: Just received you last email. So you just want it updated and don't want it to go in tomorrow's newsletter?

Troy Brackett
RestaurantNews.com

At 01:40 PM 7/27/2017, you wrote:

Hi Troy,

Actually I am hoping a press release that is on the site already can just get fixed with the correct info. You will see the text is almost similar but has the correct app name

I am attaching 2 files, the logo image (200x200px) and the masthead image (500x375)

Also here is the updated text

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a.mortensen@rapidtnc.com

To: "Aaron Mortensen" <a.mortensen@rapidtnc.com>
From: Troy Brackett <troy@restaurantnews.com>
Subject: RE: Press Release update
Cc:
Bcc:
X-Eudora-Signature: <<No Default>>

How's this?

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Aaron Mortensen
760-888-6425
a.mortensen@rapidtnc.com

Delivered-To: troy@restaurantnews.com
Envelope-to: troy@restaurantnews.com
From: "Aaron Mortensen" <a.mortensen@rapidtnc.com>
To: "'Troy Brackett'" <troy@restaurantnews.com>
Subject: RE: Press Release update
Date: Thu, 27 Jul 2017 11:19:47 -0700
X-Mailer: Microsoft Outlook 16.0
Thread-Index:
AQJAaJeOxTG/S70sMuA+vMur2V6KnAED2g67ANlN/LgBZU3vCALDY77DAWmnpoyhUbySAA==

Looks great. Thanks,

Aaron

From: Troy Brackett [mailto:troy@restaurantnews.com]
Sent: Thursday, July 27, 2017 11:18 AM
To: Aaron Mortensen <a.mortensen@rapidtnc.com>
Subject: RE: Press Release update

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Restaurants pay a small monthly fee of just $30 to be connected to HUNGR and then a small percentage from the food orders received. 24/7 support will be available to both users and restaurants. By using HUNGR restaurants increase their sales and reach a larger customer base.

Restaurants that want to sign-up and take advantage of the discounts being offered currently can do so at: http://rapidtnc.com/hungr

HUNGR is available for both iOS and Android devices.

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If you would like more information about HUNGR or the RAPID platform, please contact Aaron Mortensen at 760.888.6425 or email at a.mortensen@rapidtnc.com .

Contact:
Aaron Mortensen
760-888-6425
a.mortensen@rapidtnc.com

From: Troy Brackett [mailto:troy@restaurantnews.com]
Sent: Thursday, July 27, 2017 10:52 AM
To: Aaron Mortensen <a.mortensen@rapidtnc.com>
Subject: RE: Press Release update

Hi Aaron,

What if I did a redirect to the new release? That way anytime someone clicks on the old one, they'll be automatically sent to the new one.

Did you want to change the title to "RAPID Launches HUNGR Mobile Ordering and Delivery App"?

Edit: Just received you last email. So you just want it updated and don't want it to go in tomorrow's newsletter?

Troy Brackett
RestaurantNews.com

At 01:40 PM 7/27/2017, you wrote:

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>
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I am attaching 2 files, the logo image (200x200px) and the masthead image (500x375)

Also here is the updated text

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Envelope-to: troy@restaurantnews.com
From: "Aaron Mortensen" <a.mortensen@rapidtnc.com>
To: <troy@restaurantnews.com>
Subject: re: Press Release update
Date: Thu, 27 Jul 2017 10:20:19 -0700
X-Mailer: Microsoft Outlook 16.0
Thread-Index: AdMG/EubbtyAuni6Q6qVHwrZ9LMATw==

San Diego, CA (RestaurantNews.com) RAPID Inc. announces the launch of the HUNGR To Go – Mobile Ordering and Delivery app. HUNGR To Go makes it possible for customers to order from their favorite restaurants and have their food delivered directly to them with no limitation on distance. HUNGR uses the vast network of RAPID on-demand drivers to ensure quality and fast delivery times.

