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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

14 CHEMEON SURFACE TECHNOLOGY, LLC, a
15 Nevada limited liability company,

16 Plaintiff,

17 v.

18 METALAST INTERNATIONAL, INC., a Nevada
19 corporation; METALAST, INC., a Nevada corporation;
20 SIERRA DORADO, INC., a Nevada corporation;
21 DAVID M. SEMAS, an individual; GREG D. SEMAS,
22 an individual; and WENDI SEMAS-FAURIA, an
23 individual.

24 Defendants.

22 DAVID M. SEMAS; and METALAST
23 INTERNATIONAL, INC.,

24 Counterclaimants,

25 v.

25 CHEMEON SURFACE TECHNOLOGY, LLC,
26 DEAN S. MEILING; and MADYLON MEILING,

27 Counter Defendants.

Case No.: 3:15-cv-00294-MMD-VPC

**SECOND AMENDED COMPLAINT
[DEMAND FOR JURY]**

1 CHEMEON SURFACE TECHNOLOGY, LLC, a
2 Nevada limited liability company,

3 Plaintiff,

4 v.

5 MHA GROUP, a company; and MARC HARRIS, an
6 individual.

7 Defendants.

Consolidated with:

Case No. 3:15-cv-00295-MMD-VPC

8 Plaintiff CHEMEON Surface Technology, LLC (“Plaintiff” or “CHEMEON”), by and
9 through its counsel, Holland & Hart LLP, for its Second Amended Complaint against Defendants
10 Metalast International, Inc., Metalast, Inc., Sierra Dorado, Inc., David M. Semas, Greg D. Semas,
11 and Wendi Semas-Fauria (collectively referred to as, “Defendants”), states and alleges as follows:

12 **NATURE OF THE ACTION**

13 1. Plaintiff seeks injunctive, declaratory, equitable, and monetary relief against
14 Defendants for trade secret misappropriation, declaratory judgment of no trademark infringement,
15 cancellation of trademark, common law trademark infringement, copyright infringement,
16 intentional interference with prospective economic advantage, unfair competition, deceptive trade
17 practices, unjust enrichment, breach of fiduciary duty, breach of operating agreement, contractual
18 breach of implied covenant of good faith and fair dealing, tortious breach of implied covenant of
19 good faith and fair dealing, conversion, civil conspiracy, and breach of contract.

20 **THE PARTIES**

21 2. Plaintiff CHEMEON Surface Technology, LLC, is a Nevada limited liability
22 company with its principal place of business at 2241 Park Place Ste B, Minden, Nevada 89423.

23 3. Defendant Metalast International, Inc., is a Nevada corporation with its principal
24 place of business at 2248 Meridian Blvd. Ste. H, Minden, Nevada, 89423 (“MI”).

25 4. Defendant Metalast, Inc., is a Nevada corporation with its principal place of
26 business at 2248 Meridian Blvd. Ste. H, Minden, Nevada, 89423 (“MT”).

27 5. Defendant Sierra Dorado, Inc., is a Nevada corporation with its principal place of
28 business at 2248 Meridian Blvd. Ste. H, Minden, Nevada, 89423.

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1 use of CHEMEON's trade secrets.

2 13. Venue is proper in this District pursuant to 28 U.S.C. § 1391(b) because
3 Defendants are subject to personal jurisdiction in this District, and/or a substantial part of the
4 events giving rise to the claims in this action occurred within this District.

5 **GENERAL ALLEGATIONS**

6 14. This litigation arises out of a twenty year history between the individuals and
7 companies at the center of the dispute.

8 15. CHEMEON Surface Technology, LLC, is a Nevada limited liability company.
9 CHEMEON, headquartered in Minden, Nevada, is a business-to-business provider offering metal
10 surface engineering solutions to its global customers.

11 16. CHEMEON provides metal finishing products including alkaline and acid metal
12 finishing chemistry cleaners, blended alkaline etches, aluminum anodizing chemical deoxidizers,
13 organic and inorganic specialty chemical dyes, and nickel and magnesium sealants. The company
14 offers its products for corrosion resistance, sealing, improving paint adhesion, and coating
15 durability. The company's products include CHEMEON TCP-HF, an anodizing sealer and
16 CHEMEON AA-200, an anodizing additive. Additionally, it offers surface engineering chemistry
17 development and technical support services. Its services include parts processing, customized
18 technical support, product testing and analyses, research and development, and advanced surface
19 technology training classes.

20 17. Through an asset purchase agreement arising out of a state court receivership
21 action, CHEMEON acquired the assets of a Nevada limited-liability company, now defunct,
22 known as Metalast International, LLC ("Metalast International" and/or "MILLC" and/or "the
23 Company").

24 **A. METALAST INTERNATIONAL FORMATION AND OPERATIONS**

25 18. D. Semas organized Metalast International in December, 1994, to acquire, develop,
26 market, and license a patent protected and proprietary product and process for anodizing aluminum
27 called METALAST®.

28

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1 19. METALAST® has scientifically demonstrated its ability to generally use less
2 energy than conventional anodizing and accelerate the anodizing process, thus improving
3 productivity (the “METALAST® process”).

4 20. Metalast International’s operating Agreement provided that the Company would be
5 managed by a manager elected annually by a majority of the Common Members (as opposed to its
6 Preferred Members).

7 21. Upon its creation in 1994, Metalast International’s Common Members elected
8 defendant MII as the Company’s manager. The CEO and Chairman of MII was D. Semas.

9 22. In 1995, Metalast International constructed a 17,000 square foot office, warehouse,
10 and technical center in Minden, Nevada, and assembled a team of chemical and software
11 engineers, experts, and scientists.

12 23. In 1996, Metalast International developed and manufactured one of the first
13 industrial process control systems for anodizing.

14 24. During 1998-1999, the Company began to offer its proprietary and patented
15 anodizing technology to domestic metal finishers including a highly effective chemical additive
16 called METALAST® AA-200., which greatly increased throughput, required less decanting,
17 reduced rejects, enhanced lubricity, decreased surface cracking, and provided a superior and
18 consistent surface finish over all aluminum and titanium substrates.

19 25. By 2002, Metalast International broadened its business with the introduction of a
20 complete line of eighty (80) specialty chemical products for anodizing that included private label
21 manufactured additives (11), cleaners (6), etchants (7), deoxidizers (7), defoamer (1), dyes (42),
22 color enhancements (2), and sealants (4).

23 26. In 2004, the Company was licensed by the Department of Defense, U.S. Navy to
24 formulate, manufacture, sell and distribute Navy TCP (“Trivalent Chromium Process”). The
25 Company improved and enhanced Navy TCP into its own brand called METALAST TCP-HF®.

26 27. The Company also offered engineering, design, and manufacturing of complete
27 turnkey process lines, training, education, R&D, and technical support to both metal finishers and
28 the manufacturers they support.

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1 28. Since its inception through approximately 2012, Metalast International raised and
2 spent over \$125,000,000 in investment equity and debt.

3 29. At all pertinent times, D. Semas and MII knew that, since the creation of Metalast
4 International in December, 1994, the MILLC was the operating entity of the pertinent
5 “METALAST” business.

6 30. The Company website, www.metalast.com, indicated for many years that:
7 Metalast International, LLC (MILLC) is a Nevada limited liability *company* and
8 *is the operating entity of the organization*. Metalast International, Inc. is the
9 manager of the LLC as required by law. *The company and its operations are*
10 *commonly referred to as METALAST.*

(All emphasis in this document added unless otherwise indicated.)

11 31. At all pertinent times, D. Semas, MII, Greg Semas, and Wendi Semas knew, and
12 actively promoted to investors and potential investors in the Company, that the Metalast
13 International Operating Agreement provided that D. Semas and MII owed fiduciary duties to the
14 Company.

15 32. For example, the due diligence packages provided by D. Semas, MII, and Wendi
16 Semas to potential investors from 1995 through at least 2012 included the Company Operating
17 Agreement, which provided:

18 **14.3 Duty of Loyalty and Good Faith.** The Manager and the Members of the Company
19 have *a duty of undivided loyalty to the Company in all matter affecting the Company’s*
20 *interests and are obligated to act in good faith in dealing with the Company and other*
21 *members.*

22 33. In a June 26, 2009, letter to the U.S. Securities and Exchange Commission (“SEC”)
23 referring to the MILLC, D. Semas and MII advised the SEC that management has acted as a proper
24 fiduciary on behalf of the MILLC Members:

25 At the request of the staff of the Los Angeles Regional Office of the Securities
26 and Exchange Commission (“Commission”) per your letter of July 19, 2009,
27 METALAST International, LLC (“MILLC” of METALAST®), through its
28 Manager METALAST International, Inc. (“MII”) is providing you with answers,
documents, and a reply to your request

. . . . Management has . . . a proper fiduciary on behalf of the MILLC Members. . .

1 34. In a September 2009 speech to the MILLC members, D. Semas and MII again
2 emphasized his and MII's fiduciary duty to the members of the MILLC, which he called
3 "METALAST":

4 **Annual Member's Speech – DVD/Video Presentation**

5 1. Good Morning! I'm David Semas, Chairman, CEO and founder of
6 METALAST International, Inc., of "MII," the *Manager for METALAST
International, LLC, or "METALAST."*

7
8 [*A*]s your Manager and as fiduciary on behalf of the LLC Members, I am
obligated and both legally and ethically required to keep you fully apprised and
informed as to the current status of the Company.

9
10 . . . If you are looking where to lay the blame "***The Buck Must Stop Here***", with
me as your Manager. I stand behind the decisions I have made and take full
responsibility for where *METALAST* sits today.

11 35. At all pertinent times, D. Semas, MII, and Wendi Semas-Fauria knew, and actively
12 promoted to investors and potential investors in Metalast International, that the Company
13 Operating Agreement required the Company, D. Semas, and MII to maintain all Metalast
14 International financial records in compliance with generally accepted accounting principles
15 ("GAAP").

16 36. For example, the copy of the Company Operating Agreement routinely included by
17 D. Semas and MII in the Company Due Diligence packages provided to potential investors stated
18 "All financial records shall be maintained and reported consistent with generally accepted
19 accounting principles." Wendi Semas-Fauria, who was the Company's Vice President of
20 Accounting, was responsible for the Company's accounting operations and accounting and
21 financial records, supervised and oversaw the Company's accounting employees, and was in
22 charge of investor relations for the Company.

23 37. Thus, at all pertinent times D. Semas, Wendi Semas-Fauria, and MII knew that they
24 had a duty to protect the Company's assets and not to spend Company funds on property, such as
25 trademark registrations, owned or to be owned by MII or D. Semas.

26 38. This duty arose from multiple sources, including their fiduciary duty to Metalast
27 International, their duty to maintain Company records in compliance with GAAP, and their
28 contractual and legal obligations such as to accurately report the Company's income and expenses

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1 to Metalast International members and the IRS and to honestly represent ownership of the
 2 Company's METALAST brand and other trademarks and service marks to the SEC and the United
 3 States Patent and Trademark Office ("USPTO").

4 39. From 1995 through 2011, at the direction of D. Semas and MII, federal registrations
 5 were applied for in the name of MII, not MILLC, as purported "owner" of the marks, for the logo
 6 and the word mark, "Metalast."

7 40. Nevertheless, consistent with their identification of the MILLC as the operating
 8 entity and MII as merely its Manager, D. Semas, Wendi Semas-Fauria, and MII caused the MILLC
 9 to: (i) pay the attorney fees, attorney expenses, and filing and maintenance fees for the Metalast
 10 word and logo trademark registrations; (ii) record these expenses as MILLC expenses in the
 11 MILLC's financial records; (iii) identify the Metalast word and logo trademarks as MILLC assets
 12 in financial statements given to potential investors; (iv) deduct depreciation of the expenditures
 13 for the trademark registrations in the MILLC's IRS tax returns, and (v) expressly report to the SEC
 14 that the Metalast Brand and the trademark registrations were paid for and owned by the MILLC.

15 41. D. Semas and MII repeatedly told potential investors, investors, and MILLC
 16 members that MILLC was "METALAST" and the user and owner of the word and logo marks as
 17 defined below.

18 42. In a 1998 "Investment Brief" to potential MILLC investors, D. Semas and MII
 19 explained that the MILLC owned the METALAST technology and owned the exclusive rights to
 20 license, distribute, and market the technology as well.

21 **Introduction.** *METALAST International, LLC (the "Company") owns the*
 22 *exclusive worldwide licensing, distribution and marketing right to a new, patent-*
 23 *protected and proprietary aluminum anodizing process called "METALAST."*
 24 *The Company was organized in 1994 to market and license METALAST to*
 25 *metal finishers currently anodizing aluminum for end-users or manufacturers.*
 26 *The METALAST Technology (the "Technology") is the first anodizing*
 27 *technology which provides the benefits of computerized process computerized*
 28 *process control supported by a technology center staffed with anodizing and*
metallurgical scientists. . . . The Company believes its Technology and technical
support capabilities represent the most significant advance in the aluminum
surface industry in decades.

27 43. In the MILLC's August 2000 investment summary provided to potential investors
 28 at about that time, D. Semas and MII identified MILLC as "METALAST" and repeatedly

1 emphasized that the MILLC, “METALAST,” has an internationally recognized, premiere, and
2 growing reputation and name:

3 **THE COMPANY**

4 To move anodizing into the 21st century, *METALAST INTERNATIONAL, LLC*
5 (*“METALAST” or the “Company”*) has developed the first sophisticated and
6 programmable anodizing process control computer. *METALAST* has assembled the finest
7 professional and scientific staff and has built the world’s first multi-million dollar technical
8 and training center dedicated to advancing the state of the art of light metal surface
9 treatment. With its alliance partner capabilities and its proposed acquisition of a leading
10 manufacturer of automated metal finishing equipment, *METALAST* is positioned to expand
11 its products and services greatly. Together with *its growing reputation as the premier*
12 *technology and process control provider in the anodizing industry*, the Company intends to
13 expand its operations to include other aspects of the metal finishing business and automated
14 processing including metal plating, anodizing, electroplating, E-coat, and circuit board
15 manufacturing, serving the automotive, electronic, aerospace, marine, telecommunications,
16 consumer products, and sporting goods industries.

17
18 *METALAST’s growing internationally recognized reputation for its advanced proprietary*
19 *and patented aluminum anodizing surface-treatment technologies*, together with the overall
20 metal finishing automated line manufacturing expertise and credibility of PLASFAB will
21 propel *METALAST into the forefront of this multi-billion dollar market place.*

22
23 *... METALAST has accomplished more toward earning industry-wide respect and name*
24 *and product recognition that any other company before it.*

25
26 *... [METALAST management has] launch[ed] the new METALAST ad campaign,*
27 *‘METALAST meets the Millenium.’*

28
29 In anticipation of significant revenues and profits by 2004, *METALAST* is positioning
30 itself for either an IPO, or acquisition [by] one of the large international metal finishing
31 companies.

32 44. In 2004, D. Semas and MII reported to the MILLC Members that “Metalast™” is
33 “our,” *i.e.*, the MILLC’s “private label.”

34 **METALAST INTERNATIONAL, LLC**
35 **Managers Annual Report**
36 **“Year In Review”**
37 **October 9, 2004**

38 We are providing you with this annual report of *METALAST International, LLC*
39 (*“MILLC” or the “Company”*) *to provide you with a summary of the activities of*
40 *the Company* during the last quarter of 2003 and the first three quarters of 2004.
41 ...

42 **YEAR TO DATE SUMMARY**

43 During the prior year *our primary focus* was directed toward increasing *our sales*
44 *force Our METALAST™ private label chemical business and our*
45 *manufacturing PAVCO alliance are taking shape. We [i.e., the LLC] executed*
46 *final TCP-HP contracts with the Department of Defense, United States Navy in*
47 *June of this year . . .*

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1 45. In fact, that Navy contract was with MILLC, not MII.

2 46. In a July 2005 Private Placement Memorandum soliciting investment in the
3 MILLC, D. Semas and MII repeatedly explained that the MILLC—again identified as
4 “METALAST”—owned the METALAST technology and brand.

5 Issuer: Members of *METALAST International, LLC* (“*METALAST*” or
6 “*Company*”)

7
8 *METALAST Branding*: Management believes that *the Company has successfully*
9 *branded the name METALAST®* and perfected *its* process control technology in
10 preparation for bringing *its* first product to the mass metal finishing market. The
11 Company has built its technology center, hired and trained qualified scientists,
12 industry experts, formulated chemistry and processed samples for well over 600
13 companies.

14 47. In addition, in the risk factors section of this document, MII was not identified as
15 being a competitor or as an owner of any METALAST intellectual property.

16 48. In September 2005, D. Semas and MII reported to the MILLC Members that
17 “METALAST” is the MILLC’s brand and that it would be “very rewarding”:

18 **METALAST INTERNATIONAL, LLC**
19 **Managers Annual Report**
20 **“Year In Review”**
21 **September 19, 2005**

22 We are providing you with this annual report of METALAST International, LLC
23 (“MILLC” or the “*Company*”) *to provide you with a summary of the activities of*
24 *the Company* during the last quarter of 2004 and the first three (3) quarters of
25 2005.

26 **OVERVIEW AND RECAP** The building of *METALAST* and *branding our*
27 *name*, has been a long and tedious journey, but *we believe it will soon prove to*
28 *be very rewarding*. At the end of last year’s Annual [LLC] Members Meeting, I
emphasized that *we* were poised, and ready to launch *our* T-REX marketing
campaign and to begin to generate significant revenues. . . . In November 2004,
T-REX was successfully launched, and to date, *we* have presented *the*
METALAST story to well over 150 of the leading corporations of America. . . .
Our audience continues to attend *our seminars* and *our message* is being heard.

49. In a June 2009 letter to the SEC, D. Semas and MII advised the SEC that the
MILLC had spent over \$44,000,000 “branding the METALAST® name,” building the MILLC’s
“reputation,” and “always act[ing] as a proper fiduciary” to the MILLC members:

. . . MILLC has spent fourteen (14) years and \$44 million dollars of our
investor’s capital in developing products, *branding the METALAST® name* and

1 *building a quality reputation* with manufacturers from around the globe and
2 throughout the metal finishing industry.

3
4 . . . Management has *always acted as a proper fiduciary on behalf of the MILLC*
5 *Members.* . . .

6 50. D. Semas and MII included this letter in the Due Diligence package sent to
7 investors soliciting investment in the MILLC in or about July 2009.

8 51. In the MILLC’s July 2009 Private Placement Memorandum, D. Semas and MII
9 promoted the investment as being in “the METALAST brand” and repeatedly referred to the
10 MILLC as “METALAST”:

11 **PRIVATE PLACEMENT MEMORANDUM**
12 **METALAST INTERNATIONAL, LLC**

13 *METALAST International, LLC.*, a Nevada limited liability company (the
14 “Company”) [was] *organized in December 1994 to acquire, develop, market and*
15 *license a patent protected and proprietary process for anodizing aluminum*
16 *called METALAST®. METALAST® has scientifically demonstrated its ability to*
17 *generally use less energy than conventional anodizing and accelerate the*
18 *anodizing process, thus improving productivity (the “METALAST® process”).*
19 *The Company constructed a 17,000 square foot facility technical center in*
20 *Minden, Nevada (45 miles south of Reno) and assembled a team of chemical and*
21 *software engineers, experts and scientists. In 1996 METALAST conducted R&D,*
22 *designed and manufactured one of the first industrial process control systems for*
23 *anodizing By 2002 the business was broadened with the introduction of a*
24 *complete line of eighty (80) specialty chemical products for anodizing. In 2004,*
25 *METALAST expanded into all forms of electrochemical processing . . . and was*
26 *licensed by the DoD, Navy METALAST improved and enhanced Navy*
27 *TCP into its own brand called METALAST TCP-HF®*

28 . . . Proceed of the offering will be used by the Company to . . . provide research
and development funds for the continued development of *METALAST® products*
and services

. . . .
Need for Proceeds of Offering: The Company has limited working capital and
has an immediate need for the proceeds of the Offering . . . *to finance marketing,*
advertising, and licensing of its METALAST® Process.

