

Google Desktop: Message with no subject from: Pamela Jenkins <pamela@thecupcakery.... Page 1 of 1



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**✉ Message with no subject from: Pamela Jenkins <pamela@thecupcakery.com>**

From: Pamela Jenkins <pamela@thecupcakery.com>  
To: Michael Whitten <michael@whittenlawfirm.com>  
Date: Jan 20 2011 - 3:42pm

Hi Michael,

Can you please email me an electronic copy of the lawsuit for my new counsel at Brownstein Hyatt Farber & Schrek?

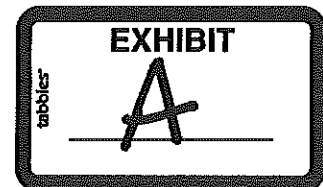
Thanks  
Pamela  
Sent from my iPhone

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✉ **Message with no subject from: Pamela Jenkins**  
**<pamela@thecupcakery.com>**

From: Pamela Jenkins <pamela@thecupcakery.com>  
To: Michael Whitten <michael@whittenlawfirm.com>  
Date: Jan 19 2011 - 4:05pm

FYI Kirk is no longer repping me on this matter. I've hired different counsel so we will be in touch.

Pamela

Sent from my iPhone

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Message 5 of 5 in conversation

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 **RE: TheCupcakery.com**

From: Michael Whitten <[michael@whittenlawfirm.com](mailto:michael@whittenlawfirm.com)>  
To: Pamela Jenkins <[pamela@thecupcakery.com](mailto:pamela@thecupcakery.com)>, Alexandra Furstenberg <[Alexandra@whittenlawfirm.com](mailto:Alexandra@whittenlawfirm.com)>  
CC: Lisa Schonsheck <[lschonsheck@cenicola-helvin.com](mailto:lschonsheck@cenicola-helvin.com)>, <[pgdlv@mac.com](mailto:pgdlv@mac.com)>  
<[pgdlv@mac.com](mailto:pgdlv@mac.com)>, Kirk Kaplan <[kkaplan@rklawnv.com](mailto:kkaplan@rklawnv.com)>, ricky perritt <[kjperritt@aol.com](mailto:kjperritt@aol.com)>  
Date: Jan 18 2011 - 8:05pm

Pamela, If Kirk represents you I cannot discuss the case with you.

Michael J. Whitten

Michael J. Whitten & Associates, P.C.

218 N. Elm Street

Denton, Texas 76201

(940) 383-1618

(972) 434-3833 DFW Metro

(940) 898-0196 FAX

HYPERLINK "mailto:mjwhitten@whittenlawfirm.com"mjwhitten@whittenlawfirm.com

\*\*\*\*\*

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From: Pamela Jenkins [mailto:pamela@thecupcakery.com]  
Sent: Tuesday, January 18, 2011 12:58 PM  
To: Alexandra Furstenberg  
Cc: Lisa Schonscheck; <pgdlv@mac.com>; Michael Whitten; Kirk Kaplan; ricky perritt  
Subject: Re: TheCupcakery.com

FYI to all above.... The Cupcakery LLc owns HYPERLINK "<http://thecupcakery.com>"thecupcakery.com so I absolutely will

Continue with any changes to my website (excluding the home page) which is the only thing texas and i share until this lawsuit is over.

Paul will be faxing over all docs showing ownership of HYPERLINK "<http://thecupcakery.com>"thecupcakery.com

If there is any question.

Regards.

Pamela

Sent from my iPhone

On Jan 18, 2011, at 9:48 AM, "Alexandra Furstenberg" <HYPERLINK "mailto:Alexandra@whittenlawfirm.com"Alexandra@whittenlawfirm.com> wrote:

Thank you for your cooperation, we will keep you timely advised of the outcome.

Alexandra Furstenberg

Paralegal to Michael J. Whitten

Michael J. Whitten & Associates, P.C.

218 N. Elm

Denton, Texas 76201

(940) 383-1618

(940) 898-0196

\*\*\*\*\*

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From: Lisa Schonscheck [mailto:[lschonscheck@cenicola-helvin.com](mailto:lschonscheck@cenicola-helvin.com)]  
Sent: Tuesday, January 18, 2011 11:44 AM  
To: Alexandra Furstenberg; Pamela; HYPERLINK  
"mailto:[pgdlv@mac.com](mailto:pgdlv@mac.com)"[pgdlv@mac.com](mailto:pgdlv@mac.com)  
Subject: Re: HYPERLINK "<http://TheCupcakery.com>"[TheCupcakery.com](http://TheCupcakery.com)

Alexandra:

After reading the letter, we will not proceed with any updates or other modifications on the Cupcakery's behalf to the website at this time pending the outcome of litigation.

