

ESTTA Tracking number: **ESTTA978933**

Filing date: **06/06/2019**

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

|                           |   |
|---------------------------|---|
| Proceeding                | 92068416  |
| Party                     | Defendant<br>Aughts LLC   |
| Correspondence<br>Address | AUGHTS LLC<br>6226 Roudsby Lane<br>Alexandria, VA 22315<br>UNITED STATES<br>aughts@gmail.com, jes@salang.co<br>202-650-3943 |
| Submission                | Opposition/Response to Motion   |
| Filer's Name              | Jesus D Salang  |
| Filer's email             | aughts@gmail.com  |
| Signature                 | /Jesus D Salang/  |
| Date                      | 06/06/2019  |
| Attachments               | Amtgard Response to TTAB Order on April 28 2019- CN 92068416 and RN 5215471.pdf(3503513 bytes )                             |

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

Amtgard International, c/o counsel  
Petitioner  
v.  
AUGHTS LLC  
Respondent

Cancellation No. 92068416  
  
Reg. No. 5215471  
Amtgard

**ANSWER AND RESPONSE TO COURT TO HONORABLE JUDGES  
TAYLOR, HIGHTOWER and LYNCH**

The following is the Answer and Response of AUGHTS LLC (hereinafter “Registrant” or “Respondent”) to the Petitioner’s motion filed on Court’s request on April 28, 2019 to the Cancellation No. 92068416. Registrant hereby responds, solely for the purpose of this proceeding, to respond on point to Court’s concerns for more information, evidence and pleading. Further, this is to also refute claims and to object unfairness of fraud accusation as 1) Petitioner’s reprisal for Respondent pointing out alleged tax fraud by inaccurate IRS form 990Ns since organization’s inception and which only recently tried to correct when called out. (e.g. Petitioner in patently inaccurate if not fraudulent IRS filings for this and Amtgard Food Fight which is a charity fraud perpetuated by Petitioner), and 2) unfair lateness of adding fraud in proceedings per Federal Rules of Civil Procedure (Rule 9(b) and Rule 12). Respondent thanks the Court for their wisdom and allowance to further provide evidence of key points highlighted by Court – namely seniority of use of mark by AUGHTS LLC in board game trade (reformed in Virginia officially July 2013 for creative works in board games, while Petitioner’s Amtgard International only formed in October 2015 in Colorado then moved to Texas) and policing enforcement of the mark in 2017 and 2018 which negates accusation of abandonment.

To address the Court’s concerns that Respondent did not show evidence that Amtgard Kingdom of the Burning Lands did not exist at the time the May 30, 2017 USPTO granting of the federal trademark registration here are the following facts per the Texas Secretary of State Business site:

- Amtgard Kingdom of the Burning Lands was involuntarily dissolved in November 23, 1994.
- It was revived again in March 28, 2006, and was involuntarily dissolved again in October 31, 2007 – in both instances no reinstatement (revival) was issued until August 24, 2017.
- The record shows Texas declared a tax forfeiture in February 8, 2013, which made their dissolution and charter revocation explicit for multiple failures in compliance.
- Despite additional filings, the only time a reinstatement was made official was on August 24, 2017. See Exhibit N in particular item #758721850001. Note that the organization renamed is Amtgard Kingdom of Emerald Hills, which is not one of the seven (7) kingdoms with nonprofit organizations in 2013 recognized by the Respondent.

Federal IRS revoked tax 501(c)(3) status Amtgard Kingdom of Burning Lands in June 2010. A search of non-Taxable entities shows that neither Amtgard of Burning Lands nor Amtgard

International are in the state of Texas records. See Exhibit O. Only Amtgard Celestial Kingdom, one of the original seven (7) nonprofit organizations formed prior to 2013 that is recognized by Respondent AUGHTS LLC as part of the supplemental registered to permit use. Further note that in order to learn of these filings, one has to put in a credit card number and search the Secretary of Texas commission site, thus not readily publically available. See Exhibits C & K.

As for amending for the alleged fraud, Respondent objects as a matter of Fed. R. Civ. P. 9, Special Matters. Particularly per Fed. R. Civ. P. 9(b), “In alleging fraud or mistake, a party must state with particularity the circumstances constituting fraud or mistake.” Further, Petitioner must set forth the source of the information and the reasons of their belief. See e.g., *Romani v. Shearson Lehman Hutton*, 929 F.2d 875, 878 (1st Cir. 1991). Further, in *Iqbal*, the Court held that a claim “has facial plausibility when the plaintiff pleads factual content that allows the court to draw the reasonable inference that the defendant is liable for the misconduct alleged.” *Ashcroft v. Iqbal*, 556 U.S. 662, 667-78 (2009). Here the Petitioner has failed to prove factual content. It is speculative and are baseless accusations that do not fulfill the factors. The U.S. Supreme Court created a strict balancing test under the strong inference language of the Private Securities Litigation Reform Act (PLSRA). *Tellabs, Inc. v. Makor Issues & Rights*, 551 U.S. 308 (2007).

Respondent counters the claim, that fraud being committed here is Petitioner claiming transfer of intellectual property from a company that was forfeited and nonexistent until August 24, 2017, see capture of live stream video on YouTube by Amtgard International on July 1, 2016. See exhibit Z (URL last visited June 6, 2019, <https://www.youtube.com/watch?v=8ulwcCBLMPA&t=17s>). In fact Petitioner’s incriminating statements made in the YouTube video show they are the ones committing and communicating knowing fraud after the trademark was already granted to Respondent, see attached Exhibit Z (contained in large nearly 1 GB media to be mailed to both Court and opposing counsel; URL last visited June 6, 2019). There is fraud in the inducement by speakers wearing shades in the video: Ben Glicker (game name Randall), Brennen Meiners (game name Gordon Freeman), Jason D. Hohenstreiter (game name Goldcrest), J.P. Prentiss (their of counsel lawyer, Colorado Bar member; game name Medrynn) and current president Kent Patten (game name Kord). They know the forfeited Texas company, Amtgard Kingdom of the Burning Lands, was not in existence yet they claimed they were able to transfer questionable intellectual property to Amtgard International a Colorado company formed in October 5, 2015.

In Petitioner’s own U.S. District Court for the Eastern District of Texas, the federal court applied the heightened pleading standards under Federal Rules of Civil Procedure 9(b) and 12(b)(6) in dismissing claims. See *Guey Ming Yeh & Ling Ping Lin v. Safeco Insurance Company of Indiana*, No. 4:18-CV-00026, 2018 WL 1858151 (E.D. Tex. April 18, 2018). The court there discussed Rule 12(b)(6) (requiring that the complaint assert facts, if accepted as true, state a plausible claim for relief) and Rule 9(b) (in part requiring that “[i]n alleging fraud or mistake, a party must state with particularity the circumstances constituting fraud or mistake.”). The court further noted that Rule 9(b) requires particularity in the pleadings, setting forth “the who, what, when, where, and how” the fraud occurred and “[a] plaintiff pleading fraud must ‘specify the statements contended to be fraudulent, identify the speaker, state when and where the statements were made, and explain why the statements were fraudulent.’” Lastly, that court noted that

“[c]laims alleging ... fraud, fraudulent inducement, fraudulent concealment, and negligent representation are subject to” the heightened pleading requirements of Rule 9(b).

Here are pleaded points that match evidence and exhibits with restatements including referenced exhibits for proof:

1. The Respondent filed for trademark protection for board game for Amtgard in supplemental registry. Respondent claims priority as first organization to use mark for class 28 board game of Amtgard. See Aughts LLC senior formation in July 2013 as a creative board game company, see exhibit A-1. <https://sccefile.scc.virginia.gov/Business/S4634954>; owner has been using the mark as a board game earlier in 2012 and also owns the copyright for the Amtgard series which is registered at the Copyright Office, Library of Congress, and registration number: TXu002025464. See exhibit P – copyright record.

2. The Petitioner filed for cancellation for their claimed live action events calls AMTgard (see filing and note different spelling, pronunciation and capitalization). By their own filing there can be no confusion. See the initial cancelation record of this case 92068416.

3. The Petitioner does not sell board games. The Respondent sells board games. See [amtgard.co](http://amtgard.co) (last visit June 5, 2019) where game is advertised and sold. See exhibits L and M – screenshots from Respondent’s website. The board pieces can be customized upon request, are hand painted, which is a costly, but satisfying customization process as made-to-order. This refutes the claim of non-use.

4. The Respondent (AUGHTS LLC) reorganized formally in July 2013 as a creative business board game which will be cloud based gaming. See Exhibit A-2. <https://sccefile.scc.virginia.gov/Business/S4634954> (URL last visit June 5, 2019) – prior to this Respondent did a variety of business solutions for clients such as Simon Properties and the U.S. Federal Court of Appeals.

5. The Petitioner formed as a nonprofit organization on October 5, 2015 in Colorado. See Exhibit C-2. Also see how odd it is that the Petitioner reported over \$18,000 revenue raised in 2018 in its State filing, yet in its IRS Federal filing, it reported zero (0) revenue. Clearly, it shows that Amtgard International having been only founded in October 5, 2015 in Colorado. See [https://nanopdf.com/download/ein-taxpayer-name-sort-name-address-city-76\\_pdf](https://nanopdf.com/download/ein-taxpayer-name-sort-name-address-city-76_pdf) (URL accessed - June 5, 2019 – see line 1025 – yellow added for emphasis); note address changed from 2022 Rosebud. The Adobe PDF file itself is very large.

| 1    | Principal Name of Organization | Registration Number | EIN        | Principal Address 1 | Principal City | Principal Coun | Principal State | Principal Zip | Phone      | Type of Organization  | Date Established |
|------|--------------------------------|---------------------|------------|---------------------|----------------|----------------|-----------------|---------------|------------|-----------------------|------------------|
| 1025 | AMTGARD INTERNATIONAL, INC.    | 20173011226         | 81-0817813 | 606 TURNEY DR.      | EL PASO        | DALLAS         | TX              | 79902         | 7209898768 | NONPROFIT CORPORATION | 10/5/2015        |

See Exhibit B. Colorado nonprofit data and financials

<https://www.sos.state.co.us/pubs/charities/CharitableOrganizationsDataExtract.xls> (URL last visit June 5, 2019)

<https://www.sos.state.co.us/pubs/charities/reports/.../Table11-CharitiesFinancialsAll.xlsx> (URL last visit June 5, 2019)

[http://www.hipaaspace.com/ein/ein\\_verification/810817813](http://www.hipaaspace.com/ein/ein_verification/810817813) (URL last visit June 5, 2019)

6. The Respondent started developing and selling board games in 2012. See amtgardia.com.

7. The Respondent started public promotion of board games in 2013 using Amtgard mark as a LLC. Further, Respondent is claiming a five (5) year presumption of the mark for board games. See filing.

8. The Respondent filed for trademark protection in February 2016. The Respondent gained the five year presumption by at least this point in using the mark for board game which is currently on public sale at amtgard.co. The Respondent was granted the mark in May 30, 2017. The Petitioner sent Respondent threatening letters and “bans” in social media, harassment, including one with penis and scrotum, watermarks. See Exhibit D-1. Also see fake service of process purporting to be from a Texas court, yet court number is missing and no such court case exists. See Exhibit D-2 (Petitioner fraudulently used a Virginia service processor with no court case).

9. The Respondent released a public statement allowing use of nonprofits incorporated prior 2013 using the mark as an act of good faith. This is true for seven (7) organizations (“kingdoms”) that were properly registered nonprofits. See Respondent’s statement [http://amtgardia.com/assets/AmtgardJuneLetter2017\\_final.pdf](http://amtgardia.com/assets/AmtgardJuneLetter2017_final.pdf) See Exhibit G – letter reinforcing supplemental registry and permitting use prior to 2013 by legal organizations.