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Subject: re: Press Release update
Cc:
Bcc:
X-Eudora-Signature: <<No Default>>

Hi Aaron,

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To: "'Troy Brackett'" <troy@restaurantnews.com>
Subject: RE: Press Release update
Date: Thu, 27 Jul 2017 10:40:23 -0700
X-Mailer: Microsoft Outlook 16.0
Thread-Index: AQJAaJeOxTG/S70sMuA+vMur2V6KnAED2g67oYUMjFA=

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 front_image.jpg

 green_icon_512.jpg

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From: "Aaron Mortensen" <a.mortensen@rapidtnc.com>
To: "'Troy Brackett'" <troy@restaurantnews.com>
Subject: RE: Press Release update
Date: Thu, 27 Jul 2017 10:42:06 -0700
X-Mailer: Microsoft Outlook 16.0
Thread-Index: AQJAaJeOxTG/S70sMuA+vMur2V6KnAED2g67oYUPEfA=

Here is a link to the current release:

http://www.restaurantnews.com/rapid-launches-togo-mobile-delivery/

Aaron

From: Troy Brackett [mailto:troy@restaurantnews.com]
Sent: Thursday, July 27, 2017 10:31 AM
To: Aaron Mortensen <a.mortensen@rapidtnc.com>
Subject: re: Press Release update

Hi Aaron,

Thank you for the release. Did you have a title in mind? Also, would you happen to have a photo you would like to include? Perhaps this one from the Facebook page:

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Subject: RE: Press Release update
Date: Thu, 27 Jul 2017 10:45:31 -0700
X-Mailer: Microsoft Outlook 16.0
Thread-Index: AQJAaJeOxTG/S70sMuA+vMur2V6KnAED2g67oYUQI2A=

Also we don't need the press release resent by e-mail the web version updated on restaurantnews.com.

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Cc:
Bcc:
X-Eudora-Signature: <<No Default>>

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Delivered-To: troy@restaurantnews.com
Envelope-to: troy@restaurantnews.com
From: "Aaron Mortensen" <a.mortensen@rapidtnc.com>
To: <troy@restaurantnews.com>
Subject: RestaurantNews.com Press Release Question
Date: Mon, 7 Nov 2016 20:30:39 -0800
X-Mailer: Microsoft Outlook 16.0
Thread-Index: AdI5eLtuamG5RYPDTvaQm+EtWBZH6w==

Hi Troy,

Are you able to update a press release that we had you list about our software?

Thanks,

Aaron Mortensen
Hungr (formally ToGo)
A RAPID brand

Delivered-To: troy@restaurantnews.com
Envelope-to: troy@restaurantnews.com
To: "RestaurantNews.com" <troy@restaurantnews.com>
Subject: [RestaurantNews.com Contact] ToGO App correction
X-PHP-Script: www.restaurantnews.com/index.php for 99.43.4.32
From: Aaron Mortensen <a.mortensen@rapidtnc.com>
X-Originating-IP: 99.43.4.32
X-Mailer: WP Clean-Contact (www.restaurantnews.com)
Date: Mon, 07 Nov 2016 00:10:26 -0500

Hi,

Last Nov you posted a press release for us. By any chance would you be able to update the press release as it is using the wrong app name.

I can send you all the replacement text so you can just copy and paste.

Thanks,

Aaron

To: "Aaron Mortensen" <a.mortensen@rapidtnc.com>
From: Troy Brackett <troy@restaurantnews.com>
Subject: Re: RestaurantNews.com Press Release Question
Cc:
Bcc:
X-Eudora-Signature: <<No Default>>

Hi Aaron,

That would really be a new release as everything would need to be changed (the content, logo, image, title and URL). You can use the $20 option at the link below and I can just post the new release for you and can either delete the old one or set it to forward to the new one. Whichever you prefer let me know.

http://www.restaurantnews.com/press-release/

Thanks,
Troy Brackett
RestaurantNews.com

At 11:30 PM 11/7/2016, you wrote:
> Hi Troy,
>
> Are you able to update a press release that we had you list about our software?
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> Thanks,
>
> Aaron Mortensen
> Hungr (formally ToGo)
> A RAPID brand

Envelope-to: troy@restaurantnews.com
From: Aaron Mortensen <a.mortensen@rapidtnc.com>
Subject: Submitting Press release
Date: Thu, 19 Nov 2015 00:20:42 -0800
To: troy@restaurantnews.com
X-Mailer: iPhone Mail (13B143)

Hi,

I was looking at submitting a press release and was wondering on the two options for submitting a press release is the only difference the 100 partner sites, if so what's partner sites does that include?

Thanks,

Aaron

To: Aaron Mortensen <a.mortensen@rapidtnc.com>
From: Troy Brackett <troy@restaurantnews.com>
Subject: Re: Press Release
Cc:
Bcc:
X-Eudora-Signature: <<No Default>>

Hi Aaron,

Thank you for getting in touch. For Option 1 ($20) the releases would go to:

RestaurantNews.com
RestaurantMagazine.com
RestaurantNewsRelease.com
Google News

For Option 2 ($49), it would go to the above and the outlets listed at the following link:

http://www.restaurantnews.com/press-release/distribution-points/

Both options include being linked in our email newsletter.

