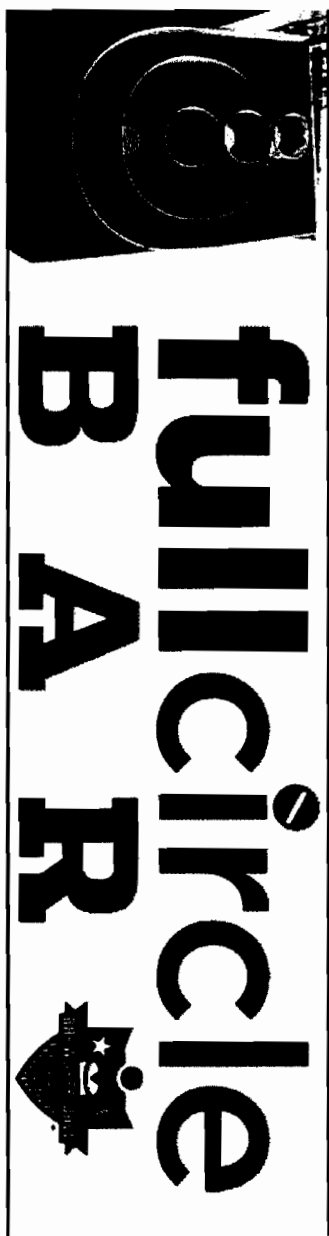


Exhibit "E"

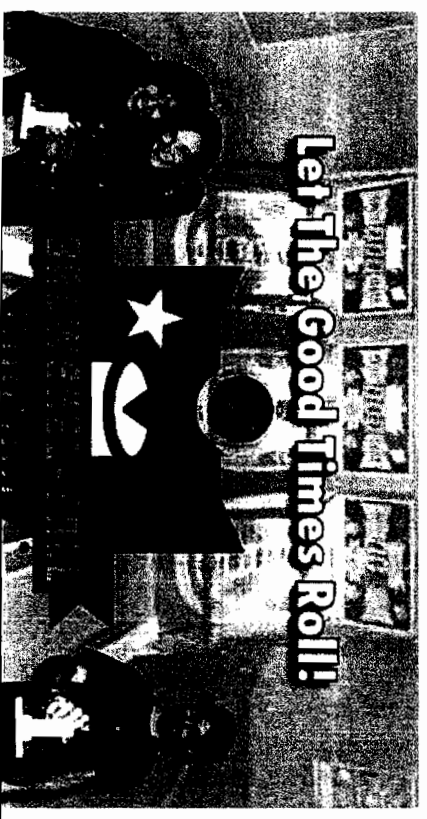
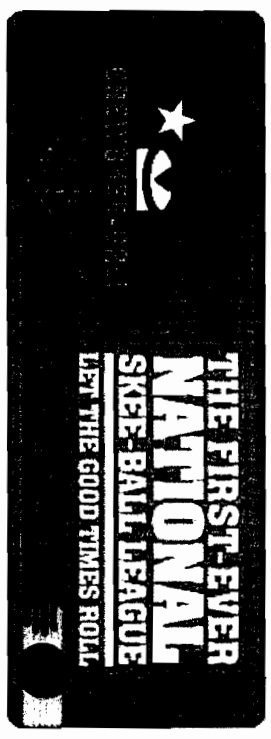
# National Home of Brewskee-Ball

HOME ABOUT BBNG BREW EVENTS JOIN MAP PARTY PRESS



AUGUST 4, 2011

## Let The Good Times Roll



318 Grand Street  
Williamsburg - Brooklyn, NY 11211  
Mon - Fri, 5 to 4 & Sat - Sun, 2 to 4  
Contact: info@brewskeeball.com  
Phone: 347.725.4588

**Skee-Ball Stadium, Tournaments & Parties: Call for more information.**

**TUESDAYS & THURSDAYS**  
SKEE 4 FREE HAPPY HOUR 11:00 P.M.  
2 for \$5 Gennys

FREE Hot Dogs & Jumbo Pretzels

**ALL THE TIME!**

- \$3 Hot Fire: Tabasco + Tequila Shot
- \$4 Espolon "Sour John" Margaritas
- \$4 Genny Dog: Genny + Hot Dog
- \$4 Jumbo Genny: Genny + Jumbo Pretzel
- \$5 Tecate & Tequila Shot
- \$5 Gen & Jerry: Genny + Sailor Jerry Shot
- \$6 10th Ball: Genny + Whiskey Neat

**HAPPY HOUR!**

Mon-Thurs, 4-9 & Fri-Sun, 2-9  
\$1 OFF ALL DRINKS

# National Home of Brewskee-Ball

AUGUST 4, 2011

## Let The Good Times Roll



### FALL SKEESON BEGINS SEPTEMBER 2011

#### Sign Up Your Team Now, Here's How:



1. Form a team (3 rollers per team, plus alternates)
2. Come up with witty team name (i.e. Skee Amigos)
3. Email team info to: [join@brewskeeball.com](mailto:join@brewskeeball.com)



