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

Proceeding	91242958
Party	Plaintiff James Conway, Rohan Campbell, Yusuf Boyd
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Attachments	Opposers Rebuttal Trial Period Disclosures 12.14.20.pdf(187036 bytes)

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

James A. Conway, Rohan Campbell,)	
Yusuf A. Boyd,)	
)	
Opposers,)	Opposition No. 91242958
v.)	Serial No. 87576804
)	
Anthony L. Jones,)	Mark: MASONIC RIDERS,
)	FAITH, CHARITY, BIKER
)	LOVE, HOPE
Applicant.)	

**OPPOSERS/PLAINTIFFS’
REBUTTAL PRETRIAL DISCLOSURES**

Pursuant to 37 C.F.R. § 2.121(e), TBMP § 702.01 and Federal Rule of Civil Procedure 26(a)(3), Opposers/Plaintiffs, James A. Conway, Rohan Campbell, and Yusuf A. Boyd (“Opposers” or “Plaintiffs”), by and through the undersigned counsel, hereby provide the following Rebuttal Pretrial Disclosures to Applicant/Defendant Anthony L. Jones (“Applicant” or “Defendant”). Plaintiffs incorporate by reference as if fully set forth herein all their prior Pretrial Disclosures. Plaintiffs also reserve the right to amend, supplement or otherwise revise these Rebuttal Pretrial Disclosures.

I. Identification of Witnesses

A. During their Rebuttal Trial Period, Plaintiffs may take testimony from the following witnesses. *Although contact information is provided, witnesses 1-9 should only be contact through the undersigned counsel, Nicole D. Galli.*

1. Yusuf Ali Boyd – Founder and owner of the Masonic Riders Motorcycle Club (“MRMC”). 10646 Ashford Cir, Waldorf, MD 20603, (202) 365-6507, mister_boyd@hotmail.com. Mr. Boyd has knowledge of the creation and ownership of MRMC, its business structure, ownership and

leadership of the MRMC at all times relevant during this dispute, patch design and history of the creation, adoption and use of Plaintiffs' Trademarks US Applications Serial Nos. 88065668, 88065670, and 88065662 (herein "Plaintiffs' Trademarks"), ownership of Plaintiffs' Trademarks, the attempt by Defendant to usurp the ownership and membership of the MRMC and Plaintiffs' Trademarks, Defendant's expulsion from the MRMC, and the likelihood of confusion between Plaintiffs' Trademarks and Applicant's trademark. Mr. Boyd is also knowledgeable about the matters discussed in Plaintiffs' Notice of Opposition.

2. James Anthony Conway - Founder and owner of the MRMC. 15073 Copper Turtle Place, Woodbridge, VA 22193, (703) 731-3609, conwayja@hotmail.com. Mr. Conway has knowledge of the creation and ownership of MRMC, its business structure, ownership and leadership of the MRMC at all times relevant during this dispute, patch design and history of the creation, adoption and use of Plaintiffs' Trademarks, ownership of Plaintiffs' Trademarks, the attempt by Defendant to usurp the ownership and membership of the MRMC and Plaintiffs' Trademarks, Defendant's expulsion from the MRMC, and the likelihood of confusion between Plaintiffs' Trademarks and Applicant's trademark. Mr. Conway is also knowledgeable about the matters discussed in Plaintiffs' Notice of Opposition.