. . . .
. . . Management further anticipates that . . . a good portion of aviation and
aerospace industries [will] approve or require use of *METALAST TCP-HF.*
Management believes that *as such the METALAST brand* should capture at least
a 6% to 10% market share over the next five (5) years.

52. In Metalast International’s 2011 Share Purchase Agreement provided to potential
investors and signed by D. Semas and MII, D. Semas and MII explained that the Company’s
products were “METALAST®” products and that the MILLC’s “METALAST Products” would

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1 “further enhance the trademark name METALAST® as a total solutions provider and ‘green’
2 specialty chemical company”

3 *Metalast International, LLC . . . domestically and internationally provides* specialty
4 chemicals, process control software and hardware, wet process line equipment products,
5 R&D, training and technical support services to companies involved in the metal finishing
6 and believes that its product[s] and technical services including *METALAST® TCP-HF;*
7 *METALAST® TCP-HF EPA, METALAST® OCP 6800 (Zero Chrome Process),*
8 *METALAST® TCP-NP (No Prep), and METALAST® AA-200 anodizing additive chemical*
9 products, process line manufacturing, technical support, R&D services and *its* problem
10 solving market approach (“*METALAST Products*”) *will further enhance the trademark*
11 *name METALAST® as a total solutions provider and ‘green’ specialty chemical company*
12 *to metal finishers, coating processors, manufacturers and those in the global metal finishing*
13 *and coatings industry*

14 53. A 2011 Investment Summary stated:

15 **COMMON LLC ISSUER:** Metalast International, LLC (“MILLC”;
16 “METALAST®” or the “Company”)

17 . . . The “Better for Industry, Better for the World” tag line identifies the
18 environmental approach that *METALAST has used to effectively brand its name*
19 as the solutions provider to job shops in the metal finishing industry, and to those
20 manufacturers that apply corrosion control techniques or utilize metal finishing
21 to improve the performance durability and/or appearance of their products.

22 54. The risk factors sections of the Company’s Due Diligence documents never
23 identified MII as presenting an actual or potential competitive or other threat to the MILLC such as
24 by owning trademark registrations or any other aspect of the Company’s business, technology, or
25 intellectual property.

26 55. Contrary to their fiduciary duties to the Company and its members and their many
27 representations to the MILLC members, MILLC creditors, the IRS, and the SEC, D. Semas and
28 MII nevertheless:

- 29 (i) repeatedly executed, and caused to be filed, the required declarations for two of the
30 Metalast trademark registrations, falsely identifying MII as the “applicant” and “owner” of
31 the Metalast marks; and
- 32 (ii) caused their counsel to repeatedly file such declarations in another five Metalast
33 registration applications.

34 56. D. Semas and MII caused to be filed with the USPTO false statements of continuing
35 “use” and ownership by MII of three of the trademarks at issue (Logos), when in fact they knew
36 that: (i) MILLC was the sole owner and user of these marks; and (ii) under the MILLC Operating
37

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1 Agreement and its fiduciary duty and accounting provisions, the use of these marks, for whose
2 registration the MILLC paid – at Wendi Semas-Fauria’s and D. Semas’ direction – could inure
3 only to the benefit of the MILLC as the sole operating entity.

4 57. On June 21, 2015, more than two years after D. Semas had left the employment of
5 MII and had been removed as the Manager, Semas filed for renewal of one of the registrations for
6 the word mark “Metalast,” USPTO registration number 2963106. Federal trademark renewals
7 require filing of specimens showing current use of the mark. D. Semas filed specimens for goods
8 in two classes of the registration as defined by the USPTO: IC 001 and IC 0009.

9 58. IC 001 class covers the following goods: “Chemicals for use in metal treatment,
10 consisting of cleaners, etchers, deoxidizers, dyes, electrolytic colors, sealants, electro polishers,
11 anodizing additives, surfactants, acidifiers, basifiers, anodizing accelerators, fume suppressants,
12 and anti foaming agents.”

13 59. IC 009 class covers the following goods: “Computer hardware systems comprising
14 central processing units, computer monitors, computer input devices, namely, computer touch
15 screens and keyboards, and computer interface controllers; computer software for controlling and
16 monitoring metal treatment processes, storing data related to metal treatment, and for creating
17 process verification reports.”

18 60. At the time of filing the renewal application, D. Semas knew that CHEMEON
19 owned and maintained the Metalast database having specimens of Metalast’s use of the mark from
20 many years before.

21 61. Knowing that he had been making no on-going use of the mark, much less with
22 regard to all the many products covered by USPTO trademark registration no. 2963106, and that
23 he had no legitimate access to the specimens, D. Semas asked CHEMEON’s then employee (Bill
24 Campbell), a nephew of D. Semas, to procure from CHEMEON’s database specimens of prior use
25 of the mark by Metalast—the company acquired by the predecessor company to CHEMEON.

26 62. D. Semas’ nephew then improperly acquired the specimens from CHEMEON’s
27 database, emailed those specimens from CHEMEON’s email system to his personal email address,
28 and then forwarded the specimens from his personal to D. Semas.

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1 63. D. Semas directed his nephew to search for, copy, and send the specimens. D.
2 Semas, therefore, knew that the specimens had been improperly copied from CHEMEON’s
3 database, had not been used in the stream of commerce as a source identifying mark for any goods
4 or services by anyone, much less by or for D. Semas, for many years.

5 64. In fact, the CHEMEON specimens that were used to allegedly support the current
6 use of the METALAST mark were dated from many years before: 2003 and 2008 respectively.
7 These specimens on their face do not evidence current use in June 2015—when the renewal
8 application was filed. The METALAST mark had been abandoned at least as early as 2015, when
9 Metalast Surface Technology, LLC, became CHEMEON—and more importantly, had not been
10 used by D. Semas as source identifier for any goods or services, let alone all the goods listed in the
11 renewal application for classes IC 001 and 009.

12 65. For example, D. Semas has not sold or offered for sale or even marketed the IPC
13 JobPro Metal Finishing Process Control computer system—at any point in time following his
14 termination from the LLC in 2013. In addition, the IPC JobPro computer system is one of the
15 assets acquired by CHEMEON, and was and has never been owned by D. Semas of MII.

16 66. Nevertheless, on June 21, 2015, D. Semas caused his counsel, Ian Burns, Esq., to
17 file trademark registration renewal documents with the USPTO: (i) falsely stating that D. Semas
18 was using the mark in commerce for all the goods of the present registration; and (ii) unlawfully
19 copying and falsely submitting the CHEMEON specimens, which also had been improperly copied
20 by him and his nephew from CHEMEON’s database, as showing such use in commerce for a good
21 in each class of the present registration. **Exhibit 5.**

22 67. On information and belief, D. Semas did so with intent to deceive the USPTO into
23 granting renewal of his registration in issue based on such knowingly false statements and
24 purported specimens of use.

25 68. For at least two years prior to renewal filing, D. Semas has not made any “bona fide
26 use in commerce” of the mark in connection with any of the goods, much less all of the goods,
27 identified in D. Semas’s registration and renewal.

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1 69. The USPTO record for the registration thus improperly indicates that METALAST
2 TCP-HF has been available from D. Semas including as least as recently as June 2015.

3 70. D. Semas’s renewal filing was and is false; and it and his and Mr. Burns other
4 copying of these CHEMEON specimens constitutes unlawful misuse of CHEMEON’s copyrights
5 and goodwill, including the goodwill it acquired from the Metalast asset sale and copyrights and
6 goodwill in the specimens, all of which were, in June 2015 and before, and still are owned
7 exclusively by CHEMEON, and never by D. Semas.

8 71. D. Semas’s fraudulent renewal documentation and resulting ongoing registration
9 also threatens to harm and confuse the public about the only sources of METALAST TCP-HF, or
10 any TCP-HF product for that matter: Metalast until November 2013 and CHEMEON ever since
11 (including, as of June 10, 2015, under the mark CHEMEON house mark and TCP-HF product
12 mark).

13 72. In addition, D. Semas has been offering to sell the METALAST registrations,
14 including the Registration in issue, to third parties so that a purchasing third party can confuse
15 customers and users into thinking that the long-specified METALAST TCP products come from
16 the purchasing third party other than, as has correctly only been the case, Metalast and
17 CHEMEON.

18 **B. CHEMEON’S OWNERS INVEST HEAVILY IN METALAST INTERNATIONAL**

19 73. Dean Meiling, a principal owner of CHEMEON, first became acquainted with
20 Metalast International in early 1999, while performing due diligence on behalf of a friend. During
21 meetings with D. Semas, Mr. Meiling agreed to invest. By the end of 1999, Mr. Meiling had
22 invested about \$1.2 million via Meiling Family Partners, Ltd., a Colorado limited partnership
23 (investment later transferred to DSM Partners, Ltd.).

24 74. On or about January 8, 2001, Meiling Family Partners further invested in Metalast
25 International, in the form of a loan for \$300,000, evidenced by a promissory note dated January 8,
26 2001 (“2001 Note”).

27 75. D. Semas individually guaranteed payment of all principal and interest under the
28 2001 Note and agreed to be fully bound to the terms thereof.

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1 76. On or about April 2, 2003, Dean Meiling made a \$300,000 loan to the Company,
2 evidenced by a promissory note dated April 2, 2003 (“2003 Note”).

3 77. The 2001 Note and the 2003 Note were assigned and contributed to DSM Partners,
4 Ltd. (“DSM”), a Colorado limited partnership, by Meiling Family Partners and Dean Meiling,
5 respectively.

6 78. On July 3, 2009, DSM loaned \$300,000 to the Company, evidenced by a
7 promissory note-guarantee dated July 3, 2009 (the “July 2009 Note”). As before, D. Semas
8 guaranteed payment of all principal and interest under the July 2009 Note and agreed to be fully
9 bound to the terms thereof.

10 79. On July 31, 2009, DSM made a further loan to the Company of \$1,000,000 and in
11 exchange, the Company executed and delivered to DSM a Senior Unsubordinated Promissory Note
12 dated July 31, 2009, in the original principal sum of \$3,450,588.00, comprising all unpaid
13 principal and accrued interest then outstanding.

14 80. As partial compensation for the Senior Unsubordinated Promissory Note, the
15 Company executed and delivered to DSM a security agreement whereby the Company granted,
16 transferred and assigned to DSM a superior unsubordinated security interest in and to all Collateral
17 defined in the agreement as security for the Company’s repayment of the Senior Unsubordinated
18 Promissory Note.

19 81. In the July 31, 2009, UCC financing statement, the debtor identified as Metalast
20 International, warranted to DSM, as the secured party, that the collateral included “[a]ll of
21 Debtor’s right, title and interest in its intellectual property, copyrights and patents . . . , partnership
22 agreements, accounts receivable, all vendor and sales contracts and all other contracts and
23 agreements,…”

24 82. On or about December 17, 2009, the Company borrowed an additional sum of
25 \$500,000 from DSM, evidenced by the Loan Agreement, Amended and Restated Senior
26 Unsubordinated Promissory Note in the sum of \$3,950,588 (simply referred to as the “Note”), and
27 Amended and Restated Security Agreement with interest accruing on the Note at the rate of 18%

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1 per annum, which represented the outstanding principal balance of the Senior Unsubordinated
2 Promissory Note and the additional \$500,000 loan.

3 83. The Note was due and payable on July 31, 2010, with an option by the Company to
4 extend the maturity date for six months upon certain conditions.

5 84. DSM and the Company amended the Loan Agreement and Note seven times, with
6 the seventh modification occurring on March 1, 2013.

7 85. Pursuant to the seventh loan modification, DSM loaned the Company an additional
8 \$200,000.00, bringing the outstanding unpaid principal balance of the Note to \$9,028,232.57.

9 86. Although the maturity date of the Note was June 30, 2013, the unpaid balance
10 would be accelerated upon the occurrence of an event of default.

11 87. An event of default occurs upon, inter alia, the “admission by [Metalast
12 International] in writing of its inability to pay its debts generally as they become due.”

13 88. On April 3, 2013, D. Semas, then Chairman, President, Chief Executive Officer and
14 Member of Metalast International, informed Dean Meiling in writing as follows:

15 As I stated last month I will either get the funds in place to sustain the business
16 or not. Unfortunately I have been unsuccessful in arranging for additional funds
17 in time to make payroll. I sat down with all employees on Monday and told them
18 we could not make payroll ... Several employees will probably leave in a few
19 days and the others will likely stay if the Company can make payroll good before
20 [April] 15th.

21 89. Prior to D. Semas’s admission that the Company was unable to pay its debts as they
22 became due, the Company’s financial documents also revealed the imminent or existing
23 insolvency.

24 **C. COMPANY’S INSOLVENCY FORCES RECEIVERSHIP ACTION IN STATE**
25 **COURT**

26 90. On April 16, 2013, DSM filed an action seeking the appointment of a receiver for
27 Metalast International.

28 91. On April 25, 2013, the Ninth Judicial District Court appointed a receiver to (1) take
possession of Metalast International’s property; (2) preserve and maintain the Company’s
property; (3) bring suit in his own name without further leave of court as the receiver deems

1 necessary to protect, preserve, and maintain the rights, privileges and property of the receivership
2 estate; (4) surrender secured collateral if it is in the best interests of the creditor; and (5) implement
3 a smooth procedure and accomplish the transition of assets to secured creditors in order to preserve
4 value.

5 92. The receiver reported that approximately 1,000 members of Metalast International
6 had contributed more than \$95 million, the accumulated losses exceeded \$119 million, and the
7 accounts payable to its vendors, landlord, suppliers, and employees totaled nearly \$1 million.

8 93. In yet a further blatant act of self-dealing and violation of their fiduciary obligations
9 and their representations to the Company members and creditors, the SEC, and IRS, D. Semas, on
10 behalf of MII, assigned all seven of the Metalast registrations *to himself* on May 7, 2013—while
11 the insolvency proceeding was pending. He then had his counsel record these knowingly incorrect
12 and unlawful documents with the USPTO on March 21, 2014.

13 94. The receiver reported that there was evidence of self-dealing by the executives of
14 the Company in the form of excessive perquisite benefits, large travel and entertainment expenses,
15 and reimbursements. These self-dealing executives, included, but were not limited to, D. Semas,
16 Greg D. Semas and Wendi Semas-Fauria in her role as Vice President of Accounting at Metalast
17 International, LLC, whereby she approved the payments of these excessive benefits and expenses.

18 95. At deposition in this matter, Wendi Semas-Fauria testified that she was aware that
19 the LLC not the Inc. was the entity responsible for company business, including ownership of the
20 LLC assets. For example, Wendi Semas-Fauria testified that “[w]e never paid anything out of
21 Inc,” and “[w]ell, like I mentioned, all the money in and out was LLC, so – .” (2015-10-03 Semas-
22 Fauria Deposition at 22:8; 29:1-2). When asked whether she was aware that the LLC was paying
23 the expenses for the trademark work being done on behalf of the Inc., she responded: “Not off the
24 top of my head, but it wouldn’t surprise me. The LLC paid everything, like I said.” (*Id.* at 31:18-
25 21). When questioned whether she thought the Inc. and the LLC and their respective expenses
26 were interchangeable, she responded: “Not that they were interchangeable. Inc. was clearly the
27 manager, but the LLC paid all of the expenses, and they received you [sic] all the money. you
28

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1 know. I mean, technically Inc. owned everything in the beginning, so – but, yet LLC got all the
2 money. That’s just the way it was. All the money came in and out of the LLC.” (*Id.* at 47:7-15).

3 96. On July 2, 2013, DSM assigned to D&M-MI, LLC, all of its rights to the loan
4 documents, and D&M-MI, LLC, agreed to assume all obligations, duties and rights related thereto.

5 97. On November 4, 2013, the Ninth Judicial District Court entered an Order
6 Approving Sale of Assets to D&M-MI, LLC (“D&M”), which approved the sale of all Metalast
7 International’s assets to D&M for \$5,000,000.00, free and clear of any and all unsecured claims
8 against Metalast International, in partial satisfaction of the company’s much larger debt to D&M.

9 98. Metalast International and D&M entered into a Purchase and Sale Agreement on
10 November 5, 2013.

11 99. Included in the sale was exclusive ownership of all Metalast International company
12 history and trade secrets, including chemistries, formulations, proprietary computer source code,
13 products, services, contacts, customer and distributor information, licenses, contracts, copyrights,
14 product marks, and logos.

15 100. The sale of assets included, *inter alia*, the right to pursue claims to recover
16 intellectual property in the name of another person or entity that was rightfully the property of
17 Metalast International, including chose in action against MII to recover intellectual property.

18 101. The sale of assets also included all of Metalast International’s property, “whether
19 now owned or subsequently acquired and wherever located, of every kind and description, and
20 shall include all tangible and intangible personal property” The purchased assets also
21 included “any and all other assets of” Metalast International, and “all property of [Metalast
22 International] of every kind and nature, and all beneficial interests belonging to or to which
23 [Metalast International] may be entitled” Based on the express language of the Purchase and
24 Sale Agreement, D&M acquired any and all legal claims that Metalast International had at the time
25 of purchase.

26 102. On November 18, 2013, D&M changed its name to Metalast Surface Technology,
27 LLC (“MST”).
28

1 103. On December 16, 2013, the Ninth Judicial District Court issued its order
2 terminating receivership, which caused the work of the receiver to cease effective December 31,
3 2013.

4 **D. SEMAS' PERSONAL BANKRUPTCY LEADS TO A LIMITED SETTLEMENT**
5 **AGREEMENT**

6 104. On December 11, 2013, several days before the Ninth Judicial District Court
7 terminated the receivership action, D. Semas and his wife, Susan O. Semas, filed a voluntary
8 petition for Chapter 11 relief in the United States Bankruptcy Court for the District of Nevada.

9 105. On April 8, 2014, and amended on April 14, 2014, MST filed a proof of claim in
10 the bankruptcy case based on the deficiency claim for the debt owed by Metalast International to
11 MST in the amount of at least \$4,028,232.57, including \$471,582.08 personally guaranteed by D.
12 Semas to MST.

13 106. On April 13, 2014, MST filed a proof of claim in the bankruptcy case over the
14 disputed ownership in the intellectual property, including both trademarks and patents, utilized by
15 Metalast International and sold through the Ninth Judicial District Court sale to MST.

16 107. On July 14, 2014, MST further instituted an adversary proceeding against D.
17 Semas, alleging thirteen claims for relief, including violations of the Nevada Uniform Securities
18 Act and federal securities laws, fraudulent conveyance and conversion.

19 108. On January 27, 2015, D. Semas and MST participated in a settlement conference
20 and agreed to settle MST's claims and the adversary proceeding.

21 109. The settlement, as placed on the record, provides as follows:

22 That there is a trademark regarding the name Metalast. There is a dispute
23 regarding ownership. That dispute has been resolved as follows:

24 Metalast Surface Technology through the Meilings will continue to use
25 the mark for 90 days following entry of the order approving the settlement
26 agreement by Judge Beesley, if he does approve it. At the end of that 90-day
27 period, Metalast Surface Technology, the Meilings, and any other entity in which
28 the Meilings have an interest, will no longer be able to use the name Metalast in
any fashion or manner whatsoever. Following that 90 days, the mark will be
owned by Mr. and Mrs. Semas, or any entity in which they choose to transfer
that mark.

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1 110. In addition, MST agreed to settle its allowed general unsecured claims in the
2 combined amount of \$540,000.00 for the receipt of \$268,000.00. D. Semas has breached this
3 obligation because, by at least the date of this First Amended Complaint, he has not paid the
4 \$268,000.00 owed to MST through the Meilings nor has he paid any amount pursuant to an
5 agreed to schedule.

6 111. On March 11, 2015, the Bankruptcy Court entered its order approving the
7 settlement between the parties, thus setting the clock ticking on the 90-day period.

8 112. The referred to trademark includes only the word marks, for “Metalast.” This mark
9 has the following USPTO registration numbers: 2112804, 2097260, 2963106, and 4128211
10 (collectively, “Word Marks”). According to the Settlement Agreement, D. Semas may use the
11 Word Marks after June 9, 2015. True and correct copies of the Word Marks registrations are
12 attached as **Exhibit 1**.

13 113. As a result of the settlement, one of the first actions that MST undertook was to
14 change its company name to CHEMEON in recognition of the transfer of the Word Marks.

