

EXHIBIT F

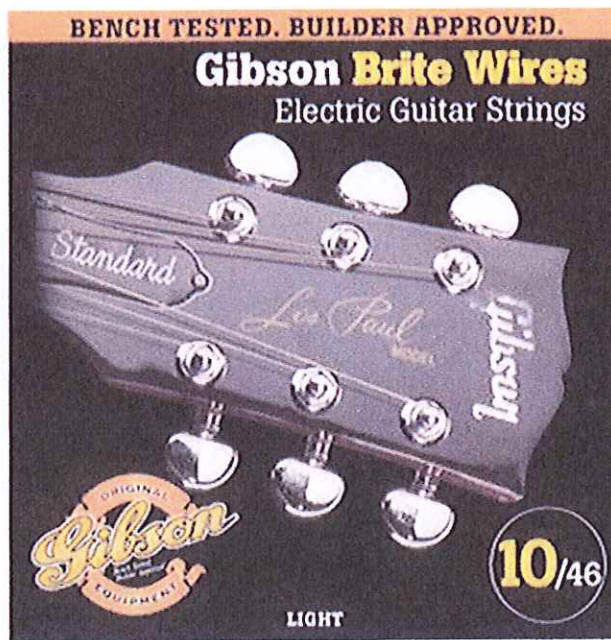
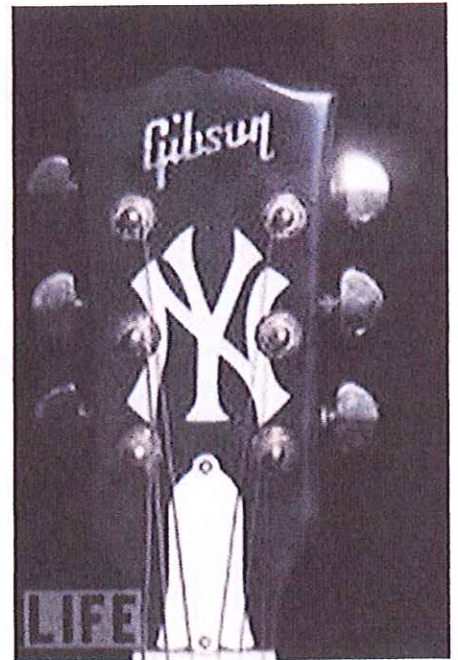


EXHIBIT G



SEARCH TIME.COM



Specials

- Special Reports
- Best Websites
- Worst Cars
- Time 100
- Time 100 Roundtable
- Design 100
- Best TV Shows
- Top 10
- All-TIME 100

THE NEW MICHELIN® PRIMACY™ MXM4® TIRE

- Stops up to 19 feet shorter
- 55,000 mile warranty
- #1 choice of luxury carmakers

Best Inventions of 2003

Among this year's favorites: fish-skin bikinis, a new love drug, the car that parks itself and the invisible man

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Music & Fashion

BACK NEXT

Digital Guitar

7 of 37 | [View All](#)



Inventor: Gibson Musical Instruments

We've already got digital music files like MP3s and digital music players like the iPod, so why not create music with a digital instrument in the first place? In January, Gibson will be the first musical-instrument maker to release an electric guitar with a digitizing microprocessor and circuit board built right in. When a player strums the guitar, the analog signal from each of the six strings is converted into a digital file and then pushed out of

the guitar through an Ethernet connection attached to the instrument. The resulting sound is much clearer and less susceptible to all sorts of distortion. Rock on!

Availability: January 2004, about \$3,000

To Learn More: gibson.com

MORE

Like

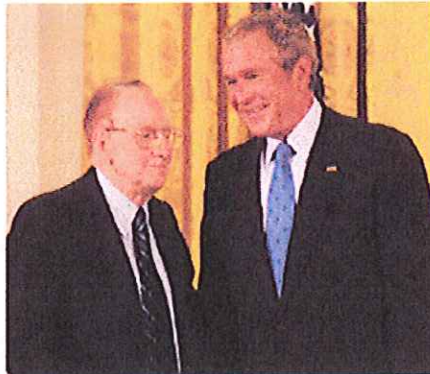
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November 16, 2007

Les Paul Receives Top Arts Award from President Bush

by Staff.

