

IN THE UNITED STATES DISTRICT COURT
IN AND FOR THE MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

DISNEY ENTERPRISES, INC.

Plaintiff,

CASE NO.: 6:08-CV-728-ORL-19-DAB
Magistrate Judge:

vs.

KOOL KLOWN PARTY PEOPLE, INC.,
DAVID F. CHAVECO, and MARISOL
PEREZ-CHAVECO

Defendants.

COMPLAINT

Plaintiff, Disney Enterprises, Inc., by and through its undersigned attorneys,
alleges for its Complaint as follows:

INTRODUCTION

1. This action has been filed by Disney Enterprises, Inc. to combat the willful and intentional infringement of its copyrighted properties and trademarks, and includes claims for copyright infringement, federal trademark infringement, unfair competition and dilution. The Defendants, Kool Klown Party People, Inc., David F. Chaveco, and Marisol Perez-Chaveco, are the owners, operators, and managers of a retail business that is offering for sale and distributing live children entertainment services in conjunction with unauthorized reproductions of Disney copyrighted and trademarked properties.

JURISDICTION AND VENUE

2. This Court has jurisdiction over this matter pursuant to 28 U.S.C. § 1338(a) as the Plaintiff's cause of action arises under The Copyright Act, 17 U.S.C. § 101 et. seq. and The Federal Trademark Act ("The Lanham Act of 1946"), 15 U.S.C. § 1051 et. seq. Further, this Court has jurisdiction over the Plaintiff's pendent and common law claims pursuant to 28 U.S.C. § 1367.

3. Venue is proper within this District pursuant to 28 U.S.C. §§ 1400(a) and 1391(b).

THE PARTIES

4. Disney Enterprises, Inc. ("Disney" or "Plaintiff") is a corporation duly organized and existing under the laws of the State of Delaware, having its principal place of business in Burbank, California.

5. Defendant, Kool Klown Party People, Inc., ("KKPP") is a Florida corporation whose corporate address is 1148 10th Street, Clermont, Florida 34711.

6. Defendant, David F. Chaveco ("D. Chaveco"), is upon information and belief, an individual residing in the State of Florida at 1148 10th Street, Clermont, Florida 34711 and who is an officer, founder, and controlling force in the operation of KKPP.

7. Defendant, Marisol Perez-Chaveco ("M. Chaveco"), is upon information and belief, an individual residing in the State of Florida at 1148 10th

Street, Clermont, Florida 34711 and who is an officer, founder, and controlling force in the operation of KKPP.

8. Defendants, KKPP, D. Chaveco, and M. Chaveco, will hereinafter be collectively referred to as "Defendants" or "Kool Klown".

FACTUAL BACKGROUND

9. Disney, and/or one of the various subsidiary companies wholly owned by Disney, is engaged in a variety of businesses, including the operation of the Walt Disney World resort complex and the Disneyland Resort, producing and distributing motion pictures and television programs, operating stores and hotels, producing and selling books, records and tapes, and providing wide variety of entertainment services. A significant aspect of Disney's business is the merchandising and licensing of distinctive elements associated with its motion pictures and television programs, including, but not limited to, the world-famous fanciful characters Mickey Mouse, Minnie Mouse, Tinker Bell, Donald Duck, Daisy Duck, Goofy, Pluto Winnie the Pooh, and Tigger as well as other characters from its signature animated motion pictures, including, but not limited to, Snow White and the Seven Dwarfs, Pinocchio, Cinderella, The Lion King, Aladdin, Beauty and the Beast, The Little Mermaid, Pocahontas, Hunchback of Notre Dame, Hercules, Mulan, Toy Story, Monsters, Inc., Finding Nemo, The Incredibles, Cars, and Ratatouille (hereinafter collectively referred to as "Disney Characters" the images of which serve as trademarks and also constitute copyrighted artwork).

10. Each of the Disney Characters noted above are covered by a copyright registration with the U. S. Copyright Office. Various copyright registrations were made in the name of Walter E. Disney. In October 1934, Walter E. Disney assigned his copyrights to Walt Disney Productions Ltd. ("WDPL"), and filed a copy of such assignment ("The Assignment") with the Copyright Office. In September 1938, WDPL and Walt Disney Enterprises ("WDE") and Liled Realty and Investment Company, Ltd., were consolidated into Walt Disney Enterprises. A copy of the consolidation agreement was filed with the Copyright Office. In December 1938, pursuant to an amendment to its articles of incorporation, Walt Disney Enterprises changed its name. A copy of the 1938 certificate of amendment of the articles of incorporation ("The 1938 Name Change") to Walt Disney Productions ("WDP") was filed with the Copyright Office. In February 1986, pursuant to an amendment to its articles of incorporation, WDP changed its name to The Walt Disney Company. A copy of the 1986 certificate of amendment ("The 1986 Name Change") was filed with the Copyright Office. In February 1996, pursuant to further amendment to its articles of incorporation, The Walt Disney Company again changed its name to Disney Enterprises, Inc. A copy of the 1996 certificate of amendment ("The 1996 Name Change") was filed with the Copyright Office. Some representative copyright registrations covering certain Disney Characters are indexed on Exhibit "A".

11. Disney additionally owns all rights, title and interest in and to, and holds the exclusive rights to market and sell merchandise and services in connection

with the images of the Disney Characters (hereinafter referred to as the "Disney Trademarks"). Disney possesses both common law trademark rights to the Disney Trademarks, as well as Federal and state registrations for certain Disney Trademarks. Representative registrations to these marks and numerous others concerning the Disney Trademarks are indexed on Exhibit "B".

12. Many of the Disney Trademarks have been registered with the United States Patent and Trademark Office pursuant to the Lanham Act (15 U.S.C. § 1051 et. seq.) The Federal trademark registrations indexed on Exhibit "B" are current and in full force and effect, and many are incontestable pursuant to 15 U.S.C. § 1065. Additionally, many of the Disney Trademarks qualify as famous marks pursuant to 15 U.S.C. § 1125(c). Disney Trademarks are inherently distinctive and unique and are used throughout the United States and the world.