15 114. The Bankruptcy Court’s Order approving settlement, did not include and does not
16 encompass the logos, both common law rights and those with the following USPTO registration
17 numbers: 2091140, 2112805, and 2884333 (collectively, “Logo Marks”). These trademark assets
18 were awarded to CHEMEON as part of the receivership. However, these were fraudulently
19 registered at the USPTO and transferred or otherwise assigned to D. Semas, and therefore should
20 be cancelled. True and correct copies of the Logo Marks registrations are attached as **Exhibit 2**.

21 115. CHEMEON owns common law rights in the Logo Marks as well as the Federal
22 Registrations.

23 116. Following the exchange of several letters between the parties, on April 16, 2015,
24 counsel for MII threatened to sue by taking “appropriate legal action” if CHEMEON uses the
25 Word Marks.

26 117. As stated, CHEMEON acquired all assets of Metalast International through the
27 receivership, and the subsequent bankruptcy of Mr. Semas. As a compromise, CHEMEON agreed
28 to release its rights in the Word Marks and allow D. Semas to own them to the extent he may have

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1 any rights in them. CHEMEON did not, however, assign any rights, much less its substantial
2 goodwill in the Word Marks, to D. Semas or anyone else.

3 118. Fair use law and the First Amendment to the U.S. Constitution, provide that
4 CHEMEON has the right to correctly recite to the public the Company’s history, and thus
5 CHEMEON can place on its products and literature its CHEMEON mark and, less prominently,
6 that it was “formerly Metalast.”

7 119. Similarly, CHEMEON is free to forever inform the public about its history,
8 including: (1) that it purchased the assets of what was formerly Metalast International, LLC; and
9 (2) for two decades Metalast International, LLC (not Metalast International, Inc.), and more
10 recently, CHEMEON, sold its products as identified by its Word Marks, Logo Marks and other
11 common law trademark rights.

12 120. CHEMEON owns common law trademark rights in the following product marks:
13 (1) TCP-HF (and related family of marks, such as TCP-HF EPA and TCP-HF SP); (2) AA-200;
14 and (3) the logo mark, shown as follows in two exemplary configurations:



15 and (collectively, “CHEMEON Trademarks”). These marks indicate products
16 and services associated with CHEMEON (formerly Metalast).

17 121. The CHEMEON common law word marks relate to specific chemical products, at
18 least two of CHEMEON’s top selling products.

19 122. The CHEMEON logo mark is associated with the CHEMEON brand, formerly
20 Metalast.

21 123. The CHEMEON Trademarks have been used in commerce for these products as
22 early as 2005.

23 124. The CHEMEON Trademarks have acquired secondary meaning in the metal
24 surfacing industry.

25 125. Upon information and belief, the CHEMEON Trademarks are not used by any other
26 company for any product or service in the metal surfacing industry except to the extent being
27 improperly used by the Defendants.
28

1 126. The CHEMEON Trademarks and all rights, title, ownership, and claim to priority
2 therein were acquired by CHEMEON from Metalast International through the receivership.

3 **E. SEMAS INFORMS CHEMEON OF HIS PLANS TO DIRECTLY COMPETE**

4 127. On March 21, 2015, a mere ten days after the Bankruptcy Court’s approval of the
5 parties’ settlement, D. Semas sent email correspondence to CHEMEON’s owners, wherein he
6 made troubling assertions about his future plans.

7 128. As an initial matter, D. Semas agreed to execute an assignment of U.S. Patent No.
8 7,486,302 B2, commonly known as METALAST OCP 6800, which issued on July 16, 2014, and
9 had previously been assigned to MII, and which was fraudulently conveyed to D. Semas. D.
10 Semas correctly claimed that once assigned to CHEMEON, the chemical product OCP 6800 will
11 be “the only [CHEMEON] chemical that will be protected by a USPTO patent owned by
12 [CHEMEON].”

13 129. However, and in complete contravention of his actions and statements as Metalast
14 International’s manager over the past 20 years, D. Semas brazenly claimed:

15 ... as we have long maintained the “METALAST” trademark has been branded
16 over two decades and as such METALAST has received various approvals,
17 authorizations, certifications and specifications, which will remain in effect. In
18 the coming months we will continue to make the necessary preparations to offer
19 our environmentally friendly specialty chemical products through our domestic
20 and international distribution network to the metal finishing & coatings,
 anodizing, corrosion control and galvanizing industries *by providing long-*
 standing METALAST customers, as well as future new accounts the opportunity
 to continue to buy the universally recognized METALAST brand established in
 1993. (emphasis added).

21 130. The customers D. Semas refers to in his correspondence are CHEMEON customers
22 and were the customers of CHEMEON’s predecessor, MILLC, and were never the customers of
23 MII. The identity of these customers is both confidential and a trade secret of CHEMEON.

24 131. D. Semas further asserted that the current METALAST AA-200 additive is a
25 commercially available chemical and its legal ownership is held by an independent chemical
26 company. As such, D. Semas claimed that his entities would have the exclusive rights to purchase,
27 re-label and sell the product as METALAST AA-200 for distribution worldwide.
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1 132. D. Semas further claimed that CHEMEON’s existing line of anodizing chemicals
2 are presently private label manufactured under the name “METALAST.....” These products
3 consist of one hundred (100) different types of cleaners, deoxidizers, etchants, seals, additives, and
4 dyes, but the underlying chemical formulations are owned by a Georgia company, not
5 CHEMEON.

6 133. D. Semas further boldly claimed that:

7 [CHEMEON] can use the METALAST trademark for 90-days past March 11th,
8 after which your company will only own the right of use to the USPTO Navy
9 TCP patented chemicals so long as the name METALAST is NOT used. As it
10 has for more than twenty (20) years MII will continue to be free to lawfully use
11 the METALAST TCP-HF, METALAST TCP-HF SP, METALAST TCP-HF
12 EPA names and any other branded METALAST product names as it chooses.
13 [CHEMEON] cannot use the “METALAST” trademark or name but is free to
14 use its new name followed by TCP-HF or TCP-HF SP and or TCP-HF
15 EPA, however the actual chemical formulas and any modifications thereto will
16 still continue to be owned by the U.S. Navy under their USPTO patent protection
17 with a limited North American only right of use license granted to MST.

18 134. D. Semas concluded his correspondence by claiming that other than the exclusive
19 rights to the OCP 6800 chemical owned by CHEMEON, all other one hundred and nineteen (119)
20 chemical products are either owned and/or patented by third parties, and thus D. Semas and MII
21 contend they are entirely free to negotiate with, license, partner, and/or form alliances with any of
22 these companies or others.

23 135. D. Semas’s current representations are in direct conflict with his and MII’s historic
24 statements, actions, and representations to investors and MILLC members during his near twenty
25 year tenure as a manager of Metalast International.

26 136. D. Semas has no authorization to and cannot use CHEMEON’s confidential or trade
27 secret information, including pricing, processes, sales channels, customers, chemical formulations,
28 proprietary source code, sources of goods, plans, and personnel information.

 137. According to D. Semas’ Employment Agreement (attached hereto as **Exhibit 3**), D.
Semas was aware of what MILLC considered to be its trade secret, confidential or otherwise
proprietary information. The Employment Agreement contained a specific trade secret provision,
without temporal restriction, as follows:.

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“TRADE SECRETS. All trade secrets, associated with metal finishing, anodizing processes, specialty chemicals and other intangible rights specifically associated with the METALAST® technology, products, services and processes or any other technology, product, service or process it may offer its licensee's, partners, customers or clients that maybe conceived or developed by DMS, either alone, by or with others, during the entire term of DMS’s employment shall be the property of MILLC. DMS agrees to keep secret and shall keep confidential, and other than as provided herein shall not use, divulge or disclose, directly or indirectly, to any persons or companies, any trade secret, confidential and Proprietary Information, or any knowledge, information, documents or materials, owned, developed, controlled or possessed by MILLC concerning any of its intellectual property or confidential information relating to the registered METALAST® brand, whether in tangible or intangible form, the confidentiality of which MILLC has sought to protect, including but not limited to all METALAST products and services, their application, and all data, know-how and manufacturing know-how related thereto.”

(Exhibit 3 at p. 6).

138. D. Semas’ Employment Agreement also contained a successor provision:

“SUCCESSORS. The rights and obligations of the parties to this Agreement shall inure to the benefit of and be binding upon the parties thereto and their respective successors, executors, administrators and heirs.”

(Exhibit 3 at p. 8). CHEMEON is a successor to this Agreement and the benefits thereof, including but not limited to D. Semas’ obligation to keep all trade secrets, confidential or proprietary information protected from dissemination or any other type of disclosure. D. Semas breached this on-going obligation by misappropriating and disclosing CHEMEON’s trade secrets, confidential or otherwise proprietary information, as described further below.

139. Another trade secret is the identity of the companies that CHEMEON, and the prior trade secret owner, Metalast International, used exclusively for at least 15 years to purchase and privately label its entire product line (“Suppliers”). This Supplier information was included on a confidential internal vendor list maintained by both Metalast International and CHEMEON.

140. D. Semas is well-aware that the identities of the Suppliers are a strict trade secret because he himself developed the necessary steps to protect this information and treated it as confidential for over a decade.

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1 141. The protective measures both Metalast International and CHEMEON have taken to
2 secure and keep secret its confidential and trade secret information, include, but are not limited to,
3 physical labeling of confidential documents, employee contracts, an employee handbook that
4 includes a trade secret/confidentiality provisions and employee acknowledgments relating to
5 receipt of the handbook and the trade secret agreement, distributor, partner, and supplier
6 agreements that include confidentiality and trade secret provisions (written and oral), electronic
7 protections such as password protected server access to employees, and other segregation measures
8 for both physical and electronic confidential and trade secret information, among others.

9 142. D. Semas is also aware that product formulations for the products provided by the
10 Suppliers are also trade secrets formerly owned by Metalast International, and now owned by
11 CHEMEON. These formulations are and have always been highly proprietary and trade secret
12 information.

13 143. Nevertheless, D. Semas has used the Suppliers trade secret information, and seeks
14 to misuse product formulation trade secrets, by contacting a Supplier’s president via email, in an
15 effort to establish an independent relationship with this company and to purchase CHEMEON
16 labeled products. D. Semas also contacted another Supplier, CHEMEON’s largest distributor,
17 regarding re-establishing a relationship.



18 144. D. Semas’s press releases to investors, consumers of CHEMEON’s products, and
19 the public at large utilize copyrights owned by CHEMEON.

20 145. CHEMEON’s copyrights are as follows: (1) Metalast 2011-2015 Narrative
21 Proforma Assumptions; (2) Photographs of the MILLC’s, now CHEMEON’s, facilities; (3)
22 LinePro Screenshots; (4) JOBPro with PDA Image; (5) JOBPro Image; (6) Turnkey Equipment
23 Solutions Brochure Page; (7) Process Control Solutions Brochure Page; (8) NARA Presentation;
24 (9) METALAST TCP-HF Product Label; and (10) The IPC JobPro Website page (collectively, the
25 “CHEMEON Copyrights”). True and correct copies of CHEMEON’s Copyright Registration
26 Applications, correlating deposits of the works, and Certificates of Registration for nine of the
27 works are attached as **Exhibit 4**.

1 146. CHEMEON is the true and rightful owner of the CHEMEON Copyrights through
 2 its acquisition of the MILLC's assets through receivership and settlement agreement with D.
 3 Semas and assignment from the photographer of the copyrighted photographs, Cornelius
 4 Photography.

5 147. On May 18, 2015, May 28, 2015, June 1, 2015, February 15, 2016, March 17,
 6 2017, and March 20, 2017, CHEMEON filed copyright registration applications with the U.S.
 7 Copyright Office. *See id.*

8 148. Exemplary evidence of Defendants' copyright infringement is shown below:

| CHEMEON Copyrighted Material: | Defendants' Use / Infringement: |
|---|---|
|  <p>METALAST 2011-2015 NARRATIVE, PROFORMA ASSUMPTIONS</p> <p>Year 2011: METALAST "Metalast Chemical" granted the METALAST TUNING, RPA, RP and LL-2011... Year 2012: A... Year 2013: An agreement is made that the Metalast Chemical... Year 2014: Because in 2014 METALAST qualified, LPL... Year 2015: Although in that plan it might appear the... <small>Document contains a watermark: METALAST</small></p> |  <p>METALAST 2011-2015 PROFORMA ASSUMPTIONS</p> <p>Year 2011: METALAST "Metalast Chemical" granted the METALAST TUNING, RPA, RP and LL-2011... Year 2012: A... Year 2013: An agreement is made that the Metalast Chemical... Year 2014: Because in 2014 METALAST qualified, LPL... Year 2015: Although in that plan it might appear the... <small>Document contains a watermark: METALAST</small></p> |

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CHEMEON Copyrighted Material:



Defendants' Use / Infringement:



Source:
<http://www.mhagroup.net/investment-opportunities.html> (last viewed on June 3, 2015).





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| | <p>See SUTTER0005-0024.</p> |



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| CHEMEON Copyrighted Material: | Defendants' Use / Infringement: |
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| |  |
|  | <p><i>Id.</i></p>  <p><i>Id.</i></p>  <p><i>See Specimens for Renewal Registration No. 2963106 (Exhibit 5).</i></p> |

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| CHEMEON Copyrighted Material: | Defendants' Use / Infringement: |
|---|--|
|  |  <p><i>Id.</i></p> |

149. Defendants' unauthorized copying and use of the CHEMEON Copyrights constitutes copyright infringement.

150. Upon information and belief, D. Semas is also soliciting investments in his newly-formed entities, through an entity known as MHA Group.

151. MHA Group has been distributing information to interested investors regarding "METALAST INTERNATIONAL," claiming that there is a limited opportunity to acquire a substantial, controlling interest in this green anti-corrosion chemicals & technology company.

152. The individual behind MHA Group, Marc Harris, claims he was one of the original, first-round investors in Metalast International and has been involved in the company's operations from its inception in 1995. As an investor in Metalast International, Mr. Harris was notified by the receiver of Metalast International concerning the insolvency of Metalast International, updates regarding the insolvency, and the November 2013 sale of the Metalast International assets to D&M. Mr. Harris was also notified about the dissolution of Metalast International, and a final K-1

1 tax return was sent to him on April 3, 2014. As an investor, Mr. Harris has received and been
2 privy to numerous reports, confidential newsletters and other communications from the Metalast
3 International since 1995.

4 153. However, Metalast International no longer exists as it did prior to the 2013
5 receivership action. Instead, it is now CHEMEON. Defendants' attempt to recast the current
6 Metalast International as the former Metalast company is knowingly misleading and deceptive.

7 154. Nevertheless, in soliciting investments, MHA Group makes multiple false
8 representations about the "new" Metalast International. These misrepresentations include, but are
9 not limited to MHA Group's website and other investment solicitation materials identifying
10 CHEMEON's website, www.metalast.com, that pursuant to bankruptcy and related settlement
11 agreements, CHEMEON was free to use until June 9, 2015. MHA Group and Defendants
12 improperly used CHEMEON's website before this termination date.

13 155. MHA Group claims the company has received over \$90 million of investment
14 capital to date, which includes \$15 million of R&D invested with its strategic partner, the U.S.
15 Navy. This information is properly attributable to CHEMEON.

16 156. MHA Group claims "[t]he company is recognized as the foremost leading green
17 technologies and chemicals that has been converting the entire **\$2 trillion** worldwide metal
18 coating/anti-corrosion industry to environmentally safe, green technologies; specifically the
19 replacement for the most widely-used—and most environmentally harmful—metal surface
20 treatment chemical, **hexavalent chromium.**" (emphasis in original). This information accurately
21 describes CHEMEON's business.

22 157. MHA Group claims Metalast International holds over 110 patents related to
23 environmentally-safe specialty chemicals used in the anti-corrosion surface treatment processing
24 of metal parts and products in all industries including aerospace, aviation, military, automotive,
25 marine, computers, architecture & construction, and leisure. This information is completely false
26 since the only patent ever obtained has been assigned to CHEMEON by MII.

27 158. MHA Group claims that METALAST's chemicals are now being specified on
28 blueprints for all four branches of the U.S. Military and many Fortune 500 companies. This

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1 statement is highly misleading in that it implies ownership of chemicals by Metalast International,
2 where none exists. The formulations and specifications are CHEMEON trade secrets.

3 159. MHA Group's investment materials, based upon information provided in part by D.
4 Semas, also state: "The Private Equity Investor (PEI) *will receive 100% ownership of target*
5 *company, Metalast Surface Technology, LLC (MST)* with a priority @ 8% non---compounded
6 rate of return from cash flow available for distribution. Upon sale in fifth (5th) year PEI receives
7 preferential return of \$20 million capital. Sierra Dorado, Inc. (SDI), or designee will receive a ten
8 (10) year option to *acquire 50% of MST for \$100,000* subordinate to PEI return of investment and
9 8% per annum interest rate. *MST sale profits split on 50%/50% basis.*" (emphasis added). This
10 includes statements that are false, highly misleading, deceptive to the public and represents unfair
11 competition. Metalast Surface Technology, LLC (MST), is a company organized and controlled
12 by the Meilings, the owners of CHEMEON, not D. Semas, Marc Harris, the MHA Group or any of
13 the other Defendants. D. Semas and his partners, Marc Harris and MHA Group, offer the sale of
14 shares in a company they are neither affiliated with nor own, nor are they authorized to market
15 shares for, MST. *See supra* at ¶¶ 73-103.

16 160. D. Semas's and the MHA Group's marketing and investment materials have copied
17 and made use of the CHEMEON Copyrights, as identified in the above table. *See supra* at ¶ 148.

18 161. D. Semas and MHA Group knew or should have known that copying and using the
19 CHEMEON Copyrights constitutes copyright infringement.

20 162. On May 1, 2015, Metalast International released an international press release that
21 included many misrepresentations about Metalast International's ownership of assets beyond the
22 limited award of the "Metalast" trademarks, and about CHEMEON's owners Dean and Madylon
23 Meiling. For instance, Metalast International's law firm stated: "the well-respected Law firm of
24 Rowe Hales Yturbide LLP of Minden, Nevada confirms that the internationally recognized
25 METALAST® trademark has been exclusively awarded to their client." This is a
26 misrepresentation and demonstrates unfair competition since this mark has not been "awarded" to
27 MII by anyone and will not be exclusively useable Metalast until June 9, 2015. The May 1st
28 international press release also stated: "The METALAST® trademark of environmentally friendly

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1 products has been provided to the metal finishing industry since 1993. The METALAST® brand
2 of specialty chemicals including the Qualified Products List certified METALAST® TCP-HF
3 family of products as well as high performance specialty chemicals such as the METALAST®
4 AA-200 anodizing additive have consistently produced impressive results for manufacturers and
5 their supply chain metal finishers and coating applicators alike. As a result, many METALAST®
6 branded chemicals have been approved or in many cases specified by a wide range of globally
7 renowned manufacturers including BAE Systems, General Dynamics, Honeywell, Lockheed
8 Martin, Northrop Grumman, Pratt & Whitney, Sikorsky and others.” The history of providing
9 environmentally friendly products to the metal finishing industry, the certified chemicals the
10 MILLC offered, the TCP-HF and AA-200 trademarks, and the identity of the MILLC’s historical
11 customers are all assets of CHEMEON, not Metalast International. These infringements and
12 misrepresentations have and will continue to damage CHEMEON.

13 163. The May 1 press release goes on to assert that: “Mr. [David] Semas is presently
14 conducting discussions with several prominent chemical companies and other industry leaders to
15 continue offering the trusted METALAST® brand of ‘green’ specialty chemicals to the world
16 market.” Defendants discussion with chemical companies and other industry leaders demonstrates
17 misappropriation and improper use of CHEMEON’s trade secret customer, supplier and distributor
18 lists, and other information that is the property of CHEMEON, not Defendants.

19 164. Through its press releases and other activities, Defendants have violated Metalast
20 International contracts (acquired by CHEMEON) that prohibit the disclosure of confidential
21 information with certain parties. Particularly, Metalast International was contractually bound as
22 follows: “The parties agree that the terms and conditions of this Agreement, the nature of their
23 business relationship, including, if applicable, the fact that one party provides or may provide
24 goods or services to the other, and the parties’ discussions concerning the Project will be
25 considered confidential information covered by this Agreement. . . .”