10. The Petitioner claims priority through a nonprofit organization called Amtgard Kingdom of Burning Lands, however, that Texas based organization ceased to exist in June 2010 and formally revoked, only recently reinstated in August 2017. This Texas nonprofit organization is not the same as the Petitioner, clearly a Colorado based organization only formed in October 2015. During the purported “transfer” of rights, the organization did not legally exist. See Exhibits C-1, C-2, C-3, C-4, C-5, C-7 and C-8 below:

- Exhibit C-1-Texas showing forfeiture of Amtgard Kingdom of the Burning Lands – 465227968469 (code)
- Exhibit C-2 - showing Amtgard International only formed in October 5 2015 not same as Burning Lands
- Exhibit C-3 - showing officers are distinct from Amtgard International as a separate entity - BUSINESS ORGANIZATIONS INQUIRY - VIEW ENTITY
- Exhibit C-4 - IRS revocation of Amtgard Kingdom of Burning Lands of 501(c)(3) status in June 15, 2010.
- Exhibit C-5 - showing revival in August 2017 but not the same organization - nowhere is Amtgard International mentioned – 758721850001 (code)
- Exhibit C-6 - shows original Amtgard Inc had been dissolved since November 23, 1994 – 5784108 (code)
- Exhibit C-7 - Texas filing showing registered agent – 308107410002
- Exhibit C-8 - showing Amtgard Burning Lands as a separate entity only recently revived in 2017 but not same as Amtgard International - BUSINESS ORGANIZATIONS INQUIRY - VIEW ENTITY

- Exhibit K – shows registered agent as Kent Patten for Amtgard International.

11. To refute the claim of abandonment, Respondent shows some examples of enforcement. See Exhibit E. This shows Respondent policing the mark against Amtgard International and allowing use of mark by Mr. Joel Palmer at the GenCon, which is one of the largest Board Gaming convention in 2017. The letter is provide to GenCon to allow use of the mark at Indianapolis, Indiana.

12. Further, see Exhibit F. Showing Respondent policing the mark against unauthorized use of “Capital Games LLC” (which in itself is an infringement of Electronic Arts) by the same former president of Amtgard International, who recently and abruptly resigned during these proceedings, Jason D. Hohenstreiter, game name “Goldcrest.” See Exhibit F - letter to Music and Gaming (MAGFest) organization and lawyer to enforce the mark in 2018. Also see Exhibit Q – Mr. Hohenstreiter.

13. Finally, Petitioner has unclean hands and has repeated acted in bad faith. Here is an example of recently resigned AI president defaming, shaming and bullying in a racist manner, a poor minority player on his commercial Warlord game sports. Which he was inuring income by using the nonprofit organization of Amtgard International and exploiting labor laws and not reporting taxes at his company Warlord Sports / Medieval Fight Club International of Dallas, Texas. See Exhibit R - screenshots of Mr. Brennan Meiners (game name Gordon Freedman) bullying a poor minority player. Mr. Meiners and others leaving will not absolve them of their conduct nor will alleged tax evasion combined with mail fraud with charity fraud schemes has no statute of limitation for which federal, state and provincial governments in this continent will have its due.

### **Prayer for relief**

Respondent prays that this Court deny the motion to amend for an unfair fraud allegations, when Petitioner themselves have commit fraudulent conduct as shown above. Petitioner does not have clean hands nor is the timeliness of the amendment fair for Respondent with the additional burden of defense. Note that both attorney and defendant are one and the same that if the Court did allow the fraud amended motion to prevail, that Respondent will have no choice but to plead for the Constitutional rights of the fifth amendment and remove this case to a federal civil court to recover damages to Defendant’s reputation, extended additional time and legal expense in defending this case. Respondent also that Petitioner’s additional motions filed in February 7, 2019 and subsequently on late night on May 16 and May 28, 2019 be denied per the arguments and exhibits show above. Respondent requests more time to address these later filings.

Because of the threats and bullying inflicted by the Petitioner and its agents, Respondent has been unable to sponsor and support annual community events such ranging from the City of Alexandria, Scottish Christmas Campagna Campaign charity drive to the Children’s Hospital for the King’s Daughters. Respondent is unable to sell more games online due to repeated threats online and harassment from agents of Petitioner. A portion of proceeds of the sale of the board game were meant to help local and national charities that fight bullying and help children’s hospitals. It was also meant to help struggling nonprofit organizations of the game legally raise

money and obey federal, state, and local laws. What Respondent has done is in good faith and to protect all past, present and future players of Amtgard from Petitioner's harassment and bullying.

Respectfully submitted,  
by: /s/ *Jesus D. Salang, Esq.*  
*6226 Roudsby Lane*  
*Alexandria, VA 22315*  
Attorney for AUGHTS LLC

**CERTIFICATE OF SERVICE**

I hereby certify that on D-Day, June 6, 2019 a true and correct copy of the foregoing document and exhibits (next page – media will be mailed) were served on counsel of record for Petitioner: Paul V. Storm, Esq. & J. Michael Thomas, Esq.

Foley and Lardner LLP  
2021 McKinney Avenue, Suite 1600  
Dallas, Texas 75201  
Email: [pvstorm@foley.com](mailto:pvstorm@foley.com), [jmthomas@foley.com](mailto:jmthomas@foley.com)  
/s/ *Jesus D. Salang, Esq.*

***EXHIBITS (mentioned in discovery)***

**List of Exhibits**

Exhibit A-1 - Aughts LLC certificate of existence 10 JUN 2015.pdf

Exhibit A-2 - also showing current standing of Aughts LLC reformed as gaming company in 2013.pdf

Exhibit B - Showing Amtgard International not filing IRS 990 properly and formed only in October 2015

Exhibit C-1- showing forfeiture of Amtgard Kingdom of the Burning Lands - 465227968469

Exhibit C-2 - Amtgard International only formed in October 5 2015 not same as [Amtgard Kingdom of] burning lands

Exhibit C-3 - showing officers are distinct from Amtgard International as a separate entity - BUSINESS ORGANIZATIONS INQUIRY - VIEW ENTITY

Exhibit C-4 - IRS revocation of Amtgard Kingdom of Burning Lands

Exhibit C-5 - showing revival in August 2017 but not the same organization - nowhere is Amtgard International mentioned – 758721850001

Exhibit C-6- shows original Amtgard Inc had been dissolved since 1994 – 5784108

Exhibit C-7- Texas filing showing registered agent – 308107410002

Exhibit C-8 - showing Amtgard Burning Lands as a separate entity only recently revived in 2017 but not same as Amtgard International - BUSINESS ORGANIZATIONS INQUIRY - VIEW ENTITY

Exhibit D-1 – AI [Amtgard International] Initial Letter with Penises and Scrotums watermark

Exhibit D-2 - Fake Service of Process - no Court Number nor case - Courier Document\_6.28.16

Exhibit E- Police of mark in 2017 for permission to use mark by Joel Palmer at GenCon Webmail

Exhibit F - Police of mark in 2018 for fraudulent organization at MAGFest Webmail

Exhibit G - AmtgardJuneLetter2017\_final

Exhibit H - Old Kingdom-Contract

Exhibit I - New AI Kingdom Contract

Exhibit J - The only Tax Exempt Entity is Amtgard Celestial Kingdom which is not Amtgard International nor Amtgard Burning Lands Texas Tax-Exempt Entity Search



Exhibit K - Kent Patten - Amtgard International Inc - GuideStar Profile

Exhibit L - Screenshot from Amtgard.co sale of board game

Exhibit M - Screenshot from Amtgard.co sale of board game

Exhibit N – Screenshot of Board Games Maker showing proof of product and ready for sale

Exhibit O - The only Tax Exempt Entity is Amtgard Celestial Kingdom which is not Amtgard International nor Amtgard Burning Lands Texas Tax-Exempt Entity Search

Exhibit P - AUGHTS LLC Amtgard Copyright WebVoyage Record View 1

Exhibit Q - AI President Knowledge of Expiration of nonprofit and Food Fight Letter

Exhibit R - Warlord Sports\_Brennon\_CyberBullying\_Screenshot 3.24.17

Exhibit Z -Amtgard International Q\_A (sent via CD-ROM – too big to email)

Exhibit A-1 – Certificate of AUGHTS LLC

# Commonwealth of Virginia



## State Corporation Commission

### *CERTIFICATE OF FACT*

*I Certify the Following from the Records of the Commission:*

That Aughts LLC is duly organized as a limited liability company under the law of the Commonwealth of Virginia;

That the date of its organization is July 19, 2013; and

That the limited liability company is in existence in the Commonwealth of Virginia as of the date set forth below.

Nothing more is hereby certified.



*Signed and Sealed at Richmond on this Date:*

*June 10, 2015*

*Joel H. Peck*

*Joel H. Peck, Clerk of the Commission*

CISECOM

Document Control Number: 1506105659

## Exhibit A-2 – Proof of active existence of AUGHTS LLC and registration

6/5/2019

Business Entity Details

Alert to business entities regarding mailings from VIRGINIA COUNCIL FOR CORPORATIONS or U.S. BUSINESS SERVICES is available from the Bulletin Archive link of Clerk's Office website.

Home | Site Map | About SCC | Contact SCC | Privacy Policy

aughts@gmail.com | Profile | Log Out

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Business Entities  
UCC or Tax Liens  
Court Services  
Additional Services

**Aughts LLC**

**General**

SCC ID: S4634954  
Entity Type: Limited Liability Company  
Jurisdiction of Formation: VA  
Date of Formation/Registration: 7/19/2013  
Status: Active

**Principal Office**

6226 Roudsby Lane  
Alexandria VA 22315

**Registered Agent/Registered Office**

JESUS D. SALANG  
6226 ROUDSBY LANE  
ALEXANDRIA VA 22315  
FAIRFAX COUNTY 129  
Status: Active  
Effective Date: 7/19/2013

**Select an action**

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[Resign as registered agent](#)  
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Adobe Acrobat PDF Reader Microsoft Office Online Applications: (Excel, PowerPoint, Word)

Build #: 1.0.0.31367

Exhibit B – Charity Financials and Public Records – note that URLs provided above Showing Amtgard International not filing IRS 990N properly and formed only in October 2015

6/5/2019 810817813 EIN | AMTGARD INTERNATIONAL INC | ARVADA, CO | Employer Identification Number Registry | www.HIPAASpace.com © ...

 <http://www.hipaaspace.com/>  <http://www.hipaaspace.com/MadeInUSA.aspx>

[Contact Us \(http://www.hipaaspace.com/general/feedback.aspx\)](http://www.hipaaspace.com/general/feedback.aspx) | [Sign In \(http://www.hipaaspace.com/myaccount/default.aspx\)](http://www.hipaaspace.com/myaccount/default.aspx)

[Lookup \(http://www.hipaaspace.com/medical\\_billing/onding/billing\\_code\\_lookup\\_services.aspx\)](http://www.hipaaspace.com/medical_billing/onding/billing_code_lookup_services.aspx)  
[Web API \(http://www.hipaaspace.com/medical\\_web\\_services/medical\\_coding\\_web\\_services.aspx\)](http://www.hipaaspace.com/medical_web_services/medical_coding_web_services.aspx)  
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[Crosswalks \(http://www.hipaaspace.com/medical\\_billing/crosswalk\\_services/\)](http://www.hipaaspace.com/medical_billing/crosswalk_services/)  
[1500 Form \(http://www.hipaaspace.com/medical\\_forms/837\\_professional\\_claim\\_form.aspx\)](http://www.hipaaspace.com/medical_forms/837_professional_claim_form.aspx)  
[Library \(http://www.hipaaspace.com/medical\\_coding\\_library/\)](http://www.hipaaspace.com/medical_coding_library/)  
[Validation \(http://www.hipaaspace.com/medical\\_data\\_validation/medical\\_data\\_validation\\_services.aspx\)](http://www.hipaaspace.com/medical_data_validation/medical_data_validation_services.aspx)

810817813

 Employer ID Number: 810817813

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EIN : 810817813 : AMTGARD INTERNATIONAL INC

An Employer Identification Number (EIN) is also known as a Federal Tax Identification Number, and is used to identify a business entity. Generally, businesses need an EIN. You may apply for an EIN in various ways, and now you may apply online. There is a free service offered by the Internal Revenue Service and you can get your EIN immediately. You must check with your state to make sure you need a state number or charter.