Long recognized as a key figure in the history of the electric guitar and modern audio recording techniques, Les Paul can now add the highest award given to artists and arts patrons by the United States Government, the National Medal of Arts, to his already impressive list of achievements. In a ceremony conducted on November 15 in the East Room of the White House, President Bush said of the recipients of the National Medal of Arts (10) and National Humanities Medal (10): "Your accomplishments remind us that freedom of thought and freedom of expression are two pillars of our democracy. These freedoms have helped our nation build some of the finest centers of learning in the world. They've helped inspire new movements in art and literature. And they've helped fill our libraries and museums and theaters with great works for all our citizens to enjoy."



Guitarist and Inventor Les Paul meets U.S. President George W. Bush on November 15 during awarding of 2007 National Medal of Arts. Photo by Michael G. Stewart.

A military aide read the citation that accompanied each recipient's award: "Les Paul. The 2007 National Medal of Arts to Les Paul for his innovation as a musician, his pioneering designs of the electric guitar, and his groundbreaking recording techniques that have influenced the development of American jazz, blues, and pop music, and inspired generations of guitarists." See yesterday's [article](#) for a full transcript of the ceremony and more information about the National Medal of Arts.

* * *

Related Links[Guitarist and Inventor Les Paul Passes Away at 94](#)[Guitarist Les Paul Receives 2007 National Medal of Arts](#)[Les Paul Interview \(2005\)](#)[Les Paul Inducted into the Songwriters Hall of Fame on His 90th Birthday](#)[Les Paul Tribute Concert at Carnegie Hall](#)[White House press release regarding 2007 National Medal of Arts recipients](#)[\[Back to top\]](#)

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Welcome to *Modern Guitars*, where you'll find thousands of guitar related articles covering every style and genre. This article is your gateway to everything from [reviews](#) and the latest [industry news](#) to an extensive [archive](#) of feature stories and exclusive interviews with six-string icons such as Stevie Ray Vaughan, Carlos Santana, Jeff Beck, Bucky Pizzarelli, Les Paul, Zakk Wylde, Lily Afshar, Mike Stern, and a variety of guitar industry leaders including Paul Reed Smith, Christian F. Martin, IV, Bob Taylor, and Henry Juszkievicz.

Featured Guitar

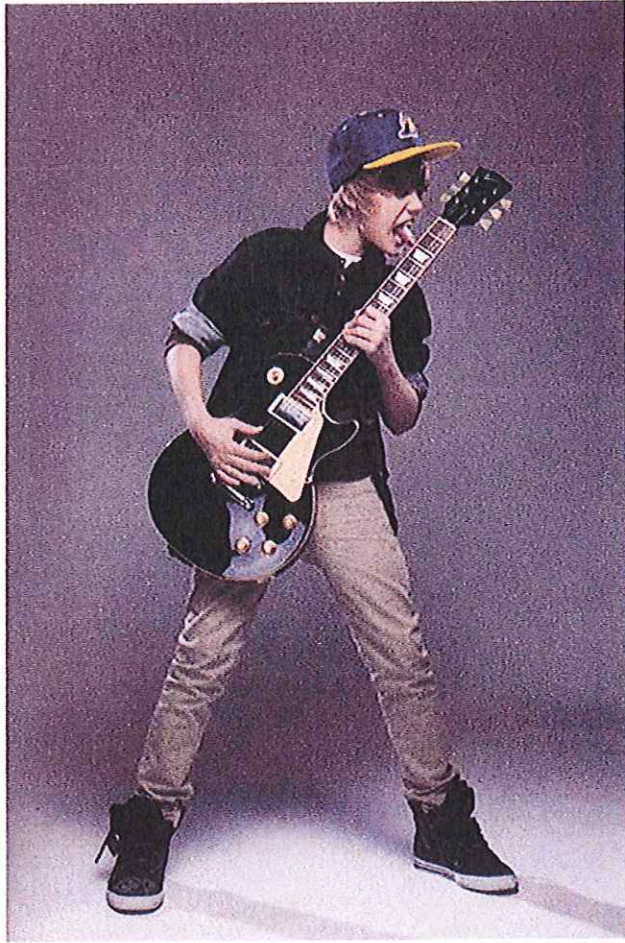
New from Gibson Custom, the Billy Gibbons "Pearly Gates" 1959 Les Paul Standard VOS Electric Guitar, a limited edition (250) VOS version of the new Gibson Custom that pays homage to the famous Les Paul Gibbons played on every ZZ Top album. For more information or to order, click the link or the photo below of the new "Pearly Gates."