13. Disney's distinctive Disney Trademarks, when utilized in conjunction with the sale, distribution and offer for sale of apparel, toys, electronics, luggage, retail store and hotel services, books, records and tapes, entertainment services, resort services, travel services and transportation services, as well as other related goods and services, signify to the purchaser that the product or service comes from Disney and is of the highest quality. Whether Disney manufactures or provides the product or service itself, or licenses others to do it, Disney has insured that products and services bearing its Disney Trademarks are of the highest standards. Disney's high quality products and services have been widely accepted by the public and are

enormously popular. Disney Trademarks are highly recognizable throughout the United States and much of the world.

INFRINGING CONDUCT

14. The Defendants are in the business of selling and offering for sale live childrens entertainment services featuring unauthorized reproductions of the Disney Characters in adult size costumes (hereinafter "Infringing Costume Services"). See Exhibit C.

15. Defendants advertise, market and offer for sale their Infringing Costume Services through Web sites located at URL <<http://www.koolklownpartypeople.com>>, <<http://www.myspace.com>>, and on Craig's list at <<http://orlando.craigslist.org/evs/558021379.html>> which websites include photographs of the unauthorized adult Disney Character costumes. See Exhibit C.

16. Disney has never authorized or licensed Defendants to give, provide or solicit the sale of the display, staging or production any live performance utilizing any Disney Character costume(s), authorized or not, featuring the likeness of any of the Disney Characters.

17. Disney has in the past received complaints concerning individuals who have provided live children's entertainment services featuring one or more of the Disney Characters which services were not authorized by Disney.

18. Because Disney did not authorize or license the Infringing Costume Services, it cannot control the quality and nature of the performance, the quality of the costume(s), the quality and background the individual(s) providing the performance and the quality of the content of the performance.

COUNT I - COPYRIGHT INFRINGEMENT (17 U.S.C. § 101 et. seq.)

19. Disney brings the following claim of copyright infringement against the Defendants and incorporates by reference allegations 1 through 18 above.

20. Defendants have infringed the Disney's copyrights by selling, distributing, offering for sale and advertising Infringing Costumes Services utilizing unauthorized adult costumes which consist of unauthorized reproductions of the Disney Characters or which are substantially similar to the copyrighted elements of the works and/or by preparing derivative works based on Disney's Characters in violation of 17 U.S.C. § 101 et seq. (the "Copyright Act") including but not limited to the following characters.

Infringed Work	Registration Number
Winnie the Pooh	VA 58 940
Tigger	Gp 81 527
Eeyore	Gp 81 528

21. Defendants have never been authorized by Disney to distribute Disney's Characters; nor has Disney ever authorized, licensed, or in any manner allowed the Defendants the right to distribute, sell or offer for sale any services

including, but not limited to, Infringing Costumes Services which bear any of said copyrighted properties; nor have the Defendants ever been authorized or licensed by Disney to display, stage or produce any live performance utilizing Disney's Characters.

22. Defendants have distributed, sold, or offered for sale the Infringing Costume Services with actual as well as constructive knowledge of Disney's exclusive rights, and its actions have contributed to the infringing, copying, duplication, sale, and offer for sale of counterfeit copies of the Disney Characters. Each act by the Defendants that infringes one of Disney's copyrights is the basis for a separate claim against the Defendants under the Copyright Act.

23. Upon information and belief, Defendants' acts as alleged are willful infringements of and have irreparably harmed Disney's copyrights and exclusive rights and threaten further infringements and further irreparable harm to Disney's copyrights and exclusive rights. Further harm and injury to Disney is imminent, and Disney is without an adequate remedy at law with respect to such harm and injury. Unless Defendants' acts are enjoined and the illicit counterfeiters of the Disney Characters are stopped, it is highly probable that the Defendants, or others under their direction, will distribute, sell, or offer for sale additional Infringing Costumes which bear the Disney Characters causing further irreparable injury to Disney.

24. Defendants have obtained gains, profit, and advantages as a result of their wrongful acts noted above.

25. Disney is entitled, at its option, to statutory damages as provided by 17.U.S.C. § 504 in lieu of actual damages and the Defendants' profits.

COUNT II - TRADEMARK INFRINGEMENT

26. Disney incorporates by reference paragraphs 1 through 18 and brings the following claim for trademark infringement pursuant to 15 U.S.C. § 1114 against the Defendants.

27. Disney owns the exclusive rights to those Trademarks indexed on Exhibit "B". All of the Disney trademark registrations are in full force and effect and are owned by Disney (Disney Trademarks"). Many of the Disney Trademarks are incontestable pursuant to 15 U.S.C. § 1065.

28. Disney, or those under its authority, manufacture, and distribute all of its advertising and products in conformity with the provisions of the United States Trademark law.

29. Notwithstanding Disney's well-known and prior common law and statutory rights in the Disney Trademarks, Defendants have, with actual and constructive notice of Disney's federal registration rights and long after the Plaintiff established its rights, adopted and used the Disney Trademarks, including but not limited to the following characters in conjunction the Infringing Costume Services in the State of Florida and interstate commerce.

Mark Work	Registration Number
Tigger	77106420

Eeyore	78979283 2978291 77130166
My Friends Tigger & Pooh	78807739
Classic Pooh	2415566 2415567 2623099
Classic Pooh	1982916 2257705 3021644

30. Defendants have sold, offered for sale and distributed the Infringing Costume Services in conjunction with the Disney Trademarks thus creating the likelihood of confusion, deception, and mistake.

31. Said acts of infringement will cause irreparable injury to Disney if the Defendants are not restrained by the Court from further violation of Disney's rights as Disney has no adequate remedy at law.

32. Disney has suffered damages as a result of the Defendants' acts.

33. Defendants' use in commerce of Disney's Trademarks in conjunction the Infringing Costume Services is an infringement of Disney's registered Trademarks in violation of 15 U.S.C. § 1114(1).