Print ([http://www.hipaaspace.com/ein/ein\\_verification/print\\_friendly/810817813](http://www.hipaaspace.com/ein/ein_verification/print_friendly/810817813))

| General Information          |  |
|------------------------------|--|
| EIN                          | 810817813  |
|                              | An Employer Identification Number (EIN) is also known as a Federal Tax Identification Number, and is used to identify a business entity. Generally, businesses need an EIN.  |
| Business Name                | AMTGARD INTERNATIONAL INC  |
|                              | Conformed submission company name, business name, organization name, etc   |
| CIK                          | N/S (NOT SPECIFIED)  |
|                              | Company's Central Index Key (CIK). The Central Index Key (CIK) is used on the SEC's computer systems to identify corporations and individual people who have filed disclosure with the SEC.                          |
| State of Incorporation       | N/S (NOT SPECIFIED)  |
|                              | Company's State of Incorporation. The state of incorporation is the state where the entity has a domestic entity registration. I.e. the entity was first registered, NOT necessarily where the entity does business. |
| Contact Information          |  |
| Phone                        | N/S (NOT SPECIFIED)  |
|                              | Business address telephone number  |
| Business Address Information |  |

[www.hipaaspace.com/ein/ein\\_verification/810817813](http://www.hipaaspace.com/ein/ein_verification/810817813)

1/7

Exhibit C1 - showing forfeiture of Amtgard Kingdom of the Burning Lands - 465227968469

Corporate Name: Amtgard  
P.O. Box 11509  
Austin, Texas 78711-3607



John Steen  
Secretary of State

**Forfeiture pursuant to Section 171.309 of the Texas Tax Code  
of  
AMTGARD, KINGDOM OF THE BURNING LANDS**

File Number: 103046401

Certificate of Charter Forfeited February 08, 2013

The Secretary of State finds that:

1. The Secretary has received certification from the Comptroller of Public Accounts under Section 171.302 of the Texas Tax Code indicating that there are grounds for the forfeiture of the taxable entity's charter, certificate or registration; and
2. The Comptroller of Public Accounts has determined that the taxable entity has not revived its forfeited privileges within 120 days after the date that the privileges were forfeited.

Therefore, pursuant to Section 171.309 of the Texas Tax Code, the Secretary of State hereby forfeits the charter, certificate or registration of the taxable entity as of the date noted above and records this notice of forfeiture in the permanent files and records of the entity.



  
John Steen  
Secretary of State

Come visit us on the Internet! <http://www.sos.state.tx.us/>

(512) 463-5555

FAX (512) 463-5579

TTY (512) 463-5579

Exhibit C-2 - Amtgard International only formed in October 5 2015 not same as burning lands

Documents must be filed electronically.  
Paper documents are not accepted.  
Fees & forms are subject to change.  
For more information or to print copies  
of final documents, visit [www.sos.state.co.us](http://www.sos.state.co.us).



Colorado Secretary of State  
Date and Time: 10/05/2015 11:52 AM  
ID Number: 20151648266  
Document number: 20151648266  
Amount Paid: \$50.00

AMTGARD INTERNATIONAL, INC.

### Articles of Incorporation for a Nonprofit Corporation

(Statute pursuant to § 7-122-101 and § 7-122-102 of the Colorado Revised Statutes (C.R.S.))

1. The domestic entity name for the nonprofit corporation is: Amtgard International, Inc.  
*(Caution: The use of certain names or abbreviations are restricted by law. Read instructions for more information.)*

2. The principal office address of the nonprofit corporation's initial principal office is:

**Street address:** 2012 Rosebud Dr.  
*(Street number and name)*

Irving TX 75060  
*(City) (State) (ZIP/Postal Code)*

United States  
*(Country)*

**Mailing address:** None blank if different from street address  
*(Enter number and name on Part 2 Office Address information)*

None None None  
*(City) (State) (ZIP/Postal Code)*

*(Province) (if applicable) (Country)*

3. The registered agent name and registered agent address of the nonprofit corporation's initial registered agent are:

**Name** Prattiss John Paul  
*(If an individual)* *(Last) (First) (Middle) (Suffix)*

**OR**

*(If an entity)*  
*(Caution: Do not provide both an individual and an entity name.)*

**Street address:** 8114 Grey Ct. #678  
*(Street number and name)*

Avada CO 80003  
*(City) (State) (ZIP/Postal Code)*

ARTINC\_VPC

Page 1 of 3

Rev. 2/13/2015

Exhibit C-3 - showing officers are distinct from Amtgard International as a separate entity - BUSINESS ORGANIZATIONS INQUIRY - VIEW ENTITY

6/6/2019

BUSINESS ORGANIZATIONS INQUIRY - VIEW ENTITY

**TEXAS SECRETARY of STATE**  
**JOSE A. ESPARZA**

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**BUSINESS ORGANIZATIONS INQUIRY - VIEW ENTITY**

Filing Number: 103046401 Entity Type: Domestic Nonprofit Corporation  
Original Date of Filing: March 6, 1987 Entity Status: In existence  
Formation Date: N/A Non-Profit: N/A  
Tax ID: 30010255633 Type:  
Duration: Perpetual FEIN:  
Name: AMTGARD, KINGDOM OF THE BURNING LANDS  
Address: PO BOX 24107  
EL PASO, TX 79914 USA

| REGISTERED AGENT | FILING HISTORY   | NAMES     | MANAGEMENT                                      | ASSUMED NAMES | ASSOCIATED ENTITIES |
|------------------|------------------|-----------|---|---------------|---------------------|
| Last Update      | Name             | Title     | Address   |               |                     |
| April 11, 2019   | SARAH GARNER     | TREASURER | 5486 LAS GOLODRINAS<br>LAS CRUCES, NM 88007 USA |               |                     |
| April 11, 2019   | REBECCA ROBINSON | PRESIDENT | 606 TURNEY DR<br>EL PASO, TX 79902 USA          |               |                     |
| April 11, 2019   | STEVEN ZAMORA    | SECRETARY | 249 WEST POINT DR<br>EL PASO, TX 79907 USA      |               |                     |

Instructions:

♦ To place an order for additional information about a filing press the 'Order' button.

## Exhibit C-4 - IRS revocation of Amtgard Kingdom of Burning Lands

Exempt Organizations Select Check

<https://app.irs.gov/app/oc/displayRevocation.do?dispatchMethod=displayRevocationIntro...>



### Exempt Organizations Select Check

[Exempt Organizations Select Check Home](#)

#### Automatic Revocation of Exemption Information

The federal tax exemption of this organization was automatically revoked for its failure to file a Form 990-series return or notice for three consecutive years. The information listed below for each organization is historical; it is current as of the organization's effective date of automatic revocation. The information is not necessarily current as of today's date. Nor does this automatic revocation necessarily reflect the organization's tax-exempt or non-exempt status. The organization may have applied to the IRS for recognition of exemption and been recognized by the IRS as tax-exempt *after* its effective date of automatic revocation. To check whether an organization is currently recognized by the IRS as tax-exempt, call Customer Account Services at (877) 829-5800 (toll-free number).

**Revocation Date (effective date on which organization's tax exemption was automatically revoked):**  
15-Jun-2010

**Employer Identification Number (EIN):**  
74-2557219

**Legal Name:**  
AMTGARD KINGDOM OF THE BURNING

**Doing Business As:**

**Mailing Address:**  
1540 SHEDD RD  
EL PASO, TX 79006-0413  
United States

**Exemption Type:**  
501(c)(3)

**Revocation Posting Date (date on which IRS posted notice of automatic revocation on IRS.gov):**  
08-Jun-2011

**Exemption Reinstatement Date (effective date of tax exemption, determined by the IRS after the organization's exemption was automatically revoked and the organization applied for reinstatement of exemption):**

[Return to Search Results](#) [Return to Search Page](#)



Exhibit C-5 - showing revival in August 2017 but not the same organization - nowhere is Amtgard International mentioned - 758721850001.

|  |  |   |
|--|--|---|
| <b>Form 801</b><br>(Revised 05/11)   |     | This space reserved for office use.   |
| Submit in duplicate to:<br>Secretary of State<br>P.O. Box 13697<br>Austin, TX 78711-3697<br>\$12 463-5555<br>FAX: 512 463-5709<br>Filing Fee: See instructions | <b>Application for Reinstatement<br/>And Request to Set Aside<br/>Tax Forfeiture</b> | <b>FILED</b><br>In the Office of the<br>Secretary of State of Texas<br><b>AUG 24 2017</b><br>Corporations Section |

1. The entity name is: AMTGARD KINGDOM OF THE BURNING LANDS

The entity is a foreign entity that was required to obtain its registration under a name that differs from the legal name stated above. The name under which the entity is registered is:

2. The file number issued to the entity by the secretary of state is: 0103046401

3. The entity was forfeited or revoked under the provisions of the Tax Code on: 02/08/2013

4. The undersigned requests that the forfeiture or revocation of the entity be set aside, and certifies that:

a. The entity has filed each delinquent report that is required by chapter 171 of the Tax Code and has made payment for the tax, penalty, and interest imposed and that is due at the time of this application as evidenced by the attached tax clearance letter; and

b. On the date of forfeiture or revocation, the undersigned person was:

- an officer, director or shareholder of the above-named for-profit or professional corporation; or
- an officer, director, shareholder or member of the above-named professional association; or
- an officer, director, or member of the above-named nonprofit corporation; or
- a member or manager of the above-named limited liability company; or
- a partner of the above-named limited partnership; or
- a trustee or beneficial owner of the above-named statutory or business trust.

#### Additional Required Documentation or Filings

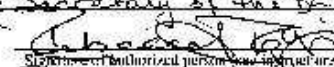
☒ Comptroller of Public Accounts Tax Clearance Letter

☐ Letter of Consent or Amendment to Certificate of Formation or Registration (Required when entity name is no longer available.)

#### Execution

The undersigned declares under penalty of perjury, and the penalties imposed by law for the submission of a materially false or fraudulent instrument, that the undersigned is authorized to make this request; that the statements contained herein are true and correct, and that tax clearance was not obtained by providing false or fraudulent information.

