



## **FEDERAL TRADEMARK INFRINGEMENT**

COMIC-CON mark

1. Is the COMIC-CON mark a valid, protectable trademark?

Yes X

No. \_\_\_\_\_

*If your answer is yes, go to Question 2.*

*If your answer is no, go to Question 5.*

2. Does San Diego Comic Convention own the COMIC-CON mark?

Yes X

No \_\_\_\_\_

*If your answer is yes, go to Question 3.*

*If your answer is no, go to Question 5.*

14       3.     Did any Defendant use the COMIC-CON mark, or a similar mark,  
15 without San Diego Comic Convention's consent in a manner that is likely to cause  
16 confusion as to the source, sponsorship, affiliation or approval of goods or  
17 services?

Yes X

No \_\_\_\_\_

*If your answer is yes, go to Question 4.*

*If your answer is no, go to Question 5.*

22       4.     Which Defendant(s) used the COMIC-CON mark, or a similar mark,  
23 without San Diego Comic Convention's consent in a manner that is likely to cause  
24 confusion as to the source, sponsorship, affiliation or approval of goods or  
25 services? *(Mark "X" for all that apply.)*

Dan Farr Productions, LLC

X

Bryan Brandenburg

X

Daniel Farr

X

1                   *Go to Question 5.*

2

3 **COMIC-CON INTERNATIONAL mark**

4       5. Is the COMIC CON INTERNATIONAL mark a valid, protectable  
5 trademark?

6       Yes   X  

7       No       

8                   *If your answer is yes, go to Question 6.*

9                   *If your answer is no, go to Question 9.*

10     6. Does San Diego Comic Convention own the COMIC CON  
11 INTERNATIONAL mark?

12     Yes   X  

13     No       

14                   *If your answer is yes, go to Question 7.*

15                   *If your answer is no, go to Question 9.*

16     7. Did any Defendant use the COMIC CON INTERNATIONAL mark,  
17 or a similar mark, without San Diego Comic Convention's consent in a manner  
18 that is likely to cause confusion as to the source, sponsorship, affiliation or  
19 approval of goods or services?

20     Yes   X  

21     No       

22                   *If your answer is yes, go to Question 8.*

23                   *If your answer is no, go to Question 9.*

24     8. Which Defendant(s) used the COMIC CON INTERNATIONAL  
25 mark, or a similar mark, without San Diego Comic Convention's consent in a  
26 manner that is likely to cause confusion as to the source, sponsorship, affiliation or  
27 approval of goods or services? (*Mark "X" for all that apply.*)

1                   Dan Farr Productions, LLC           X  
2                   Bryan Brandenburg                   X  
3                   Daniel Farr                           X

4                   *Go to Question 9.*

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6 **SAN DIEGO COMIC CON INTERNATIONAL mark with eye logo design**

7                   9.    Is the SAN DIEGO COMIC CON INTERNATIONAL mark with the  
8 eye logo design a valid, protectable trademark?

9                   Yes    X

10                  No    \_\_\_\_\_

11                  *If your answer is yes, go to Question 10.*

12                  *If your answer is no, go to Question 13.*

13                  10.   Does San Diego Comic Convention own the SAN DIEGO COMIC  
14 CON INTERNATIONAL mark with the eye logo design?

15                  Yes    X

16                  No    \_\_\_\_\_

17                  *If your answer is yes, go to Question 11.*

18                  *If your answer is no, go to Question 13.*

19                  11.   Did any Defendant use the SAN DIEGO COMIC CON  
20 INTERNATIONAL mark with the eye logo design, or a similar mark, without San  
21 Diego Comic Convention's consent in a manner that is likely to cause confusion as  
22 to the source, sponsorship, affiliation or approval of goods or services?

23                  Yes    X

24                  No    \_\_\_\_\_

25                  *If your answer is yes, go to Question 12.*

26                  *If your answer is no, go to Question 13.*

27                  12.   Which Defendant(s) used the SAN DIEGO COMIC CON  
28 INTERNATIONAL mark with the eye logo design, or a similar mark, without San

1 Diego Comic Convention's consent in a manner that is likely to cause confusion as  
2 to the source, sponsorship, affiliation or approval of goods or services? (Mark "X"  
3 *for all that apply.*)

Dan Farr Productions, LLC X

Bryan Brandenburg

Daniel Farr X

*Go to Question 13.*

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## UNFAIR COMPETITION – FALSE DESIGNATION OF ORIGIN

2        13. Did any Defendant use in commerce a false designation of the origin  
3 of Dan Farr Productions, LLC's goods or services?