34. Defendants committed the acts alleged herein intentionally, fraudulently, maliciously, willfully, wantonly, and oppressively with the intent to injure Disney and its businesses.

35. The Infringing Costumes Services bearing the Disney Trademarks that the Defendants' sold, distributed, or offered for sale constitutes a counterfeit product pursuant to 15 U.S.C. § 1116(d).

COUNT III - LANHAM ACT- UNFAIR COMPETITION

36. Plaintiff incorporates by reference the allegations set forth in paragraphs 1 through 18, 20 through 22, and 27 through 30 above.

37. The Disney Characters and Disney Trademarks through years of sales and marketing have achieved wide acceptance in the marketplace.

38. The Disney Characters and Disney Trademarks are recognized as distinctive and have developed and now possess secondary trademark meaning to the buying public in that viewers of the Disney Characters and Disney Trademarks associate them with Disney and Disney's products and services.

39. The acts of the Defendants constitutes false designations of origin, false descriptions and representations, and infringement of the Disney Characters and Disney Trademarks, and occurred in the course of Defendants' sale, offer for sale and distribution of Infringing Costume Services. Specifically, Defendants have used unauthorized costumes bearing likeness of the Disney Characters as well as the Disney Trademarks in their advertisement, marketing, rental, sale and performance of their Infringing Costume Services, which activities are likely to cause mistake or to deceive as to the affiliation, connection or association of the Defendants with Disney as to the origin, sponsorship or approval to their goods or services.

40. The Defendants, by misappropriating and using the Disney Characters and Disney Trademarks are misrepresenting and will continue to misrepresent and falsely describe to the general public the origin and sponsorship of their services. Defendants have profited thereby and, accordingly, Disney is entitled to recover its damages, as well as Defendants' profits received because of the infringement.

41. These acts constitute a violation of Section 43(a) of the Lanham Act, 15 U.S.C. § 1125(a).

42. Defendants' acts of infringement will cause irreparable injury to the Plaintiffs if Defendants are not restrained by the Court from further violation of the Plaintiffs' rights, as Plaintiffs have no adequate remedy at law.

COUNT - IV - DILUTION OF TRADEMARK

43. Plaintiff hereby incorporates the allegations set forth in paragraphs 1 through 18, and 20 through 22, 27 through 30, and 37 through 40 of this Complaint.

44. As a result of Plaintiff's continuous promotion of the Disney Trademarks, the Disney Trademarks have become recognized as distinctive and famous marks under 15 U.S.C. § 1125(c).

45. Defendants' use in commerce of the Disney Trademarks began after Disney's marks became famous and is likely to cause dilution of the distinctive quality of the marks, through Defendants' commercial and advertising activities. Such conduct has caused injury to Disney pursuant to 15 U.S.C. § 1125(c).

46. Defendants willfully intended to trade on Disney's reputation and/or cause dilution of the famous marks. Accordingly, Disney is entitled to recover its damages, as well as Defendants' profits received as a result of the infringement, pursuant to 15 U.S.C. § 1117(a).

47. Unless Defendants' conduct is enjoined, Disney, and its goodwill and reputation will suffer irreparable injury that cannot be adequately calculated or compensated solely by money damages. Accordingly, Disney seeks permanent injunctive relief pursuant to 15 U.S.C. § 1116 and 15 U.S.C. § 1125(c) (1).

COUNT IV - UNFAIR COMPETITION
UNDER FLORIDA'S COMMON LAW

48. Disney repeats and realleges paragraphs 1 through 18, 20 through 22, 27 through 30, 37 through 41, and 46 through 47 of this Complaint.

49. Disney has expended significant sums of money in advertising and marketing products featuring its trademarks, and creating a consumer demand for such products in Florida and elsewhere in the United States. Consequently, these products have become widely known and accepted.

50. The Defendants have interfered with Disney's ability to conduct its business by adopting and using one or more of Disney's Characters in conjunction with their sale, distribution and offer for sale, marketing and advertising of live performances and/or rental of Infringing Costumes in Florida, thereby passing off such services or products as authorized or distributed by Disney.

51. The Defendants have knowingly and willfully appropriated one or more of the Disney's Characters in an effort to create the impression that the Defendants counterfeit activities are sanctioned by Disney in order to misappropriate all of the goodwill associated with Disney's Characters.

52. The Defendants' acts, as described above, constitute unfair competition and will, unless enjoined by this Court, result in the destruction and/or dilution of Disney's valuable good will. Such acts lead to a likelihood of consumer confusion.

53. The continued passing off by the Defendants of such unauthorized products and services, as if such products originated with or were authorized by Disney, has caused and, unless restrained, will continue to cause serious and irreparable injury to Disney.

54. As a result of the aforesaid acts, Disney has suffered damage.

COUNT V - DILUTION IN VIOLATION OF FLA. STAT. § 495.151

55. Disney repeats and realleges paragraphs 1 through 18, 20 through 22, 27 through 30, 37 through 41, 46 through 47, and 49 through 51 of this Complaint.

56. The infringing, unauthorized, and unlawful acts of the Defendants as alleged above have, and will continue to have, the effect of diluting the distinctive quality of the Disney's Characters. Said acts constitute an unlawful dilution of Disney's rights at common law and under the Florida Anti-Dilution Statute, Fla. Stat. § 495.151.

57. The Defendants' commercial exploitation of Disney's Characters in conjunction with the Infringing Costumes and related services utilizing the Infringing Costumes will cause confusion in the marketplace regarding the sponsorship and origin of such services and will tarnish the distinctive quality of Disney Trademarks and injure Disney's reputation in the marketplace.

58. The Defendants willfully intended to trade on Disney's reputation through their use of the Infringing Costumes and related services utilizing the Infringing Costumes.

59. As a result of the Defendants acts, Disney has no adequate remedy at law and has suffered irreparable harm and damage. Disney will continue to suffer irreparable harm and damage as a result of Defendants' acts unless injunctive relief is granted as prayed for herein.