26 165. Instead Defendants and MHA Group disclosed on their website and in their
27 marketing materials the existence of this confidential relationship.
28

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1 166. At least Greg D. Semas had direct knowledge of this mutual Confidentiality
2 Agreement between Metalast International and this other company because on April 2, 2012, Greg
3 D. Semas signed the Agreement as Senior Vice President of Metalast International.

4 167. Also with the investment materials that the MHA Group has distributed to potential
5 investors, D. Semas and the MHA Group have disclosed CHEMEON’s highly confidential and
6 trade secret pricing information. Specifically, MHA Group has unlawfully used and disclosed
7 CHEMEON’s costs of goods for certain chemicals. This pricing information was provided by D.
8 Semas to MHA Group for the purpose of obtaining investment in D. Semas’ newly formed entities.

9 168. In these materials, Defendants also disclose general and specific profit margins for
10 CHEMEON’s core products (TCP-HF and AA-200): “Profit Margins for the company’s 120
11 branded production products range between [_____].”¹ This information is misleading since these
12 products are CHEMEON’s branded products and is a disclosure of CHEMEON’s confidential or
13 trade secret information.

14 169. Defendants’ investment materials also reveal CHEMEON’s existing and potential
15 alliances and/or partnerships: “Existing R&D Alliances and/or Partnerships with Chemetall
16 Americas, DuBois Chemicals, Okuno Chemical Industries (pending), Pratt & Whitney and the
17 U.S. Naval Air Systems Command.” These relationships are attributable to CHEMEON, not
18 Metalast International.

19 170. Due to the long history between the parties and D. Semas’ and Mr. Harris’ direct
20 involvement with Metalast International, both past and present, these individuals have knowledge
21 that this relationship information and more importantly the pricing information are highly
22 confidential and are trade secrets of CHEMEON.

23 171. Further, upon information and belief, D. Semas, Greg D. Semas and Wendi Semas-
24 Fauria, all former employees of the MILLC, took with them at least six (6) boxes of hard copy
25 documents, and at least D. Semas and Greg D. Semas, removed their company owned laptop
26 computers following termination of their employment or after CHEMEON acquired all assets of

27 _____
28 ¹ The disclosed range has been redacted from this Second Amended Complaint.

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1 the MILLC. Also upon information and belief, Wendi Semas-Fauria collected materials (boxes,
 2 documents, binders, and/or other things) from MILLC's headquarters, loaded them into her
 3 personal automobile, and drove them across the street to the storage facility located there. Also
 4 upon information and belief, D. Semas, at that time, had rented a unit in that storage facility. This
 5 information, both hard copy and electronic is owned by CHEMEON. Furthermore, CHEMEON
 6 believes that this hard copy and electronic information contains CHEMEON's highly proprietary,
 7 confidential and trade secret information, including, but not limited to CHEMEON's pricing
 8 information, sales history records, customer lists, distributors lists, vendor lists, contact
 9 information for all company relationships, proprietary source code to CHEMEON's Line-Pro,
 10 JOBPro and Process Control System software, photographs, marketing and sales materials,
 11 investment materials, and other CHEMEON assets.

12 172. The CHEMEON laptop removed by at least D. Semas contained a copy of
 13 CHEMEON's entire database, which was last updated in or about April 2013. D. Semas's practice
 14 was to keep his laptop up to date with all electronic files of the Metalast entities. Greg D. Semas
 15 also retained his company laptop, that upon information belief, also contained CHEMEON owned
 16 property. During the receivership, D. Semas and Greg D. Semas were warned not to use any
 17 proprietary, confidential, or trade secret information that was contained on those laptops. Not only
 18 did D. Semas and Greg D. Semas refuse to return the laptops, but D. Semas claimed his computer
 19 was his personal property and Greg D. Semas claimed his laptop was a gift from his father, D.
 20 Semas. However, upon information and belief, at least D. Semas's laptop was fully loaded with the
 21 MILLC's entire database of electronic information, as of April 2013.

22 173. At deposition in this matter, D. Semas admitted to keeping a complete copy of
 23 MILLC's company records, contained on the MILLC laptop he kept with him following his
 24 termination and departure. These company records are the property of MILLC, now CHEMEON,
 25 and D. Semas as a fiduciary to the MILLC had a responsibility to not retain and to return these
 26 records. D. Semas has no lawful justification to the contrary. D. Semas testified as follows:

27 25 Q Do you have that laptop?
 28 1 A I have the laptop, but you have the backup.
 2 2 So you have the same documents I have.

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3 Q Okay.

4 A My computer was backed up a few days before I

5 left, in terms of the company records.

6 Q And so when you left, you left with company

7 records?

8 **A No. I left with my METALAST, International,**

9 **Inc. manager records. Those records belong to me. I was**

10 **the manager of the company for 20 years. Those are my**

11 **records, because the company has a copy of them.**

12 Q Who paid for the -- that laptop?

13 A I did.

14 Q Who -- who paid for you to put information on

15 that laptop? Who gave you the salary to pay for your --

16 or whatever compensation you received, who paid for it?

17 A Like I said, I didn't receive my salary for

18 the past three-and-a-half-years, so --

19 Q But you were still working for the company;

20 correct? The LLC.

21 A I was the -- I was the manager of the

22 company, correct.

23 Q And you had a fiduciary duty to the

24 company --

25 A Which I honored, absolutely.

1 Q-- correct?

2 **And that fiduciary duty includes turning**

3 **information over to the company when you leave it, does**

4 **it not?**

5 **A No, I don't believe it does. I believe my**

6 **records are my records. And the company has an exact**

7 **duplicate of them. My -- as the manager of the company,**

8 **I believe during my 20-year tenure as a fiduciary, I have**

9 **every right to keep records to demonstrate that I was a**

10 **fiduciary and that I acted as a fiduciary. And those are**

11 **my records. They belong to METALAST International, Inc.**

12 **That's my contention.**

13 Now, if counsel tells me otherwise, and the

14 Court does, then I understand, but --

(2015-10-09 Deposition of D. Semas, 253:25-255:14) (emphasis added).

174. Upon information and belief, D. Semas, and perhaps Greg D. Semas, have used CHEMEON's proprietary, confidential and trade secret information contained on these laptops, because this information could not have properly originated from any other source.

175. Prior to Defendants' departure from the MILLC, Wendi Semas-Fauria and another accounting department employee requested that the MILLC's chief scientist (Dr. Alp Manavbasi) provide them trade secret information concerning the MILLC's chemical formulations. Consistent with the MILLC's policy concerning the trade secret formulations, Dr. Manavbasi confirmed this request with Greg Semas, the MILLC's Chief Operating Officer at that time. Greg Semas

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1 approved this request for providing the MILLC’s trade secret chemical compositions for an alleged
 2 “cost analysis.” This information was not accessible to employees of the MILLC, but was rather
 3 available only to certain, need-to-know individuals. Wendi Semas-Fauria was not one of the
 4 approved individuals, therefore Greg Semas needed to provide the requisite approval. Dr.
 5 Manavbasi provided the trade secret information to Wendi Semas-Fauria in a hard copy form,
 6 which was never returned to Dr. Manavbasi.

7 176. Examples of Defendants’ improper and unlawful use of CHEMEON’s trade secret
 8 information can be found in D. Semas’ and MHA Group’s marketing and investment materials
 9 establishing that D. Semas has and is making unlawful use of CHEMEON’s trade secrets to
 10 CHEMEON’s detriment.

11 177. Defendants’ actions, misrepresentations, and use of improperly obtained
 12 information concerning Metalast International’s position, stature, asset ownership and history, all
 13 support CHEMEON’s claims of copyright infringement, trade secret misappropriation, trademark
 14 infringement, intentional interference with prospective economic advantage, unfair competition,
 15 deceptive trade practices, unjust enrichment, breach of fiduciary duty, breach of the Operating
 16 Agreement, contractual breach of the implied covenant of good faith and fair dealing, tortious
 17 breach of the implied covenant of good faith and fair dealing, conversion, and civil conspiracy.

18 **FIRST CLAIM FOR RELIEF**

19 **(Misappropriation of Trade Secrets – NRS 600A.030, *et seq.* –against David Semas, MII,**
 20 **MTI, Sierra Dorado and Greg Semas)**

21 178. Plaintiff CHEMEON hereby repeats, re-alleges, and incorporates all of the
 22 allegations contained in the preceding paragraphs as though fully set forth herein.

23 179. CHEMEON’s trade secrets include business information, pricing, formulas,
 24 compilations, techniques, systems, designs, prototypes, sales channels, chemical formulations,
 25 sources of certain goods, plans, source code, and personnel information.

26 180. CHEMEON’s trade secrets derive actual or potential, independent economic value,
 27 from not being generally known.

28 181. CHEMEON’s trade secrets are not readily ascertainable by CHEMEON’s

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1 competitors, the public, or any other persons by proper means due to their secrecy. CHEMEON
2 employs several protective measures to ensure the secrecy of its trade secrets.

3 182. CHEMEON's trade secrets provide it with competitive advantages that if known
4 would provide commercial or economic value from their disclosure or use to others.

5 183. CHEMEON has invested significant resources and has taken many reasonable
6 steps to maintain the secrecy of its trade secrets.

7 184. Due to Defendants prior relationship with the entities that became CHEMEON,
8 Defendants knew that CHEMEON treated its business information, formulas, compilations,
9 techniques, systems, designs, prototypes and procedures, as trade secrets. Defendants have
10 knowledge of CHEMEON's protective measures and assisted with the development and
11 deployment of those measures during their previous affiliation with the entities that became
12 CHEMEON.

13 185. Defendants acquired and used CHEMEON's trade secrets through improper means,
14 including, but not limited to taking electronic documents, hard-copy documents and using
15 personal knowledge of CHEMEON's trade secrets that pursuant to, including, but limited to
16 contract, agreement and fiduciary duties, Defendants were prohibited from acquiring and using.

17 186. Defendants conduct as alleged above constitutes misappropriation of CHEMEON's
18 trade secrets under the Nevada Uniform Trade Secrets Act, NRS 600A.030, *et seq.*

19 187. Based on the foregoing allegations relating to Defendants' conduct, CHEMEON is
20 entitled to recover from Defendants all monetary damages sustained as a result of Defendants'
21 misappropriation, including the actual loss caused by the misappropriation and the unjust
22 enrichment to Defendants stemming from the wrongful acquisition and use of CHEMEON's
23 valuable trade secrets.

24 188. Based on information and belief, and in view of the foregoing allegations,
25 Defendants' misappropriation of CHEMEON's trade secrets was and is willful and malicious.
26 Accordingly, CHEMEON should be granted exemplary damages and punitive damages, unjust
27 enrichment damages and attorneys' fees pursuant to NRS 600A.040-060.

28 189. Due to the irreparable harm that CHEMEON has suffered and will continue to

1 suffer as a result of Defendants’ unlawful actions, CHEMEON is entitled to a preliminary and
2 permanent injunction prohibiting Defendants from (a) any further acquisition or use of
3 CHEMEON’s trade secrets, (b) making, distributing or selling any products developed, designed,
4 or improved through the use of CHEMEON’s trade secrets, (c) engaging in any further dealings of
5 any kind with CHEMEON’s suppliers, distributors, partners and customers, and (d) engaging in
6 any business with CHEMEON’s customers that it would not have but for the misappropriation of
7 CHEMEON’s trade secrets.

8 190. CHEMEON has been forced to retain the services of Holland & Hart LLP to
9 address the conduct complained of herein and are therefore entitled to all their reasonable
10 attorneys’ fees and costs associated with bringing this action.

11 **SECOND CLAIM FOR RELIEF**

12 **(Declaratory Judgment of No Trademark Infringement)**

13 191. Plaintiff CHEMEON hereby repeats, re-alleges, and incorporates all of the
14 allegations contained in the preceding paragraphs as though fully set forth herein.

15 192. A true, actual, and ripe case or controversy exists between CHEMEON and
16 Defendants concerning the ownership and proper use of the Word Marks and Logo Marks
17 following CHEMEON’s acquisition of the Metalast International, LLC assets through the Order
18 Approving Sale of Assets to D&M.

19 193. CHEMEON’s use of the term “Metalast” in conjunction with “formerly Metalast”
20 does not infringe any existing valid trademark right of Defendants under the Lanham Act or the
21 laws of any state. CHEMEON is free to identify itself as associated with or as “formerly
22 Metalast” in accordance with the doctrine of fair use and free speech rights set forth by the First
23 Amendment to the U.S. Constitution.

24 194. The extent of CHEMEON’s use of “Metalast” is as follows: “CHEMEON Surface
25 Technology, LLC (formerly Metalast).” Such use explains CHEMEON’s past connection to the
26 Word Marks, Logo Marks and trade name, particularly since CHEMEON acquired all of the
27 Metalast’s assets through a Court Order Approving Sale of Assets. CHEMEON’s use of the Word
28 Marks clearly falls within the fair use doctrine as defined in trademark law.

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1 195. CHEMEON’s limited use of the Word Marks and its accurate recognition of the
2 past association is not likely to cause confusion, mistake, or deception, or confuse the relevant
3 public as to source, sponsorship, or affiliation with David Semas or his entities currently including
4 the term Metalast in their names.

5 196. Defendants acquired, by registration, the Logo Marks through fraud, breach of
6 fiduciary duties, and self-dealing, including, but not limited to assigning rights in the Logo Marks
7 first to the MII instead of the MILLC, and second from MII to D. Semas in his personal capacity.
8 CHEMEON is the correct and legal owner of the Logo Marks and therefore cannot infringe
9 trademarks that it is the rightful owner of.

10 197. Defendants have no protectable rights to the Logo Marks because they were
11 obtained by fraud on the USPTO. Further, the Logo Marks were acquired by D. Semas and
12 assigned to either himself personally or to the managing entity, Metalast International, Inc.,
13 instead of the parent company, Metalast International, LLC. The Logo Marks should have been
14 assigned to Metalast International, LLC, and therefore should be the property of CHEMEON.

15 198. Accordingly, CHEMEON is entitled to a judgment declaring that Defendants do
16 not hold trademark rights in the Logo Marks, and that CHEMEON’s use of those terms or similar
17 terms does not infringe any valid trademark rights held by Defendants.

18 199. In view of the foregoing background regarding Defendants’ use of CHEMEON’s
19 trade secrets and fraud, Defendants’ allegation of trademark infringement against CHEMEON is
20 exceptional and CHEMEON is entitled to an award of its attorneys’ fees under 15 U.S.C. §
21 1117(a).

22 200. CHEMEON has been forced to retain the services of Holland & Hart LLP to
23 address the conduct complained of herein and are therefore entitled to all their reasonable
24 attorneys’ fees and costs associated with bringing this action.

25 **THIRD CLAIM FOR RELIEF**

26 **(Cancellation of the METALAST Registration – against David Semas)**

27 201. Plaintiff CHEMEON hereby repeats, re-alleges, and incorporates all of the
28 allegations contained in the preceding paragraphs as though fully set forth herein.

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1 202. D. Semas procured renewal Registration No. 2963106 in the USPTO for the
2 METALAST mark by a false or fraudulent declaration and by false means, including submitting
3 stolen specimens that did not demonstrate current use of the mark by D. Semas, and is therefore
4 liable in a civil action to CHEMEON.

5 203. D. Semas’s renewal of Registration No. 2963106 of the METALAST mark was
6 acquired through D. Semas’s fraud on and intent to deceive the USPTO.

7 204. D. Semas intended to induce the USPTO into believing the METALAST mark was
8 being used in commerce for both classes of registration (IC 001 and 009) so the renewal
9 application would proceed to registration.

10 205. Had the USPTO been aware of D. Semas’s failure to legitimately use the
11 METALAST mark in commerce, the USPTO would not have approved the renewal registration.

12 206. Had the USPTO been aware that D. Semas had abandoned the use of the
13 METALAST mark in commerce, the USPTO would not have approved the renewal registration.

14 207. In order to file for renewal of the METALAST mark, D. Semas, through his
15 attorney, filed a Declaration of Use and/or Excusable Nonuse in Commerce under Section 8. That
16 Declaration stated under acknowledged penalty for perjury: “the mark is in use in commerce on
17 or in connection with the goods/services identified above, as evidenced by the attached
18 specimen(s) showing the mark as used in commerce.” This Declaration was false.

19 208. In connection with the foregoing Declaration, CHEMEON believes that D. Semas
20 intentionally caused three false statements to be made by his agent, Mr. Burns, to the USPTO,
21 namely, that: (a) D. Semas’s METALAST mark was in use in commerce, when it had not been;
22 (b) the submitted specimens allegedly evidenced use in commerce, when they did not and cannot,
23 including because they were stolen from CHEMEON’s database, and only show use of the
24 METALAST mark in 2003 and 2008, years before the renewal application was filed in 2015; and
25 (c) the METALAST mark was being used for all the goods/services identified in the renewal
26 application (chemicals and computer systems for metal processing), when it had not been used for
27 all those goods for years before and not by D. Semas at the time of filing of the renewal
28 application.

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1 209. D. Semas’s improper filing of the renewal of Registration No. 2963106 was
 2 knowingly and willfully conducted and was intended to procure a trademark registration to which
 3 he was not entitled.

4 210. CHEMEON has been and will continue to be damaged by D. Semas’s purported
 5 federal trademark registration of the METALAST mark.

6 211. By virtue of ownership of Registration No. 2963106, D. Semas enjoys the approval
 7 of exclusive rights in the METALAST mark, which it has used, threatens to continue to use, and
 8 has offered to sell to competitors of CHEMEON, to disrupt CHEMEON’s legitimate business
 9 operations.

10 212. Pursuant to 15 U.S.C. §§ 1064, 1119, and 1120, CHEMEON is and will be
 11 damaged by Registration No. 2963106, and such registration should be cancelled by this Court.

12 213. CHEMEON has been forced to retain the services of Holland & Hart LLP to
 13 address the conduct complained of herein and are therefore entitled to all their reasonable
 14 attorneys’ fees and costs associated with bringing this action.

FOURTH CLAIM FOR RELIEF

(Cancellation of the Logo Trademarks – against David Semas)

17 214. Plaintiff CHEMEON hereby repeats, re-alleges, and incorporates all of the
 18 allegations contained in the preceding paragraphs as though fully set forth herein.

19 215. Defendants’ Logo Marks were acquired through D. Semas’s and the Inc.’s fraud on
 20 the MILLC and its investors. D. Semas breached several duties to the MILLC, including, but not
 21 limited to his fiduciary duties to the MILLC. D. Semas’s registration and assignment of the Logo
 22 Marks to himself, an individual, when D. Semas had no rights or authority to do so constitutes
 23 fraud, breach of fiduciary duties and self-dealing.

24 216. The federal registrations (U.S. Trademark Reg. Nos. 2091140, 2112805, and
 25 2884333) were wrongfully obtained, and assigned by and to D. Semas in his individual capacity.

26 217. D. Semas’s improper filing and assignment of the Logo Marks was knowingly and
 27 willfully conducted.

28 ///

1 218. CHEMEON has been and will continue to be damaged by Defendants purported
2 federal trademark registrations on the Logo Marks.

3 219. Pursuant to 15 U.S.C. §§ 1064 and 1119, the Court should direct the United States
4 Patent and Trademark Office to cancel the Logo Marks Registration Nos. 2091140, 2112805, and
5 2884333.

6 220. CHEMEON has been forced to retain the services of Holland & Hart LLP to
7 address the conduct complained of herein and are therefore entitled to all their reasonable
8 attorneys' fees and costs associated with bringing this action.

9 **FIFTH CLAIM FOR RELIEF**

10 **(Common Law Trademark Infringement – against David Semas, MII, MTI, Sierra Dorado
11 and Greg Semas)**

12 221. CHEMEON hereby repeats, re-alleges, and incorporates all of the allegations
13 contained in the preceding paragraphs as though fully set forth herein.

14 222. CHEMEON is entitled to legal protection of its trademarks under Nevada law.