4 Yes \_\_\_\_\_

5 | No X

6 If your answer is yes, go to Question 14.

7 *If your answer is no, go to Question 17.*

8        14. Which Defendant(s) used a false designation of the origin of Dan Farr  
9        Productions, LLC's good or services? (*Mark "X" for all that apply.*)

10 | Dan Farr Productions, LLC

11 | Bryan Brandenburg

12 Daniel Farr

13 | *Go to Question 15.*

14 15. Was the false designation(s) of origin likely to cause confusion,

15 | mistake or deception as to the affiliation, connection, or association of Dan Farr

16 | Productions, LLC with San Diego Comic Convention, or as to the origin,

17 | sponsorship or approval of Dan Farr Productions, LLC's

## 18 | commercial activities by S

19 Yes \_\_\_\_\_

20 No \_\_\_\_\_

21 If your answer is yes, go to Question 16

22                    *If your answer is no, go to Question 17.*

23        16. Was San Diego Comic Convention damaged or likely to be damaged

24 by the false designation(s)

25 YES \_\_\_\_\_

26 No \_\_\_\_\_

## **DAMAGES – CORRECTIVE ADVERTISING**

17. Did you answer yes to either Question 3, Question 7 or Question 11?

Yes X

No. \_\_\_\_\_

*Go to Question 18.*

18. Did you answer yes to Question 13, Question 15 *and* Question 16?

Yes

No X

*Go to Question 19.*

19. Did you answer yes to Question 17 *or* Question 18?

Yes X

No. \_\_\_\_\_

*If your answer is yes, go to Question 20.*

*If your answer is no, please answer no further questions and sign, date and return the Verdict Form.*

16       20. Do you find that San Diego Comic Convention is entitled to an award  
17 of damages for the cost of future corrective advertising reasonably required to  
18 correct public confusion caused by Defendant's[s'] infringement and/or false  
19 designation of origin?

Yes

No

*If your answer is yes, go to Question 21.*

*If your answer is no, go to Question 22.*

1           21. State the amount of damages San Diego Comic Convention is entitled  
2 to for the cost of future corrective advertising reasonably required to correct public  
3 confusion caused by Defendant's[s'] infringement and/or false designation of  
4 origin:

5           \$ 20,000

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## DAMAGES – DEFENDANTS’ PROFITS

22. Did you answer yes to either Question 3, Question 7 or Question 11?

Yes X

No \_\_\_\_\_

*If your answer is yes, go to Question 23.*

*If your answer is no, go to Question 25.*

23. Did any Defendant act willfully in infringing San Diego Comic Convention's trademark(s)?

Yes \_\_\_\_\_

No X

*If your answer is yes, go to Question 24.*

*If your answer is no, go to Question 25.*

24. Which Defendant(s) acted willfully in infringing San Diego Comic Convention's trademarks? (*Mark "X" for all that apply.*)

Dan Farr Productions, LLC

Bryan Brandenburg

Daniel Farr

*Go to Question 25.*

20 25. Did you answer yes to Question 13, Question 15 *and* Question 16?

Yes \_\_\_\_\_

No X

*If your answer is yes, go to Question 26.*

*If your answer is no, go to Question 28.*

25 26. Did any Defendant act willfully in falsely designating the origin of  
26 Dan Farr Productions, LLC's good or services?

Yes

No. \_\_\_\_\_

*If your answer is yes, go to Question 27.*

*If your answer is no, go to Question 28.*

3        27. Which Defendant(s) acted willfully in falsely designating the origin of  
4        Dan Farr Productions, LLC's good or services? (Mark "X" for all that apply.)

Dan Farr Productions, LLC

## Bryan Brandenburg

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Daniel Farr

*Go to Question 28.*

9 28. Did you answer yes to Question 23 *or* Question 26?

10 Yes \_\_\_\_\_

No X

*If your answer is yes, go to Question 29.*

*If your answer is no, please sign, date and return the Verdict Form.*

14 29. State the amount of profits earned by Dan Farr Productions, LLC that  
15 are attributable to Defendant's[s'] infringement and/or false designation of origin:

\$ \_\_\_\_\_

18 You have now completed this Verdict Form. The Foreperson should sign  
19 this Verdict Form below and notify the Bailiff that you have reached a verdict.

21 | Dated: 12/08, 2017

By: Matthew Stryker  
Foreperson