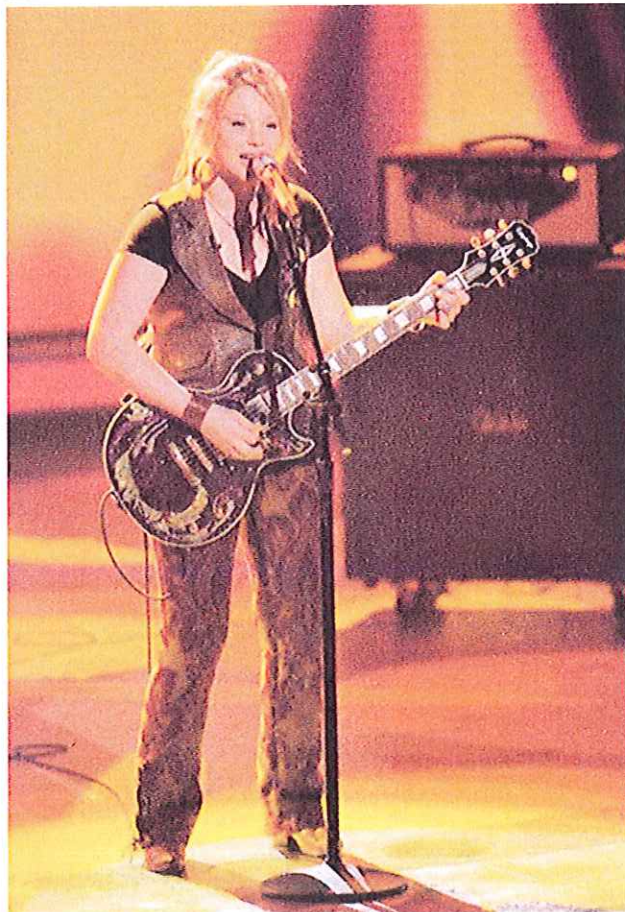


“It bugs me when people say, ‘Miley needs to lose some weight.’ I’m like, ‘What are you talking about? Let me grow!’”

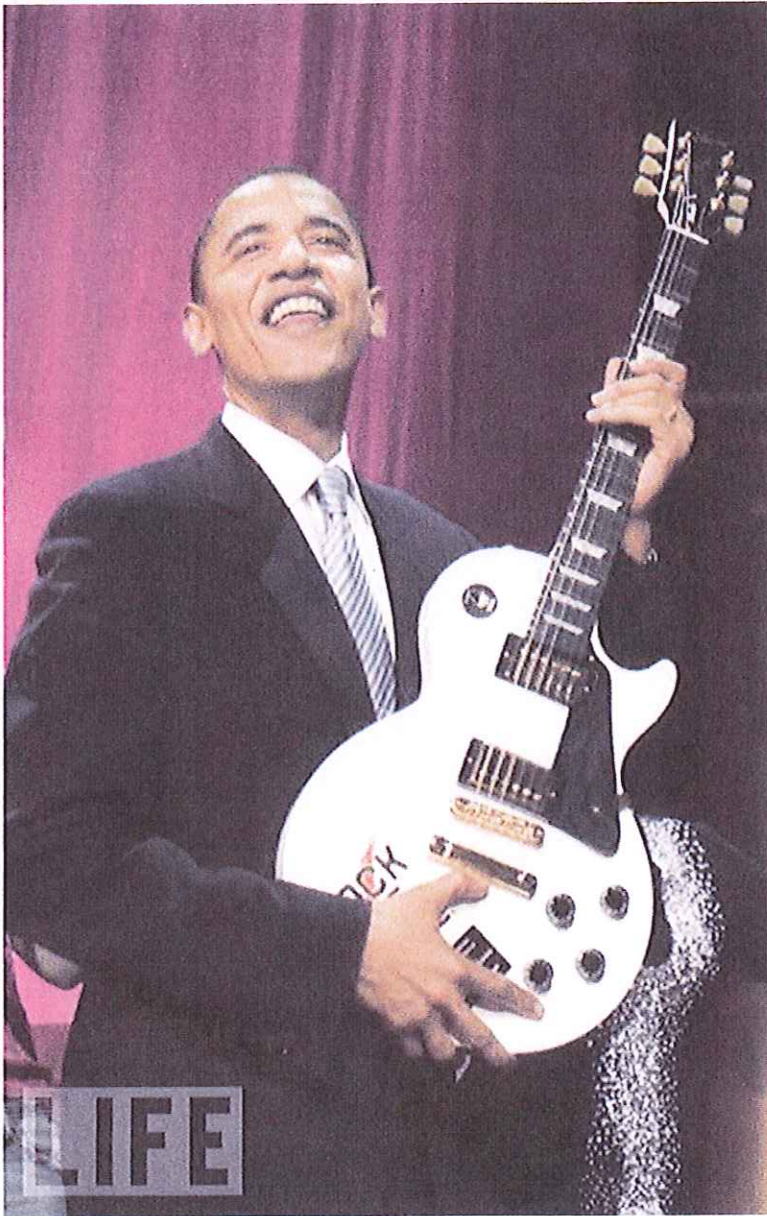
Pictures of teen pop star Miley Cyrus prominently displaying her black Les Paul Custom® and white Les Paul Studio®. These pictures were displayed in the May 2009 issue of Glamour Magazine (of which she was also on the cover). Glamour magazine’s target audience is a woman aged 18-49 with a total circulation of over 2 million in the United States.