PRAYER FOR RELIEF

WHEREFORE, Disney demands entry of a judgment against the defendants as follows:

1. Permanent injunctive relief restraining Defendants, and their officers, agents, servants, employees, contractors and all persons acting in concert or participation with any of them:

- (a) from further infringing on Disney's Characters by manufacturing, producing, distributing, circulating, selling, marketing, offering for

sale, advertising, promoting, displaying or otherwise disposing any of Disney's copyrighted properties and trademarks, through the use of Infringing Costumes or through any other services that are not authorized by Disney.

(b) from manufacturing, purchasing, selling, distributing, advertising, renting and/or using any Infringing Costumes or other related services not authorized by Disney and from creating imitations of any of Disney's Characters in any manner for the purpose of acquiring, benefiting from, or trading on Disney's commercial reputations, successes, and goodwill.

(c) from making any statement or representation whatsoever, or using any false designation of origin or false description, or performing any act, which can or is likely to lead the trade and public, or individual members thereof, to believe that any product or service manufactured, distributed or sold by the Defendants are in any manner associated or connected with Disney.

2. Directing that Defendants deliver for destruction any and all Infringing Costumes or related infringing merchandise bearing unauthorized simulations, reproductions, counterfeits, copies or colorable imitations of Disney's Characters, or bearing a design or image which is of a substantially similar appearance to any of Disney's Characters.

3. Directing that Defendants report to this Court within thirty (30) days after a Permanent Injunction is entered to show their compliance with paragraphs 1 through 2 above.

4. Directing such other relief as the Court may deem appropriate to prevent the trade and public from gaining the erroneous impression that any goods or services manufactured, sold, offered for sale, distributed and/or promoted by Defendants is authorized by Disney, or related in any way to Disney's products.

5. That Disney, be awarded from each Defendant utilizing Disney's Trademarks three times such Defendant's profits there from, after an accounting, pursuant to 15 U.S.C. § 1114 and § 1117, or at the election of Disney, statutory damages as provided by § 1117(c), of between Five Hundred Dollars (\$500) and One Hundred Thousand Dollars (\$100,000), per trademark per type of good or service sold, which is counterfeited by each Defendant, at the Court's discretion, or should this Court find that the Defendant's use of the counterfeit mark was willful, and at the Court's discretion, not more than One Million Dollars (\$1,000,000) per counterfeit mark per type of good or service sold or service offered by each Defendant.

6. That Disney be awarded from each Defendant offering goods or services bearing Disney's Trademarks three times such Defendant's profits there from, after an accounting, pursuant to 15 U.S.C. § 1125(a) and § 1117.

7. That Disney be awarded from each Defendant found to be in violation of its copyrights, the Defendant's profits, or at Disney's election, an award of statutory damages pursuant to 17 U.S.C. § 504, of no less than Seven Hundred and Fifty Dollars (\$750) nor more than Thirty Thousand Dollars (\$30,000) per

copyrighted property infringed upon by each Defendant, at the Court's discretion, or should this Court find that such infringement was willful, that this Court, pursuant to its discretion, award statutory damages of up to One Hundred and Fifty Thousand Dollars (\$150,000) for each copyrighted property infringed upon by each such Defendant.

8. That Disney be awarded its reasonable attorney's fees and investigative fees pursuant to 15 U.S.C. § 1117 and 17 U.S.C. § 505.

9. That Disney be awarded its costs in bringing this action.

10. That Disney has such other and further relief that this Court deems just.

Dated this 2nd day of May 2008.

A handwritten signature in dark ink, appearing to read "Michael W. O. Holihan", is written over a horizontal line. A large, sweeping oval is drawn around the signature and the line it sits upon.

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Enterprises, Inc.

**A Representative Sample of
Disney Enterprises, Inc.
Copyright Registrations**

Copyright Registration	Title of Work (Character)	Type of Work
VA 58 937	Mickey - 1 (Mickey Mouse)	Model Sheet
VA 58 938	Minnie - 1 (Minnie Mouse)	Model Sheet
Gp 80 184	Donald Duck	Publications Model Sheet
VA 58 933	Daisy - 1 (Daisy Duck)	Model Sheet
VA 58 936	Goofy -1 (Goofy)	Model Sheet
Gp 80 192	Pluto	Publications Model Sheet
VAu 64 814	Baby Mickey	Model Sheet
VAu 64 814	Baby Minnie	Model Sheet
VAu 73 216	Baby Donald Duck	Model Sheet
VAu 73 217	Baby Daisy Duck	Model Sheet
VAu 83 225	Baby Goofy	Model Sheet
VAu 73 219	Baby Pluto	Model Sheet
R 48 971	Disney's Uncle Scrooge in Only a Poor Old Man	Comic Strip
RE 424 728	Walt Disney's Ludwig von Drake	Comic Strip
Gp 105 126	Horace Horsecollar	Model Sheet
R 567 615	Chip	Model Sheet
R 567 614	Dale	Model Sheet
VA 184 345	Huey, Dewey & Louie -1	Model Sheet
Gp 105 128	Clarabelle Cow	Model Sheet
RE 636 587	Winnie the Pooh and the Honey Tree	Motion Picture
RE 718 378	Winnie the Pooh and the Blustery Day	Motion Picture
VA 58 940	Pooh - 1 (Winnie the Pooh)	Model Sheet
Gp 81 528	Rabbit	Publications Model Sheet
Gp 81 528	Owl	Publications Model Sheet
Gp 81 532	Kanga and Roo	Publications Model Sheet
Gp 81 528	Eeyore	Publications Model Sheet
Gp 81 528	Piglet	Publications Model Sheet
Gp 81 528	Gopher	Publications Model Sheet
Gp 81 527	Tigger	Publications Model Sheet
R 354 235	Snow White and the Seven Dwarfs	Motion Picture
R 346 870	Bashful	Drawings
R 346 869	Doc	Drawings
R 346 875	Dopey	Drawings
R 346 876	Grumpy	Drawings
R 346 871	Happy	Drawings
R 346 874	Sleepy	Drawings
R 346 873	Sneezy	Drawings
R 346 872	Snow White	Drawings
R 346 868	Snow White "Witch"	Drawings
R 406 910	Pinocchio	Motion Picture
Gp 80 186	Pinocchio	Publications Model Sheet
Gp 80 188	Jiminy Cricket	Publications Model Sheet
R 427 860	Fantasia	Motion Picture
R 433 627	The Reluctant Dragon	Motion Picture
R 442 538	Dumbo	Motion Picture
R 428 428	Dumbo Suggestions for Dumbo	Drawing
R 428 420	Mother Elephant Suggestions for "Dumbo"	Drawing
R 428 430	Dumbo Ringmaster Suggestions 1348	Drawing