3. Rohan Sean Campbell - Founder and owner of the MRMC. CMR 469, Box 934, APO AE 09227, (817) 704-0009, campbellrohan2004@gmail.com. Mr. Campbell has knowledge of the creation and ownership of MRMC, its business structure, ownership and leadership of the MRMC at all times relevant during this dispute, patch design and history of the creation, adoption and use of Plaintiffs' Trademarks, ownership of Plaintiffs' Trademarks, the attempt by Defendant to usurp the ownership and membership of the MRMC and Plaintiffs' Trademarks, Defendant's expulsion from the MRMC, and the likelihood of confusion between Plaintiffs' Trademarks and Applicant's trademark. Mr. Campbell is also knowledgeable about the matters discussed in Plaintiffs' Notice of Opposition.
4. Richard D. Williams III - Masonic Riders M. C., National President- 16452 Kramer Estate Drive, Woodbridge, VA 22191, (703) 200-6568, williamsr357@gmail.com. Mr. Williams has knowledge of the creation and ownership of MRMC, its business structure, ownership and leadership of the MRMC at all times relevant during this dispute, patch design and history of the creation, adoption and use of Plaintiffs' Trademarks, ownership of Plaintiffs' Trademarks, the attempt by Defendant to usurp the ownership and membership of the MRMC and Plaintiffs' Trademarks, Defendant's expulsion from the MRMC, and the likelihood of confusion between Plaintiffs' Trademarks and Applicant's trademark.
5. Brian Dull - Allstar Sports, Inc., Owner and CEO - 2592 Dynasty Loop, Woodbridge, VA 22192, (703) 490-0337, brian.dull@comcast.net. Mr.

Dull is the owner and CEO of Allstar Sports, Inc which is the business that was hired by Mr. Conway to create and produce the logos included in Plaintiffs' Trademarks, *i.e.*, the current patch design and previous patch designs ("colors") used by MRMC and then printed or applied by Mr. Dull's company on all club apparel. Mr. Dull and his company have designed and produce logos for numerous motorcycle clubs since at least the 1990s. He will testify as to the importance of protecting a club's "colors" and his company's role in that, including that his company only accepts orders from and provides a club's "colors" to persons authorized to act on the club's behalf. He will further testify that Mr. Jones was never an authorized person on the MRMC account.

6. Beverly Morgan Jr., MRMC National Chaplain, Woodbridge, VA, Butch.morgan@dot.gov, 703-409-8100. Mr. Morgan is a member of the MRMC Woodbridge Chapter and serves as National Chaplain. He has been a MRMC member since 2008. Mr. Morgan will testify about the ownership of the MRMC and Plaintiffs' Trademarks by Plaintiffs, as well as the authorized use of the MRMC trademarks by members of the MRMC in furtherance of MRMC charitable and club activities. Mr. Morgan will further testify that Mr. Jones only had rights to use Plaintiffs' Trademarks while a member of the MRMC and to the best of his knowledge, information and belief, does not own Plaintiffs' Trademarks.
7. Mike Wells, MRMC President of the Roanoke VA Chapter, Roanoke, VA, 2ball0123@gmail.com, 540-293-6576. Mr. Wells is a member and President of the MRMC Roanoke VA Chapter. He has been a MRMC

member since 2008. Mr. Wells will testify about the ownership of the MRMC and Plaintiffs' Trademarks by Plaintiffs, as well as the authorized use of the MRMC trademarks by members of the MRMC in furtherance of MRMC charitable and club activities. Mr. Wells will further testify that Mr. Jones only had rights to use Plaintiffs' Trademarks while a member of the MRMC and to the best of his knowledge, information and belief, does not own Plaintiffs' Trademarks.

8. Shavode Walker, MRMC National Sgt. at Arms, Murrieta, CA
Shavode@gmail.com, 773-633-9169. Mr. Walker is a member of the MRMC San Diego Chapter and serves as National Sgt. at Arms. He has been a MRMC member since 2013. Mr. Walker will testify about the ownership of the MRMC and Plaintiffs' Trademarks by Plaintiffs, as well as the authorized use of the MRMC trademarks by members of the MRMC in furtherance of MRMC charitable and club activities. Mr. Walker will further testify that Mr. Jones only had rights to use Plaintiffs' Trademarks while a member of the MRMC and to the best of his knowledge, information and belief, does not own Plaintiffs' Trademarks.
9. Anselmo de la Cruz, National Vice President, Colorado Springs, Colorado, cyclopsmrmc@gmail.com, 719-440-2312. Mr. de la Cruz is a member of the MRMC Colorado Springs Chapter and serves as National Vice president. He has been a MRMC member since 2009. Mr. de la Cruz will testify about the ownership of the MRMC and Plaintiffs' Trademarks by Plaintiffs, as well as the authorized use of the MRMC trademarks by members of the MRMC in furtherance of MRMC charitable and club activities. Mr. de la Cruz will further testify that Mr.