**FREE SKEE BALL**

**FREE HOT DOGS**

**TUESDAYS & THURSDAYS**  
**@ FULL CIRCLE BAR**  
 318 Grand Street  
 Williamsburg, Brooklyn  
[fullcirclebar.com](http://fullcirclebar.com)

**fullcircle**  
BAR

- FREE TO PLAY
- TEAMS OF 2-5

*GENESTE Cream Ale*

**DRINK, THINK & ROLL!**

**ROLLING**



**EVERY TUESDAY AT 8 PM**

\$75 BAR TAB DRIKE | TWO BEERS \$5  
FREE HOT DOGS | BOOZIE BROS

318 GRAND STREET (at davemeyer) | Williamsburg, fullcirclebar.com

*The Brewskee Ball* **SHOE4AFRICA.org**  
a semi-formal celebration & benefit

Wednesday, September 7


Alison rolls for the Plankers and is running the NYC Marathon in November to support Shoe4Africa.org. So let's support this spirited 10th Baller by helping her reach the finish line and her fundraising goal!

Shoe 4 Africa is a non-profit organization that started with the simple act of donating a pair of shoes. It has worked to promote AIDS awareness, empower women and improve the quality of health care in Africa.

Shoe 4 Africa embarked on its biggest initiative in May 2010 when they began building a school. They are now working to build the largest children's hospital in Africa.


**WE CAN HELP IN 4 FUN WAYS:**

**1. SHOE4AFRICA**




If you bring a pair of running shoes to FCB (they must have some miles left), we will send them to Africa 4 you!

**2. BREW4AFRICA**



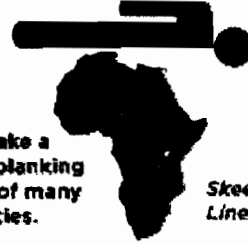
Every beer is "\$1 off." That \$1 will be donated to S4A.org  
\*Every drink too, why not!

**3. ROLL4AFRICA**



All rolling funds will be donated to S4A.org

**4. PLANK4AFRICA**



For a \$1 donation you can take a Polaroid planking with one of many skeelebrities.  
Skeelebrity Lineup TBA

**GRAND EATS** presents



*Full Circle*

# RAWESOME BAR

**OYSTERS • BEER**

*Join us for a few of our favorite eats.*

**MONDAY, SEPTEMBER 19 \$50**  
**ALL YOU CAN EAT ISLAND CREEK OYSTERS**  
**ALL YOU CAN DRINK MAMA'S LITTLE YELLA PILS**  
**FULL CIRCLE BAR, 8 P.M. - UNTIL LAST OYSTER IS SHUCKED**

*Tickets available at Full Circle Bar or rawesomebar.com*







*\$100 Raffle Prize*

# BaseSKEEball


## WORLD SERIES



There's Only One Ball Classic  
 There's Only One  
 BaseSKEEball World Series  
 16 TEAM TOURNAMENT!

F   C   B


★ FULL CIRCLE STADIUM ★



☆ WEDNESDAY, SEPTEMBER 21 ☆

**SIGN UP YOUR TEAM NOW** (SPOTS ARE LIMITED)  
Email BaseSKEEball team details to: [info@brewskeeball.com](mailto:info@brewskeeball.com)

1. Witty Team Name (i.e. Sandy Rollfax, Big League Brew)
2. Team Roster (3 rollers per team plus optional "designated roller")

 **SKEE-NUTS & CRACKER JACKS DOGS PRETZELS**



**FALL SKEESON**  
**KICK-OFF & REGISTRATION JAMBOREE**  
 Mon, Sept. 26 @ Full Circle Bar, 7:30

*Pumpkin Humping*

**SKEE 4 FREE**  
 900 PTZ Tourney  
 Rolling Range Practice  
 Bobbing for Skee-Balls  
 Brewskee Fall Cocktails  
 Apples! A-pples! A-pples!  
 Funnest Flannel Shirt  
 Wins Free Registration!

*The Bear*  
 BROTY XVII

 Meet your new friends & Skee-Ball rivals.  
 At least one roller from each team must be present.