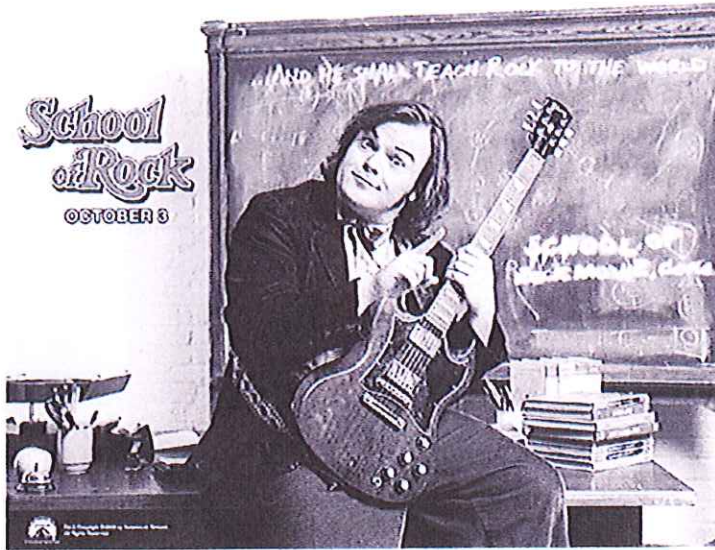
Teen pop star Justin Bieber photo with his Gibson Les Paul Standard®. Photo taken exclusively for Sugar magazine, the United Kingdom's most popular teen magazine.



American Idol star Crystal Bowersox playing an Epiphone Les Paul® during the show in April, 2010. According to Mediaweek.com, over 19 million people watched this show. American Idol is a hugely successful reality television show airing in primetime on the Fox network. Crystal was runner up on the 9th season of American Idol.

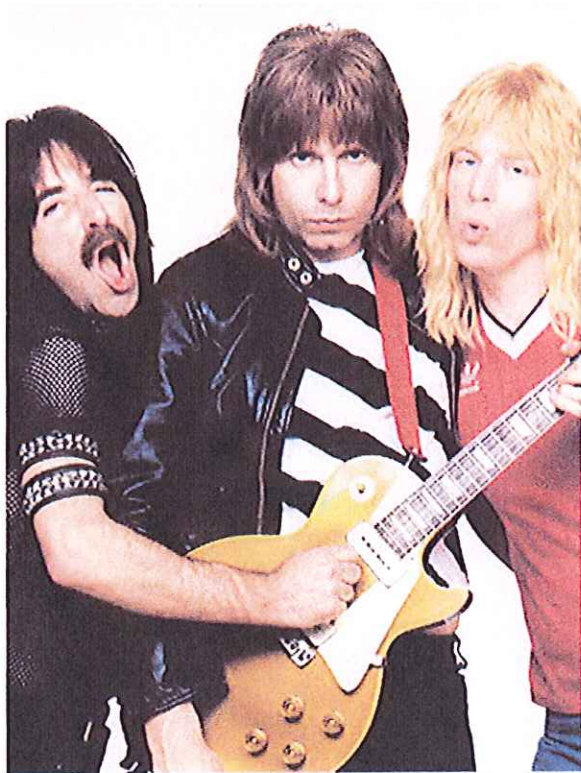


A picture of then Illinois Senator Barack Obama displaying the Alpine White Les Paul Custom®. This picture is displayed in Life.com's Special Issue Magazine, Issue 86.