If there's anything else, please let me know.

Thanks again!
Troy Brackett
RestaurantNews.com

At 10:24 AM 11/30/2015, you wrote:
> Hi Troy,
>
> I was interested in submitting a press release to restaurantnews.com and wanted to see who the other providers are that the company press release is sent to.
>
> Thanks,
> Aaron

To: "Aaron Mortensen" <a.mortensen@rapidtnc.com>
From: Troy Brackett <troy@restaurantnews.com>
Subject: RE: Press Release
Cc:
Bcc:
X-Eudora-Signature: <<No Default>>

Hi Aaron,

Just to make sure, the release is restaurant related, correct?

You can send the release to me along with any images and logo. Once payment is made we'll get to work on it.

Yes, it would appear in our email newsletter.

Thanks again!
Troy Brackett
RestaurantNews.com

At 02:44 PM 11/30/2015, you wrote:
> Hi Troy,
>
> Thanks for getting back to me. We will do the $49 dollar one. What are the
> next steps? Is it just a direct copy and paste or do you do any formatting
> on your side? And to confirm this will be included in the daily
> RestaurantNews.com newsletter that is sent out.
>
> Aaron
>
> -----Original Message-----
> From: Troy Brackett [mailto:troy@restaurantnews.com]
> Sent: Monday, November 30, 2015 11:40 AM
> To: Aaron Mortensen <a.mortensen@rapidtnc.com>
> Subject: Re: Press Release
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Cc:
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Thank you, Aaron. Would you like to use the following image from the website?

http://www.riderapid.com/assets/img/index/banner-index.jpg

Or maybe you have a less dark copy?

Troy Brackett
RestaurantNews.com

At 03:07 PM 11/30/2015, you wrote:
> Here is the press release. It is for our new ToGo app which offers ordering
> and delivery technology and service to restaurants. Let me know if that
> looks good for you and I will send over the paypal payment.
>
> -----Original Message-----
> From: Troy Brackett [mailto:troy@restaurantnews.com]
> Sent: Monday, November 30, 2015 11:53 AM
> To: Aaron Mortensen <a.mortensen@rapidtnc.com>
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> >Thanks,
> >Aaron

Envelope-to: troy@restaurantnews.com
From: "Aaron Mortensen" <a.mortensen@rapidtnc.com>
To: "'Troy Brackett'" <troy@restaurantnews.com>
Subject: RE: Press Release
Date: Mon, 30 Nov 2015 11:44:17 -0800
X-Mailer: Microsoft Outlook 16.0
Thread-Index: AQInzLCTXz96jSMQ1M+07LYtQiYHxgKOHe75nfNEM1A=

Hi Troy,

Thanks for getting back to me. We will do the $49 dollar one. What are the next steps? Is it just a direct copy and paste or do you do any formatting on your side? And to confirm this will be included in the daily RestaurantNews.com newsletter that is sent out.

Aaron

-----Original Message-----
From: Troy Brackett [mailto:troy@restaurantnews.com]
Sent: Monday, November 30, 2015 11:40 AM
To: Aaron Mortensen <a.mortensen@rapidtnc.com>
Subject: Re: Press Release

Hi Aaron,

Thank you for getting in touch. For Option 1 ($20) the releases would go to:

RestaurantNews.com
RestaurantMagazine.com
RestaurantNewsRelease.com
Google News

For Option 2 ($49), it would go to the above and the outlets listed at the following link:

http://www.restaurantnews.com/press-release/distribution-points/

Both options include being linked in our email newsletter.

If there's anything else, please let me know.

Thanks again!
Troy Brackett
RestaurantNews.com

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To: "'Troy Brackett'" <troy@restaurantnews.com>
Subject: RE: Press Release
Date: Mon, 30 Nov 2015 12:07:32 -0800
X-Mailer: Microsoft Outlook 16.0
Thread-Index: AQInzLCTXz96jSMQ1M+07LYtQiYHxgKOHe75Aa4x2hcB5qaOaZ3Wo+bg

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Hi Aaron,

Just to make sure, the release is restaurant related, correct?