**A Representative Sample of
Disney Enterprises, Inc.
Copyright Registrations**

R 428 427	Dumbo - Stork Suggestions	Drawing
R 428 426	Timothy Mouse Suggestions	Drawing
R 428 432	Dumbo "Miscellaneous Crows" - 2006	Drawing
R 458 260	Bambi	Motion Picture
R 433 645	Bambi - Bambi	Drawing
R 433 630	Bambi - Final Thumper Model - 2002	Drawing
R 433 631	Bambi - Skunk Model - 2002	Drawing
R 433 636	Bambi - Owl and Stag Models	Drawing
R 433 632	Faline "Adolescent Age"	Drawing
R 433 633	Bambi's Mother	Drawing
R 467 541	Saludos Amigos	Motion Picture
R 464 785	Joe Carioca	Drawing
R 516 560	The Three Caballeros	Motion Picture
R 550 316	Make Mine Music	Motion Picture
R 557 922	Song of the South	Motion Picture
R 548 629	Brer Rabbit	Drawing
R 548 626	Brer Bear	Drawing
R 577 489	Fun and Fancy Free	Motion Picture
R 605 180	Melody Time	Motion Picture
R 636 303	The Adventures of Ichabod & Mr. Toad	Motion Picture
R 648 396	Cinderella	Motion Picture
R 632 319	Cinderella	Copyright Booklet
R 632 319	Drizella	Copyright Booklet
R 632 319	Anastasia	Copyright Booklet
R 632 319	Stepmother	Copyright Booklet
R 632 319	Fairy Godmother	Copyright Booklet
R 632 319	Prince	Copyright Booklet
R 632 319	Bruno, the Dog	Copyright Booklet
R 632 319	Lucifer, the Cat	Copyright Booklet
R 632 319	Jaq and Gus	Copyright Booklet
RE 27 746	Alice in Wonderland	Motion Picture
VA 58 920	Alice - 1 (Alice)	Model Sheet
VA 58 919	Alice - 2 (The White Rabbit)	Model Sheet
VA 58 921	Alice - 3 (Queen of Hearts)	Model Sheet
VA 58 922	Alice - 4 (Cheshire Cat)	Model Sheet
VA 58 923	Alice - 5 (Caterpillar)	Model Sheet
VA 58 924	Alice - 6 (Tweedledee and Tweedledum)	Model Sheet
VA 58 922	March Hare	Model Sheet
VA 58 922	Mad Hatter	Model Sheet
RE 64 027	Peter Pan	Motion Picture
RE 66 285	Peter Pan	Coloring Book
RE 66 285	Tinkerbell	Coloring Book
RE 66 285	Captain Hook	Coloring Book
RE 66 285	Mr. Smee	Coloring Book
RE 66 285	Nana	Coloring Book
RE 162 852	Lady and the Tramp	Motion Picture
RE 101 764	Lady	Previews of Pictures
RE 101 764	Tramp	Previews of Pictures

**A Representative Sample of
Disney Enterprises, Inc.
Copyright Registrations**

RE 296 296	Sleeping Beauty	Motion Picture
RE 246 671	Princess Aurora	Book
RE 246 671	Prince Phillip	Book
RE 246 671	Maleficent/Dragon	Book
RE 370 901	One Hundred and One Dalmatians	Motion Picture
RE 546 478	The Sword in the Stone	Motion Picture
RE 557 357	Archimedes	Copyright Booklet
RE 557 357	Merlin	Copyright Booklet
RE 557 357	Wart/Arthur	Copyright Booklet
RE 557 357	Madame Mim	Copyright Booklet
RE 571 201	Mary Poppins	Motion Picture
RE 705 510	The Jungle Book	Motion Picture
RE 679 798	Mowgli	Drawing
RE 679 799	Baloo	Drawing
RE 679 795	Bagheera	Drawing
RE 679 805	King Louie	Drawing
RE 679 797	Kaa	Drawing
RE 679 807	Shere Khan	Drawing
Lp 38 283	The Aristocats	Motion Picture
Gu 44 754	O'Malley	Drawing
Gu 44 750	Duchess	Drawing
Gu 44 748	Edgar	Drawing
Gu 44 745	Roquefort	Drawing
Lp 39 817	Bedknobs and Broomsticks	Motion Picture
Gu 46 904	Crocky	Drawing
Gu 46 908	Sailor Bear	Drawing
Gu 46 906	Codfish	Drawing
Gu 46 917	Secretary Bird	Drawing
LP 42 905	Robin Hood	Motion Picture
Gu 46 582	Robin Hood	Drawing
Gu 46 583	Little John	Drawing
Gu 46 584	Sir Hiss	Drawing
Gu 47 230	Sheriff of Nottingham	Drawing
Gu 47 762	Friar Tuck	Drawing
Gu 46 585	Prince John	Drawing
Gu 50 764	Maid Marion	Drawing
Gu 50 763	Lady Cluck	Drawing
Lp 49 678	The Rescuers	Motion Picture
Gp 96 289	Miss Bianca	Drawing
Gp 96 286	Orville	Drawing
Gp 96 288	Madame Medusa	Drawing
Gp 96 287	Bernard	Drawing
Gp 103 814	Penny	Drawing
Gu 57 278	Rufus	Drawing
Gu 56 625	Evinrude	Drawing
PA 1 371	Pete's Dragon	Motion Picture
Gp 111 695	Elliott the Dragon	Drawing
PA 125 861	The Fox and the Hound	Motion Picture
VAu 10 933	Todd (Young)	Drawing
VAu 10 930	Copper (Pup)	Drawing
VAu 10 936	Vixey	Drawing
VAu 10 928	Big Mama	Drawing