Pictures of movie promotions where the Gibson Les Paul® and Gibson SG® were prominently featured.

The above two pictures of actor Jack Black are from The School of Rock movie released in 2003. Marketed toward teens, the movie had total U.S. box office sales of over \$81 million (according to www.the numbers.com). The Gibson Les Paul® and Gibson Flying V® were also in the movie trailer.



The picture on the left is a promotion for the movie This is Spinal Tap, released in 1984. This is Spinal Tap was ranked the #1 cult classic in the 2003 Entertainment Weekly Magazine, Issue #711. The pictured 1959 Les Paul® is featured throughout the movie, along with the Gibson SG® and Gibson Flying V®. This is Spinal Tap is likely the place that WowWee got the idea to turn the amplifier up to volume 11 on their paperjamz.com home page.

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7 Attorneys for
Plaintiff
8 GIBSON GUITAR CORP.,

9
10 UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

11 GIBSON GUITAR CORP., a Delaware
12 corporation,

13 Plaintiff,

14 vs.

15 WOWWEE USA, INC., et. al.

16 Defendants,
17
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21
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23
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26
27

) Case No. CV10-8884 RGK (RZx)
)
) SUPPLEMENTAL DECLARATION OF
) ANDREA E. BATES IN SUPPORT OF
) PLAINTIFF'S APPLICATION FOR A
) PRELIMINARY INJUNCTION

) Judge: R. Gary Klausner

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DECLARATION OF ANDREA E. BATES

I, Andrea E. Bates, declare as follows:

1. Unless otherwise stated as based upon information and belief, the facts set forth in this declaration are personally known to me and I have first knowledge of these facts. If called upon to testify during court of this action, I could, and I would competently testify thereto under oath. I am over 18 and a party to this action.

2. I am an attorney licensed to practice law before the courts in the State of California and the federal Central District of California. I am a partner in the law firm of Bates & Bates, LLC, which is counsel of record for Plaintiff GIBSON GUITAR CORP. (hereinafter "Gibson"), a Delaware corporation. As one of the attorneys in this case, I participate in the filing and retrieval of documents for this case. I also supervise associate attorneys and staff in those activities.

3. As an attorney for Gibson, I have met with personnel of the company as well as reviewing records of the company in regards to trademark issues, among others. I, or personnel of my firm who are under my supervision, have also reviewed and obtained records from the United States Patent and Trademark Office in regards to Gibson's Registered Trademarks.

4. I have reviewed the Defendant WowWee's Memorandum in Opposition to Plaintiff's Motion for Preliminary Injunction along with the accompanying Declarations and Exhibits.

5. Attached hereto as Exhibit A, is a screen print of Defendant Amazon.com's website which includes the Hasbro Power Tour guitar and the J Reynolds 1/2 size LP guitar under the "Toys and Games" category, both displaying the a trademark design in question that has been licensed by Gibson.

1 6. Attached hereto as **Exhibit B**, are screen shots of paperjamzstore.com which is still
2 active, despite supposed efforts of WowWee to have it “shut down,” and using Gibson word marks to
3 describe the Paper Jamz guitars. The “Amazon.com associate” website now links the advertisements
4 to Defendant Kmart.

5 7. Attached hereto as **Exhibit C**, are screen shots of paperguitar.co.uk., previously
6 unmentioned, that contains use of Gibson® word marks to describe the Paper Jamz guitars. The
7 website contains links to Defendants’ Amazon.com and Toys”R”Us European websites. Upon
8 information and belief, the Paper Jamz guitars can be purchased on the European websites and
9 shipped to the United States. I have been unable to locate the owner of this website and, at this time,
10 am unable to prove an affiliation with Defendant WowWee other than the obvious benefit WowWee
11 receives from the advertising using the Gibson® word marks.

12 8. Attached hereto as **Exhibit D**, are screen shots of www.wow-wee-paper-jamz-
13 guitar.com which is still active, despite supposed efforts of WowWee to have it “shut down,” and
14 using Gibson® word marks to describe the Paper Jamz guitars. The link to Amazon.com has been
15 removed. WowWee obviously benefits from this advertising in the form of more Paper Jamz guitar
16 sales.