Date: Aug 15, 2017

BY: Secretary of the State  
  
\_\_\_\_\_  
Signature of authorized person (do not write)  
Rebecca A. Robinson  
Printed or typed name of authorized person

**RECEIVED**

**AUG 24 2017**

**Secretary of State**

Exhibit C-6- shows original Amtgard Inc had been dissolved since 1994 – 5784108



**The State of Texas**  
**Secretary of State**

NOV 23, 1994

MICHELLE ELLINGTON, REGISTERED AGENT  
AMTGARD, KINGDOM OF THE BURNING LANDS  
2324 FEDERAL  
EL PASO, TX 79930

RE: AMTGARD, KINGDOM OF THE BURNING LANDS  
CHARTER NO. 01030464-01

DEAR SIR OR MADAM:

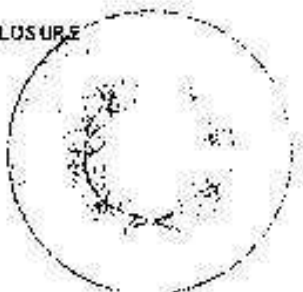
OUR RECORDS SHOW THAT YOU WERE NOTIFIED THAT THE ABOVE REFERENCED CORPORATION HAD NEGLECTED TO FILE THE REPORT REQUIRED UNDER THE PROVISIONS OF ARTICLE 1396-9.02, TEXAS NON-PROFIT CORPORATION ACT. THE REPORT WAS NOT FILED WITHIN THE TIME PERIOD PRESCRIBED BY LAW, AND CONSEQUENTLY, THE CORPORATION'S RIGHT TO CONDUCT AFFAIRS WAS FORFEITED.

THE 120-DAY PERIOD DURING WHICH THIS DELINQUENCY MAY HAVE BEEN CORRECTED HAS EXPIRED, AND THE CORPORATION HAS BEEN INVOLUNTARILY DISSOLVED BY ORDER OF THE SECRETARY OF STATE. ENCLOSED IS A COPY OF THAT CERTIFICATE OF INVOLUNTARY DISSOLUTION.

ANY CORPORATION INVOLUNTARILY DISSOLVED FOR THIS DELINQUENCY MAY BE REINSTATED AT ANY TIME BY FILING THE REPORT PRESCRIBED BY ARTICLE 1396-9.01, TEXAS NON-PROFIT CORPORATION ACT, TOGETHER WITH A FILING FEE OF \$25.00, AS PRESCRIBED BY ARTICLE 1396-9.02F, TEXAS NON-PROFIT CORPORATION ACT.

SINCERELY,

ENCLOSURE



CORPORATIONS SECTION  
STATUTORY FILINGS DIVISION



  
Secretary of State

Exhibit C-7- Texas filing showing registered agent – 308107410002

Received May 14 2010 03:14pm

**Form 802**  
(revised 12/09)

Submit in Duplicate to:  
Secretary of State  
P.O. Box 12028  
Austin, TX 78711-2028  
Phone: 512/475-2705  
FAX: 512/463-1423  
Dial: 7-1-1 for Relay Services  
Filing Fee: See Instructions



**Periodic Report  
of a  
Nonprofit Corporation**

This space reserved for filing office use.  
**FILED in the Office of the  
Secretary of State of Texas**  
**MAY 14 2010**  
**Corporations Section**

File Number: 123046401

1. The entity name of the corporation is: Ambgard, Kingdom of the Burning Lands

2. It is incorporated under the laws of: (see fourth state or foreign country) Texas

3. The name of the registered agent is:  
☐ A. The registered agent is an organization (cannot be entity named above) by the name of: RECEIVED SECRETARY OF STATE  
OR  
☒ B. The registered agent is an individual resident of the state whose name is: Tim  
First Name Tim Last Name Margulitz Suffix

4. The registered office address, which is identical to the business address of the registered agent in Texas, is:  
(use street or building address; see Instructions)  
8317 Camel El Paso TX 79904  
Street Address City State Zip Code

5. If the corporation is a foreign corporation, the address of its principal office in the state or country under the laws of which it is incorporated is:  
Street or Mailing Address City State Zip Code Country

6. The names and addresses of all directors of the corporation are: (A Texas corporation must have at least 3 directors.)  
(If additional space is needed, include the information as an attachment to this form for item 6.)

|   |                             |                               |                          |
|---|-----------------------------|-------------------------------|--------------------------|
| <u>Tim</u><br>First Name                                    | <u>5</u><br>MI              | <u>Margulitz</u><br>Last Name | <u></u><br>Suffix        |
| <u>8317 Camel</u><br>Street or Mailing Address              | <u>El Paso</u><br>City      | <u>TX</u><br>State            | <u>79904</u><br>Zip Code |
| <u>Naomi</u><br>First Name                                  | <u>O'Brien</u><br>Last Name | <u></u><br>Suffix             |                          |
| <u>1801 Corte del Ranchero</u><br>Street or Mailing Address | <u>Albuquerque</u><br>City  | <u>NM</u><br>State            | <u>88310</u><br>Zip Code |
| <u>Caroly</u><br>First Name                                 | <u>Keller</u><br>Last Name  | <u></u><br>Suffix             |                          |
| <u>1000 Keller</u><br>Street or Mailing Address             | <u>El Paso</u><br>City      | <u>TX</u><br>State            | <u>79924</u><br>Zip Code |

Form 802

EXEMPT \*RSB #5-18-10

Exhibit C-8 - showing Amtgard Burning Lands as a separate entity only recently revived in 2017 but not same as Amtgard International - BUSINESS ORGANIZATIONS INQUIRY - VIEW ENTITY

6/5/2019

BUSINESS ORGANIZATIONS INQUIRY - VIEW ENTITY

**TEXAS SECRETARY of STATE**  
**JOSE A. ESPARZA**

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**BUSINESS ORGANIZATIONS INQUIRY - VIEW ENTITY**

Filing Number: 103046401 Entity Type: Domestic Nonprofit Corporation  
Original Date of Filing: March 6, 1987 Entity Status: In existence  
Formation Date: N/A Non-Profit: N/A  
Tax ID: 30010255633 Type:  
Duration: Perpetual FEIN:  
Name: AMTGARD, KINGDOM OF THE BURNING LANDS  
Address: PO BOX 24107  
EL PASO, TX 79914 USA

| REGISTERED AGENT |                 | FILING HISTORY   | NAMES             | MANAGEMENT         | ASSUMED NAMES | ASSOCIATED ENTITIES |
|------------------|-----------------|--|-------------------|--------------------|---------------|---------------------|
| View Image       | Document Number | Filing Type  | Filing Date       | Effective Date     | Eff. Cond     | Page Count          |
|                  | 5784104         | Articles Of Incorporation                                    | March 6, 1987     | March 6, 1987      | No            | 3                   |
|                  | 5784105         | Articles Of Amendment  | June 13, 1988     | June 13, 1988      | No            | 2                   |
|                  | 5784106         | Change Of Registered Agent/Office                            | July 9, 1990      | July 9, 1990       | No            | 1                   |
|                  | 5784107         | Report Notice  | July 6, 1994      | July 6, 1994       | No            | 1                   |
|                  | 5784108         | Involuntary Dissolution                                      | November 23, 1994 | November 23, 1994  | No            | 2                   |
|                  | 5784109         | Nonprofit Periodic Report                                    | June 19, 1995     | June 19, 1995      | No            | 1                   |
|                  | 122738700002    | Change of Registered Agent/Office                            | March 28, 2005    | March 28, 2005     | No            | 2                   |
|                  | 134557590002    | Certificate of Assumed Business Name                         | June 26, 2006     | June 26, 2006      | No            | 2                   |
|                  | 171874570001    | Report Notice  | May 29, 2007      | May 29, 2007       | No            | 1                   |
|                  | 176135030001    | Notice of Forfeited Rights for Non-Filing of Periodic Report | June 29, 2007     | June 29, 2007      | No            | 1                   |
|                  | 191282780001    | Involuntary Dissolution                                      | October 31, 2007  | October 31, 2007   | No            | 1                   |
|                  | 306107410002    | Nonprofit Periodic Report                                    | May 14, 2010      | May 14, 2010       | No            | 2                   |
|                  | 466227968469    | Tax Forfeiture   | February 8, 2013  | February 8, 2013   | No            | 1                   |
|                  | 701071800001    | Public Information Report (PIR)                              | December 31, 2015 | November 22, 2016  | No            | 1                   |
|                  | 762935700001    | Public Information Report (PIR)                              | December 31, 2016 | September 22, 2017 | No            | 1                   |
|                  | 758721650001    | Reinstatement  | August 24, 2017   | August 24, 2017    | No            | 3                   |
|                  | 768572190001    | Public Information Report (PIR)                              | December 31, 2017 | October 25, 2017   | No            | 1                   |
|                  | 881251460001    | Public Information Report (PIR)                              | December 31, 2018 | April 11, 2019     | No            | 1                   |

[Order](#) [Return to Search](#)

Exhibit D-1 - AI Initial Letter with Penises and Scrotums watermark



AMTGARD  
INTERNATIONAL

Amtgard International  
Inc.

Brenden Meiners

Jesus Salang

PII - redacted

PII - redacted

Dear Mr. Salang;

It has come to our attention that you have applied to register "Amtgard" as a trademark. William Jordan, a member of our board reached out to you and you requested we contact you by registered mail.

It is our position that you are well aware that you (and/or your LLC) hold no rights to the trademark of Amtgard and have no good faith basis to claim that you hold such rights. Additionally, you have submitted incorrect information in support of your application. You have however represented that you registered it for "all of us" to protect the mark. We appreciate that action and hope that we can work together for the good of the Amtgard community.

As Amtgard International, Inc. has acquired the rights to the mark from Amtgard Kingdom of the Burning Lands, we would request that you either voluntarily amend your application to place the mark in Amtgard International's name, or voluntarily abandon/withdraw the application so that Amtgard International can proceed with registration of the mark.

Should you refuse we will proceed with an objection to your registration, a process that is likely to be expensive for both of us. We would prefer to resolve this quickly and for the benefit of all Amtgard players.

Should you have any questions, or wish to discuss the matter, please feel free to contact me. Please also confirm your willingness to comply with our requests.

Sincerely,

Amtgard International, Inc.

Dated 3-24-16

Exhibit D-2 - Fake Service of Process - no Court Number nor case - Courier Document\_6.28.16 – used to intimidate and misrepresent position. Abuse of service of process. Fraudulent case – no Texas case.

### AFFIDAVIT OF SERVICE

State of Texas

County of

Court

Case Number: N/A

Plaintiff:

**Antgard International, Inc, Brennon Meiners**

vs.

Defendant:

**Jesus Salang**

For:

Brenden Meiners  
2021 Rosebud Drive  
Irving, TX 75060

Received by JM & Associates to be served on **Jesus Salang, 6103 Briarview Court, Alexandria, VA 22310.**

I, Jerry McClam, being duly sworn, depose and say that on the **9th day of June, 2016 at 7:40 pm, I:**

**INDIVIDUALLY/PERSONALLY** served by delivering a true copy of the **Trademark Letter** with the date and hour of service endorsed thereon by me, to: **Jesus Salang** at the address of: **6103 Briarview Court, Alexandria, VA 22310**, and informed said person of the contents therein, in compliance with state statutes.

**Additional Information pertaining to this Service:**

6/2/2016 8:50 pm Attempt at residence, One light on in foyer area of residence, no other lights, no one answers the door.

6/3/2016 8:09 pm Attempt at subjects residence. A letter in inside a pouch on the outside of front door. No one answered the door after several knocks. Same light on in foyer as previous attempt.

6/4/2016 8:04 pm Attempt at residence. Same light is on inside foyer in front area of house. Same letter in pouch hanging on front door. A UPS box was left inside the front storm door, with the subjects name on it. Several knocks and ringing the door bell no answer.


6/9/2016 7:40 pm Documents served on subject Jesus Salang, personally. Hispanic male, 40 yrs old, 160 lbs, 5'8", black hair, no glasses.

I certify that I am over the age of 18 and have no interest in the above action.

Subscribed and Sworn to before me on the 10th day of June, 2016 by the affiant who is personally known to me.