**The New York Times**



*Click Here!* 

**full circle**  
BAR

**Los Angeles Times**



*Click Here!* 


**full circle**  
BAR

**The New York Times**




*Click Here!* 


**full circle**  
BAR



"How to Hurl a Hundo"  
**Check out  
the league on  
ESPN.**



**Brewskee-Ball  
National Championship  
on All Things Considered**



**SIKE-BALL**  
balls out fun!  
for the iPhone or iPod Touch



Exhibit "F"



SCHEDULE FC MAGAZINE FANTASY THE SHOW STATS BBNC HISTORY CONTACT/JOIN

Austin | BaseSKEEball | Charlotte | Denver | New York | Oskar Blues | San Francisco | Wilmington



TEXAS II

Team Runs Avg. Hits 1B 2B 3B HR LOB

<b>The Shitty Mets (3-0)</b>	31	.	65	26	30	8	1	34
<b>Don Mattingkees Sideburns (2-1)</b>	43	.	70	20	24	20	6	27
<b>Brewskees (1-1)</b>	18	.763	40	14	25	1	0	22
<b>Skeebaser (1-1)</b>	10	.710	34	19	10	3	2	24
<b>The Shitty Mets (0-1)</b>	12	.801	23	6	15	1	1	11
<b>Skeeling Home (0-1)</b>	9	.755	19	12	4	2	2	10
<b>Pinch One Off (0-1)</b>	3	.692	19	13	6	0	0	16
<b>Carl Yastrzemskees (0-1)</b>	2	.615	10	6	2	1	1	8



<b>Team/Roller</b>	<b>Avg.</b>	<b>RSI</b>	<b>Hits</b>	<b>1B</b>	<b>2B</b>	<b>3B</b>	<b>HR</b>	<b>Runs</b>
<b>Roger Dorn's Major Skeegers</b>	-	-	-	-	-	-	-	-
Nails	.238	0	19	14	4	1	0	18
Angel pagan	.286	11	26	2	13	8	1	21
Dorn	.318	39	26	3	10	5	9	9
<b>Field Of Skeems</b>	-	-	-	-	-	-	-	-
Skeyonce	.246	1	22	15	4	3	1	16
Biz Mar Skee	.765	4	22	8	12	2	0	9
The Business	.728	18	16	7	4	3	1	1
<b>Brewskees</b>	-	-	-	-	-	-	-	-
Roy	.255	0	7	7	0	0	0	13
Sam	.250	2	12	7	5	0	0	4
Steve	.260	16	14	0	13	0	0	0
<b>Skeebaser</b>	-	-	-	-	-	-	-	-
Ichiro Skeezuki	.236	0	4	4	0	0	0	2
Brewbarella	.203	0	5	5	0	0	0	2
Skeena Warrior Princess	.249	1	11	2	7	2	0	4
Slinger Of Death	.249	9	13	8	3	0	2	2
<b>The Shitty Mets</b>	-	-	-	-	-	-	-	-
Fling	.267	0	8	1	7	0	0	7
Doozles	.245	4	7	2	5	0	0	4
Big Coop	.289	8	8	3	3	1	1	1
<b>Skeeling Home</b>	-	-	-	-	-	-	-	-

Nacho Skees	.227	0	6	0	0	0	0	4
Caskee Jones	.255	1	7	4	1	0	1	4
Skeeroids	.273	8	7	2	3	2	1	1
<b>Pinch One Off</b>	-	-	-	-	-	-	-	-
Ella	.243	0	7	3	4	0	0	3
Chris	.225	0	7	7	0	0	0	0
Shannon	.248	3	5	3	2	0	0	0
<b>Carl Yastrzemskee</b>	-	-	-	-	-	-	-	-
Casey	.214	0	4	3	1	0	0	1
Colin	.183	0	2	2	0	0	0	0
Sarah	.286	2	4	1	1	1	1	1



**BaseSKEEball**

**WORLD SERIES**

**Monday Aug. 15th**      **Tuesday Aug. 16th**

Skee 4 Free  
All Night Long!  
Base-SkeeBall  
Tutorial And  
Team Sign Up  
Night!

Sign Up Your 3-6 Person  
Team Monday or Email  
[Cooper@brewskeeball.com](mailto:Cooper@brewskeeball.com)