Jones only had rights to use Plaintiffs' Trademarks while a member of the MRMC and to the best of his knowledge, information and belief, does not own Plaintiffs' Trademarks.

10. Kevin Searcy - Masonic Riders M.C., Augusta, GA, President. 4769 Billie J Drive, Augusta, GA 30908, (706) 288-5555, kvnjrcy@yahoo.com. Mr. Searcy is an Original Member of the Masonic Riders M.C. Augusta Chapter and former National Vice President prior to Mr. Anthony Jones being appointed as its National Vice President. Mr. Searcy is knowledgeable about the use or non-use of Applicant's mark by Applicant, the use of Plaintiffs' Trademarks by Plaintiffs, and the subject matters in his signed (but unsworn) statement provided to Defendant and submitted in this matter.
11. Ambroga Carson – Masonic Riders M.C. Augusta, Ga, Sgt At-Arms- 5250 Kate Cove Trussville, Al 35173, (843)-263-1121, ACarson0908@aol.com. Mr. Carson is knowledgeable at least about the use or non-use of Applicant's Trademark by Applicant, the use of Plaintiffs' Trademarks by Plaintiffs, and the subject matters in his signed (but unsworn) statement provided to Defendant and submitted in this matter.
12. Randell Robinson – Masonic Riders M.C. Jacksonville, NC President, 207 Knoll Way Hubert, NC 28539, (910) 381-0033, Dominologi@yahoo.com. Mr. Robinson is knowledgeable at least about the use or non-use of Applicant's Trademark by Applicant, the use and ownership of Plaintiffs' Trademarks by Plaintiffs, and the subject matters in his declaration submitted in this matter.

13. Any witnesses from whom testimony was taken in Defendant's 30-Day Trial Period or has otherwise been identified as a witness by Defendant.
14. Any current and former member of the MRMC
15. Any current and former applicant for membership in the MRMC
16. Any custodians of records necessary to authenticate documents

II. Identification of Exhibits

Pursuant to 37 C.F.R. § 2.121(e), TBMP § 702.01 and Federal Rule of Civil Procedure 26(a)(3), Plaintiffs' may use some or all of the following documents and exhibits during their Rebuttal Trial Period:

- A. All attachments to Plaintiffs' Notice of Opposition in the captioned matter dated August 11, 2018, TTAB Dkt. No. 1.
- B. All documents relating to Plaintiffs' Trademarks including the file history with the US Patent and Trademark Office ("USPTO").
- C. All documents relating to Applicant's Trademark including the file history with the USPTO.
- D. All documents included in Plaintiffs' filings with the TTAB in the captioned matter on September 4, 2019, TTAB Docket Nos. 18 and 19.
- E. By-laws of the MRMC first promulgated in 2007, amended in 2011 and again amended in 2017.
- F. All documents regarding the creation, adoption, use by Plaintiffs and ownership of Plaintiffs' Trademarks
- G. All documents relating to the MRMC's account with Allstar Sports Inc. including but not limited to logo files, associated patches and "colors", and list of authorized MRMC contacts.

H. All documents regarding the ownership, membership and leadership of the MRMC during all times relevant to the instant dispute.

I. Defendants' Answer (Dkt. 4) and all exhibits thereto.

Pursuant to 37 C.F.R. § 2.121(e), TBMP § 702.01 and Federal Rule of Civil Procedure 26(a)(3), Plaintiffs reserve the right to use other documents and exhibits during their Rebuttal Trial Period.

Dated: December 14, 2020

Respectfully Submitted,

/s/Nicole D. Galli
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Attorney for Opposers/Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on December 14, 2020, a true and correct copy of the foregoing OPPOSERS/PLAINTIFFS' REBUTTAL PRETRIAL DISCLOSURES was served upon:

Applicant via email:
Anthony Jones
anthony.l.jones3@gmail.com

/s/ Nicole D. Galli
Nicole D. Galli