  
NOTARY PUBLIC

Mary Ellen J. Duran-Blanco  
NOTARY PUBLIC  
Registration # 7567517  
COMMONWEALTH OF VIRGINIA  
My Commission Expires 04/30,2017

  
Jerry McClam  
Process Server

JM & Associates  
2121 Eisenhower Avenue  
Suite 200  
Alexandria, VA 22314  
(703) 309-3022  
Our Job Serial Number: JMA-2016000334  
Ref: N/A



Exhibit E- Police of mark in 2017 for permission to use mark by Joel Palmer at GenCon Webmail

6/5/2019

Network Solutions Permission to use Amtgard (R) granted to Joel Palmer and his colleagues Printout

jes salang.co <jes@salang.co>

7/5/2017 11:38 AM

## Permission to use Amtgard (R) granted to Joel Palmer and his colleagues

To events@gencon.com

July 5, 2017

GENCON Management

To whom it may concern,

I, Jesus D. Salang, as president of AUGHTS LLC (Virginia company) am the federal trademark (USPTO) and copyright owner of Amtgard. See attached for evidence of federal trademark ownership and my Virginia State Corporation Commission record of ownership of AUGHTS LLC.

See for links for further evidence:

1. Federal

Trademark, [http://tsdr.uspto.gov/#caseNumber=86915921&caseType=SERIAL\\_NO&searchType=statusSearch](http://tsdr.uspto.gov/#caseNumber=86915921&caseType=SERIAL_NO&searchType=statusSearch)

2. Federal Copyright, [http://cocatalog.loc.gov/cgi-bin/Pwebrecon.cgi?v1=1&ti=1.1&Search\\_Arg=Amtgard&Search\\_Code=TALL&CNT=25&PID=N\\_1xTjq0xAL3k2M9VoeMVziO&SEQ=20170620145227&SID=1](http://cocatalog.loc.gov/cgi-bin/Pwebrecon.cgi?v1=1&ti=1.1&Search_Arg=Amtgard&Search_Code=TALL&CNT=25&PID=N_1xTjq0xAL3k2M9VoeMVziO&SEQ=20170620145227&SID=1)

I grant Joell Palmer <niceguvjoell@gmail.com> the right to use the Amtgard trademark and copyright to use for GenCon 50. There are no other groups who have the right to the federal trademark. Any such are unauthorized under federal law. This includes but not limited to a banner, products, services, or any communication with Amtgard (R) trademark during the course of this convention.

Please let me know if there is are questions or where I can send a more official legal memorandum to your management. We are proud to be part of this great national gaming convention. I plan to be present with my organization for this event. My member name is "amtgard."

Sincerely,

/SIGNED/

Jesus D. Salang, Esq.  
President and Owner  
AUGHTS LLC  
6226 Roudsby Lane  
Alexandria, Virginia 22315-5825  
mobile: +1 (202) 650-3943

• Trademark.pdf (85 KB)

Exhibit F - Police of mark in 2018 for fraudulent organization at MAGFest Webmail

6/5/2019

Sent objects - Mail - jes.salang.co - Network Solutions Webmail

**Immediately Cease and Desist on Vendor using Amtgard - Trademark Violation - send to MagFest Legal Counsel**

jes.salang.co <jes@salang.co>  
To: magfest-support@supportbeemail.com, rebecca@legrandpllc.com

1/6/2018 5:20 PM

3 attachments View Download Save to Drive

Amtgard...Trademark.pdf (91.1 KB) Exhibit 1...banner picture.png (1.3 MB) My Trademark...Letter.pdf (19 KB)

AUGHTS LLC  
Jesus D. Salang, Esq.  
President  
6226 Roudsby Lane  
Alexandria, VA 22315

January 06, 2018

MAG Fest  
700 W 36th St.  
Baltimore, MD 21211

Re: Trademark Violation

Dear MAG Fest:

My company is the owner of rights to the mark which is described in the enclosed materials ("mark"). The mark has been registered with the U.S. Patent and Trademark Office, and United States Registration No. 5215471 has been issued for the mark. A copy of the registration certificate is enclosed for your information. I am also the copyright owner which is registered and certified at the Copyright office (Library of Congress).

My company has just learned of your use of this mark, specifically allowing a vendor/group to display it, which is described in the enclosed materials. Specifically, your use of the mark is identical to the product and game name that I have already registered with the U.S. Patent and Trademark Office. MAG Fest, despite repeated warnings, have allowed a group to infringe on the Amtgard trademark. Your continued use is likely to cause confusion.

From the information that we have received regarding your use, our use of this mark has priority over yours based upon our earlier and continuous use, as well as the above federal registration.

Therefore, your use is a violation of my company's rights. We are trying to limit damages.

We are demanding that you immediately stop using the mark described in the enclosed materials or any other name or mark confusingly similar. If you promptly contact us and provide written assurance that you have taken steps to discontinue such use, we will not pursue this matter further and will not assert any claim against you for money damages. You must provide us with an acceptable response before January 06, 2018 in order to avoid possible legal action against you.

Please contact us at the above address or email if you have any questions or need additional information

Sincerely,  
<https://webmail5.networksolutionsemail.com/appsuite/#!/app-io.ox/mail&folder-defaultID/wjwn/NRCWX2Stw>

Feedback

1/1



Exhibit G – Open Letter to all of Amtgard community sent on June 24, 2017

June 24, 2017

Fellow Amtgardians:

As of May 30, 2017, the U.S. Patent and Trademark Office granted my company AUGHTS LLC the trademark of Amtgard officially. Rest assured that it is now in the hands of fellow Amtgardians. It is now the intellectual property of AUGHTS LLC. It is filed under "role playing board game" as was recommended by the U.S. Patent and Trademark Office to be the closest definition of our LARP by current standards. The copyright was also secured earlier as well with the U.S. Copyright Office at the Library of Congress across from my home of Alexandria.

It is my pleasure as president of AUGHTS LLC to inform you that the use of the mark Amtgard is hereby granted to your organization so long as you remain in legal good standing within your individual states/provinces and the federal/central government (U.S., Canada, or whatever respective nation you call home). I further extend the protection of the open source game for the future for new kingdoms, principalities, freeholds and chapters not yet started. This license is freely offered to those lawful nonprofit corporations sponsoring regional chapters of the game Amtgard that are recognized by the government and that were organized after 2013. For those legitimate and lawful nonprofits sponsoring Amtgard chapters prior to 2013, AUGHTS LLC has no intention to contest their use of the intellectual property.

The purpose of this letter is not only to inform you of this development, but to also provide background on how this all has come about in the current state. Unfortunately, it is due to a combination of syndicated lies, censorship, and being blocked on Facebook by page administrators that I must now address each organization in this manner in order to clarify. The need for prudence during the intellectual property acquisition process has resulted in silence (which was necessary as it is the common practice when going through the process.). The reasons for and story behind this process were long distorted by rumors and accusations and are based in fantasy, paranoia, and hyperbole. It is my intention with this letter to shed light into darkness, set the record straight, and defend myself and my friends against the false claims made against me, my character and others.

I am an attorney. I am a member in good standing of the Virginia State Bar. I am well versed in nonprofit law and many nonprofit organizations are headquartered in the Washington, D.C. metro area. I have additionally worked as a director in the federal government. Through this whole process, I have approached my bar for guidance and suggestions in order to assure that I maintain this good standing and principle without bias.

In 2014, I was approached by the board of directors of the nonprofit sponsoring the Kingdom of Crystal Groves (known formerly as Amtgard of Maryland) to help their failing nonprofit organization as it was deeply mired in scandal. In so far as to refute and defend myself from allegations made on social media, there is no longer a duty of confidentiality to this former organization. I have been permitted by the current nonprofit organization to now discuss details to that end and defend my reputation. I agreed to

Exhibit G – (con't for several pages – this is posted in Amtgardia.com, last visit 6 JULY 2019)  
represent Amtgard of Maryland as their attorney and all of my services have been given pro-bono. The issues I was asked to address on behalf of Amtgard of Maryland as my client involved theft of goods and money, accusations of sexual harassment and problems involving instances of potential pedophilia and child pornography within the leadership of the organization. It was a sad situation and I felt it my duty to put my skills to good use for such a good cause with Amtgard being such a great organization and so important to many. Many in Amtgard relied on this organization for support and for friendship, some meeting people they care about as much as family. I was no different and was ready to assist as much as possible to protect my friends and fellow participants.

Several claims of the above stated issues were made publicly on an internet website called Rip-Off Report. The public availability of this information was harming not only the organization's reputation but their ability to conduct business along the Mid-Atlantic coast. An example of this was when a group attempted to hold their first event in another region of Virginia and was at first accepted, then later turned away after the site owner discovered the webpage. This was not a fair situation and parks wanting to give back to the game and volunteer to hold events should not have to face that potentially embarrassing and limiting situation. Thus came the need to move the organization into Virginia, so I could provide a full range of legal services pro bono and at no costs in service to my fellow players and LARP community.

After taking a look at the status of Amtgard of Maryland as an organization, it was immediately obvious that they were not being managed as any reasonable nonprofit would be expected. Elements of the fantasy game had drifted into governance matters (the board of directors) that are clearly areas regulated by the state, some directly contradicted not only best business practices but matters of law itself. In short, it was a mess and I have no reason to doubt that other organizations sponsoring Amtgard chapters are in a similar situation.

The first matter that I was able to settle for Amtgard of Maryland was to take the former board director and treasurer accused of theft of the organization's money to court. I was able to recover the stolen money in full, pro bono and at my own personal expense of travel and time off from work. We initiated financial reform within the organization to prevent fraud, waste and abuse and establish policies and procedures to move the organization toward a legitimate status. In an effort to begin to address the damage left in the wake of the pedophile scandal, I domesticated Amtgard of Maryland in Virginia and changed the name of the corporation to Mid-Atlantic Games. Thankfully, as part of our domestication process, we had foresight to have emergency bylaws in place to comply with Virginia law which became active once domestication had occurred and extinguished the old, interim bylaws drafted temporarily which were written under Maryland law. In the early summer of 2015, I became aware of the plans of Amtgard, Inc. to transfer the intellectual property of Amtgard to the individual organizations sponsoring the game across the country. An unfair contract was circulated that would act as the mechanism for that process. As part of my due diligence as the attorney for Mid-Atlantic

Games, I looked into the details and potential issues (e.g. no value actually offered) of what was being proposed in order to protect my organization as was my duty. Initially, I was alarmed at the one-sided nature of the contract, the essence of it being that our organization would be required to provide indemnity (legal coverage) to the new organization of Amtgard, Inc., now known as Amtgard International. This would mean an unfair shift of legal liability for Mid-Atlantic Games and other kingdoms the responsibility for not only the legal defense itself, but also this new version of Amtgard, Inc. which held unknown tax and legal liabilities. We would accept risks while giving us no value or consideration in return. It was an unfair bargain being forced on us all.

I became more alarmed as I dug deeper into the background of Amtgard, Inc. I discovered that Amtgard, Inc. had been in default and nonexistent since June of 2010. Its nonprofit status had been revoked by the IRS and the State of Texas. They had operated illegally and misrepresented themselves as a nonprofit and solicited donations for over five (5) years. Taxes and penalties are owed to both the IRS and the State of Texas where they were incorporated. The risk was too high. It became clear that the "benevolent gift" of intellectual property to the individual organizations of Amtgard was hollow. In all reality it was a mechanism to transfer this claimed property away from the defunct organization and then reclaim it after starting up a new shell organization with the same leadership. These members were attempting to avoid the tax burden by simply creating a new shell organization. As I delved deeper, this same questionable strategy was employed when Burning Lands had established Amtgard, Inc. The tax burden and penalties were inherited from Burning Lands to Amtgard, Inc, and from Amtgard Inc. to Amtgard International, Inc.