The 2nd Ever  
Texas  
World Series  
Of  
BaseSKEEball

Both Nights Start  
at 7pm

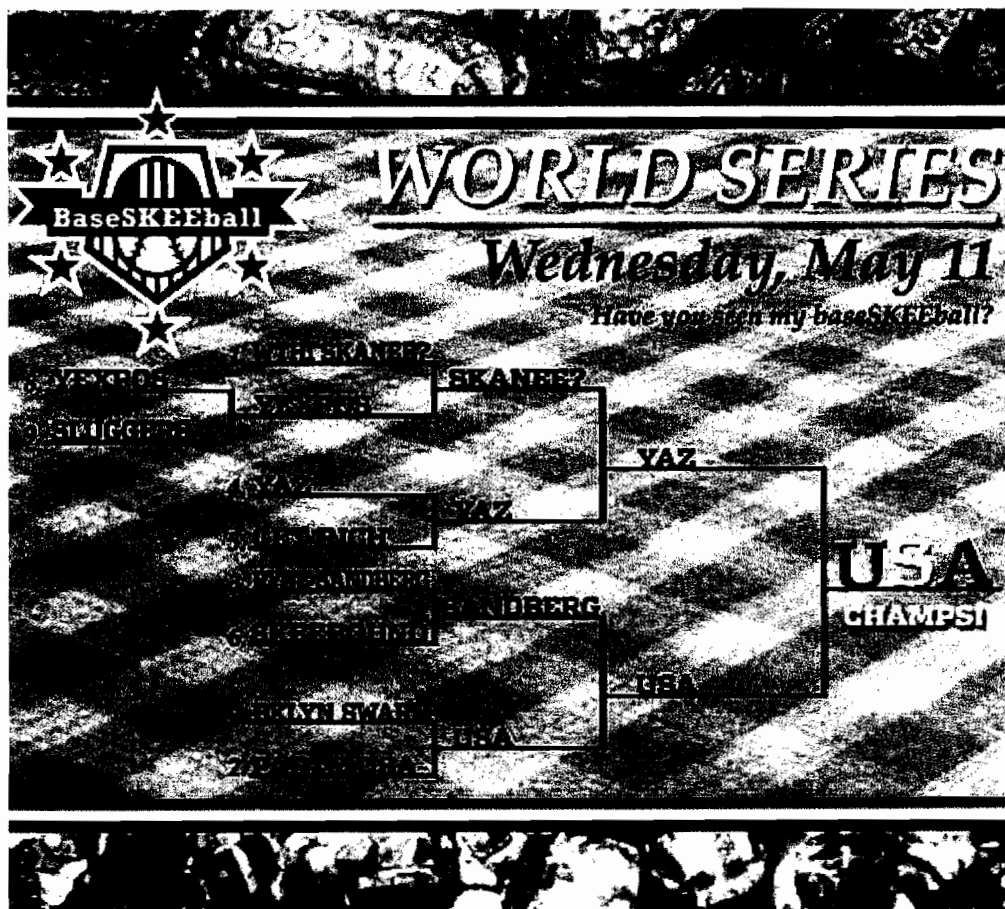
*The Scoot Inn*  
1300 East 4th @ Navasota

AMERICA'S "NEW" NATIONAL PASTIME

NYC







### BaseSKEEball 2011 Statistics

#### Final Stats

Team	Runs	Avg.	Hits	1B	2B	3B	HR	LOB
What the Hell is Skanee? (2-0)	31	.306	51	14	29	8	0	21
Party in the USA (1-1)	31	.307	50	15	23	10	2	20
Ryne Sandberg (2-0)	30	.???	49	8	30	9	2	19
Carl Yastrzemskee (1-1)	29	.???	48	10	24	12	2	23
Get Rich or Die Skeeing (1-1)	27	.296	49	19	22	7	1	22
Skeebound & Down (1-1)	26	.293	48	17	22	9	1	21
Brooklyn Swarm (1-1)	14	.280	37	15	14	5	3	22
YexPos (1-1)	14	.264	34	16	13	3	2	20
South Mouth Sluggers (0-2)	5	.???	17	5	11	1	0	13

\*\*\*\*\*

## **Austin BaseSKEEball Statistics**

**The Inaugural World Series**

**full circle**  
MAGAZINE  
WINNERS

2nd Place

3rd Place

field of skeems

brewskees

The shitty mets

skee-baser

skeeling home

pinch one off

carl yastrzemskees

**BASEBALL WORLD SERIES**  
Wrap Up!



Team	Runs	Avg.	Hits	1B	2B	3B	HR	LOB
Roger Dorn's Major Skeegers (3-0)	50	.842	71	19	27	14	12	21
Field Of Skeems (2-1)	25	.742	60	30	20	8	2	35
Brewskees (1-1)	18	.763	40	14	25	1	0	22
Skeebaser (1-1)	10	.710	34	19	10	3	2	24
The Shitty Mets (0-1)	12	.801	23	6	15	1	1	11
Steeling Home (0-1)	9	.755	19	12	4	2	2	10
Pinch One Off (0-1)	3	.692	19	13	6	0	0	16
Carl Yastrzemskees (0-1)	2	.615	10	6	2	1	1	8