**A Representative Sample of
Disney Enterprises, Inc.
Copyright Registrations**

VAu 12 417	Dinky	Drawing
VAu 12 418	Boomer	Drawing
VAu 12 415	Squeeks	Drawing
PA 252 525	The Black Cauldron	Motion Picture
VAu 24 517	Eilonwy	Drawing
VAu 29 561	Fflewddur	Drawing
VAu 24 518	Gurgi	Drawing
VAu 24 070	Hen Wen	Drawing
VAu 24 592	The Horned King	Drawing
VAu 24 519	Taran	Drawing
VAu 47 075	Orddu	Drawing
VAu 47 073	Orgoch	Drawing
VAu 47 074	Orwen	Drawing
PA 290 808	The Great Mouse Detective	Motion Picture
VAu 76 103	Basil 185-126	Model Sheet
VAu 76 102	Dr. Dawson 1284-80	Model Sheet
VAu 81 570	Olivia	Model Sheet
VAu 76 100	Ratigan 285-166	Model Sheet
VAu 81 572	Fidget	Model Sheet
VAu 81 571	Flaversham	Model Sheet
VAu 86 112	Felicia - Clean Up Model 0238	Model Sheet
VAu 76 104	Toby 285-170	Model Sheet
VAu 85 019	Mrs. Judson	Model Sheet
VAu 85 021	Queen Victoria	Model Sheet
VAu 85 022	Bartholomew	Model Sheet
PA 385 556	Oliver and Company	Motion Picture
VAu 104 921	Dodger Construction Sheets	Model Sheet
VAu 104 920	Einstein Construction Sheets	Model Sheet
VAu 104 919	Frances Construction Sheets	Model Sheet
VAu 104 916	Rita Construction Sheets	Model Sheet
VAu 109 377	Oliver Rough Model	Model Sheet
VAu 109 379	Tito - Ruff Model	Model Sheet
VAu 119 949	How to Draw Georgette	Model Sheet
PA 431 543	The Little Mermaid	Motion Picture
VAu 123 355	Ariel 9-9-87 Ruff (Ariel)	Drawings
VAu 123 351	Scuttle	Drawings
VAu 123 354	Ruff Sebastian 9-4-87 (Sebastian)	Drawings
VAu 123 348	Ruff Ursula 9-9-87 (Ursula)	Drawings
VAu 123 352	Prince Eric	Drawings
VAu 123 350	Triton	Drawings
VAu 123 353	Flotsam/Jetsam	Drawings
VAu 123 349	Flounder	Drawings
PAu 1 024 341	DuckTales	Motion Picture
VAu 101 067	Launchpad McQuack	Pamphlet of Drawings
VAu 101 067	Webby	Pamphlet of Drawings
VAu 101 067	Doofus	Pamphlet of Drawings
VAu 101 067	Mrs. Beakley	Pamphlet of Drawings
VAu 101 067	Duckworth	Pamphlet of Drawings

**A Representative Sample of
Disney Enterprises, Inc.
Copyright Registrations**

PA 486 535	The Rescuers Down Under	Motion Picture
VAu 161 749	Cody	Model Sheets
VAu 155 884	Jake (Rough Models)	Model Sheets
VAu 155 844	McLeach (Rough Model)	Model Sheets
VAu 170 264	Marahute (Rough Model)	Model Sheets
PA 542 647	Beauty and the Beast	Motion Picture
VAu 200 866	Belle (Beauty and the Beast)	Artwork
VAu 210 914	Beast	Licensing Kit
VAu 194 311	Maurice (Beauty and the Beast)	Artwork
VAu 199 855	Mrs. Potts (Beauty and the Beast)	Artwork
VAu 200 868	Cogsworth (Beauty and the Beast)	Artwork
VAu 194 310	Lumiere (Beauty and the Beast)	Artwork
VAu 201 337	Chip (Beauty and the Beast)	Artwork
VAu 194 307	Gaston (Beauty and the Beast)	Artwork
VAu 194 309	LeFou (Beauty and the Beast)	Artwork
VAu 199 856	Phillipe (Beauty and the Beast)	Artwork
VAu 200 869	Featherduster (Beauty and the Beast)	Artwork
PA 583 905	Aladdin	Motion Picture
VAu 215 432	Aladdin - Aladdin	Model Sheet
VAu 215 453	Aladdin - Genie	Model Sheet
VAu 215 793	Aladdin - Abu	Model Sheet
VAu 218 349	Aladdin - Iago	Model Sheet
VAu 230 534	Aladdin - Rasoul	Model Sheet
VAu 218 348	Aladdin - The Sultan	Model Sheet
VAu 230 533	Aladdin - Jafar	Model Sheet
VAu 221 841	Aladdin - Jasmine	Model Sheet
VAu 221 842	Aladdin - Jafar as Beggar	Model Sheet
VAu 232 164	Aladdin - Narrator	Model Sheet
PA 659 979	The Lion King	Motion Picture
VAu 246 448	The Lion King - Mufasa	Model Sheet
VAu 245 946	The Lion King - Sarabi	Model Sheet
VAu 246 447	The Lion King - Simba	Model Sheet
VAu 246 440	The Lion King - Young Simba	Model Sheet
VAu 246 438	The Lion King - Nala	Model Sheet
VAu 246 664	The Lion King - Young Nala	Model Sheet
VAu 245 947	The Lion King - Rafiki	Model Sheet
VAu 245 945	The Lion King - Shenzi, Banzai & Ed	Model Sheet
VAu 246 437	The Lion King - Pumbaa	Model Sheet
VAu 245 662	The Lion King - Timon	Model Sheet
VAu 246 446	The Lion King - Scar	Model Sheet
VA 611 201	Zazu	Licensing Kit
PA 720 179	Pocahontas	Motion Picture
VAu 262 859	Pocahontas - Pocahontas Standing	Artwork
VAu 261 970	Pocahontas - Powhatan	Artwork
VAu 261 967	Pocahontas - Percy	Artwork
VAu 302 884	Pocahontas - John Smith	Artwork
VAu 302 886	Pocahontas - Meeko the Raccoon	Artwork
VAu 302 883	Pocahontas - Flit the Hummingbird	Artwork
VAu 300 559	Pocahontas - Ratcliffe	Artwork
VAu 302 885	Pocahontas - Grandmother Willow	Artwork