There is no nice way to describe this as it is indicative of possible charity fraud and tax evasion, discoverable and subject to audit. Of particular concern was Amtgard Food Fight which claimed millions in gifts yet was not within the charters of the nonprofits nor had it obtained the proper solicitation permits within the respective regions. In June 2015, I contacted Mr. Will Jordan (known in Amtgard as Sir Michael, Hammer of God) as the point of contact for the Amtgard, Inc. Executive Committee to explain what I had found and the nature of the dilemma. I suggested a solution that should be borne out of the six Kingdoms and one Principality that I could identify as having legitimate national standing and status as nonprofit organizations. Those Kingdoms and Principalities without a nonprofit could either achieve this same status by local state/provincial filing or affiliate with an existing nonprofit. There still was the matter of intellectual property to address as the organization claiming to own it was long since dead. Overall, the point was to limit the liability of those remaining Amtgard organizations, protect the players and participants while obeying local, state, and federal charity/solicitation/tax and contract laws.

In July 2015, I went so far as to travel to the 33<sup>rd</sup> Gathering of the Clans in New Mexico to bring my concerns to the in-game recognized leadership to take back to their individual nonprofits. The information I brought forward was mocked and I was effectively shutdown. That event concluded with my understanding being, that the process

for reforming a new nonprofit capable of dealing with the issues involved would be closely looked at, and that our nonprofits would be involved in the process going forward. Instead, I found out in February of 2016 that Amtgard, Inc.'s core leadership had reformed a new organization in Colorado calling it Amtgard International, Inc. None of the issues involved were being addressed. It was at this point that I suspected that the strategy being employed was beyond simple negligence and was instead potentially intentional.

I began to look at ways to protect my client (Mid-Atlantic Games) as I am obligated to do. I discovered that the intellectual property question was actually more complicated than I had realized. Neither Amtgard Inc., nor Burning Lands, Inc. had ever registered a federal trademark or copyright for Amtgard. In order to protect my client as well as my own interests at this point, I filed for the trademark registration. I had been using my private company AUGHTS LLC to conduct a good deal of business on behalf of Amtgard in my local area for many years. I used it to purchase insurance, secure licenses and permits both around the region as well as inside of our nation's capital for Amtgard activities. This meant that the risks were not only on Mid-Atlantic Games, but also my own company.

In nonprofit terms, obtaining the trademark would place our organization in as strong of a position as possible for a nonprofit. With its approval, the organization's attorney would own the intellectual property. My duties as a director of the nonprofit board as their resident agent and attorney included such duties of loyalty, care and obedience. These obligated me to protect Mid-Atlantic Games from negligence and hostile takeover attempts as exhibited in 2016 from other directors who would put us in a weakened contractual position upon signing what was presented and continuing down the road with the knowledge that was discovered.

At this same time, Amtgard International realized that I had filed for the registration. Mr. Noah Smith (game name of Meggido) contacted me saying that he was the technical representative for Amtgard International. He wanted me to assist him in taking control of the name Amtgard being used with a Twitter account. I agreed to do this in good faith, but this was to be the end of any amicable interaction with the Amtgard, Inc./Amtgard International, Inc. leadership. I put forth an open letter to all of Amtgard to warn of legal challenges ahead.

In June 2016, the board of directors of Mid-Atlantic Games was dealing with the problems involved with the interference of Amtgard International, Inc. I received a hostile, juvenile and unprofessional letter featuring watermarks in the likeness of male genitalia that included insults and threats towards myself regarding the intellectual property of Amtgard. It included a fake service of process of delivery where no legal action is actually in place by any court. The letter was sent by Mr. Brenden Alexander Meiners (game name of Brennon or Gordon Freeman) as the representative of Amtgard International, Inc., on Warlord Sports letterhead. Things continued to escalate when Mr. J.P. Prentiss, a Colorado divorce attorney, in real time, virtually met with and pressured my Virginia nonprofit directors with potential bullying tactics and alleged unlawful ex

parte communications on behalf of Amtgard International, Inc. as their general counsel. A lawyer is not supposed to meet with another party that is not represented by counsel as it is seen as unfair and can lead to intimidation, confusion, coercion, and in some cases deception.

Communications with my client by another attorney without the presence of their attorney is both illegal and unethical under Virginia law. This occurred and is documented in a Facebook group, real-time chat. I luckily found out about this as it was happening and was able to put a stop to this forced meeting which violated our bylaws and Virginia nonprofit legal requirements. Unlawful communication continued despite my warnings and those directors who allegedly continued this illegal act were subject to automatic removal per our emergency bylaws to prevent a hostile takeover under duress.

Mr. Meiners brought the matter of the intellectual property with a self-serving narrative to the general public's attention via social media, Facebook, and YouTube. He outright pressured the members of the board of directors of Mid-Atlantic Games to disavow me as the attorney for the organization despite having served five presidents of the organization with a successful track record of representation in court for free. Mr. Prentiss, who is not a licensed member of the Virginia bar, allegedly gave unsolicited legal advice to my clients per statements made afterwards. The then president Mr. Michael Falchek (game name: Potato) abruptly resigned as did the vice-president Mr. Richard Sorkis within a matter of weeks. This triggered a crisis in our bylaws placing Ms. Lacey Arvin, the secretary of the organization as the president of Mid-Atlantic Games at that time. Amtgard International then attempted to usurp the sovereignty and independence of our Virginia nonprofit by threats, bullying, intimidation and harassment at an unprecedented level in private messages and social media (this was seen with their constant public posting trying to force statements and actions despite a statement of non involvement in the trademark issue given by Mr. Falchek). This resulted in high pressure of a majority of Mid-Atlantic Games' board to have a secret meeting without advice of their lawyer to cover up the interference and unauthorized practice of Virginia law potentially committed by Mr. Prentiss, and save 'social face' instead of doing what was legally right for the organization. This meeting was unlawful and any actions set forth from it are null and void due to the duress of the situation.

Various members of our nonprofit are publicly on record reporting to Amtgard International clearly identifying themselves as agents of this Colorado nonprofit. Because of the interference of Amtgard International with the lawful operation of our nonprofit organization, Mid-Atlantic Games, as well as myself as individual we have been damaged to a point that is almost beyond repair. But, there is still hope, as many of the volunteers we have protected are good and intelligent people. I volunteered to temporarily suspend service during which time the trademark was being settled to relieve pressures to the players of the game in the Crystal Groves chapter.

During this time, an unannounced and secret meeting was held, under duress from Amtgard International, and Mr. James Edward White (game name Mono) was unlawfully appointed as the president of the board. Any board member who participated and

condoned this meeting and coercion with Amtgard International had their right to be directors revoked by failing in their duty of loyalty, care and obedience to our nonprofit organization. It was personal and professional betrayal which I still struggle to understand. At this same time and as a result of the upheaval with the board, it came to light that there were several serious financial irregularities with our bank account statements. Several cash withdrawals without authorization nor receipts were found in excess of over \$200, which is the threshold for felony embezzlement and larceny in Virginia. The bylaws required a mandatory CPA financial audit, but before this could be executed, the remaining board members pressured and harassed the secretary (now our new president as well) as part of a larger, alleged cover-up in personal usage of nonprofit monies across the individual parks within the chapter.

By opening several more accounts (at least eight or more) across five states, it was made easier for people to withdraw the nonprofit's money and hide personal usage at the expense of the players and populace. The total assets of the organization exceeded \$20,000. The board created at least eight DBA (Doing Business As) accounts using the same EIN (Employee Identification Number) without filing the mandatory legal certifications with our Circuit Courts in operating fictitious names. One unauthorized member of Crystal Groves used such an account to purchase tires for his personal vehicle at a cost of over \$600. The board unwisely decided to not pursue this theft as the person involved claimed he had mistaken the corporate credit card for his own card. The organization did not want to harm his reputation or threaten his employment (going so far as the park involved not telling the board of directors right away). This shook my confidence in the board as non-profits are regulated so harshly and thoroughly, that such a stance would put liability back on our own organization for not properly reporting to authorities. It took an extensive amount of time to get the funds back, which were only returned with escalation and threat that authorities would be called and the individual taken to court.

After these repeated abuses in January 2017 without course correction, the emergency bylaws were enacted purging the entirety of the board of directors except for Ms. Arvin who had been acting as whistleblower by reporting the instance to local law enforcement. I was brought back to active status as general counsel. A discreet investigation was initiated into the activities described above while evidence could be collected and reported to the appropriate authorities. At the conclusion of the investigation, on April 15, 2017, the new board directors gave notice of the dismissed directors and disclosed the internal investigation as well as the involvement of law enforcement. The dismissal had an effective date at the time of the enacting of the emergency bylaws in January 2017, but those involved were not aware due to the ongoing investigation and to protect evidence from tampering or destruction.

Mid-Atlantic Games notified our bank immediately following and we are currently working with the bank and law enforcement to get bank statements and receipts from all accounts abusing our nonprofit tax ID (EIN) from January to present. All bank accounts are frozen during this investigation of the terminated directors and other non-board members who withdrew money. A full comprehensive audit is being done to find if any

use of non-profit bank accounts had been allocated for personal use. There is a continuing investigation with financial crimes police into all activities in conjunction with the bank investigation. At this time we will not further comment about ongoing investigation by law enforcement and the bank. We are in the process of restructuring Mid-Atlantic Games and our program of Crystal Groves. Sadly, the removed parties have refused to yield and continue to make defamatory statements online, the harm of which will be assessed at a later date.

I was awarded the trademark on May 30, 2017. Now that the matter of intellectual property has been resolved and the rebuilding of our board has begun, we now turn our attention to Amtgard International. This organization is artificial, has no intelligence to offer on how to move Amtgard forward together, and does not have any intellectual property protections but only offers liabilities. Whatever the case, they do not own any intellectual property. They further solicited thousands of dollars using nonprofit organizations in several states and provinces without permits, and have made extremely defamatory statements. These statements are made in such a broad social forum that it may give rise to a substantial lawsuit to the individuals who will be made jointly and severally liable in federal court. We are seriously considering these actions of these individuals alone as they continue to damage our business and reputation. We are also acting as whistleblowers and cooperating fully in regard to all concerns presented earlier in this letter with various state and federal law enforcement and revenue collection agencies. As for game bans, like Amtgard International, it is useless and impotent. A ban is a legal, not game matter, which if done unwisely, exposes an organization to defamation lawsuits. I have been unjustly villainized, along with those close to me, for simply trying to do the right thing while being interfered with, silenced and mocked amid the extreme amounts of harassment, pressuring, bullying and even at times threats. This has not prevented us from moving forward as we maintain the path of following the law and protecting our organization and now, the organization of Amtgard as a whole. It has taken more effort, more toil, and more money to do this act for everyone, and if it wasn't absolutely certain I was doing what was right to protect not only the business, but my friends and those who participate, I would have lost my resolve long ago. This hasn't been just for me, it is for all those people who need this game, love this game, and even those who have yet to know it.

Fellow Amtgardians, keep playing the game of Amtgard and have fun as you always have in the past. Know that it will continue in the future without fear. You are free to conduct your business as appropriate. Know that the trademark is now fully protected and rest assured that as long as you are lawful, respectful, and play fair, it is our name and our game together.

I look forward to one day share the dream of Amtgard with countless others. I hope Amtgard will continue to grow and give others a safe place to be more than they ever dreamed possible.

Long live the dream!

Jesus

AUGHTS LLC, owner and protector of Amtgard ®. See attached trademark certification.