Sincerely,

Lisa

--

=====

Lisa Schonscheck  
Administration Manager  
HYPERLINK "<http://BannerView.com>"[BannerView.com](http://BannerView.com)  
Ph (702) 312-9444  
Fax (702) 312-9477  
<http://www.BannerView.com>  
HYPERLINK  
"mailto:[LSchonscheck@BannerView.com](mailto:LSchonscheck@BannerView.com)"[LSchonscheck@BannerView.com](mailto:LSchonscheck@BannerView.com)

Give your Website the BannerView!

Follow me on Twitter:  
<http://twitter.com/dawglov413/>

On 1/18/11 6:44 AM, Alexandra Furstenberg wrote:

Here it is with the correct attachment. Please disregard the previous, thank you.

Alexandra Furstenberg

Paralegal to Michael J. Whitten

Michael J. Whitten & Associates, P.C.

218 N. Elm

Denton, Texas 76201

(940) 383-1618

(940) 898-0196

\*\*\*\*\*

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From: Alexandra Furstenberg  
Sent: Tuesday, January 18, 2011 8:12 AM  
To: 'Lisa Schonscheck'  
Subject: RE: HYPERLINK "<http://TheCupcakery.com>"TheCupcakery.com

Yes, it does.

Alexandra

From: Lisa Schonscheck [mailto:[lschonscheck@cenicola-helvin.com](mailto:lschonscheck@cenicola-helvin.com)]  
Sent: Friday, January 14, 2011 7:26 PM  
To: Alexandra Furstenberg  
Subject: Re: HYPERLINK "<http://TheCupcakery.com>"TheCupcakery.com

Alexandra:

Does this document have to do with the cupcakery? I do not see any names that I am familiar with.

Sincerely,

Lisa

--

=====

Lisa Schonsheck  
Administration Manager  
HYPERLINK "<http://BannerView.com>"BannerView.com  
Ph (702) 312-9444  
Fax (702) 312-9477  
<http://www.BannerView.com>  
HYPERLINK  
"mailto:[LSchonsheck@BannerView.com](mailto:LSchonsheck@BannerView.com)"[LSchonsheck@BannerView.com](mailto:LSchonsheck@BannerView.com)

Give your Website the BannerView!

Follow me on Twitter:  
<http://twitter.com/dawglovr413/>

On 1/14/11 3:49 PM, Alexandra Furstenberg wrote:

Please see the attached correspondence, thank you.

Alexandra Furstenberg  
Paralegal to Michael J. Whitten  
Michael J. Whitten & Associates, P.C.  
218 N. Elm  
Denton, Texas 76201  
  
(940) 383-1618  
  
(940) 898-0196

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## Alexandra Furstenberg

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**From:** Clerk  
**Sent:** Tuesday, January 18, 2011 5:28 PM  
**To:** emcanear@att.net  
**Cc:** Alexandra Furstenberg; Michael Whitten; Clerk  
**Subject:** Re: Perritt, et al v. The Cupcakery, et al  
**Attachments:** Order on Original Complaint and Application.pdf; Summons - The Cupcakery, LLC.pdf; Summons - Pamela Jenkins.pdf; Original Complaint.pdf

Please find attached the following:

*Original Complaint*  
*Order of the Court on Hearing*  
*Summons (Pamela Jenkins)*  
*Summons (The Cupcakery)*

Please serve these at your earliest convenience and send back a copy of the processed *Summons* of each party as soon as possible.

Rodney L. Bernal  
Clerk to Michael J. Whitten  
MICHAEL J. WHITTEN & ASSOCIATES, P.C.  
218 North Elm Street  
Denton, Texas 76201  
(940) 383-1618 - phone  
(940) 898-0196 - fax  
[www.whittenlawfirm.com](http://www.whittenlawfirm.com)

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**Alexandra Furstenberg**

---

**From:** txedCM@txed.uscourts.gov  
**Sent:** Tuesday, January 18, 2011 4:54 PM  
**To:** txedcmcc@txed.uscourts.gov  
**Subject:** Activity in Case 4:11-cv-00023-MHS -ALM Perritt et al v. The Cupcakery, et al Summons Issued

This is an automatic e-mail message generated by the CM/ECF system. Please **DO NOT RESPOND** to this e-mail because the mail box is unattended.