**A Representative Sample of
Disney Enterprises, Inc.
Copyright Registrations**

PA 765 713	Toy Story	Motion Picture
VAu 337 565	Toy Story - Woody	Artwork
VAu 337 566	Toy Story - Buzz Lightyear	Artwork
VAu 337 567	Toy Story - Hamm	Artwork
VAu 337 568	Toy Story - Rex	Artwork
VAu 337 569	Toy Story - Bo Peep Lamp and Sheep	Artwork
VAu 337 186	Toy Story - Lenny	Artwork
VAu 273 627	Toy Story - Mom	Artwork
VAu 348 598	Toy Story - Andy	Artwork
VAu 348 599	Toy Story - Hannah	Artwork
PA 795 221	The Hunchback of Notre Dame	Motion Picture
VAu 336 992	The Hunchback of Notre Dame - Quasimodo	Model Sheet
VAu 332 434	The Hunchback of Notre Dame - Esmeralda	Model Sheet
VAu 336 056	The Hunchback of Notre Dame - Phoebus	Model Sheet
VAu 336 057	The Hunchback of Notre Dame - Djali	Model Sheet
VAu 343 663	The Hunchback of Notre Dame - Gargoyles	Model Sheets
VAu 336 058	The Hunchback of Notre Dame - Clopin	Model Sheet
VAu 336 059	The Hunchback of Notre Dame - Frollo	Model Sheet
VAu 336 878	The Hunchback of Notre Dame - Will Doll/Sam Doll	Model Sheet
PA 670 961	Hercules	Motion Picture
VAu 369 603	Hercules - Hercules	Model Sheets
VAu 369 600	Hercules - Baby Hercules	Model Sheets
VAu 367 973	Hercules - Meg	Model Sheets
VAu 369 605	Hercules - Pegasus	Model Sheets
VAu 369 598	Hercules - Baby Pegasus	Model Sheets
VAu 367 965	Hercules - Phil	Model Sheets
VAu 367 964	Hercules - Hades	Model Sheets
VAu 367 969	Hercules - Pain	Model Sheets
VAu 375 850	Hercules - Panic	Model Sheets
VAu 377 944	Hercules - Hydra Head	Model Sheet
PA 799 025	Mulan	Motion Picture
VA 849 510	Mulan	Style Guide
VAu 379 045	The Legend of Mulan - Mulan	Model Sheets
VAu 379 027	The Legend of Mulan - Mulan as Ping	Model Sheets
VAu 379 021	The Legend of Mulan - Mushu	Model Sheets
VAu 379 024	The Legend of Mulan - Shang	Model Sheets
VAu 378 480	The Legend of Mulan - Kahn	Model Sheets
VAu 381 069	The Legend of Mulan - Cricket	Model Sheets

**A Representative Sample of
Disney Enterprises, Inc.
Copyright Registrations**

PA 901 890	A Bug's Life*	Motion Picture
VA 875 986	A Bug's Life*	Style Guide
VAu 399 357	Flik*	Model Sheets
VAu 399 356	Hopper*	Model Sheets
VAu 399 351	Atta*	Model Sheets
VAu 399 349	Dot*	Model Sheets
VAu 399 343	Dim*	Model Sheets
VAu 399 352	Tuck & Roll*	Model Sheets
VAu 399 350	Francis*	Model Sheets
VAu 399 348	Heimlich*	Model Sheets
VAu 399 353	Slim*	Model Sheets
VAu 399 342	Rosie*	Model Sheets
VAu 399 346	P.T. Flea*	Model Sheets
VAu 399 345	Manny*	Model Sheets
VAu 399 344	Gypsy*	Model Sheets
VAu 399 347	Thumper*	Model Sheets
VAu 399 354	Molt*	Model Sheets
VAu 399 355	Queen*	Model Sheets
PA 959 870	Toy Story 2*	Motion Picture
VAu 414 563	Toy Story 2 - Al's Car*	Model Sheet
VAu 405 573	Toy Story 2 - Bullseye*	Model Sheet
VAu 406 700	Toy Story 2 - Coffee Table*	Model Sheet
VAu 407 195	Toy Story 2 - Cushy Chair*	Model Sheet
VAu 405 571	Toy Story 2 - Emporer Zurg*	Model Sheet
VAu 405 572	Toy Story 2 - Jessie*	Model Sheet
VAu 405 197	Toy Story 2 - L'il Yuppie*	Model Sheet
VAu 405 574	Toy Story 2 - Prospector*	Model Sheet
VAu 407 196	Toy Story 2 - Wood Chair*	Model Sheet
VA960 902	Toy Story 2 - Style Guide*	Style Guide
PA 974 011	Dinosaur	Motion Picture
VAu 486 473	Aladar	Model Sheet
VAu 486 477	Baylene	Model Sheet
VAu 486 476	Bruton	Model Sheet
VAu 486 478	Eema	Model Sheet
VAu 486 475	Kron	Model Sheet
VAu 486 474	Neera	Model Sheet
VAu 486 472	Plio	Model Sheet
VAu 486 479	Suri	Model Sheet
VAu 486 471	Yar	Model Sheet
VA 996 530	Dinosaur - Phase I	Style Guide
VA 992 942	Dinosaur - Phase II	Style Guide
PA 940 885	The Emporer's New Groove	Motion Picture
VA 999 573	Emporer's New Groove	Style Guide
VAu 479 682	Kronk	Model Sheet
VAu 479 685	Kuzco	Model Sheet
VAu 479 683	Kuzco Llama	Model Sheet
VAu 479 684	Pacha	Model Sheet
VAu 479 681	Yzma	Model Sheet
PA1 039 237	Atlantis: The Lost Empire	Motion Picture
VAu 465 845	Dr. Sweet	Model Sheet
VAu 465 846	Milo James Thatch	Model Sheet
VAu 464 134	Whitmore	Model Sheet