You can send the release to me along with any images and logo. Once payment
is made we'll get to work on it.

Yes, it would appear in our email newsletter.

Thanks again!
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 TOGO_PRESS_RELEASE_11302015.pdf

 togoapp_logo.jpg

To: "Aaron Mortensen" <a.mortensen@rapidtnc.com>
From: Troy Brackett <troy@restaurantnews.com>
Subject: RE: Press Release
Cc:
Bcc:
X-Eudora-Signature: <<No Default>>

Thank you, Aaron. First links are below. I'll send you a full list later today.

On RestaurantNews.com
http://www.restaurantnews.com/rapid-launches-togo-mobile-delivery/

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  Or maybe you have a less dark copy?

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From: "Aaron Mortensen" <a.mortensen@rapidtnc.com>
To: "'Troy Brackett'" <troy@restaurantnews.com>
Subject: RE: Press Release
Date: Mon, 30 Nov 2015 13:03:58 -0800
X-Mailer: Microsoft Outlook 16.0
Thread-Index:
AQInzLCTXz96jSMQ1M+07LYtQiYHxgKOHe75Aa4x2hcB5qaOaQH5fWRZAaAcKsWduedCwA==

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 togo_app_hand.jpg

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From: "Aaron Mortensen" <a.mortensen@rapidtnc.com>
To: "'Troy Brackett'" <troy@restaurantnews.com>
Subject: RE: Press Release
Date: Mon, 30 Nov 2015 14:01:06 -0800
X-Mailer: Microsoft Outlook 16.0
Thread-Index:
AQInzLCTXz96jSMQ1M+07LYtQiYHxgKOHe75Aa4x2hcB5qaOaQH5fWRZAaAcKsUBJvY85QG/n6JcnaLCj4A=

Thanks... I just sent the Paypal payment.

Aaron

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From: Troy Brackett [mailto:troy@restaurantnews.com]
Sent: Monday, November 30, 2015 1:37 PM
To: Aaron Mortensen <a.mortensen@rapidtnc.com>
Subject: RE: Press Release

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To: "Aaron Mortensen" <a.mortensen@rapidtnc.com>
From: Troy Brackett <troy@restaurantnews.com>
Subject: RE: Press Release
Cc:
Bcc:
X-Eudora-Signature: <<No Default>>

Hi Aaron,

Links to today's press release are below.

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http://www.restaurantnews.com/rapid-launches-togo-mobile-delivery/

On Google News
http://bit.ly/zBOoM0

On RestaurantMagazine.com
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On RestaurantNewsRelease.com
http://www.restaurantnewsrelease.com/rapid-launches-togo-mobile-delivery/8557480/

On Twitter
http://www.twitter.com/restaurantnews1

On Facebook
https://www.facebook.com/pages/Restaurant-News/508173275884863

And across our other distribution points:
http://www.restaurantnews.com/press-release/distribution-points/

It was also posted to LinkedIn, and will be linked in our email newsletter tomorrow morning.

Thank you again for allowing us to serve you. Your business is very much appreciated.

Troy Brackett
RestaurantNews.com

At 05:01 PM 11/30/2015, you wrote:
> Thanks... I just sent the Paypal payment.
>
> Aaron
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Envelope-to: troy@restaurantnews.com
From: Aaron Mortensen <a.mortensen@rapidtnc.com>
Subject: Press Release
Date: Mon, 30 Nov 2015 07:24:43 -0800
To: troy@restaurantnews.com
X-Mailer: iPhone Mail (13B143)