15 223. CHEMEON owns valid and legally protectable marks according to common law
16 trademark rights in the State of Nevada.

17 224. CHEMEON owns common law trademark rights in the following marks: (1) TCP-
18 HF (and related family of marks, such as TCP-HF EPA and TCP-HF SP); (2) AA-200; and (3) the
19 logo mark, shown as follows in two exemplary configurations:



20 and



21 . The CHEMEON Trademarks indicate products associated with
22 CHEMEON (formerly Metalast).

23 225. Metalast International, LLC, the company that CHEMEON acquired its assets
24 from, including the common law trademarks, consistently used and uses these marks in
25 commerce, including in the State of Nevada, since 1995.

26 226. CHEMEON acquired the common law trademarks through the Court Order
27 Approving Sale of Assets of Metalast International, LLC to D&M on November 4, 2013.

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1 227. Defendants unauthorized use of the exact marks as CHEMEON’s marks in order to
2 obtain investment for Defendants’ businesses and to market CHEMEON’s products as Defendants
3 products to at least to CHEMEON’s suppliers and distributors, is likely to cause confusion.

4 228. The common law trademarks have been substantially, exclusively and continuously
5 used by CHEMEON in connection with metal surfacing chemicals. To CHEMEON’s knowledge,
6 no other company in its industry has used the common law trademark to identify a particular
7 product or service.

8 229. Due to CHEMEON’s length of use, marketing and sales of its metal surfacing
9 chemicals, these marks have acquired secondary meaning.

10 230. Defendants have recently adopted the common law trademarks, particularly the
11 word marks of TCP-HF (and its related family of marks) and AA-200, and CHEMEON’s logo
12 marks (*see supra* at ¶ 224) for chemicals to be marketed under Defendants’ new companies.
13 CHEMEON’s and Defendants’ products are related goods.

14 231. Defendants have marketed and have sold or intend to sell the same or similar
15 chemical products identified with these marks to the same distributors and customers to which
16 CHEMEON has historically sold its goods.

17 232. Defendants market and sell its products in generally the same manner and through
18 the same marketing channels as CHEMEON, since the parties are direct competitors by virtue of
19 Defendants unlawful use of CHEMEON’s trade secrets to target the identical customers, and use
20 the same suppliers, blenders and distributors as CHEMEON.

21 233. By virtue of its longstanding and exclusive use in the metal surfacing industry,
22 CHEMEON’s common law trademarks have become strong marks.

23 234. Defendants have used and intend to use the exact same marks owned by
24 CHEMEON for the same products for the same customers.

25 235. Defendants adoption and use of CHEMEON’s marks has caused confusion or will
26 cause confusion with CHEMEON’s suppliers, distributors, customers, and other partners, that
27 know that only CHEMEON’s products derive only from CHEMEON.

28 236. Defendants use of CHEMEON’s common law trademarks is likely to cause

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1 confusion or cause mistake or to deceive as to whether Defendants are affiliated, connected or
2 associated with CHEMEON or as to whether CHEMEON originated, sponsored or approved of
3 Defendants products and related activities.

4 237. By so acting, Defendants have violated § 43(a) of the Lanham Act (15 U.S.C. §
5 1125(a)).

6 238. On information and belief, Defendants copying of CHEMEON's common law
7 trademarks was intentional, willful and in bad faith. Defendants intended to create a confusion by
8 using exact copies of CHEMEON's trademarks and intended to trade off of CHEMEON's brand
9 recognition in its chemical products and to confuse customers about the origin of these products.

10 239. Defendants acts of trademark infringement or threatened acts of infringement have
11 caused, continue to cause or will cause damages and injury to CHEMEON.

12 240. CHEMEON may disgorge Defendants' profits and recover for its damages an
13 award to compensate CHEMEON for the injuries and damages it has sustained as a result of
14 Defendants' conduct which violates § 43(a) of the Lanham Act.

15 241. Because Defendants actions, on information and belief, were intentional, willful
16 and deliberate, CHEMEON is entitled to an award of treble damages under § 35(a) of the Lanham
17 Act (15 U.S.C. § 1117(a)).

18 242. CHEMEON has been forced to retain the services of Holland & Hart LLP to
19 address the conduct complained of herein and are therefore entitled to all their reasonable
20 attorneys' fees and costs associated with bringing this action.

21 **SIXTH CLAIM FOR RELIEF**

22 **(Copyright Infringement – against David Semas, MII, MTI, Sierra Dorado**
23 **and Greg Semas)**

24 243. CHEMEON hereby repeats, re-alleges, and incorporates all of the allegations
25 contained in the preceding paragraphs as though fully set forth herein.

26 244. The CHEMEON Copyrights consist of wholly original material and are
27 copyrightable subject matter under the copyright laws of the United States.

28 245. The CHEMEON Copyrights were applied for at the U.S. Copyright Office on May

1 18, 2015, May 28, 2015, June 1, 2015, February 15, 2016, March 17, 2017, and March 20, 2017.

2 *See Exhibit 4.*

3 246. Defendants are aware of and have copies of the CHEMEON Copyrights.
4 CHEMEON has not licensed or otherwise authorized Defendants to sell and distribute or publicly
5 display any works that are the same or substantially similar to the CHEMEON Copyrights or that
6 are derivative works based on the CHEMEON Copyrights.

7 247. Defendants have engaged in the copying, distribution, and display of work bearing
8 infringing copies of the CHEMEON Copyrights.

9 248. CHEMEON is informed and believes, and on that basis alleges, that Defendants
10 intentionally copied, distributed and displayed infringing copies of the CHEMEON Copyrights
11 with the knowledge of CHEMEON's rights therein in an attempt to unjustly benefit from the
12 CHEMEON Copyrights.

13 249. Defendants are infringing the CHEMEON Copyrights in violation of the Copyright
14 Act, 17 U.S.C. § 101, *et seq.*, by distributing, publicly displaying, offering for sale, and/or selling
15 products associated with the CHEMEON Copyrights.

16 250. CHEMEON is informed and believes, and on that basis alleges, that Defendants'
17 copying, distribution, and use of infringing copies of the CHEMEON Copyrights was deliberate,
18 willful, malicious, oppressive, and without regard to CHEMEON's intellectual property rights.

19 251. Defendants' copyright infringement has caused and will continue to cause
20 CHEMEON to suffer substantial injuries, loss, and damage to its proprietary and exclusive rights
21 to the CHEMEON Copyrights, and has further damaged CHEMEON's business reputation and
22 goodwill, diverted its trade, and caused loss of profits, in an amount to be determined at trial.

23 252. Defendants' copyright infringement, and the threat of continuing infringement, has
24 caused, and continues to cause, substantial and irreparable damage and injury to CHEMEON.
25 Thus, CHEMEON is entitled to injunctive and equitable relief against Defendants under 17 U.S.C.
26 § 502, and to an order under 17 U.S.C. § 503 and 28 U.S.C. § 1651(a) that the infringing copies of
27 the CHEMEON Copyrights be seized, impounded, and destroyed.

28 ///

1 253. Defendants are directly, contributorily, and/or vicariously liable for all damages
2 caused by their unlawful actions.

3 254. D. Semas is liable for all damages due to his willful infringement of CHEMEON's
4 Copyrights.

5 255. CHEMEON has been forced to retain the services of Holland & Hart LLP to
6 address the conduct complained of herein and are therefore entitled to all their reasonable
7 attorneys' fees and costs associated with bringing this action.

8 **SEVENTH CLAIM FOR RELIEF**

9 **(Intentional Interference with Prospective Economic Advantage – against David Semas,
10 MII, MTI, Sierra Dorado and Greg Semas)**

11 256. Plaintiff CHEMEON hereby repeats, re-alleges, and incorporates all of the
12 allegations contained in the preceding paragraphs as though fully set forth herein.

13 257. Prospective contractual relationships exist or existed between CHEMEON and its
14 suppliers, distributors, blender partners and potential customers with respect to the metal finishing
15 and coatings, anodizing, corrosion control and galvanizing chemical products.

16 258. Defendants knew or should have known of the existence of CHEMEON's
17 prospective relationships with its suppliers, distributors, blender partners and customers with
18 respect to these chemical products because Defendants were previously employed by or affiliated
19 with the insolvent entity Metalast International, LLC, and its manager, Metalast International, Inc.

20 259. Defendants, by continuing to market, distribute, and collect revenue from
21 CHEMEON's business assets, intellectual property and other property of CHEMEON, without
22 authorization and upon information and belief, intended to harm CHEMEON by preventing
23 CHEMEON's prospective contractual relations with its suppliers, distributors, blender partners
24 and customers with respect to CHEMEON's complete product line of chemicals.

25 260. Upon information and belief, Defendants' interference with CHEMEON's
26 prospective economic relations was and is intentional, willful, malicious, without justification or
27 excuse, and was perpetrated in an effort to obtain an unfair business advantage over CHEMEON
28 by benefiting from and exploiting CHEMEON's business, including, but not limited to its

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1 intellectual property and other business assets acquired through bankruptcy.

2 261. CHEMEON has suffered and will continue to suffer damages, including but not
3 limited to compensatory and consequential damages, as a direct and proximate result of
4 Defendants' intentional interference with CHEMEON's prospective contractual relations with its
5 distributors, suppliers and customers, in an amount to be proven at trial.

6 262. Upon information and belief, Defendants' interference with CHEMEON's
7 prospective contractual relations with its suppliers, partners, distributors and customers was
8 intentional, fraudulent, malicious, or oppressive, thereby entitling CHEMEON to an award of
9 punitive damages.

10 263. Defendants used improper means to intentionally interfere with CHEMEON's
11 existing or potential economic relations by using CHEMEON's trade secret customer contact
12 information and customer lists to solicit manufacturers, distributors, customers, retailers,
13 wholesalers, and other contacts in order to partner with Defendants in direct competition against
14 CHEMEON.

15 264. D. Semas has also contacted CHEMEON's current and pre-existing customers,
16 suppliers and blender partners to spread misinformation about CHEMEON, what assets
17 CHEMEON had acquired and the status of Defendants' business operations, all to the detriment of
18 CHEMEON.

19 265. Based on information and belief, and pursuant to the foregoing allegations,
20 Defendants have used improper means to interfere with CHEMEON's existing and prospective
21 economic relations by spreading misinformation about CHEMEON, by soliciting CHEMEON's
22 customers and by seeking investment money for Defendants based on false information and
23 mischaracterizations about Defendants' capabilities, the number of patents and other intellectual
24 property that Defendants are not the rightful owners of.

25 266. Defendants are liable for all damages due to their willful misuse of CHEMEON's
26 intellectual property and other assets, and intentional interference with CHEMEON's lawful
27 business operations.

28 ///

1 267. CHEMEON has been forced to retain the services of Holland & Hart LLP to
2 address the conduct complained of herein and is therefore entitled to all its reasonable attorneys'
3 fees and costs associated with bringing this action.

4 **EIGHTH CLAIM FOR RELIEF**

5 **(Unfair Competition – 15 U.S.C. § 1125(a))**

6 268. Plaintiff CHEMEON hereby repeats, re-alleges, and incorporate all of the
7 allegations contained in the preceding paragraphs as though fully set forth herein.

8 269. By continuing to maintain, market, and distribute information that Defendants own
9 either the Logo Marks, the CHEMEON Trademarks or the Metalast assets so that Defendants
10 may re-start a business in competition with CHEMEON is likely to cause confusion, or to cause
11 mistake, or to deceive as to the affiliation, connection, or association of Defendants and
12 CHEMEON as to the origin, sponsorship, or approval of Defendants goods, services, and other
13 commercial activities.

14 270. Defendants commercial advertising and promotion, including, but not limited to its
15 publications related to investments in Defendants' companies, have misrepresented the nature,
16 characteristics and qualities of Defendants' goods, services and commercial activities and have
17 misrepresented the goods, services and commercial activities of CHEMEON.

18 271. By so acting, Defendants have violated § 43(a) of the Lanham Act (15 U.S.C.
19 § 1125(a)).

20 272. Defendants' conduct also constitutes an attempt to trade on the goodwill developed
21 in, and owned by CHEMEON in, the CHEMEON Trademarks and Logo Marks, other intellectual
22 property, including its trade secrets and copyrights, and CHEMEON's customer and supplier
23 relationships, to the damage of CHEMEON.

24 273. CHEMEON has been and will continue to be irreparably damaged by such
25 wrongful actions. CHEMEON further has no adequate remedy at law to redress such harm.

26 274. Because Defendants' actions, on information and belief, were intentional, willful,
27 and/or deliberate, CHEMEON is entitled to an award of treble damages under § 35(a) of the
28 Lanham Act (15 U.S.C. § 1117(a)).

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1 275. By reason of the foregoing, CHEMEON is entitled to preliminary and permanent
2 injunctive relief and monetary damages against Defendants.

3 276. CHEMEON has been forced to retain the services of Holland & Hart LLP to
4 address the conduct complained of herein and are therefore entitled to all their reasonable
5 attorneys' fees and costs associated with bringing this action.

6 **NINTH CLAIM FOR RELIEF**

7 **(Statutory Deceptive Trade Practices / Consumer Fraud)**

8 277. Plaintiff CHEMEON hereby repeats, re-alleges, and incorporates all of the
9 allegations contained in the preceding paragraphs as though fully set forth herein.

10 278. Defendants, by continuing to market themselves as "Metalast" despite
11 CHEMEON's acquisition of all assets (with the exception of the Metalast word marks) is
12 knowingly passing off for sale or least as its own CHEMEON's metal surfacing goods.

13 279. Defendants are knowingly making false representations regarding their products,
14 their intellectual property rights, and their affiliations.

15 280. Defendants are using deceptive representations in connection with Defendants
16 actual or planned goods or services for sale.

17 281. Defendants, by continuing to market and advertise for future sale metal surfacing
18 chemicals that are proprietary to CHEMEON, are knowingly making a false representation during
19 the sale or lease of goods as to the source, sponsorship, approval, or certification of such goods.

20 282. Defendants, by continuing to market and advertise for future sale metal surfacing
21 chemicals, are knowingly making a false representation as to its affiliation, connection,
22 association with, or certification by CHEMEON.

23 283. Defendants' actions described above constitute deceptive trade practices under
24 Nevada law, including, *inter alia*, NRS 598.0915.

25 284. Pursuant to NRS 598.0953(1), the foregoing deceptive trade practices are *prima*
26 *facie* evidence of Defendants' intent to injure competitors, such as CHEMEON, and to destroy or
27 substantially lessen competition.

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285. Pursuant to NRS 41.600(2)(e), Defendants’ foregoing deceptive trade practices constitute “consumer fraud.”

286. Defendants are liable for all damages due to their willful misuse of CHEMEON’s intellectual property and other assets, and other acts intended to deceive the consuming public, and by misrepresenting CHEMEON’s lawful business operations.

287. CHEMEON has been and will continue to be irreparably damaged by Defendants’ statutory deceptive trade practices/consumer fraud, and therefore are victims for purposes of standing under NRS 41.600.

288. CHEMEON has no adequate remedy at law to redress such harm.

289. By reason of the foregoing, CHEMEON is entitled to injunctive relief and monetary damages against Defendants.

290. CHEMEON has been forced to retain the services of Holland & Hart LLP to address the conduct complained of herein and are therefore entitled to all their reasonable attorneys’ fees and costs associated with bringing this action.

TENTH CLAIM FOR RELIEF

(Unjust Enrichment)

291. CHEMEON hereby repeats, re-alleges, and incorporate all of the allegations contained in the preceding paragraphs as though fully set forth herein.

292. Defendants have obtained a benefit from CHEMEON in the form of the past and continued use of its intellectual property, including its trade secrets, the CHEMEON Trademarks, the Logo Marks and copyrights.

293. Defendants have marketed, distributed, and exploited CHEMEON’s intellectual property assets and other business assets acquitted by CHEMEON, and thus has used and enjoyed the benefits derived from CHEMEON’s acquisition of these assets through bankruptcy. Assets the predecessor companies and investors have spent millions of dollars developing and marketing.

294. CHEMEON did not provide any permission or license to use CHEMEON’s assets.

295. Defendants knew or should have known that CHEMEON expected to be compensated for Defendants’ use of the Assets.

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1 International’s funds on property, such as trademark registrations, that were owned or to be owned
2 by MII or D. Semas; and improperly paying excessive perquisite benefits, large travel and
3 entertainment expenses, and reimbursements to themselves and others with Metalast International
4 funds.

5 307. Based on the express language of the Purchase and Sale Agreement in the
6 receivership action in the Ninth Judicial District Court, CHEMEON, through D&M, acquired any
7 and all legal claims that Metalast International had at the time of D&M’s purchase of Metalast
8 International’s assets, and these assets included claims against D. Semas, MII, Greg Semas, and
9 Wendi Semas-Fauria for harming Metalast International and its interests through their conduct.

10 308. As a result of these Defendants’ breach of fiduciary duties, CHEMEON has
11 suffered damages in an amount to be proven at trial, and it is therefore entitled to monetary
12 damages.

13 309. The actions of these Defendants were intentional, malicious, oppressive, and done
14 in reckless disregard of the consequences to CHEMEON. Such actions entitle CHEMEON to an
15 award of punitive damages at least against Greg Semas and Wendi Semas-Fauria in an amount to
16 be proven at trial.

17 310. CHEMEON has been forced to retain the services of Holland & Hart LLP to
18 address the conduct complained of herein and are therefore entitled to all their reasonable
19 attorneys’ fees and costs associated with bringing this action.

20 **TWELFTH CLAIM FOR RELIEF**

21 **(Breach of Operating Agreement - against David Semas, MII, Greg Semas, Wendi Semas)**

22 311. CHEMEON hereby repeats, re-alleges, and incorporate all of the allegations
23 contained in the preceding paragraphs as though fully set forth herein.

24 312. By virtue of Metalast International’s Operating Agreement and their relationship to
25 Metalast International, D. Semas, MII, Greg Semas, and Wendi Semas-Fauria had a “duty of
26 undivided loyalty to the Company in all matters affecting the Company’s interest and are
27 obligated to act in good faith in dealing with the Company and other members.”

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1 328. Defendants’ actions have been conducted in bad faith in that said actions were
2 made unreasonably and with knowledge that there was no reasonable basis for their failure to
3 comply with the terms of the Operating Agreement and their fiduciary duties under that
4 agreement.

5 329. As a result of Defendants’ actions, and by way of the special relationship between
6 them, CHEMEON’s justified expectations of the Operating Agreement, as successor to D&M and
7 Metalast International, have been denied.

8 330. Based on the express language of the Purchase and Sale Agreement in the
9 receivership action in the Ninth Judicial District Court, CHEMEON, through D&M, acquired any
10 and all legal claims that Metalast International had at the time of D&M’s purchase of Metalast
11 International’s assets, and these assets included claims against Defendants for harming Metalast
12 International and its interests through their conduct.

13 331. As a result of Defendants’ actions, CHEMEON has suffered damages in an amount
14 to be proven at trial, and it is therefore entitled to monetary damages..

15 332. Defendants’ actions were intentional, malicious, oppressive, and done in reckless
16 disregard of the consequences to CHEMEON. Such actions entitle CHEMEON to an award of
17 punitive damages in an amount to be proven at trial.

18 333. CHEMEON has been forced to retain the services of Holland & Hart LLP to
19 address the conduct complained of herein and are therefore entitled to all their reasonable
20 attorneys’ fees and costs associated with bringing this action.

21 **FIFTEENTH CLAIM FOR RELIEF**

22 **(Conversion - against David Semas, MII, Greg Semas, Wendi Semas)**

23 334. CHEMEON hereby repeats, re-alleges, and incorporate all of the allegations
24 contained in the preceding paragraphs as though fully set forth herein.

25 335. Defendants have intentionally and knowingly exercised dominion or control over
26 CHEMEON’s property, as successor to D&M and Metalast International, thereby interfering with
27 the rights of CHEMEON to control said property.

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1 personal capacity; trademark infringement as described herein; copyright infringement as
2 described herein; misappropriation of trade secrets; breach of various duties and agreements; and
3 conversion of CHEMEON property, including utilizing CHEMEON property to file for a renewal
4 of the Word Marks, as described herein.