Exhibit H - Old Kingdom-Contract – note that company should not been operational as forfeited

### **Kingdom Agreement/Contract (2008-)**

This Agreement is entered into on this day of \_\_\_\_\_, 20\_\_\_\_;  
between Amtgard: Kingdom of the Burning Lands, Inc. and the Kingdom of  
“\_\_\_\_\_” hereinafter referred to as “Grantee.” Under specific  
terms contained herein, Amtgard: Kingdom of the Burning Lands, Inc., a Texas Non-  
profit Corporation hereinafter referred to as “Amtgard, Inc.,” which holds all applicable  
copyrights, agrees to allow the Grantee use of the name Amtgard and the live action,  
role-playing system. Providing that all terms of this Agreement are met, the Grantee  
shall, in perpetuity, be permitted the use of the Amtgard name and role-playing system  
and enjoy the rights and privileges of an Amtgard kingdom.

#### **Terms of Agreement**

##### **The Grantee agrees to:**

1. Operate a non-profit group, with governmental recognition. All proceeds gained from dues, sales of publications, special events, etc., must be used for the furtherance of the contracted group. At no time may any monies gained by the contracted group be used for personal profit.
2. Abide; without deletion, addition, or alteration; by the Amtgard Rules of Play, the kingdom-level Agreement, and all ratified agreements by the Circle of Monarchs.
3. Appoint, through fair and equitable means; whether competition, election, or other method; officers as described either in the Amtgard Corpora, or the kingdom-level corpora approved at the time of this Agreement.
4. Abide by all laws, whether local, state, or federal.
5. Maintain a positive relationship with the authorities, with the general public, with other groups and organizations, and with other Amtgard groups.
6. Educate and enrich the membership and the public through demonstration, instruction, and creativity.
7. Provide its populace with rulebooks, corpora, newsletters, supplements, etc. at a cost no greater than 10% above the price paid by the contracted kingdom.
8. Hold Amtgard events on at least a biweekly basis. The events may be combative, competitive, or instructional, but must be related to Amtgard. These events must be open for participation to the entire membership of the Grantee's group, members of other Amtgard groups, and non-members interested in joining.
9. Maintain records of attendance, a membership roster, accurate financial records, and records of awards and honors received by members.
10. Treat all members fairly and equally, without regard to sex, race, creed, color, national origin, religion, disability, or age. Such restrictions as must be placed for purposes of safety and reduction of liability must be fair and not discriminatory.



Exhibit I - New Amtgard Kingdom Contract by PETITIONER (Amtgard International) – note this was produced after June 24, 2017 and after USPTO granted the registered trademark to AUGHT LLS. Note the patently false declarations made by PETITIONER in this contract.

### **Amtgard “Kingdom” License Agreement**

This Agreement is entered into on this \_\_\_\_\_ day \_\_\_\_\_ 20\_\_\_\_; between Amtgard International, Inc., “LICENSOR” and “\_\_\_\_\_, “LICENSEE.”

WHEREAS Amtgard International, Inc., a Colorado Non-profit Corporation, holds all applicable copyrights (to the Amtgard Rules of Play and game system, and all associated materials) and is the sole and exclusive owner of the “Amtgard” Trademark and has the power and authority to grant LICENSEE the right, privilege, and license to use the Trademark and copyrighted material; and

WHEREAS LICENSEE desires to obtain from LICENSOR a license to use the Amtgard trademark and to use and distribute the copyrighted material

NOW, THEREFORE, in consideration of the promises and agreements set forth herein, the parties, each intending to be legally bound hereby, do promise and agree as follows.

#### **1. LICENSE GRANT**

A. LICENSOR hereby grants to LICENSEE a non-exclusive license to use the Trademark and copyrighted materials and to distribute the copyrighted materials.

B. LICENSEE may not grant any sublicenses to any third party without the prior express written consent of the LICENSOR which may be withheld for any reason.

C. This License is non-transferrable by LICENSEE.

#### **Terms of Agreement**

This Agreement and the provisions hereof, except as otherwise provided, shall be in full force and effect commencing on the last the date of execution below and shall extend until terminated or modified pursuant to the terms of this agreement.

This Agreement terminates and/or supersedes any prior agreement regarding the Amtgard name/Trademark and the copyrighted materials between LICENSEE and LICENSOR, or any predecessor entities of either party. As of the date of execution of this agreement all such prior agreements are mutually revoked and terminated.

This Agreement terminates should the LICENSEE be subsumed by or merged with another entity or group that is already a LICENSEE of Amtgard International under a separate agreement.

#### **The LICENSEE agrees to:**

1. Operate a non-profit group with or without governmental recognition. All proceeds gained from dues, sales of publications, special events, etc., must be used for the furtherance

Exhibit J - The only Tax Exempt Entity is Amtgard Celestial Kingdom which is not Amtgard International nor Amtgard Burning Lands Texas Tax-Exempt Entity Search

6/5/2019

Exemption Verification Letter

**Exemption Verification Letter**



Texas Comptroller of Public Accounts  
Austin, TX 78774

June 06, 2019

AMTGARD, THE CELESTIAL KINGDOM  
PO BOX 760722  
SAN ANTONIO, TX 78245-0722

According to the records of the Comptroller of Public Accounts, the following exemption(s) from Texas taxes apply to the above organization(s):

Franchise tax, as of 06-02-1995

The entity is not exempt from hotel occupancy tax.

Texas taxpayer identification number: 17426004846

This exemption verification is not a substitute for the completed exemption certificates that are required when claiming exemption from Texas taxes. Vendors should be familiar with the requirements for accepting the certificates in good faith from their customers.

This exemption verification does not mean that the organization holds a [permit](#) for collecting or remitting any Texas taxes.

Exempt organizations must collect tax on most sales. For more information, please see our publication [Exempt Organizations: Sales and Purchases](#) (96-122). [Online registration is available](#).

For information concerning sales taxpayer permit status, please use the [vendor search](#) we provide online.

Corporations that are registered in Texas with the Secretary of State must maintain a current registered agent and registered office address. Information is available from [Business and Nonprofit Forms page](#) of the [Secretary of State's website](#). Additionally, out-of-state corporations, limited liability companies, or limited partnerships transacting business in Texas may need to file a Certificate of Authority or Registration with the Texas Secretary of State. More information is available from the [Foreign or Out-of-State Entities page](#) on the Secretary of State's website.

Our publications and other helpful information are available on our [website](#). If you need more information, write to us at [exempt.orgs@cpa.texas.gov](mailto:exempt.orgs@cpa.texas.gov), or call us at 800-252-5555.

## Exhibit K - Kent Patten - Amtgard International Inc - GuideStar Profile

6/5/2019

Amtgard International Inc - GuideStar Profile

Candid at a Glance

RECREATION, SPORTS, LEISURE, ATHLETICS

# AMTGARD INTERNATIONAL INC

QUICK FACTS

ARVADA, CO

### Mission

This organization has not provided GuideStar with a mission statement.

### Ruling Year

2016

### EIN

81-0817813

### Principal Officer

Kent Patten

 <https://bridge-registry.org/>

### Number

2159744419

### Main Address

4907 W 63RD AVE

ARVADA, CO 80003

### Cause Area (NTEE Code)

Amateur Sports Competitions (N70)

Show More Contacts

### IRS Filing Requirement

This organization is required to file an IRS Form 990-N.

## Exhibit L - Screenshot from Amtgard.co sale of board game

← → ↻ ⓘ Not secure | www.amtgard.co ☆ ⓘ |

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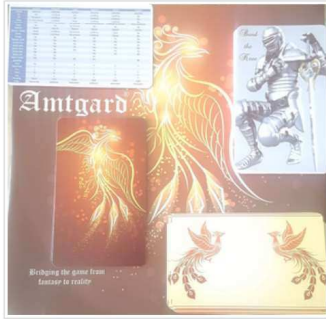
**AMTGARD** HOME EVENTS CLASSES ABOUT US LOG IN CART 0

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**Amtgard Board Game**  
\$500.00

Includes special expansion packs at discount rates and access to special content on Amtgard.co. Please allow up to three to four weeks shipping during holiday season. Normally ships in two to three weeks for continental US.

[SHOP](#)



## Exhibit M - Screenshot from Amtgard.co sale of board game

**AMTGARD**

[HOME](#)

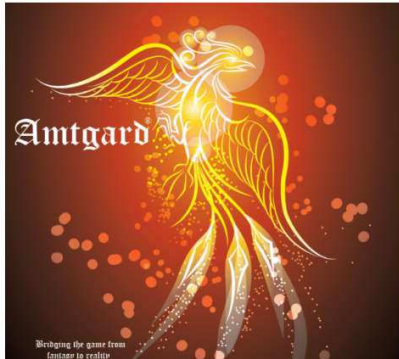
[EVENTS](#)

[CLASSES](#)

[ABOUT US](#)

[LOG IN](#)

[CART](#) **0**



### Amtgard Board Game

\$500.00

SKU: 0007

Includes special expansion packs at discount rates and access to special content on Amtgard.co. Please allow up to three to four weeks shipping during holiday season. Normally ships in two to three weeks for continental US.

[f](#) [t](#) [p](#) [G+](#)

Quantity

1

ADD TO CART

## Exhibit N - Board Game Maker Saved projects (proof that latest Amtgard board game exists for sale)






https://www.boardgamesmaker.com/design/dn\_temporary\_designes.aspx

**BOARD GAMES MAKER.com** [DESIGN COMPONENTS](#) [PRICING](#) [CONTACT US](#)

[Quick start:](#) [Boards](#) [Cards](#) [Boxes](#) [Dice](#) [Tiles](#) [Mats](#) [Pieces](#) *Bulk discounts & worldwide delivery!*

### My saved projects (Total 5 items)

Continue working on your projects where you left off last time by clicking on the continue buttons below:

| Projects   | Product: --select--  | Sort by: Date  | Delete                 |
|--|--|--|------------------------|
|   | <b>Amtgard Booklet</b><br>Custom A5 Booklet A5 Size Booklet (24pcs)<br>Last modified 2018/11/15 20:04:42 (PST)   | <a href="#">Continue to edit »</a> <a href="#">Add to cart »</a> <a href="#">Save as »</a> | <a href="#">Delete</a> |
|   | <b>Dynamic Gamebox</b> Inner dimension Length: 333mm, Width: 333mm, Height: 100mm<br>File (Amtgard Box.pdf)<br>Last modified 2018/11/15 18:29:55 (PST)               | <a href="#">Continue to edit »</a> <a href="#">Add to cart »</a>                           | <a href="#">Delete</a> |
|   | <b>Project-Amtgard-Characters</b><br>Custom Sticker 22x42mm 22x42mm (42pcs)<br>Last modified 2018/10/05 23:27:32 (PST)   | <a href="#">Continue to edit »</a> <a href="#">Add to cart »</a> <a href="#">Save as »</a> | <a href="#">Delete</a> |
|   | <b>Project-Amtgard Cards</b><br>Big Creator Blank Game Card 3.5"x5.75" (89x146mm) (64 cards)<br>Packaging: Shrink-wrapped<br>Last modified 2018/10/05 22:16:36 (PST) | <a href="#">Continue to edit »</a> <a href="#">Add to cart »</a> <a href="#">Save as »</a> | <a href="#">Delete</a> |
|  | <b>Project-BENidqLpg</b><br>Custom Game Board 24" x 24" 24x24 (Quad-fold)<br>Last modified 2018/03/16 19:03:36 (PST)   | <a href="#">Continue to edit »</a> <a href="#">Add to cart »</a> <a href="#">Save as »</a> | <a href="#">Delete</a> |

#### My Account

[Profile](#) [Orders](#)  
[Saved projects](#) [Stored cards](#)

#### FAQ

[How to place an order?](#)  
[How to reorder?](#)  
[Where do you ship to?](#) [See more »](#)

Exhibit O - The only Tax Exempt Entity is Amtgard Celestial Kingdom which is not Amtgard International nor Amtgard Burning Lands Texas Tax-Exempt Entity Search

6/6/2019

Texas Tax-Exempt Entity Search

 **COMPTROLLER.TEXAS.GOV**

Glenn Hegar  
Texas Comptroller of Public Accounts



## Texas Tax-Exempt Entity Search

Search and obtain online verification of nonprofit and other types of organizations that hold state tax exemption from:

- Sales and Use Tax
- Franchise Tax
- Hotel Occupancy Tax

Statewide group organizations might have one listing with "All Branches" as the city, rather than a separate listing for each local chapter.