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U.S. District Court [LIVE]

Eastern District of TEXAS

**Notice of Electronic Filing**

The following transaction was entered on 1/18/2011 at 4:53 PM CST and filed on 1/18/2011

**Case Name:** Perritt et al v. The Cupcakery, et al

**Case Number:** 4:11-cv-00023-MHS -ALM

**Filer:**

**Document Number:** 9

**Docket Text:**

**E-GOV SEALED SUMMONS** Issued as to Pamela F. Jenkins. (baf, )

**4:11-cv-00023-MHS -ALM** Notice has been electronically mailed to:

Michael Joseph Whitten [mjwhitten@whittenlawfirm.com](mailto:mjwhitten@whittenlawfirm.com), [alexandra@whittenlawfirm.com](mailto:alexandra@whittenlawfirm.com), [clerk@whittenlawfirm.com](mailto:clerk@whittenlawfirm.com)

**4:11-cv-00023-MHS -ALM** Notice will not be electronically mailed to:

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**n/a

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=1041545818 [Date=1/18/2011] [FileNumber=6849167-0] [b93246e41b2cefe0a3efc53db6c230c5eab7e379919af34ffdd767c3c2fbb5bc6c647e24c7f3ee6d89bbd142abe0ad238b9bd3b0a3fcf8fd67a6054913bbe698]]



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Pamela Jenkins

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 **FW: Ricky B. Perritt, et al v. Pamela Jenkins, et al**

From: Michael Whitten <[michael@whittenlawfirm.com](mailto:michael@whittenlawfirm.com)>

To: Ricky Perritt <[rbperritt@yahoo.com](mailto:rbperritt@yahoo.com)>

Date: Jan 17 2011 - 9:12pm

Michael J. Whitten

Michael J. Whitten & Associates, P.C.

218 N. Elm Street

Denton, Texas 76201

(940) 383-1618

(972) 434-3833 DFW Metro

(940) 898-0196 FAX

HYPERLINK "<mailto:mjwhitten@whittenlawfirm.com>"mjwhitten@whittenlawfirm.com

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From: Pamela Jenkins [<mailto:pamela@thecupcakery.com>]  
Sent: Sunday, January 16, 2011 5:54 PM  
To: Michael Whitten  
Cc: Kirk Kaplan  
Subject: Re: Ricky B. Perritt, et al v. Pamela Jenkins, et al

Kirk does rep me. Can you pls have ricky respond with some sort of idea of what he would be able to change or have me change? I have a huge deal on the table with a major tv network so its imperative that I'm not associated with him and his businesses.

Your client is a douchebag and frankly I want no association with him for obvious reasons. I'm tired of him using my mother and grandmother to get to me. I'm also tired of complaints about his stores since im not responsible. You can see the

progress etc on my company's web page and the lack of anything on his and it makes my company look unprofessional and the website look unfinished.

I just dont ever want to have to see or speak to ricky perritt ever again. If you can find a way to make that happen please help. I'll never stop fighting him because he's a dirty business man and I'm embarrassed to have ever had a business association let alone a family relation to that monster. Very few mothers hate their sons... But if iyou would like to meet one go pay Faye perritt in Jacksboro a visit sometime.

So please try to help me get fully separated from him.

And really... Lawsuits are assanine at this point. I won't change anything on the website til we figure this out but I'm not going to lie down for him and his dreams of a cheesy cupcake empire.

Pamela

Sent from my iPhone

On Jan 15, 2011, at 3:51 PM, "Michael Whitten" <[HYPERLINK "mailto:michael@whittenlawfirm.com"michael@whittenlawfirm.com](mailto:michael@whittenlawfirm.com)> wrote:

Pamela,

Thank you for your email. I am unsure whether Kirk represents you in this matter so I will not get into any detail. There are problems when you threaten to pull down, alter or otherwise tamper with the website, to not protect the mark, to give others the right to use the mark without consideration and otherwise. We filed suit to keep you from doing so and we have put BannerView on notice that the website needs to stay just as it is until Ricky OK's any change or a court order permits a change. I understand that you are on vacation and I don't want to interfere with it. If you sign the waiver of service and return to me you have 60 days to respond to the suit. If you can sign it will save lots of time and legal work. Talk to Kirk about it and one of you let us know. Thanks

Michael J. Whitten

Michael J. Whitten & Associates, P.C.