5 344. Defendants' actions were knowing, intentional, malicious and designed to harm
6 CHEMEON and did harm CHEMEON.

7 345. As a result of Defendants' actions, CHEMEON has suffered damages in an amount
8 to be proven at trial, and it is therefore entitled to monetary damages from at least Wendi Semas-
9 Fauria.

10 346. Defendants' actions were intentional, malicious, oppressive, and done in reckless
11 disregard of the consequences to CHEMEON. Such actions entitle CHEMEON to an award of
12 punitive damages in an amount to be proven at trial.

13 347. CHEMEON has been forced to retain the services of Holland & Hart LLP to
14 address the conduct complained of herein and are therefore entitled to all their reasonable
15 attorneys' fees and costs associated with bringing this action.

16 **SEVENTEENTH CLAIM FOR RELIEF**

17 **(Breach of Contract – Employment Agreement – against David Semas)**

18 348. CHEMEON hereby repeats, re-alleges, and incorporate all of the allegations
19 contained in the preceding paragraphs as though fully set forth herein.

20 349. D. Semas breached his Employment Agreement with MILLC by, including, but not
21 limited to, misappropriating CHEMEON's trade secrets or otherwise confidential and proprietary
22 information, and using that information without permission or authorization from CHEMEON.

23 350. D. Semas actions constitute breach of his Employment Agreement, that is not
24 excused or excusable.

25 351. The actions of D. Semas were knowing, intentional, malicious and designed to
26 harm CHEMEON and did harm CHEMEON.

27 352. As a result of D. Semas' actions, CHEMEON has suffered damages in an amount
28 to be proven at trial, and it is therefore entitled to monetary damages.

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353. The actions of D. Semas were intentional, malicious, oppressive, and done in reckless disregard of the consequences to CHEMEON. Such actions entitle CHEMEON to an award of punitive damages against in an amount to be proven at trial.

354. CHEMEON has been forced to retain the services of Holland & Hart LLP to address the conduct complained of herein and are therefore entitled to all their reasonable attorneys’ fees and costs associated with bringing this action.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff CHEMEON prays for judgment in its favor and against Defendants, jointly and severally, as follows:

1. For provisional preliminary and permanent injunctive relief against Defendants, and their directors, officers, employees, servants, attorneys, agents, representatives, licensees, and all persons in privity, concert, or participation with it:

(a) enjoining them from manufacturing, marketing, displaying, possessing, copying, duplicating, displaying, imitating, circulating, selling or otherwise distributing, or otherwise making any use of CHEMEON’s trade secrets;

(b) enjoining them from any use of CHEMEON’s common law trademarks;

(c) enjoining them from using any unauthorized copy or colorable imitation of the CHEMEON copyrights;

(d) enjoining them from engaging in any other activity constituting unfair competition or any deceptive trade practices;

(e) ordering them to immediately remove, destroy, or return all reproductions of CHEMEON’s trade secrets and copyrighted works and any materials labeled with CHEMEON’s trademarks; and

(f) enjoining them from assisting, aiding, or abetting another person or business entity in engaging or performing any of the activities enumerated in subparagraphs (a) – (e) above;

(e) ordering them to preserve all relevant information involving the instant litigation, including, but not limited to the information contained in the six boxes of hard

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1 copy documents, any information removed from MILLC’s headquarters and stored in D.
2 Semas’ storage unit, and the two laptops retained by David Semas and Greg Seams;

3 (f) enjoining them, or any entities they own, from intimating, claiming or
4 suggesting, that they own any goodwill of MILLC or its successor;

5 (g) enjoining them, or any entities they own, from intimating, claiming or
6 suggesting that they were MILLC, or the operating entity prior to June 10, 2013.

7 2. For provisional declaratory relief that:

8 (a) Plaintiff was and is legally permitted to use the Word Marks and any
9 common law rights to “Metalast”; and

10 (b) Defendants are not the proper and sole owner of all rights, title, and interest
11 to the Logo Marks.

12 3. Due to D. Semas’s fraud and intent to deceive the U.S. Patent and Trademark
13 office, D. Semas’s federal registration in the word mark “METALAST” with U.S. Registration
14 No. 2963106 should be cancelled;

15 4. Due to D. Semas’s abandonment due to non-use of the “METALAST” mark, U.S.
16 Registration 2963106 should be cancelled;

17 5. Because D. Semas’s fraudulently procured the renewal registration for
18 “METALAST,” and with the intent to use it in a fashion that causes confusion as to source of
19 origin, Registration No. 2963106 should be cancelled;

20 6. Due to Defendants fraud on the U.S. Patent and Trademark office, Defendants’
21 federally registered Logo Marks with U.S. Registration Nos., 2091140, 2112805, and 2884333
22 should be cancelled;

23 7. For general, compensatory, and consequential damages, and all profits derived by
24 Defendants from their wrongful acts (including without limitation under NRS Chapter 600) in an
25 amount to be proven at trial;

26 8. For an award of treble damages due to, and Defendants’ profits derived from, their
27 wrongful acts pursuant to trademark infringement, unfair competition, and unjust enrichment;

28 ///

1 9. For an award of actual damages and any additional profits or statutory damages, as
2 provided by the Copyright Act due to, and Defendants’ profits derived from, their wrongful acts
3 pursuant to copyright infringement;

4 10. For an award of punitive damages against Defendants in an amount deemed
5 appropriate;

6 11. For an award of reasonable attorneys’ fees incurred in this action as provided for in
7 the Employment Agreement, and including, without limitation, for an award of fees pursuant to
8 the Nevada Uniform Trade Secret Act, pursuant to 15 U.S.C. § 1117 et. sec., and pursuant to 17
9 U.S.C. §550;

10 12. For all taxable costs;

11 13. For pre and post-judgment interest; and

12 14. For such other and further relief as the Court may deem just and proper.

13 **DEMAND FOR JURY TRIAL**

14 Pursuant to Rule 38 of the Federal Rules of Civil Procedure, Plaintiff demands a trial by
15 jury on all issues so triable.

16 DATED this 1st day of November, 2017.

17 **HOLLAND & HART LLP**

18 /s/ Robert C. Ryan
19 Robert C. Ryan (7164)
20 Tamara Reid (9840)
5441 Kietzke Lane, Second Floor
Reno, Nevada 89511

21 Christopher B. Hadley (admitted *pro hac vice*)
22 DART, ADAMSON & DONOVAN
23 1225 Deer Valley Drive, Suite 201
Park City, Utah 84060
24 Phone: (435) 615-2264
25 Fax: (435) 608-1697
cbhadley@dadlaw.net

26 *Attorneys for Plaintiffs and Counter Defendants*

HOLLAND & HART LLP
5441 Kietzke Lane, 2nd Floor
Reno, NV 89511
Phone: (775) 327-3000 ♦ Fax: (775) 786-6179

PROOF OF SERVICE

Pursuant to FRCP 5, I, Liz Ford, declare, as follows:

I am employed in the City of Reno, County of Washoe, State of Nevada, by the law offices of Holland & Hart. My business address is 5441 Kietzke Lane, Second Floor, Reno, Nevada 89511. I am over the age of 18 years and not a party to this action.

I am readily familiar with Holland & Hart’s practice for collection and processing of: HAND DELIVERIES, FACSIMILES and OUTGOING MAIL. Such practice in the ordinary course of business provides for the delivery or faxing and/or mailing with the United States Postal Service, to occur on the same day the document is collected and processed.

On November 1, 2017, I served the foregoing, **SECOND AMENDED COMPLAINT [DEMAND FOR JURY]**, as follows:

ELECTRONIC: by electronic transmission through the United States District Court’s CM/ECF system to the parties below:

Michael D. Hoy
HOY CHRISSINGER KIMMEL
Bank of America Tower
50 West Liberty Street, Suite 840
Reno, Nevada 89501
Telephone: (775) 786-8000
Facsimile: (775) 786-7426
mhoy@nevadalaw.com

Attorney for Defendants

U.S. MAIL: by placing a true copy thereof in Holland & Hart’s outgoing mail in a sealed envelope addressed as follows:

Marc Harris
2471 Morning Dew Drive
Brea, CA 92821
Telephone: 714-642-1021

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct, and that this declaration was executed on November 1, 2017.

/s/ Liz Ford

HOLLAND & HART LLP
5441 Kietzke Lane, 2nd Floor
Reno, NV 89511
Phone: (775) 327-3000 ♦ Fax: (775) 786-6179

10340982_1

EXHIBIT "1"

Word Marks Registration

EXHIBIT "1"



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Typed Drawing

Word Mark METALAST
Goods and Services IC 001. US 001 005 006 010 026 046. G & S: chemical surface treatment based on anodic oxidation for use in imparting corrosion resistance, wear-resistance, hardness, and for replacing surface conductivity of aluminum and aluminum alloy parts. FIRST USE: 19960200. FIRST USE IN COMMERCE: 19960200
Mark Drawing Code (1) TYPED DRAWING
Serial Number 75030598
Filing Date November 30, 1995
Current Basis 1A
Original Filing Basis 1B
Published for Opposition April 22, 1997
Registration Number **2112804**
Registration Date November 11, 1997
Owner (REGISTRANT) METALAST International, Incorporated CORPORATION NEVADA 2241 Park Place Minden NEVADA 89423
 (LAST LISTED OWNER) SEMAS, DAVID M. INDIVIDUAL UNITED STATES P.O.BOX 618 GENOA NEVADA 89411
Assignment Recorded ASSIGNMENT RECORDED
Attorney of Record Ian F. Burns
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20070428.
Renewal 1ST RENEWAL 20070428

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[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

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Typed Drawing

| | |
|---------------------------------|--|
| Word Mark | METALAST |
| Goods and Services | IC 040. US 100 103 106. G & S: metal treatment. FIRST USE: 19930600. FIRST USE IN COMMERCE: 19930600 |
| Mark Drawing Code | (1) TYPED DRAWING |
| Serial Number | 75139979 |
| Filing Date | July 23, 1996 |
| Current Basis | 1A |
| Original Filing Basis | 1A |
| Published for Opposition | June 24, 1997 |
| Change In Registration | CHANGE IN REGISTRATION HAS OCCURRED |
| Registration Number | 2097260 |
| Registration Date | September 16, 1997 |
| Owner | (REGISTRANT) Metalast International, Inc. CORPORATION NEVADA 2241 Park Place Minden NEVADA 89423 (LAST LISTED OWNER) SEMAS, DAVID M. INDIVIDUAL UNITED STATES P.O. BOX 618 GENOA NEVADA 89411 |
| Assignment Recorded | ASSIGNMENT RECORDED |
| Attorney of Record | Ian F. Burns |
| Type of Mark | SERVICE MARK |
| Register | PRINCIPAL |
| Affidavit Text | SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20070428. |
| Renewal | 1ST RENEWAL 20070428 |
| Live/Dead Indicator | LIVE |

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Typed Drawing

Word Mark METALAST
Goods and Services IC 001. US 001 005 006 010 026 046. G & S: Chemicals for use in metal treatment, consisting of cleaners, etchers, deoxidizers, dyes, electrolytic colors, sealants, electro polishers, anodizing additives, surfactants, acidifiers, basifiers, anodizing accelerators, fume suppressants, and anti foaming agents. FIRST USE: 19941231. FIRST USE IN COMMERCE: 19941231

IC 009. US 021 023 026 036 038. G & S: Computer hardware systems comprising central processing units, computer monitors, computer input devices, namely, computer touch screens and keyboards, and computer interface controllers; computer software for controlling and monitoring metal treatment processes, storing data related to metal treatment, and for creating process verification reports. FIRST USE: 19951031. FIRST USE IN COMMERCE: 19951031

Mark Drawing Code (1) TYPED DRAWING

Serial Number 78267465

Filing Date June 26, 2003

Current Basis 1A

Original Filing Basis 1A

Published for Opposition March 29, 2005

Change In Registration CHANGE IN REGISTRATION HAS OCCURRED

Registration Number 2963106

Registration Date June 21, 2005

Owner (REGISTRANT) METALAST International, Inc. CORPORATION NEVADA 2241 Park Place Minden NEVADA 89423

(LAST LISTED OWNER) SEMAS, DAVID M. INDIVIDUAL UNITED STATES P.O. BOX 618 GENOA NEVADA 89411

Assignment

Recorded ASSIGNMENT RECORDED
Attorney of Record Ian F. Burns, Esq.
Prior Registrations 2097260;2112804
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR).
Live/Dead Indicator LIVE

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[TOP](#)
[HELP](#)

[HOME](#) |
 [SITE INDEX](#) |
 [SEARCH](#) |
 [eBUSINESS](#) |
 [HELP](#) |
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Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz alerts | News | Help

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METALAST

Word Mark METALAST

Goods and Services IC 001. US 001 005 006 010 026 046. G & S: Chemicals for use in metal treatment to prevent corrosion, consisting of cleaners, etchers, deoxidizers, dyes, electrolytic colors, sealants, electro polishers, anodizing additives, surfactants, acidifiers, basifiers, anodizing accelerators, fume suppressants, and anti foaming agents. FIRST USE: 19941231. FIRST USE IN COMMERCE: 19941231

IC 009. US 021 023 026 036 038. G & S: Computer hardware systems comprising central processing units, computer monitors, computer input devices, namely, computer touch screens and keyboards, and computer interface controllers; computer software for controlling and monitoring metal treatment processes, storing data related to metal treatment, and for creating process verification reports. FIRST USE: 19951031. FIRST USE IN COMMERCE: 19951031

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 85358730

Filing Date June 28, 2011

Current Basis 1A

Original Filing Basis 1A

Published for Opposition January 31, 2012

Registration Number 4128211

Registration Date April 17, 2012

Owner (REGISTRANT) METALAST International, Inc. CORPORATION NEVADA 2241 Park Place Minden NEVADA 89423

(LAST LISTED OWNER) SEMAS, DAVID M. INDIVIDUAL UNITED STATES P.O. BOX 618 GENOA NEVADA 89411

Assignment Recorded ASSIGNMENT RECORDED

Attorney of Record Ian F. Burns

Prior Registrations 2097260;2112804;2963106

Type of Mark TRADEMARK

Register PRINCIPAL

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Log Marks Registration

EXHIBIT "2"



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[TTAB Status](#)
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Goods and Services IC 040. US 100 103 106. G & S: metal treatment. FIRST USE: 19940600. FIRST USE IN COMMERCE: 19940600

Mark Drawing Code (2) DESIGN ONLY

Design Search Code 26.11.12 - Rectangles with bars, bands and lines
26.17.09 - Bands, curved; Bars, curved; Curved line(s), band(s) or bar(s); Lines, curved

Serial Number 75153242

Filing Date August 20, 1996

Current Basis 1A

Original Filing Basis 1A

Published for Opposition June 3, 1997

Registration Number **2091140**

Registration Date August 26, 1997

Owner (REGISTRANT) Metalast International, Inc. LIMITED LIABILITY COMPANY NEVADA 2241 Park Place Minden NEVADA 84923

(LAST LISTED OWNER) SEMAS, DAVID M. INDIVIDUAL UNITED STATES P.O. BOX 618 GENOA NEVADA 89411

Assignment Recorded ASSIGNMENT RECORDED

Attorney of Record Ian F. Burns

Type of Mark SERVICE MARK

Register PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20070428.

Renewal 1ST RENEWAL 20070428

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Goods and Services IC 001, US 001 005 006 010 026 046. G & S: chemical surface treatment based on anodic oxidation for use in imparting corrosion resistance, wear-resistance, hardness, and for replacing surface conductivity of aluminum and aluminum alloy parts. FIRST USE: 19960200. FIRST USE IN COMMERCE: 19960200

Mark Drawing Code (2) DESIGN ONLY

Design Search Code 01.15.03 - Fire (flames), other than emanating from objects, words, numbers, fireplaces or candles; Flames, other than flames emanating from objects, words, numbers, fireplaces or candles
26.09.12 - Squares with bars, bands and lines

Serial Number 75030599

Filing Date November 30, 1995

Current Basis 1A

Original Filing Basis 1B

Published for Opposition April 22, 1997

Registration Number 2112805

Registration Date November 11, 1997

Owner (REGISTRANT) METALAST International Incorporated CORPORATION NEVADA 2241 Park Place Minden NEVADA 89423

(LAST LISTED OWNER) SEMAS, DAVID M. INDIVIDUAL UNITED STATES P.O. BOX 618 GENOA NEVADA 89411

Assignment

Recorded ASSIGNMENT RECORDED
Attorney of Record Ian F. Burns
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20070428.
Renewal 1ST RENEWAL 20070428
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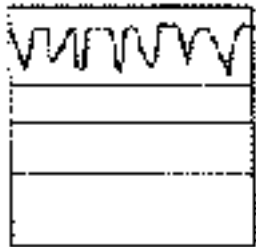
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Goods and Services IC 001. US 001 005 006 010 026 046. G & S: Chemicals for use in metal treatment, consisting of cleaners, etchers, deoxidizers, dyes, electrolytic colors, sealants, electro polishers, anodizing additives, surfactants, acidifiers, basifiers, anodizing accelerators, fume suppressants, and anti foaming agents. FIRST USE: 19941231. FIRST USE IN COMMERCE: 19941231

IC 009. US 021 023 026 036 038. G & S: Computer systems comprising central processing units, monitors, input devices, and interface controllers; Computer software for controlling and monitoring metal treatment processes, storing data related to metal treatment, and producing process verification reports. FIRST USE: 19951031. FIRST USE IN COMMERCE: 19951031

Mark Drawing Code (2) DESIGN ONLY

Design Search Code 26.09.02 - Plain single line squares; Squares, plain single line
 26.09.12 - Squares with bars, bands and lines
 26.17.25 - Other lines, bands or bars

Serial Number 78290394

Filing Date August 21, 2003

Current Basis 1A

Original Filing Basis 1A

Published for Opposition June 22, 2004

Registration Number 2884333

Registration Date September 14, 2004

Owner (REGISTRANT) METALAST International, Inc. LIMITED LIABILITY COMPANY NEVADA 2241 Park

Place Minden NEVADA 89423

(LAST LISTED OWNER) SEMAS, DAVID M. INDIVIDUAL UNITED STATES P.O. BOX 618 GENOA NEVADA 89411

Assignment Recorded ASSIGNMENT RECORDED
Attorney of Record Ian F. Burns
Description of Mark Color is not claimed as a feature of the mark.
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20140922.
Renewal 1ST RENEWAL 20140922
Live/Dead Indicator LIVE

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EXHIBIT "3"

Employment Agreement

EXHIBIT "3"

EMPLOYMENT AGREEMENT

This Employment Agreement (hereinafter "Third Agreement" or "Agreement") is made this 25th day of April 2010, by and between METALAST International, Inc., a Nevada corporation (hereinafter "MII"), by and through its Chairman, President and Chief Executive Officer, Manager for and on behalf of METALAST International, LLC, a Nevada limited liability company (hereinafter "MILLC" or the "Company") with offices located at 2241 Park Place, Bldg. C, Minden, NV 89423 and David Michel Semas, individually (hereinafter "DMS") with a physical address of 301 Five Creek Road, Gardnerville, NV 89460.