Team/Roller	Avg.	RSI	Hits	1B	2B	3B	HR	Runs
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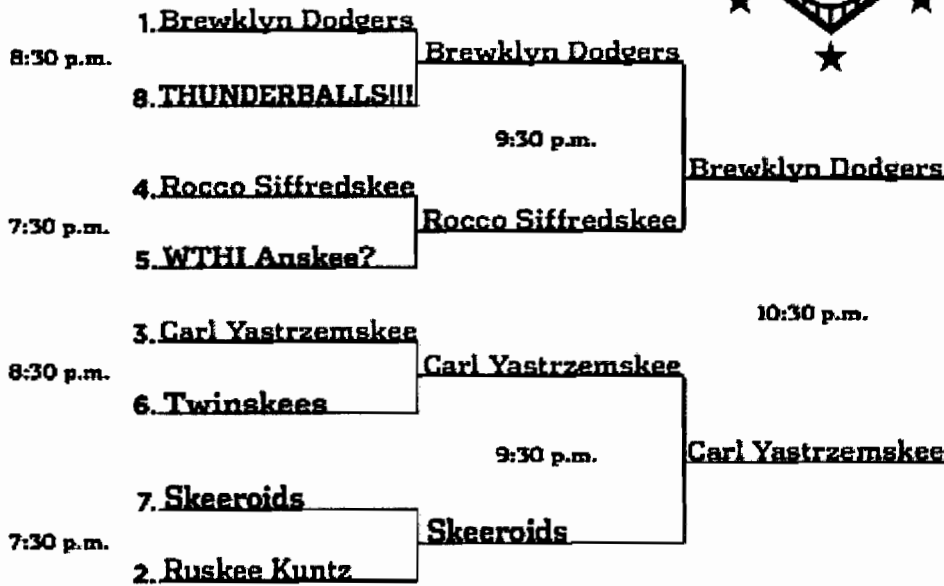
<b>Roger Dorn's Major Skeegers</b>	-	-	-	-	-	-	-	-
Nails	.238	0	19	14	4	1	0	18
Angel pagan	.286	11	26	2	13	8	1	21
Dorn	.318	39	26	3	10	5	9	9
<b>Field Of Skeems</b>	-	-	-	-	-	-	-	-
Skeeyonce	.246	1	22	15	4	3	1	16
Biz Mar Skee	.765	4	22	8	12	2	0	9
The Business	.728	18	16	7	4	3	1	1
<b>Brewskees</b>	-	-	-	-	-	-	-	-
Roy	.255	0	7	7	0	0	0	13
Sam	.250	2	12	7	5	0	0	4
Steve	.260	16	14	0	13	0	0	0
<b>Skeebaser</b>	-	-	-	-	-	-	-	-
Ichiro Skeezuki	.236	0	4	4	0	0	0	2
Brewbarella	.203	0	5	5	0	0	0	2
Skeena Warrior Princess	.249	1	11	2	7	2	0	4
Slinger Of Death	.249	9	13	8	3	0	2	2
<b>The Shitty Mets</b>	-	-	-	-	-	-	-	-
Fling	.267	0	8	1	7	0	0	7
Doozles	.245	4	7	2	5	0	0	4
Big Coop	.289	8	8	3	3	1	1	1
<b>Skeeling Home</b>	-	-	-	-	-	-	-	-
Nacho Skees	.227	0	6	0	0	0	0	4
Caskee Jones	.255	1	7	4	1	0	1	4
Skeeroids	.273	8	7	2	3	2	1	1
<b>Pinch One Off</b>	-	-	-	-	-	-	-	-
Ella	.243	0	7	3	4	0	0	3
Chris	.225	0	7	7	0	0	0	0
Shannon	.248	3	5	3	2	0	0	0
<b>Carl Yastrzemskee</b>	-	-	-	-	-	-	-	-
Casey	.214	0	4	3	1	0	0	1
Colin	.183	0	2	2	0	0	0	0
Sarah	.286	2	4	1	1	1	1	1



# New York BaseSKEEball Statistics

## The Inaugural World Series



### BaseSKEEball World Series Monday, August 10 High Life Stadium



BaseSKEEball  
World Series Champs





The NEW National Pastime  
[www.BaseSKEEball.com](http://www.BaseSKEEball.com)



**BREWKLYN DODGERS**

**2009 BaseSKEEball World Champions**



**FuhgeddaBoudit!**

Caseskee Jones      Rollin Ryan      Sandy Rollfax





## BaseSKEEball Statistics

### The Inaugural Skeeson

#### Final Regular Skeeson Stats

Team	Runs	Avg.	Hits	1B	2B	3B	HR	LOB
Brewklyn Dodgers (3-0)	58	.328	81	10	43	23	5	23
Ruskee Kuntz (1-2)	49	.312	78	23	36	15	4	29
Carl Yastrzemskee (3-0)	49	.307	75	21	34	14	6	26
Rocco Siffredskee (2-1)	42	.301	71	16	42	11	2	30