**A Representative Sample of
Disney Enterprises, Inc.
Copyright Registrations**

VAu 464 136	King	Model Sheet
VAu 464 137	Moliere	Model Sheet
VAu 464 139	Princess Kida	Model Sheet
PA1 038 178	Monsters, Inc.	Motion Picture
VAu 462 106	Mike	Model Sheet
VAu 462 107	Mr. Waternoose	Model Sheet
VAu 462 109	Sullivan	Model Sheet
VAu 462 110	Switch	Model Sheet
VAu 463 631	Roz	Model Sheet
VAu 495 886	Ran	Model Sheet
VAu 513 637	Boo	Model Sheet
PA1 107 581	Treasure Planet	Motion Picture
VAu 503 462	Morph	Model Sheet
VAu 503 463	JH	Model Sheet
VAu 503 468	DD	Model Sheet
VAu 503 469	BEN2	Model Sheet
VAu 503 471	BEN	Model Sheet
VAu 503 473	ARR	Model Sheet
VAu 503 521	Sil	Model Sheet
VAu 503 987	Ame	Model Sheet
PA1 082 244	Lilo and Stitch	Motion Picture
VAu 506 816	PLE	Model Sheet
VAu 506 817	LIL	Model Sheet
VAu 506 818	ST199	Model Sheet
VAu 506 822	JUM	Model Sheet
VAu 506 825	ST100	Model Sheet
PA1 121 379	Piglet's Big Movie	Motion Picture
PA1 146 502	Finding Nemo	Motion Picture
VA1 162 469	Finding Nemo Style Guide	Style Guide
VAu 559 052	Sharks: Bruce, Anchor & Chum	Model Sheet
VAu 559 053	Sharks: Bruce, Anchor & Chum(simplified)	Model Sheet
VAu 559 054	Ocean Friends: Tad, Pearl & Sheldon	Model Sheet
VAu 559 055	Tank Gang: Bloat, Peach, Gurgle, Bubbles, Deb	Model Sheet
VAu 559 056	Primary: Nemo, Dory, Gill (2)	Model Sheet
PA1 188-459	Brother Bear	Motion Picture
VA1 212 077	Home on the Range	Style Guide
	Teacher's Pet	
VAu 501 211	Leonard	Model Sheet
VAu 501 212	Spot	Model Sheet
VA 977-375	Birnbaum's Walt Disney World 2000	Photographs and Artwork

Trademark Name	Reg. Number
Mickey Mouse Design	2704887
Minnie Mouse Design	2700619
Donald Duck Design	2700620
Daisy Duck Design	2704890
Goofy Design	2721608
Pluto Design	2707323
Winnie the Pooh Design	2704888
Eeyore Design	2704886
Piglet Design	2700618
Lilo & Stitch	2811097
Cruise Line Device (Mouse Ears)	2.243.889
DISNEY CRUISE LINE	2.286.563
DISNEY MAGIC	2.240.945
DISNEY'S ANIMAL KINGDOM	2.189.638
DISNEY'S GRAND CALIFORNIAN HOTEL	2.473.847

As it is impracticable to list all trademark registrations owned by Disney, the foregoing is a representative sampling only.

DISNEYLAND	1.037.788
DISNEYLAND (Stylized)	857.667
DOWNTOWN DISNEY	2.372.024
EPCOT	1.380.818
Epcot Device	1.407.987
FORT WILDERNESS	1.518.500
HAPPIEST PLACE ON EARTH, THE	2.281.559
MAGIC KINGDOM	1.072.396
Mouse Ears Device	1.524.601
PARADISE PIER	2.625.419
Walt Disney Travel Company Logo (plane w/mouse ears silhouette)	995.092
WALT DISNEY WORLD	980.955

As it is impracticable to list all trademark registrations owned by Disney, the foregoing is a representative sampling only.

Co. 08 Cr 728

JS 44 (Rev. 11/04)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

I. (a) PLAINTIFFS

DISNEY ENTERPRISES, INC.

DEFENDANTS

KOOL KLOWN PARTY PEOPLE, INC., DAVID F. CHAVECO, AND MARISOL PEREZ-CHAVECO

(b) County of Residence of First Listed Plaintiff LOS ANGELES
(EXCEPT IN U.S. PLAINTIFF CASES)County of Residence of First Listed Defendant LAKE
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.

(c) Attorney's (Firm Name, Address, and Telephone Number)

Holihan Law
1101 North Lake County Road, Suite 375
Maitland, Florida 32751
407 665 8575

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff ☒ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business in This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business in Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury PERSONAL INJURY <input type="checkbox"/> 362 Personal Injury - Med. Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs. <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input checked="" type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395m) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights	PRISONER PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus: <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition		

V. ORIGIN

(Place an "X" in One Box Only)

- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from another district (specify) ☐ 6 Multidistrict Litigation ☐ 7 Appeal to District Judge from Magistrate Judgment

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

17 U.S.C., Section 101 et seq. and 15 U.S.C., Section 1501 et seq.

Brief description of cause:

Cause of action for copyright and trademark violations pursuant to the Copyright Act, 17 U.S.C., Section 101 et seq. and The Federal Trademark Act, 15 U.S.C., Section 1501 et seq.

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☒ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE

05/02/2008

SIGNATURE OF ATTORNEY OF RECORD

Michael W.O. Holihan

FOR OFFICE USE ONLY

RECEIPT # _____ AMOUNT _____ APPLYING IFP _____ JUDGE _____ MAG. JUDGE _____