218 N. Elm Street

Denton, Texas 76201

(940) 383-1618

(972) 434-3833 DFW Metro

(940) 898-0196 FAX

[HYPERLINK "mailto:mjwhitten@whittenlawfirm.com"mjwhitten@whittenlawfirm.com](mailto:mjwhitten@whittenlawfirm.com)

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From: Pamela Jenkins [mailto:pamela@thecupcakery.com]  
Sent: Friday, January 14, 2011 10:41 PM  
To: Michael Whitten  
Cc: Kirk Kaplan; Paul G. De Vido  
Subject: Re: Ricky B. Perritt, et al v. Pamela Jenkins, et al

Here is my issue Michael... Kirk.... I don't like the way my company is represented on the home page. I'm not Cupcakery corp and I do not want to be associated with the Texas cupcakeries or any of rp's cupcakeries. According to reports I'm losing customers and sales because of the confusion in stores. I'm just trying to separate it out. We aren't sharing recipes, providing creative for each other or sharing anything at all between bakeries. My suggestion was for Texas to switch to thecupcakerytexas or HYPERLINK "<http://thecupcakerycorp.com>"thecupcakerycorp.com and I believe I'm entitled to the original website HYPERLINK "<http://www.thecupcakery.com>"www.thecupcakery.com. If you have a better solution let me know. And please tell Ricky not to call Mimi's house regarding business. I'm on vacation here and I don't appreciate him bringing my mom into it again. I'd tried

To communicate via email to not perpetuate any arguing. He called

Me.

Sooo ridiculous...

Pamela Jenkins

Sent from my iPhone

On Jan 14, 2011, at 6:33 PM, "Michael Whitten" <HYPERLINK "<mailto:michael@whittenlawfirm.com>"michael@whittenlawfirm.com"> wrote:

Dear Ms. Jenkins:

Today I filed suit on behalf for Ricky and the Texas entities against you and The Cupcakery LLC, A Nevada Limited Liability Company. The case is filed in The United States District Court for the Eastern District of Texas. The case asks for a

temporary restraining order to maintain the status quo regarding the website until a hearing can be held. I am attaching the documents that have been filed. You are on notice that if you take any action to change anything about the website or other intellectual property of The Cupcakery you do so with full notice of the lawsuit. If you are represented by counsel you should have him or her contact me ASAP. I am copying Kirk Kaplan so that if he still represents you he will know what has been filed. If you sign and return the Waiver of Service of Summons it will save the time and expense of having a law enforcement officer serve papers on you. If you do not sign you may be required to reimburse the cost of service. If you or your representative need to discuss this with me over the weekend and Monday holiday you may call at 940-765-8287.

Michael J. Whitten

Michael J. Whitten & Associates, P.C.

218 N. Elm Street

Denton, Texas 76201

(940) 383-1618

(940) 898-0196 FAX

HYPERLINK "<mailto:mjwhitten@whittenlawfirm.com>"mjwhitten@whittenlawfirm.com

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<Original Complaint.pdf>

<Exhibit A to Original Complaint.pdf>

<Affidavit of Rickey B. Perritt.pdf>

<WAIVER OF SERVICE OF SUMMONS - Jenkins.pdf>

<Temporary Restraining Order.pdf>

<AGREED Temporary Restraining Order.doc>

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Pamela Jenkins

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 **Perritt v. Jenkins**

From: Michael Whitten <[michael@whittenlawfirm.com](mailto:michael@whittenlawfirm.com)>

To: Kirk Kaplan <[kkaplan@rklawnv.com](mailto:kkaplan@rklawnv.com)>

Date: Jan 17 2011 - 10:58am

-  UnOpposed Motion for TRO.doc - 41k
- AGREED Temporary Restraining Order.doc - 39k - [View in Outlook](#)

Kirk,

I received an email from Pamela in which she affirms that you represent her. Thus I will not communicate with her directly. I have prepared an unopposed motion and agreed order for a TRO which would maintain the status quo on this website business. I am attaching same. Please review and sign or let me know of you cannot. Although it looks to me like Pamela is not at the moment going to carry out her threat, her mood changes rapidly, and I must press forward to have an order in place. I have some ideas how this might be resolved, but Ricky is determined to have something from the court that he can enforced so we will either have to let the court decide or get an agreed judgment.

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pamela jenkins

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