<b>What The Hell is Anskee? (3-0)</b>	41	.305	76	22	44	7	3	32
<b>Minnesota Twinskees (2-1)</b>	41	.298	69	19	30	16	4	27
<b>Skeeroids (1-2)</b>	39	.303	72	21	34	16	1	33
<b>THUNDERBALLS!!! (1-2)</b>	37	.293	67	23	31	10	3	32
<b>BIG LEAGUE BREW (1-2)</b>	35	.287	72	31	35	5	1	34
<b>If You Brew It, They Will Skee (1-2)</b>	34	.283	56	22	15	9	10	22
<b>Brewicide Skeeze (1-2)</b>	33	.289	64	23	25	10	6	31
<b>The Eighty-Skee Mets (1-2)</b>	21	.274	60	28	18	11	3	20
<b>The Juiskee is Looskee (2-1)</b>	18	.270	56	28	25	2	1	40
<b>Brew's On First? (1-2)</b>	16	.269	49	26	18	4	1	33
<b>Skee Skee Sabathia (1-2)</b>	12	.254	45	23	15	5	2	30
<b>The Skankees (0-3)</b>	4	.242	35	19	15	1	0	31

\*\*\*\*\*

<b>Team/Roller</b>	<b>Avg.</b>	<b>RSI</b>	<b>Hits</b>	<b>1B</b>	<b>2B</b>	<b>3B</b>	<b>HR</b>	<b>Runs</b>
<b>BIG LEAGUE BREW</b>	-	-	-	-	-	-	-	-
J-Date	.282	3	25	5	13	0	0	13
Fisk	.303	32	23	4	14	5	1	1
Eddie Spaghetti	.276	0	23	15	8	0	0	22
<b>Brew's On First?</b>	-	-	-	-	-	-	-	-
Ryan	.306	7	10	1	7	1	1	3
Amy	.265	0	16	10	6	0	0	9
Kim (50.5)	.243	0	11	7	2	0	0	4
Gillian	.289	9	14	6	7	4	0	0
<b>Brewicide Skeeze</b>	-	-	-	-	-	-	-	-
Don Mattingskee	.338	7	9	0	4	5	0	5
Albert Brewjols	.289	20	17	7	2	2	6	6
Mattskee Holliday	.282	0	22	9	12	1	0	16
Ken Griffey Brewnior	.277	5	15	7	6	2	0	6
<b>Brewklyn Dodgers</b>	-	-	-	-	-	-	-	-
Sandy Rollfax	.335	14	27	2	10	15	0	26
Caseskee Jones	.335	35	27	3	16	3	4	5
Rollin Ryan	.315	0	27	5	17	5	0	27
<b>Carl Yastrzemskee</b>	-	-	-	-	-	-	-	-
Mike Brewskeena	.321	20	25	4	12	7	2	20
The Skeen Monster	.306	28	24	8	10	2	4	4
Kirby Buckets	.294	0	26	9	12	5	0	25

<b>If You Brew It, They Will Skee</b>	-	-	-	-	-	-	-	-
Kevin Brewkilis	.318	30	22	5	5	3	9	9
Skeeth Hernandez	.308	6	24	7	8	8	1	16
Ronnie Brew-Brew	.222	0	10	9	1	0	0	9
<b>Minnesota Twinskees</b>	-	-	-	-	-	-	-	-
Doctor	.311	25	25	5	9	9	2	2
Jo-Mez	.312	6	25	5	13	6	1	22
Alison	.248	0	11	9	2	0	0	9
Andy Harmon Killebrew	.316	8	8	0	6	1	1	8
<b>Rocco Siffredskee</b>	-	-	-	-	-	-	-	-
Ehrlich	.315	30	23	3	13	4	3	3
Nicola	.302	7	26	4	19	3	0	20
Jamieson	.286	5	22	9	10	3	0	19
<b>Ruskee Kuntz</b>	-	-	-	-	-	-	-	-
Rolly Fingers	.320	16	27	5	12	10	0	23
Skeeve "Bye Bye" Balboni	.326	34	26	4	14	4	4	2
Scott Rollin	.297	0	17	8	8	1	0	17
Iron Mando	.278	0	8	6	2	0	0	7
<b>Skee Skee Sabathia</b>	-	-	-	-	-	-	-	-
El Guapo	.274	8	20	9	6	3	2	4
Pickles	.249	2	9	5	2	2	0	3
Bud Skeelig (47.6)	.239	2	13	8	5	0	0	3
Anabolic Skeeroids	.253	0	3	1	2	0	0	2
<b>Skeeroids</b>	-	-	-	-	-	-	-	-
Totally Skeegal	.295	7	24	9	11	4	0	16
Scallion	.312	13	24	3	13	8	0	15
Snake Anthony	.303	18	24	9	6	4	1	1
<b>THUNDERBALLS!!!</b>	-	-	-	-	-	-	-	-
Rookie Monster	.332	24	18	2	9	5	2	2
Maddog	.294	7	24	10	11	3	0	15
Skeedo	.281	0	20	12	9	1	0	18
CWise	.248	6	4	0	2	1	1	1
<b>The Eighty-Skee Mets</b>	-	-	-	-	-	-	-	-
Tom Skeeever	.276	0	18	11	3	1	1	10
Mookskee Wilson	.267	12	11	4	2	3	2	4
Daryl Skeeberry	.247	1	5	3	2	0	0	0
Jesskee Orosco	.300	5	17	6	9	2	0	5