W I T N E S S E T H:

WHEREAS, DMS is and has been employed by MILLC by and through its Manager, MII (hereinafter collectively "MILLC") since 1994 as its President, Chief Executive Officer, Manager and also serves as MII's Chairman of the Board; and

WHEREAS, through such experience he has acquired special expertise, skills, abilities, talents and an extensive background in and knowledge of MILLC's business and the primary industries in which it is engaged, including but not limited to metal finishing technologies, "green" specialty chemicals, corrosion control and bonding/adhesion products, pre-paint coatings and process control equipment; and

WHEREAS, MILLC desires assurance of the continued association and services of DMS in order to retain his experience, skill sets, abilities, background and knowledge, professional relationships and the respect that MILLC now enjoys in the metal finishing and coating industries as a result of his efforts and therefore desires to continue to engage his services on the terms and conditions set forth below; and

WHEREAS, since the formation of the Company DMS has from time to time personally guaranteed loans from individuals to MILLC including principal and accrued interest in a cumulative amount in excess of Ten Million Dollars (\$10,000,000.00) and made loans and advances to MILLC in excess of One Million Dollars (\$1,000,000.00). DMS also sold One Million Dollars (\$1,000,000.00) of his personal MILLC Common LLC Interests ("shares") benefiting MILLC by causing a Four Hundred and Fifty Thousand Dollar (\$450,000.00) defaulted business loan to be converted to MILLC Common shares; and

WHEREAS, throughout many occasions over the previous six (6) year period DMS has accrued wages payable to DMS by MILLC in accordance with the terms and conditions of his previous employment agreement dated January 29, 2001 (hereinafter "Previous Agreement") in the total amount of approximately Two Million (\$2,000,000.00) without interest, representing nearly six (6) years of base salary compensation; and

WHEREAS, MILLC has been the beneficiary of the benevolent acts of DMS regarding his personal guarantee of business loans, extending personal loans to the Company to make its payroll obligations, selling his personal shares to prevent litigation with reference to a defaulted loan and placing his personal financial well-being second to that of MILLC and

its Members by foregoing his earned bi-monthly salary compensation and accrued business expenses on a regular basis; and

WHEREAS, MILLC and its Members have financially benefited from the unselfish actions of DMS and in so doing he has incurred substantial personal liability and assumed responsibility far beyond the normal or legal obligations as the Manager for MILLC and President/CEO of MII; and

WHEREAS, DMS entered into the Existing Agreement with MILLC on January 29, 2001 and both MILLC and DMS wish to supercede all of the terms and conditions as contained in the Previous Agreement by entering into this new Third Agreement; and

WHEREAS, DMS desires to continue in the employ of the Company and MILLC, its Manager and its Members who have consecutively each year elected MII as the Manager for MILLC since its formation and incorporation in May 1994 and have further reaffirmed and validated the election of MII as Manager for MILLC at the Annual Members Meeting held at the Peppermill Hotel & Casino in Reno, NV on October 10, 2009, the parties hereto agree to the following terms and conditions.

NOW THEREFORE, in consideration of the above recitals and of the mutual promises and conditions in this Third Agreement, it is agreed as follows:

1. DMS ENGAGEMENT, DUTIES AND AUTHORITY. MILLC agrees to employ DMS as its Manager per his employment as the Chairman of the Board, President and Chief Executive Officer (“CEO”) of MII and in such other capacities as MII, through its Board of Directors as elected by the majority of its shareholders, may from time to time determine.

DMS shall be the Chairman of the Board of Directors, President and CEO of MII and as such shall conduct all of MII’s and MILLC’s day-to-day operations in accordance with the MILLC Operating Agreement and with the full power and authority to act on behalf of MII and MILLC in all matters including but not limited to the right to hire and terminate all employees, establish employee compensation (including the Manager and CEO), set corporate policies, borrow money, execute all contracts and agreements, financially obligate MII and/or MILLC in all matters as may be deemed reasonable by the Manager, develop business plans and financial models, establish procedures and sets operating budgets.

Further, DMS shall have complete and discretionary authority as more specifically defined in Article XI of the MILLC Operating Agreement. DMS shall manage and conduct this business, joint ventures, licensee, licensor and strategic alliance partnerships and be responsible for arranging any and all equity and/or debt financing, including establishing the pricing and valuation of MILLC’s Common LLC Interests (“shares”) and authorizing the issuance of different classes of shares. DMS shall establish polices concerning the pricing of the Company’s products and services to its licensee’s, distributors, customers and clients. MILLC, by and through its Manager hereby acknowledges and agrees that in addition to the foregoing and without limitation of any kind DMS shall be responsible for all MILLC operations and shall have complete and entire authority to:

a. Oversee, manage and otherwise be responsible for MILLC's day-to-day operations including research and development, engineering, manufacturing, marketing, advertising, promotion, accounting, financing and worldwide implementation of all METALAST® technologies, products, services and processes or any other technology, product, service or process it may offer its licensee's, partners, customers or clients. This may include the issuance of sub-licenses and execution of royalty or license agreements with domestic or foreign chemical companies, distributors, manufacturers, job shops and suppliers. DMS shall continue to have full power and authority to act on behalf of MII and MILLC in mergers and/or acquisitions and operations of new or proposed MILLC involved business ventures in the areas of process line design, engineering, manufacturing and the manufacturing, sale and distribution of metal finishing and coating chemistries or equipment or any other business' as the Company may become involved in the future; and

b. Establish guidelines, policies and procedures for all departments concerning the development of an Annual MILLC Operating Budget ("Budget") and approval such Budget, capital and operating expenditures; and

c. Singularly sign and approve any bank check, draft, cashiers check, wire transfer or other financial or banking instrument in an amount up to One Million Dollars (\$1,000,000.00) or any amount above this with the additional signature of either the Vice President or Senior Vice President of Administration; and

d. Enter into any and all types of business ventures and loan agreements. DMS has complete and entire authority to issue equity and debt instruments, which includes the issuance of MILLC Class B Common Interests ("shares") as DMS may determine is in the best interest of the majority of MILLC and its Preferred and Common Members.

DMS shall not, however take any of the following actions on behalf of MILLC without first obtaining the approval from the simple majority of the MII Board of Directors:

e. Borrow or obtain credit in an amount exceeding the sum of Twenty-Five Million Dollars (\$25,000,000.00) or executing any guaranty on behalf of MILLC exceeding a like amount; and

f. Expend funds for capital equipment in excess of 100% of the approved annual budgeted expenditures as approved by a simple majority of the MII Board of Directors; and

g. Execute any lease of real or personal property providing for an aggregate rent or lease liability in excess of Ten Million Dollars (\$10,000,000.00).

2. DMS's OUTSIDE ACTIVITIES. During his employment DMS agrees to the following;

a. Devote his energies, interest, abilities, and productive time to the performance of this Agreement. He shall not engage in any other business activity that would materially interfere with the performance of his duties under this Agreement.

b. While employed by the Company under the rights, duties and responsibilities as the Manager in accordance with the MILLC Operating Agreement, DMS will not, directly or indirectly, whether as a partner, employee, creditor, or otherwise, promote, participate, or engage in an activity or other business competitive with MILLC's business.

c. While employed by the Company DMS will not take any action without the approval of a simple majority of the MII Board of Directors, to establish, form, or become employed by a competing business after employment by MILLC for a period of two (2) years.

d. DMS shall have the right to become engaged in other businesses that are not directly involved in the metal finishing, aluminum anodizing or metal coatings specialty chemical industry or that are not in direct conflict with the specific intent of this Agreement as defined herein.

3. **TERM OF EMPLOYMENT.** This Third Agreement and all the provisions herein shall supercede and replace the Previous Agreement. DMS shall be employed for a term of ten (10) years, commencing upon the execution of this Agreement and ending at 12:00 AM midnight on the tenth anniversary date the day and year first above written.

4. **PLACE OF EMPLOYMENT.** During the employment term DMS shall perform the services he is required to perform under this Agreement at MILLC's corporate offices, presently located at the METALAST Tech Center, 2241 Park Place, Bldg. C, Minden, Nevada 89423; provided, however DMS's duties may from time to time require him to operate out of his home office or any other location, which may include those offices of a subsidiary or an operating division or travel to other locations on behalf of the MILLC's business as he may deem appropriate and in the best interest of the Company.

5. **SALARY COMPENSATION.** MILLC and MII shall pay a base salary to DMS at the rate of Four Hundred and Fifty Thousand Dollars (\$450,000.00) per year payable in equal semi-monthly installments or under other terms as maybe acceptable to DMS. The annual base salary shall be effective as of the execution of the Agreement and shall be payable commencing on May 1, 2010.

6. **INCENTIVE AND ADDITIONAL COMPENSATION.**

a. In addition to the base salary provided above, MILLC and MII herein grant DMS incentive compensation consisting of MILLC Common Interests or the equivalent of MILLC Common Stock (hereafter collectively "shares"), if applicable, should MILLC convert from a limited liability company to a corporation. The interests shall be issued to DMS in the form of MILLC stock or MILLC share options (hereafter "Options") at the "Strike Price" or Options exercise price at the rate of Fifteen Dollars (\$15.00) per share Option. Should MILLC split its Common Interests or shares, the Options granted herein shall be split, divided or multiplied (as the case may be) on an equal basis with all other MILLC Common Interest Members. Beginning with the first anniversary date after the execution of this Agreement (April 2010) and for each anniversary date of his employment thereafter,

MILLC shall issue DMS a minimum of Fifty Thousand (50,000) Class B Common LLC Interests ("Common Shares") each year or a total of Five Hundred (500,000) shares over his entire ten (10) year employment term. The annual Options of Fifty Thousand (50,000) shares shall have an expiration date of December 31, 2021. At such time as DMS may request, MILLC agrees to grant DMS a bonus equal to the face amount or Strike Price of all Options issued to him in the year(s) in which DMS may wish to exercise his rights under such Options to convert to Common shares.

b. MILLC acknowledges that a total of Three Hundred and Twenty Four Thousand (324,000) Options have been previously issued to DMS since January 29, 2002 as per Previous Agreement and all of these Options shall be converted to Common Shares on or before July 31, 2010 based on the valuation of the MILLC shares at the time of conversion.

c. In consideration for DMS foregoing his rights to receive interest payments on accrued wages of approximately Two Million Dollars (\$2,000,000.00) due DMS as calculated by the MILLC accounting department, the Company and MII agree to forgive the amount of Eight Hundred and Fifty Nine Thousand Dollars (\$859,000.00) of loans granted to DMS. The loans granted to DMS will be forgiven at the rate of Two Hundred Thousand Dollars (\$200,000.00) each year beginning on December 31, 2010 and each subsequent December 31st of each year thereafter or in any other manner as maybe determined by DMS in his sole and absolute discretion, until such time that the unpaid balance of the loans reflect a zero balance. Additionally, effective with the date of execution of this Agreement DMS shall also be entitled to receive in cash on a monthly basis interest rate payments of ten percent (10%) on the outstanding balance of his accrued wages payable monthly until such time that the obligation has been satisfied in full. DMS may elect to accrue such interest rate amounts due or accept any other method of payment in any other manner as maybe determined by DMS in his sole and absolute discretion.

d. In consideration for DMS having personally guaranteed loans in excess of Ten Million Dollars (\$10,000,000.00) since 1997, extending cash advances to MILLC to meet its operating expenses obligations and payroll, as well as other loans and advances made and loans to be made in the future by DMS to MILLC, which may likely be in excess of Two Million Dollars (\$2,000,000.00) in the aggregate, as well as for further compensation to DMS for the sale of One Million Dollars (\$1,000,000.00) of DMS' personal MILLC Common shares benefiting MILLC by causing a defaulted loan (Sutter Capital Management, per MILLC Data Base ID #59880) to be converted to MILLC Common shares, and in addition to all other compensation as defined above DMS shall be entitled to receive a full ten percent (10%) non-diluted equity ownership position in MILLC. This ten percent (10%) non-diluted equity ownership position shall entitle DMS to receive his prorata portion of MILLC annual net profits available for distribution as well as the same percentage of net profits upon sale, merger, IPO or liquidation when and if applicable. The term "net profits" is defined as net cash proceeds derived after deducting the cost of operations each year or at the time of sale or liquidation. This calculation includes the net cash received by MILLC after all deductions for costs associated with MILLC operations such as fixed and variable expenses, loan principal and interest repayments, Preferred Member distributions or redemption, payroll, taxes, insurance or other direct and indirect costs, including reasonable operating and replacement

reserves related to the operation of the Company. After offsetting all costs as defined herein, net profits means the cash actually remaining and available for distribution to the MILLC members (Preferred and Common shares) and DMS as well as net proceeds generated from the sale, merger or liquidation of MILLC and all of its assets.

e. DMS shall be entitled to receive other normal, customary and reasonable executive compensation and perks including health benefits, key-man insurance, auto allowance, a monthly reimbursable expense account, association dues and memberships to private clubs and the same type of benefits normally granted to CEO's or other senior executives with full P&L responsibility.

7. **TRADE SECRETS.** All trade secrets, associated with metal finishing, anodizing processes, specialty chemicals and other intangible rights specifically associated with the METALAST® technology, products, services and processes or any other technology, product, service or process it may offer its licensee's, partners, customers or clients that may be conceived or developed by DMS, either alone, by or with others, during the entire term of DMS's employment shall be the property of MILLC. DMS agrees to keep secret and shall keep confidential, and other than as provided herein shall not use, divulge or disclose, directly or indirectly, to any persons or companies, any trade secret, confidential and Proprietary Information, or any knowledge, information, documents or materials, owned, developed, controlled or possessed by MILLC concerning any of its intellectual property or confidential information relating to the registered METALAST® brand, whether in tangible or intangible form, the confidentiality of which MILLC has sought to protect, including but not limited to all METALAST products and services, their application, and all data, know-how and manufacturing know-how related thereto.

8. **INDEMNIFICATION OF DMS.** MILLC and MII shall, to the maximum extent permitted by law, indemnify and hold DMS harmless against expenses and pay for and advance if requested to do so by DMS all out-of-pocket costs including reasonable attorney's fees, courts costs, judgments, fines, settlements and other amounts actually incurred in connection with any proceeding arising by reason of DMS's employment by MILLC as its Manager and Managing Member or his actions taken, in good faith, on behalf of MILLC. MILLC shall advance to DMS or if requested by DMS offset any reasonable expenses and legal fees (as determined in the sole discretion of DMS) incurred in defending any such proceeding to the maximum extent permitted by law. MILLC shall pay for all legal, accounting, consulting fees and any other direct or indirect costs associated with any and all litigation, arbitration, investigation, inquiry or other proceeding that may be filed or brought against DMS by any individual, partnership, company, corporation or by local, state or federal governmental agencies, unless DMS has been found guilty or criminally indicted of a material act of dishonesty and criminal fraud and is convicted thereof.

9. **TERMINATION OF AGREEMENT.**

a. **Involuntary Termination.** The Company, MII or the majority of MILLC Common voting LLC Members can not terminate this Agreement without cause.

b. Termination For Cause. MILLC may, with the seventy-five percent (75%) voting approval of the MII Board of Directors, terminate this Agreement at any time with ninety (90) days' written notice in the event DMS commits any material act of criminal fraud and dishonesty and is convicted thereof, is guilty of gross carelessness or misconduct or acts in any way that has a substantial and adverse negative effect on MILLC business operations. In the event this provision is enforced DMS shall continue to be entitled to receive payment in full of his accrued wages, with interest therein to date, his stock options issued and due up to twelve (12) months after his termination, together with the bonus provision that entitles him to a cash bonus amount equal to the face amount of each Option. Loan advances granted to DMS per 6c. shall be entirely forgiven as herein defined or as DMS may request. DMS shall continue to be entitled to receive his ten percent (10%) non-diluted equity ownership in MILLC as defined above.

c. Termination On Resignation. DMS may terminate this Agreement by giving MILLC ninety (90) days' prior written notice of resignation. Such termination shall not effect or in anyway change DMS' equity ownership in MILLC consisting Common Interests, shares, stock ownership, Options issued ninety (90) days after his resignation. In the event this provision is enforced DMS shall continue to be entitled to receive his accrued wages, with interest therein to date, his stock options issued and due up to twelve (12) months after his termination, together with the bonus provision that entitles him to a cash bonus amount equal to the face amount of each Option. Loan advances granted to DMS per 6c. shall be entirely forgiven as herein defined or as DMS may request. DMS shall continue to be entitled to receive his ten percent (10%) non-diluted equity ownership in MILLC as defined above.

d. Termination On Death. If DMS dies during the term of this Agreement, this Agreement shall be terminated on the last day of the fiscal year of his death. His heirs or nominees shall be entitled to receive accrued wages due DMS, with interest therein to date, his stock options issued and due up to twelve (12) months after his death, together with the bonus provision that entitles the heirs or nominees to a cash bonus compensation in amount equal to the face amount of each Option. Loan advances granted to DMS per 6c. shall be entirely forgiven as herein defined or as DMS may request.. DMS shall continue to be entitled to receive his ten percent (10%) non-diluted equity ownership in MILLC.

10. NOTICE. Any notice required to be given hereunder shall be given in writing and personally delivered to, or addressed and mailed, by certified mail with all postage prepaid thereon to the either party at the address first above written.

11. ATTORNEY'S FEES AND COSTS. In the event of litigation between MILLC and DMS regarding the rights and obligations of the parties hereunder, the prevailing party shall be entitled to reasonable attorney's fees and costs as maybe set by the Court.

12. CONTROLLING LAW. This Agreement and all rights, duties and liabilities hereunder shall be construed in accordance with the laws of the State of Nevada, and of the United States of America. The exclusive venue and jurisdiction shall be Ninth Judicial District Court, Douglas County, Nevada. The Parties expressly acknowledge that this is a mandatory forum selection clause.

reserves related to the operation of the Company. After offsetting all costs as defined herein, net profits means the cash actually remaining and available for distribution to the MILLC members (Preferred and Common shares) and DMS as well as net proceeds generated from the sale, merger or liquidation of MILLC and all of its assets.

e. DMS shall be entitled to receive other normal, customary and reasonable executive compensation and perks including health benefits, key-man insurance, auto allowance, a monthly reimbursable expense account, association dues and memberships to private clubs and the same type of benefits normally granted to CEO's or other senior executives with full P&L responsibility.

7. **TRADE SECRETS.** All trade secrets, associated with metal finishing, anodizing processes, specialty chemicals and other intangible rights specifically associated with the METALAST® technology, products, services and processes or any other technology, product, service or process it may offer its licensee's, partners, customers or clients that may be conceived or developed by DMS, either alone, by or with others, during the entire term of DMS's employment shall be the property of MILLC. DMS agrees to keep secret and shall keep confidential, and other than as provided herein shall not use, divulge or disclose, directly or indirectly, to any persons or companies, any trade secret, confidential and Proprietary Information, or any knowledge, information, documents or materials, owned, developed, controlled or possessed by MILLC concerning any of its intellectual property or confidential information relating to the registered METALAST® brand, whether in tangible or intangible form, the confidentiality of which MILLC has sought to protect, including but not limited to all METALAST products and services, their application, and all data, know-how and manufacturing know-how related thereto.

8. **INDEMNIFICATION OF DMS.** MILLC and MII shall, to the maximum extent permitted by law, indemnify and hold DMS harmless against expenses and pay for and advance if requested to do so by DMS all out-of-pocket costs including reasonable attorney's fees, courts costs, judgments, fines, settlements and other amounts actually incurred in connection with any proceeding arising by reason of DMS's employment by MILLC as its Manager and Managing Member or his actions taken, in good faith, on behalf of MILLC. MILLC shall advance to DMS or if requested by DMS offset any reasonable expenses and legal fees (as determined in the sole discretion of DMS) incurred in defending any such proceeding to the maximum extent permitted by law. MILLC shall pay for all legal, accounting, consulting fees and any other direct or indirect costs associated with any and all litigation, arbitration, investigation, inquiry or other proceeding that may be filed or brought against DMS by any individual, partnership, company, corporation or by local, state or federal governmental agencies, unless DMS has been found guilty or criminally indicted of a material act of dishonesty and criminal fraud and is convicted thereof.

9. **TERMINATION OF AGREEMENT.**

a. **Involuntary Termination.** The Company, MII or the majority of MILLC Common voting LLC Members can not terminate this Agreement without cause.

13. **SUCCESSORS.** The rights and obligations of the parties to this Agreement shall inure to the benefit of and be binding upon the parties hereto and their respective successors, executors, administrators and heirs.

14. **SEVERABILITY.** Every provision of this Agreement is intended to be severable. If any term or provision hereof is illegal or invalid for any reason whatsoever, such illegality or invalidity shall not affect the validity of the remainder of this Agreement.

15. **AMENDMENTS.** This Agreement shall not be amended, altered or modified except by written instrument signed by MILLC and DMS.

16. **COMPLETE AGREEMENT.** This Agreement sets forth the entire understanding of the parties hereto and supercedes all prior agreements, communications, representations, warrants, whether oral or written, by either party.


IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year first above written.