Hi Troy,

I was interested in submitting a press release to restaurantnews.com and wanted to see who the other providers are that the company press release is sent to.
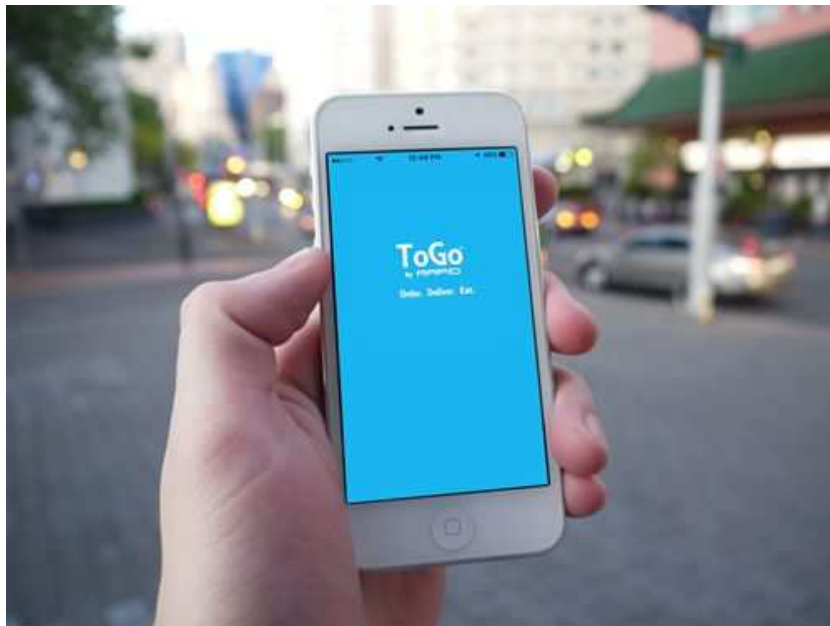
Thanks,
Aaron

EXHIBIT D

Restaurant News Release
Restaurant News and Press Release Distribution

Home   About   Contact   Privacy Policy   Submit Release

RAPID Launches ToGo Mobile Delivery

Monday, November 30th, 2015

Tweet

Available now for QSR, Fast-Casual and Dine-in restaurants.

San Diego, CA (Restaurant News Release) RAPID Inc. announces the launch of the ToGo – Mobile Ordering and Delivery app. ToGo makes it possible for customers to order from their favorite restaurants and have their food delivered directly to them with no limitation on distance. ToGo uses the vast network of RAPID on-demand drivers to ensure quality and fast delivery times.

Restaurant operators will enjoy the convenience when orders are automatically sent to the restaurant and paid for, thus reducing the man power needed to offer mobile ordering and delivery. Both single unit and multiunit restaurants can use ToGo. Each restaurant location can receive orders independently while still providing overall reporting of all locations.

"The launch of ToGo expands our platform to offer more convenience to our users. We have made it simple for restaurants to receive orders without needing extra manpower

Latest Restaurant News

Leave the Cooking to El Fenix this Holiday Season
Snuffer's Plays Santa, Makes Stocking Stuffing Easy
Calhoun's Restaurant featured in major motion picture 'A Walk In The Woods'
Two Months Into It, McDonald's All-Day Breakfast Is Increasing Visits and Luring In New Customers, Finds NPD
Krispy Kreme's Day of the Dozens Returns
Baskin-Robbins Unleashes The Force At Shops Nationwide With New Star Wars-Inspired Ice Cream Cakes
Hooters Raises Record-Setting $811,000 in Fight Against Breast Cancer
Pie Five Takes Pizza to Tasty New Heights in Colorado
Paris Baguette – 5 New Franchisees Join the Paris Baguette Family
Dickey's Barbecue Pit Adds to Holiday Supply to Offer Signature Holiday Feasts
Bad Daddy's Burger Bar is Serving its Diners Under a Roll-A-Cover Retractable Enclosure
Texas Chicken Opens First of 70 Restaurants in Thailand
Sunny Street Café Reimagines Comfort Food
Wienerschnitzel Gets Festive with New Candy Cane Shake
Skechers' President Michael Greenberg Appointed To Board Of Directors Of Gene Simmons And Paul Stanley's Rock & Brews Restaurant Brand

which helps increase sales and overall reach to customers who may otherwise not have purchased."
Vince DeNatalie, Branding Manager

The Delivery drivers come from the RAPID on-demand platform and are background checked and reviewed with each trip to ensure that the highest level of service is provided. Each delivery driver uses insulated food carriers to help keep food at the best temperature possible.

Restaurants pay a small monthly fee of just $30 to be connected to ToGo and then a small percentage from the food orders received. 24/7 support will be available to both users and restaurants. By using ToGo restaurants increase their sales and reach a larger customer base.

Restaurants that want to sign-up and take advantage of the discounts being offered currently can do so at: http://join.togoapp.com

ToGo will be available for both iOS and Android devices.

RAPID Inc. is an on-demand technology platform based in sunny San Diego, California. Offering unique features and no-surge pricing make using RAPID the preferred choice.

If you would like more information about ToGo or the RAPID platform, please contact Aaron Mortensen at 760.888.6425 or email at a.mortensen@rapidtnc.com.

Contact:
Aaron Mortensen
760-888-6425
a.mortensen@rapidtnc.com
www.togoapp.com