Ruskee Staub	.262	1	6	4	2	0	0	2
<b>The Juiskee is Looskee</b>	-	-	-	-	-	-	-	-
Leo	.280	16	23	12	9	2	0	0
Betty	.283	0	7	2	5	0	0	3
Smilo	.243	0	5	5	0	0	0	3
Hannah	.192	0	1	0	1	0	0	1
Rin	.310	1	16	4	10	1	0	6
Greg	.257	0	6	5	1	0	0	3
<b>The Skankees</b>	-	-	-	-	-	-	-	-
Madonna	.284	4	20	7	11	2	0	0
Mariah Carrey	.229	0	9	7	2	0	0	2
Kate Hudson	.213	0	6	5	1	0	0	2
<b>What The Hell is Anskee?</b>	-	-	-	-	-	-	-	-
Tonskee (63.1)	.309	14	27	7	16	4	0	16
Alskee (60.5)	.302	25	22	6	12	3	1	1
Sonskee (59.5)	.304	0	26	8	16	0	2	24

\*\*\*\*\*



**fullcircle**  
**MAGAZINE**

**WHAT TEAM**

**BREWKLYN DODGERS 36**




**WILL WIN THE**

**RUSKEE KUNTZ 33**



**SKEESON I PENNANT?**

**CARL YASTRZEMSKEE 32**




**BREWKLYN DODGERS**

HITS	RUNS	LOB
27	18	9

**.325**  
TEAM AVG.

**16**  
DOUBLES

**7**  
TRIPLES



Rollin Ryan    Caseskee Jones    Sandy Rollfax



site design by adam pieroni

Exhibit "G"

*Law Office of Jann Moorhead  
43 La Creseenta Way  
San Rafael, California 94901*

Telephone: (415) 785-7200  
Fax: (415) 785-7210  
E-Mail: jannmoorhead@comcast.net

VIA ELECTRONIC MAIL (ericpavony@gmail.com)

April 16, 2010

Re: **UNAUTHORIZED USE OF SKEE-BALL® TRADEMARK**

Dear Mr. Pavony:

Our law firm represents Skee-Ball, Inc. ("Skee-Ball"), the **exclusive** owner of the Skee-ball® trademark and name and related trade dress. The Skee-ball® trademark was registered May 21, 1929, and was first used in commerce in 1908.

I understand that you have been in discussions with my client's agent regarding a possible business relationship between your association and Skee-Ball. I further understand that you are preparing a business proposal regarding use of the trademark that you intend to present to my client.

Nevertheless, your association, "brewskeeball", is using and exploiting the name and trademark "skeeball" on your web site and in connection with events and activities conducted by you without authorization. This is clearly an infringement of my clients' trademark in the name Skee-ball® ("Infringing Material"). You have used, and continue to use, my client's mark in association with activities, products and services which are being commercially exploited without authorization from Skee-Ball and without compensation to Skee-Ball.

Further, under U.S. Trademark law, Skee-ball® is widely recognized by the general consuming public of the United States as a designation indicating a single source of goods or services. The Skee-ball® name is both popular and famous and has been for many decades.

Under the four-prong test that the courts have developed to evaluate whether a mark is famous, Skee-ball® meets all 4 prongs:

- i. The duration, extent, and geographic reach of advertising and publicity of the mark, whether advertised or publicized by the owner or third parties,
- ii. The amount, volume, and geographic extent of sales of goods or services offered under the mark, (i.e., the quantity and quality of sales of the goods covered by the mark.)
- iii. The extent of actual recognition of the mark.



iv. Whether the mark was registered under the Act of March 3, 1881, or the Act of February 20, 1905, or on the principal register. (the mark has been registered since 1929, under the Act of 1905.)

You are hereby put on notice that your unauthorized use and exploitation of the Infringing Material is in violation of trademark, unfair competition and related laws. In addition, your use and exploitation creates a likelihood of confusion since participants and consumers may erroneously believe that your association and its activities are licensed, sponsored or authorized by Skee-Ball, Inc. Further, your use and exploitation of of the Infringing Material constitutes a dilution and tarnishment of the famous Skee-ball® name and mark.