The database is updated nightly. If you are unable to find a listing for an organization that you believe is exempt, you may contact us by email [<mailto:exempt.orgs@cpa.texas.gov>] or call us at 800-252-5555.

### Important – Please Read!

Certain organizations are not required to apply for exemption under Texas law such as state, local and federal governmental entities. This includes Texas Independent School Districts.

Therefore, these entities may not be found using this search, and an exempt verification letter may not be available to print for these entities using this application.

Furthermore, an exempt verification letter generated from this search for any entity is **not a substitute** for a completed exemption certificate that is required when claiming exemption from Texas taxes.

Show entries

Search:

SearchClearDownload



Exhibit O - The only Tax Exempt Entity is Amtgard Celestial Kingdom which is not Amtgard International nor Amtgard Burning Lands Texas Tax-Exempt Entity Search (con't – search results yield only Amtgard, the Celestial Kingdom as properly formed and not Amtgard Internaional nor Amtgard Kingdom of the Burning Lands).

6/6/2019

Texas Tax-Exempt Entity Search

| <b>Request Exemption Verification</b> | <b>Taxpayer Number</b> | <b>Name</b>                     | <b>Address</b> | <b>City</b> | <b>State</b> | <b>County Name</b> | <b>Zip Code</b> | <b>Franchise</b> | <b>Sale</b> | <b>Hotel</b> |
|---------------------------------------|------------------------|---------------------------------|----------------|-------------|--------------|--------------------|-----------------|------------------|-------------|--------------|
| View Letter                           | 17426004846            | AMTGA RD, THE CELESTIAL KINGDOM | PO BOX 760722  | SAN ANTONIO | TX           | BEXAR              | 78245-0722      | FRANCHISE        | NOT EXEMPT  | NOT EXEMPT   |
| <b>Request Exemption Verification</b> | <b>Taxpayer Number</b> | <b>Name</b>                     | <b>Address</b> | <b>City</b> | <b>State</b> | <b>County Name</b> | <b>Zip Code</b> | <b>Franchise</b> | <b>Sale</b> | <b>Hotel</b> |

Showing 1 to 1 of 1 entries

Previous1Next



Exhibit P - AUGHTS LLC Amtgard Copyright WebVoyage Record View 1 – pseudto name of LaGrue is used to enshrine and honor the person who started the live action game.

6/6/2019

WebVoyage Record View 1

**Copyright**  
United States Copyright Office

[Help](#) [Search](#) [History](#) [Titles](#) [Start Over](#)

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## Public Catalog

Copyright Catalog (1978 to present)  
Search Request: Left Anchored Title = amtgard  
Search Results: Displaying 1 of 2 entries

[< previous](#) [next >](#)

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Labeled View

*Amtgard.*

Type of Work: Text  
Registration Number / Date: TXu002025464 / 2016-08-09  
Application Title: Amtgard  
Title: Amtgard  
Series: Amtgard: Basics  
Amtgard: Archery  
Amtgard: Games  
Copyright Claimant: AUGHTS LLC, Transfer: By written agreement. Address: 6226 Roudsby Lane, Alexandria, VA, 22315, United States.  
Date of Creation: 2016  
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[https://cocatalog.loc.gov/cgi-bin/Pwebrecon.cgi?v1=1&fl=1,1&Search\\_Arg=amtgard&Search\\_Code=TALL&CNT=25&PID=mX4GUFISX9HeIn6gAH\\_uoyyzkkOW&SEQ=20190606143702&SID=2](https://cocatalog.loc.gov/cgi-bin/Pwebrecon.cgi?v1=1&fl=1,1&Search_Arg=amtgard&Search_Code=TALL&CNT=25&PID=mX4GUFISX9HeIn6gAH_uoyyzkkOW&SEQ=20190606143702&SID=2) 1/2

## Exhibit Q – Amtgard International President Knowledge of Expiration of nonprofit and Food Fight Letter

### Team

While conducting research in preparation for the recent Circle of Monarchs meeting, a lawyer working with the Crystal Groves Board of Directors (CGBOD) found that the Burning Lands no longer held their Non-Profit Organization designation. It seems that they allowed their status to expire during the 2010-2011 timeframe. This has placed them in a number of difficult positions. They have stated that they are working with legal representation and the appropriate government offices to correct it. That said, this led to further research and for some concerns to be raised regarding the Amtgard Food Fight program.

### Here are the concerns that were explained to me:

1) Due to the absence of the Amtgard “parent” organization, use of the name, and reference to Amtgard Inc. as a non-profit organization may have been inappropriate and possibly even fraudulent. While I don’t believe the Food Fight paperwork mentions Amtgard Inc or Burning Lands BOD, I cannot be certain that it never did. We are also not certain what all information was released by the reps and other supporters.

2) There is a suspected lack of compliance with Federal and State laws. Simply put, after further research into the NPOs of other Kingdoms, it appears that the majority of Kingdoms may have allowed their NPO status to expire. Depending on how things were communicated during the various fundraising, it is possible that this too could have been inappropriate and possibly even fraudulent.

a) If this was allowed to occur, it is worrisome that other records (such as financials) may have also gone unattended. This could include fundraising activities like those that are associated with the Amtgard Food Fight campaign.

b) If there is a lack of record keeping, a group/person could be hard pressed to demonstrate that any money/donations were properly delivered to the food charities, as claimed. Recordkeeping differs based on the type of NPO, so, this is tied to the previous Kingdom NPO concerns.

c) If a group/person solicited on behalf of a food charity without their permission, then it could have also been a similar concern as above. There are ways to partner with charities and to solicit on their behalf. Those ways are centered on having their permission, usually documented. There is concern that this may not have occurred.

Ultimately, it is the lack of awareness and familiarity with the internal workings of the various efforts that has resulted in the concerns, and worry that some missteps may have occurred along the way.

### Now for the Good News:

1) We are taking the concerns seriously. That is why we have suspended activities while we address the concerns.

2) The lawyer that has raised the concerns has stated that provided there was no intent, or indication of intent to act in a fraudulent manner, that it is likely any acts prior to being notified of the concerns will be recognized as all involved were simply “acting in good faith”. Regardless, anyone that has concerns are encouraged to work with their BOD and to seek legal counsel.

Exhibit Q – Amtgard International President Knowledge of Expiration of nonprofit and Food Fight Letter  
(continued)

3) We have received valuable input from two lawyers that are familiar with Amtgard and have received differing opinions. I am working to hire a lawyer familiar with the Federal level for a third opinion. I will share that information with you as soon as I get it.

4) I spoke with the IRS NPO/Charity call center earlier today. The person I spoke with reinforced that compliance was important and that there may be some legitimate concerns regarding the approach, but that it is difficult to assess based on the varying NPO status' and types. As suspected, they encouraged people with concerns, to contact an expert.

5) A lot of the concern is based on the fact that no one person has complete visibility on all of the efforts that have been used to fundraise. Even if they did, only those professionals that are familiar with your state/local NPO laws can give advice or counsel on them.

**Bottomline:**

1) If you have concerns, you are encouraged to speak with your Kingdom Leadership, your NPOs Board of Directors and with legal counsel that is familiar with your State. Regardless of the information I provide, or that I have/will report, only professionals within your State can provide the best/appropriate information.

2) Food Fight will continue: It is, and always has been a reporting tool to provide a single view of the amazing work that Amtgarders are doing in their local community. Our mission of Education, Motivation and Donation will continue, even as we look to better educate one another in the various legal considerations that must be made.

We will be working to increase assistance/education of representatives and to implement guidance that addresses the concerns mentioned above. There will be more info on this as we lock a few things down.

3) We will be adjusting the website to give a more clear indication of the amounts reported as part of Amtgard Food Fight. The 10:1 ratio for funds raised currently looks like actual dollars and we do not want to further the confusion unnecessarily. The computation will remain the same but we will likely shift to a points system or such.

Regardless, I know that none of you expected this level of scrutiny or concern when you volunteered. I hope that you don't allow this to cast a shadow on the amazing success that your efforts have contributed to. I will continue to keep you updated on discussions as they arise. Thank you again for all your hard work.

If you have any questions or concerns, my information is listed below for your use. Please do not share it without permission.

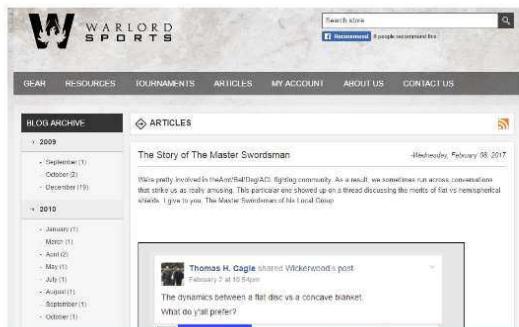
Name: Jason D. Hohenstreiter

[EMAIL and PHONE NUMBER REDACTED]

Also, in case you are asking yourself," WHY NOW?" Here's an informative article that was provided to me.

<http://www.nolo.com/legal-encyclopedia/fundraising-registration-does-nonprofit-need-33598.html>

Exhibit R - Warlord Sports\_Brennon\_CyberBullying\_Screenshot 3.24.17 – example of Amtgard International officer Brennen Meiners (aka Gordon Freeman) cyber bullying a minority player.



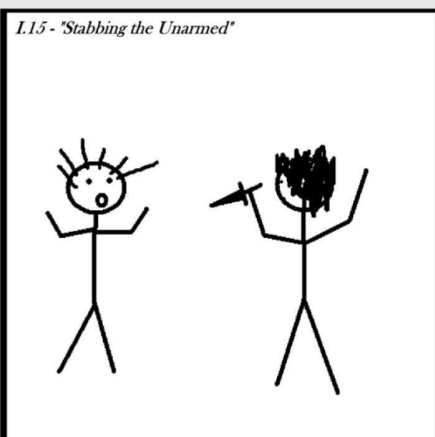


Here I am practicing one of my early dramatic pointing attacks. Notice how I couldn't get all of my fingers up yet. I've come so far!



My famed greatsword attack "The Awkward Duckling Shits the Nest". I based this move on fighting manual I.33

*I.15 - "Stabbing the Unarmed"*



This is one of the new techniques I'm



This is one of the new techniques I'm working on from my fighting manuals. This is I.15. It's pretty advanced, but I think I can master it with proper dedication and terminology.

I remember this day clearly. I had finally managed to straighten all my fingers, although I still hadn't managed that "pointing" thing yet. I had stolen my mothers favorite throw rug that morning and worn it as a cape. It really gave me the emotional



fighting development.



Here's a picture of me and my badass axe. I'm pretty fucking unstoppable, even if I have a little dandruff in this picture. Oh well! It's not like any of the master swordsmen in my fighting manuals use shampoo.



Exhibit Z –Can be viewed publicly as of last visit or URL on June 6, 2019. Will be sent via media:  
[https://www.youtube.com/results?search\\_query=amtgard+international](https://www.youtube.com/results?search_query=amtgard+international)