17 9. Attached hereto as **Exhibit E**, are print advertisements from the Gibson Pure®
18 advertising campaign, specifically designed to create an association with the consumer between the
19 famous body shape designs and Gibson. These advertisements were run in musician magazines as
20 well as magazines targeted towards the general public.

21 10. Attached hereto as **Exhibit F**, are print advertisements specifically designed to create
22 an association with the consumer between the famous Les Paul Headstock Design® and the Bell-
23 Shaped Truss Rod Cover®.

1 11. Gibson contends that its famous design trademarks will be recognizable to the general
2 public, not solely guitar players. Attached hereto as **Exhibit G**, contains a Time® magazine article
3 from 2003 where the Les Paul Body Shape® is prominently featured. According to
4 Timewarner.com, Time magazine is the world's largest weekly magazine with a United States
5 audience of 20 million. Also included is an article by modernguitars.com showing the inventor and
6 musician Les Paul receiving the National Medal of Arts from George W. Bush in 2007.

7
8 12. Attached hereto as **Exhibit H**, are other examples of Gibson body shape designs being
9 prominently displayed to the general public.

10 I declare under penalty of perjury under the laws of the United States of America, the States
11 of Georgia and California that the foregoing is true and correct.

12
13 Executed on December 11, 2010 at Atlanta, Georgia.

14
15
16
17 

18 Andrea E. Bates, Esq.
19 Declarant

Exhibit 7

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8 Attorneys for
9 Plaintiff
10 GIBSON GUITAR CORP.,

11 UNITED STATES DISTRICT COURT
12 CENTRAL DISTRICT OF CALIFORNIA

13 GIBSON GUITAR CORP., a Delaware) Case No. CV10-8884 RGK (RZx)
14 corporation,)
15 Plaintiff,) DECLARATION OF WALTER
16 vs.) CARTER IN SUPPORT OF
17) PLAINTIFF'S REQUEST FOR A
18 WOWWEE USA, INC., et. al.) PRELIMINARY INJUNCTION
19 Defendants,) Judge: Judge R. Gary Klausner
20)

21 DECLARATION OF WALTER CARTER

22 I, Walter Carter, declare as follows:

23 1. I am an employee of Gruhn Guitars, Inc., and have been asked by counsel for Gibson Guitar
24 Corp. ("Gibson") to provide my professional opinion about use and functionality of the guitar body
25 shape designs, the bell-shaped truss rod cover, and headstock designs used on the Gibson Les Paul[®],
26 Gibson Explorer[®], Gibson Flying V[®], and Gibson SG[®] guitars (collectively "Gibson Design Marks").
27
28

1 I have testified as an expert witness in previous litigation and am getting paid \$100 per hour for my
2 expert testimony by Gibson.

3 2. Unless otherwise stated as based upon information and belief, the facts set forth in this
4 declaration are personally known to me and I have first knowledge of these facts. If called upon to
5 testify during court of this action, I could, and I would competently testify thereto under oath. I am
6 over 18.
7

8 **Professional Background and Expertise**

9 3. I have worked at Gruhn Guitars from 1987-93 as a writer, researcher and salesman, and from
10 2005-present as writer, researcher and sales manager. Gruhn Guitars specializes in vintage guitars,
11 including electric solid body Gibsons such as Les Pauls, Flying Vs, Explorers, and SGs. Gruhn
12 Guitars has also, at various times, been an authorized dealer of new instruments made by Gibson,
13 Fender, PRS, Martin, Taylor, and others. In my work at Gruhn Guitars, I have had daily contact with
14 customers who are wishing to buy or sell guitars.
15

16 4. During my tenures with Gruhn Guitars, I co-authored (with George Gruhn) three books:
17 *Gruhn's Guide to Vintage Guitars, Acoustic Guitars and Other Fretted Instruments*, and *Electric*
18 *Guitars and Basses*.
19

20 5. From 1993-98, I worked at Gibson Guitar Corp. in the position of historian and writer, during
21 which time I wrote the books *Gibson Guitars: 100 Years of an American Icon* and *Epiphone: The*
22 *Complete History*. I worked again at Gibson from 2001-05 in the position of editorial director and
23 historian.
24

25 6. I have also written books on the Ovation guitar company, the Martin guitar company, and
26 Gibson electric guitars, and I have contributed to numerous other books and periodicals on the
27 subject of guitars and guitar companies. I wrote and performed the voiceovers for the Quest for
28