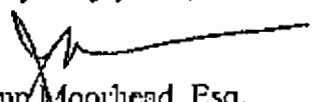
We demand that you:

- (1) Immediately and permanently discontinue the use of the Infringing Material in any and all ways being used by you and/or authorized by you;
- (2) Agree to make restitution in an amount to be mutually agreed upon after we have received the information to be provided by you pursuant to this letter;
- (3) Advise us in writing of your compliance with the foregoing and furnish us with the following information no later than the close of business on **Friday, April 23, 2010**:
  - (a) The date you began to use the Infringing Material;
  - (b) Identify the use of any other use of the Infringing Material by you and the first date of such use;
  - (c) The total revenues that your association has derived to date;
  - (g) The names and addresses of the owners of your association; the names and addresses of the officers, if any, of your association; and the names and addresses of any affiliated association, company or business.

Your conduct constitutes a serious violation of the trademark and other rights of Skee-Ball, Inc. and is very damaging to its business and reputation.

Nothing in this letter shall be construed as a waiver or relinquishment of any right or remedy possessed by Skee-Ball or any other affected party, all of which are expressly reserved.

Very truly yours,

  
Jann Moorhead, Esq.  
LAW OFFICE OF JANN MOORHEAD

cc: Mr. Joe Sladek  
Mr. John Leonhardt  
Mr. Larry Seidman

Exhibit "H"

*Law Office of Jann Moorhead  
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San Rafael, California 94901*

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E-Mail: [jannmoorhead@comcast.net](mailto:jannmoorhead@comcast.net)

VIA ELECTRONIC MAIL ([howardpavony@gmail.com](mailto:howardpavony@gmail.com))

July 6, 2011

Re: **UNAUTHORIZED USE OF SKEE-BALL® TRADEMARK**

Dear Mr. Pavony:

As you know, our law firm represents Skee Ball, Inc. ("Skee-Ball").

Our client forwarded to me your recent e-mail response dated June 6, 2011. In addition, I have reviewed a screenshot from your web site in which you identify "brewskeeball" as "The First-Ever Competitive Skee-Ball League". This use of the trademark "SKEE-BALL®" and other uses by your association continue to be unauthorized and a violation of Skee Ball's exclusive ownership of this mark.

Per the forbearance agreement reached between your association and our client and evidenced in a letter dated September 2, 2010 from your previous attorney, Skee Ball agreed not to pursue the claims made against you per my letter to Eric Pavony dated April 16, 2010. The agreement stated that Skee Ball did not waive its rights and could continue to pursue any claims against you after the conclusion of the "Negotiation Period". The Negotiation Period ended on October 15, 2010, but as an accommodation to your association our client allowed this period to extend. Clearly these discussions have concluded with no agreement reached regarding the grant of a license to you regarding the authorized use of the mark "SKEE-BALL®". Therefore you must immediately cease and desist from any and all uses of that mark, including but not limited to the use on your web site mentioned above and any other uses that directly or indirectly imply that your association is affiliated with or authorized by Skee Ball, Inc.

Alternatively, our client is still willing to enter into a license agreement with your association regarding use of the mark on the terms previously offered to you, and reset out below:

- Licensor: Skee Ball, Inc.
- Licensee: Modern Mojo
- Fee: \$10,000 payable on execution.
- Term: One year.
- Type: Non-exclusive
- Rights: Limited use of the SKEE-BALL® name, trademark, trade dress and equipment design in conjunction with the marketing and promotion of brewskeeball location based tournaments and leagues.

Brewskeeball.061411

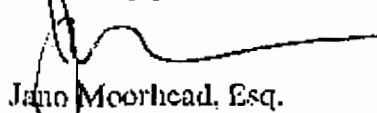
- Restrictions
  - Use of SKEE-BALL® name is a secondary restrictive use and not the primary title of any marketing or other use.
  - No rights are granted to use SKEE-BALL® in connection with any retail or consumer product for sale or distribution.
  - SKEE-BALL® will not be used in conjunction with the marketing or promotion of alcoholic beverages.
- Approvals: All approval of use of the Property will be subject to the prior-written approval of Skee Ball, Inc. or its representatives. If use is approved for a particular case, if no elements have changed licensee may continue use during term.
- Customary licensing agreement terms including representations and warranties, indemnification, etc.

Should you wish to accept these terms, then please let me know in writing no later than July 20, 2011 or the offer will be deemed withdrawn. We will then send you Skee Ball's customary license agreement. This agreement must be signed no later than July 20, 2011 or the offer will be deemed withdrawn.

If you choose not to comply with the above then Skee Ball has authorized this firm to take legal action to enforce its rights.

Nothing in this letter shall be construed as a waiver or relinquishment of any right or remedy possessed by Skee Ball or any other affected party, all of which are expressly reserved.

Very truly yours,



Jann Moorhead, Esq.  
LAW OFFICE OF JANN MOORHEAD

cc: Mr. Joe Sladek  
Mr. John Leonhardt  
Mr. Larry Seidman