MILLC AND MII

By: 

David M. Semas,
Chairman/CEO
METALAST International, Inc.,
Its Manager

DMS

By: 

David M. Semas,
An individual

WITNESS

By: 

Wendi C. Fauria
Vice President Accounting and Investor Relations
METALAST International, Inc.,
MII Board Secretary

EXHIBIT "4"

Copyright Registration Applications, Correlating Deposits of Work,
and Issued Certificates of Registration

Part 1 of 2

EXHIBIT "4"



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Form Pay Submit Work

Case #: 1-289517213
Application Form: Standard

Type of Case: Literary Work

Date Opened: 04/28/15

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USC Navigation Tips

| Links | Completed |
|-------------------------|-----------|
| Type of Work | ✓ |
| Title | ✓ |
| Registration/Completion | ✓ |
| Agency | ✓ |
| Domains | ✓ |
| Duration of Copy | ✓ |
| Rights & Permissions | ✓ |
| Correspondent | ✓ |
| Mail Certificate | ✓ |
| Special Handling | ✓ |
| Qualification | ✓ |
| Review Submitted | ✓ |

Please select a "Type of Work" appropriate for the work you are registering from the dropdown list. Read the description below and then click the box below to confirm your selection. Click "Continue" to begin the application.

Type of Work cannot be changed after you click "Continue." [Click here](#) for more information.

Type of Work:

Select **Literary Work** if you are registering a non-audio-visual literary work. Literary Works include a wide variety of works such as fiction, nonfiction, poetry, textbooks, reference works, directories, catalogs, advertising copy, compilations of information, computer programs and databases.

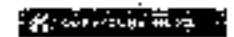
Note: This category also includes an article published in a serial, but does not include an entire issue of a periodical or other serial.

* This type of Literary Work must be registered using the Standard Application.

Click the box to confirm you have read the above description and selected the most appropriate type of work.

1. The Copyright Office is a part of the United States Copyright Office, Department of Justice. It provides a free filing system for registration of the following types of works: literary, musical, dramatic, choreographic, pictorial, graphic, sculptural, motion picture and other audiovisual works, sound recordings, and computer programs. The registration of a work is not required for the legal rights in your copyright to be established by 17 U.S.C. § 202. It will appear in the Official Gazette of the United States Patent and Trademark Office, and will be available to the public. For more information, visit www.copyright.gov.

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Form Pay Submit Work

Case #: 1-22975173-3 Application Format: Random

Type of Case: Library Work

Date Created: 11/01/15 09:42:54 PM

ADD Application Type

TITLES

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Title | ✓ |
| Publication/Completion | ✓ |
| Author | ✓ |
| Contributor | ✓ |
| Publication Date | ✓ |
| Rights & Permissions | ✓ |
| Comment | ✓ |
| Final Certificate | ✓ |
| Special Handling | ✓ |
| Continuation | ✓ |
| Review Submission | ✓ |

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Give the Title(s) exactly as it appears on the work. If there is no title, give an identifying phrase, or state "untitled". To enter the Title(s), click "New". After you enter the title, click "Save". Repeat this process for each additional title.

New *

To edit or delete a title, click the appropriate link in the list below. When the list is complete and correct, click "Continue" to save the information and proceed to the "Publication/Completion" screen.

All Titles

Title of Work

Volume Number Issue Date Type

NETS ACT 2011 ON THE NARRATIVE PROFORMA ASSUMPTIONS

Title of work being registered

1 - 1 of 1

Edit Delete

Please do not use symbols, HTML, or the HTML of the United States Code within the Copyright Office to protect the security and integrity of the system. Symbols on this form include: asterisk, percent, hash, dollar sign, ampersand, at sign, backslash, forward slash, pipe, tilde, and underscore. Symbols on this form include: asterisk, percent, hash, dollar sign, ampersand, at sign, backslash, forward slash, pipe, tilde, and underscore. Symbols on this form include: asterisk, percent, hash, dollar sign, ampersand, at sign, backslash, forward slash, pipe, tilde, and underscore.

Title of Survey



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Form Pay Submit Work

Case #: 1255707311 Application Number: 00000000

Type of Claim: Entry Work

Date Opened: 5/16/2015

Publication Type

Publication Completion

| Link | Completed |
|------------------------|-----------|
| Year of Work | ✓ |
| Title | ✓ |
| Publication Completion | ✓ |
| Author | ✓ |
| File Type | ✓ |
| Limitation of Claim | ✓ |
| Rights in Territories | ✓ |
| Commons | ✓ |
| Not Copyright | ✓ |
| Special Handling | ✓ |
| Certification | |
| Review Submission | |

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Published work? Yes No

*Year of Completion (Year of Creation): Year

*Date of First Publication: (mm/dd/yyyy)

*Nationality of First Publication:

International Standard Number Type:

International Standard Number:

If you have Pre-registered your work under 17 U.S.C. 408 (i) (and received a Pre-registration number beginning with the PR# prefix), give the Pre-registration Number here. Click here for further information about Pre-registration.

Pre-registration Number:

Click 'Continue' to save the information and proceed to the 'Review' screen.

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16/01/2015



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Form Pay Submit Work

Case #: 1423707010 Application Format: Standard

Type of Case: Literary Work

Date Created: 11/16/2016 00:42:04 PM

CO Navigation Tips

Authors

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- Type of Work
- Title
- International Agency Report
- Authors
- Comments
- Links/URLs of Citations
- Rights & Permissions
- Consentment
- Main Copyright
- Special Handling
- Certification
- Review/Edit/Cancel

Name the author(s) of the work being registered, and give the requested information. Generally, the application should name all the authors of the authorship being registered.

Click "New" to add an author, or, if you are an author and your name appears in the User Profile for this account, click "Add Me".

After you enter the author information, click "Save". Repeat this process for each additional author.

New *

Add Me

To edit or delete an author, click the appropriate link in the list below. When the list is complete and correct, click "Continue" to save the information and proceed to the "Claimants" screen.

Authors

1 - 1 of 1

| Name | Organization Name | Work For Hire | Anonymous | Pseudonym | Edit | Delete |
|-----------------------------|-------------------|---------------|-----------|-----------|------|--------|
| MetaList International, LLC | | Yes | N | | | |

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Case #: 1-2507517913 Application Format: Standard

Type of Case: Literary Work

Date Created: 11/01/2017 04:54 PM

ADD Navigation Tips

Claimants

- Links
- Completed
- Type of Work ✓
- Title ✓
- Publisher/Author/Editor ✓
- Address ✓
- Network ✓
- Location of Origin ✓
- Rights & Permissions ✓
- Investor/Idol ✓
- File List/Track ✓
- Special Handling ✓
- Calculation
- Keep Submission

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Please identify the copyright claimant(s) in this work. The author is the original copyright claimant. The claimant may also be a person or organization to whom copyright has been transferred.

To be named as a claimant by means of a transfer, a person or organization must own all rights under the U.S. copyright law.

In addition, a claimant must own the copyright in all the authorship covered by this registration.

Click "New" to add a claimant. Or, if you are a claimant and your name appears in the user Profile for this account, click "Add Me" to add your name and address into the claimants list.

After you enter the claimant information, click "Save". Repeat this process for each additional claimant.

New

Add Me

To edit or delete a claimant, click the appropriate link in the list below. When the list is complete and correct, click "Continue" to save the information and proceed to the "Finalization of Claim" screen.

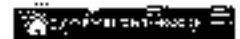
Claimants

| Name | Organization Name | Transfer Statement | Address | Edit | Delete |
|------|---------------------------------|----------------------|--|------|--------|
| | Cherem Software Technology, LLC | By written agreement | 2211 Park Place, Building 3, Princeton, NJ, 08540, United States | | |

1 of 1

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Form Pay Submit Work

Case #: 14214761010 Application Format: Standard

Type of Case: Literary Work

Date Opened: 11/1/2015

GCN Navigation Tiles

| Links | Completed |
|-----------------------|-----------|
| Type of Work | ✓ |
| Title | ✓ |
| Publisher/permissions | ✓ |
| Subject | ✓ |
| Keywords | ✓ |
| Limitation of Claim | ✓ |
| Right to a Permission | ✓ |
| Correspondent | ✓ |
| Mail Certificate | ✓ |
| Special Handling | ✓ |
| Certification | |
| Invoice Submission | |

Limitation of Claim

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If your work does not contain any preexisting material, click "Continue" to proceed to the Rights and Permissions screen.

Exclude Material

Previous Registration

New Material Including

- Text
- Artwork
- Photograph(s)
- Computer Program
- Other:

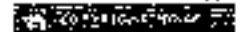
1st Prev. Reg. #:
 Year:

2nd Prev. Reg. #:
 Year:

- Text
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- Photograph(s)
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Form Pay Submit Work

Case #: 1 2387917313 Application Format: Standard

Type of Case: New Work

Date Opened: 5/16/2013 05:42:54 PM

ECO Navigation Tools

Rights & Permissions Information (Optional)

- Links
- Type of Work
- Title
- Publication/Completion
- Author
- Parents
- Classification Code
- Rights & Permissions
- Correspondent
- Mail Certificate
- Special Handling
- Certificate
- Advance Submission

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First Name:

Middle Name:

Last Name:

Email:

Phone:

Alternate Phone:

Organization:

Organization Name:

Address 1:

Address 2:

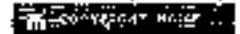
City:

State:

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Case #: 1529431000 Application Format: Standard

Type of Case: Library Work

Date Opened: 5/16/2015 09:42:51 PM

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Correspondent

| Links | Completed |
|----------------------|-----------|
| Type of Work | ✓ |
| Title | ✓ |
| Publication Complete | ✓ |
| Address | ✓ |
| Comments | ✓ |
| Publication Date | ✓ |
| Rights & Permissions | ✓ |
| Correspondent | ✓ |
| Non-Conf. Code | ✓ |
| Special Handling | ✓ |
| Attachments | |
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This is the person the Copyright Office will contact if it has questions about the application. Completion of the name, email address and correspondence address is mandatory.

Individual:

Organization:

* First Name:

Middle Name:

* Last Name:

Organization Name:

* Email:

* Address 1:

Phone:

Address 2:

Alternate Phone:

* City:

Fax:

State:

Postal Code:

Country:



Please do not check 'Special Handling' if the information provided is incorrect. The Copyright Office will contact the person by identifying information requested on the form if there are issues. The application will only be reviewed if you provide a valid email address. The Copyright Office will not accept an application if you do not provide the information requested and/or provide incorrect information. The Copyright Office will not accept an application if you do not provide the information requested and/or provide incorrect information. The Copyright Office will not accept an application if you do not provide the information requested and/or provide incorrect information.

Task: 00082001



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Form Pay Submit Work

Case #: 1239017313 Application format: Standard

Type of Case: Literary Work

Date Created: 5/20/15 05:49:54 PM

ALCO Navigation - open

Mail Certificate

| Links | Completed |
|----------------------|-----------|
| Type of Work | ✓ |
| Title | ✓ |
| Author/Contributor | ✓ |
| Author | ✓ |
| Character | ✓ |
| Publication of Data | ✓ |
| Rights & Permissions | ✓ |
| Correspondence | ✓ |
| Mail Certificate | ✓ |
| Special Handling | ✓ |
| Cancellation | |
| Review Submission | |

<< Back || Continue >>

|| Add Me || || Save For Later ||

This is the name and address to which the registration certificate should be mailed. Completion of Individual author Organization information Address is mandatory.

Individual:

* First Name: Robert

Middle Name: C.

* Last Name: Ryan

* Address 1: 544 Kielezke Lane

Address 2: Second Floor

* City: Reno

Organization:

* Organization Name: Howard & Ryan LLP

* State: NY

* Postal Code: 85511

Country: United States

Privacy Notice: Section 408 and 409 of Title 17 of the United States Code require the Copyright Office to collect the personal data... information requested on this form in order to process the application for copyright registration... If you do not provide the information requested, registration will be delayed or denied, and you may not be entitled to certain other, sometimes, and cannot be under the copyright law. Title 17, U.S.C. § 408



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Form Pay Submit Work

Case #: 1-2147517-1 Application Format: Standard

Type of Case: Literary Work

Date Created: 11/01/17

CO Navigation Tree

| Links | Completed |
|-----------------------|-----------|
| Type of Work | ✓ |
| Fees | ✓ |
| Publisher/Contributor | ✓ |
| Authors | ✓ |
| Claimants | ✓ |
| Inclusion of Data | ✓ |
| Rights & Permissions | ✓ |
| Correspondence | ✓ |
| Patent Status | ✓ |
| Special Handling | ✓ |
| Certification | |
| Agent Submissions | |

Special Handling (Optional)

<< Back || Continue >>

Save For Later

Special handling is expedited service that is available only to filers who satisfy one or more of the compelling reasons below. Special handling also carries a significant surcharge fee. If you do not qualify for special handling service, please click the Continue button without completing this screen.

Note: The significant special handling surcharge fee is non-refundable. Please click [back](#) in review to cancel fees.

Special Handling (The information requested below is required for Special Handling claims)

Compelling Reason(s) (At least one must be selected)

- Pending or prospective litigation
- Customs matters
- Contract or publishing deadlines that necessitate the expedited issuance of a certificate

I certify that I am the author, copyright claimant of exclusive rights, or the authorized agent of the author, copyright claimant of exclusive rights of this work.

Explanation for Special Handling:

This is the place to give any comments/instructions regarding special handling specific to the claim.

Please proceed as soon as possible.

Privacy Act Release: 45 CFR 17.17 of the United States Code states that the Government shall publish the name of any individual who is employed on the Government to receive the special handling copyright protection. It prohibits the information you are providing about the case of this application that incurs protection against disclosure of copyright claim as required by 17 U.S.C. § 102. If you appear in the Online Notice of Publication, you must proceed from this screen to the registration process as required and you may be notified in person when necessary and be interviewed in a way that may be in our country.



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Form Pay Submit Work

Case #: 12397517313 Application Form #: F100001

Type of Case: Literary Work

Date Opened: 5/10/2015

AT21 Navigation View

Certification

Links Completed

- Type of Work ✓
- Title ✓
- Publisher/Cublisher ✓
- Author ✓
- Composer ✓
- Limitation of Claim ✓
- Steps & Progression ✓
- Correspondence ✓
- Mail Certificate ✓
- Special Handling ✓

<< Back || Continue >>

|| Save For Later ||

The Application must be certified by the author, copyright claimant, or owner of exclusive right(s), or by the authorized agent of any of the preceding.

17 USC 506(e): Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided by section 409, or in any written statement filed with the application, shall be fined not more than \$2500.

I certify that I am the author, copyright claimant, or owner of exclusive rights, or the authorized agent of the author, copyright claimant, or owner of exclusive rights of this work and that the information given in this application is correct to the best of my knowledge.

* Name of certifying individual: Madelyn Meiling

Applicant's Internal Tracking Number (optional): 85518.0010

Note to Copyright Office (Optional):

This is the place to give any comments specific to this claim, the application, or the deposit copy, if necessary.

[Empty text box for comments]

Please do not check section 409 of title 17 of the United States Code unless the Copyright Office is told the person is a member and has not resigned. This form is used to process the application for copyright registration. By providing this information you are agreeing to make a true and accurate statement that is not to be published for the legal notice of your copyright claim. See 17 USC 409. It will appear in the Office's online catalog. If you do not provide the information required, registration may be refused or delayed, and you may be liable for copyright infringement and damages under the copyright law.

Thank you for submitting!



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Form Pay Submit Work

11/01/2017

Payment successful.

Click the "Continue" button to complete your registration.

Customer Information

Continue

Day Groves

Submissions

Case#

| Case # | Title | Type of Work | Total Fee Paid | Require submission |
|-----------|--|---------------|----------------|--------------------|
| 170781753 | HEPRACT 2011-2015 NARRATIVE PROFORMA ASSUMPTIONS | Literary Work | \$35.00 | |

Total Amount Due

\$35.00

Payment Info

Annual Paid: \$ 305.00

Account: 1-830K57

Paid By: GAY GROVES

Pay Date: 11/01/17

Payment Type: DA

Confirmation #: 171071208

Privacy Notice: Section 405 of the Copyright Act... By clicking the "Pay" button you are agreeing to the terms and conditions of the eCO... If you have any questions, please contact us at 1-800-525-2040.

Thank you for your payment.



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Submit Your Work(s)

To complete your eCO request, please submit the required copy(ies) of your work(s) at <http://www.copyright.gov/eCO/help-deposit-rec.html>. You may (1) attend in person to the filing work (visit the Copyright Office at <http://www.copyright.gov>) or (2) send the work by mail (see table below).

(1) Upload your work(s) (<http://www.copyright.gov/eCO/step-up-load-submission.html>): Please perform the following steps for each work(s) in the table below.

Step 1: Click the "Select files to upload" button. Using your computer's browser, select your files for the corresponding work item. Click the "File upload" button.

Step 2: After uploading all files for this work, click the icon next to the "Complete Your Submission" button. Files cannot be uploaded later than 3 days after your eCO request is filed.

Please note: Files cannot be retrieved or deleted once uploaded. To avoid delays and/or a later effective date of registration, please verify the following before uploading a copy of your work(s):

- Use a category of work that may be uploaded (<http://www.copyright.gov/eCO/step-up-load-submission.html>).
- Use a workable file type (<http://www.copyright.gov/eCO/step-up-load-submission.html#file-type>).
- Use an acceptable file size (<http://www.copyright.gov/eCO/step-up-load-submission.html#file-size>).

Upload Your Work(s)

| Case Details | Step 1: Select & Upload Files | Step 2: Complete Your Submission |
|--|-------------------------------|---|
| Case ID: 2017-01-0878 Title: CMTA ACT 2011-2012 NAJUKA IYA (CMTA) (MMS) (JPTP) (M) Volume: Number: Issue Date: Type of Work: Other (work) | | Only one submission may be made for each work item. Click the icon next to the "Complete Your Submission" button to upload your work(s). |

(2) Send Your Work(s) by Mail:

- Click the "Create Shipping Slip" button in the table below. A Shipping Slip and label will appear in the table below.
- Click the Shipping Slip link and print out one effect (two shipping slips) to your deposit copy(ies). For multiple cases, be sure to affix a shipping slip to the corresponding copies.
- Mail the deposit copy(ies) within 30 days to the Copyright Office address at the bottom of the table. Note: Your effective date of registration will be based on the date in which we receive the copies with corresponding shipping slips affixed.

Click the link after uploading files(s) or printing shipping slip(s). You may verify the status of the open Cases table on your eCO Home page.

Send Your Work(s) by Mail

| Create Shipping Slip | |
|--|--|
| Attachment: (document)SWFForm_1a_17_1_2_19_0776 Name: (document)SWFForm_1a_17_1_2_19_0776 | Attachment: (document)SWFForm_1a_17_1_2_23_0776 Name: (document)SWFForm_1a_17_1_2_23_0776 |

Copyright Office, 1077 G Street, NE, Washington, DC 20002-4242. For more information, visit www.copyright.gov.



METALAST 2011-2015 NARRATIVE PROFORMA ASSUMPTIONS

Year 2011: METALAST “Showcase Chemical” product line (METALAST TCP-HF, EPA, NP and AA-200) sales are projected at approximately \$1,400,000 representing 42% of total revenue. Generic chemicals sales and miscellaneous software products are at \$275,000 or 8% of revenues. The next largest single revenue category is equipment at \$1,100,000 or 33% of revenue, of which \$964,000 is already under a PO from the United States Army Rock Island Arsenal, IL. Revenues to date are on pace to meet this projection.

Year 2012: As manufacturer specifications begin to filter through supply chains total revenues are expected to triple from \$3,300,000 to \$9,500,000. The projections also assume, with existing independent stocking distributors (Galaxy, John Schneider, Miles, BroCo Products, OS-TECH, RD Taylor, AMZA and DIPSOL Chemical, etc.) becoming better trained on proper installation procedures and coming online, Showcase Chemicals sales increase to almost \$5,000,000 or 52% of total revenue. With the expansion of Showcase specialty products Generic chemicals sales and miscellaneous software more than double to \$650,000. Again, the next largest single revenue category is equipment at \$3,000,000 or 32% of revenue, of which \$2,200,000 will likely come from the pending project with the United States Naval Depot, Fleet Readiness Center at Jacksonville, FL.

Year 2013: An assumption is made that the Dow Chemical, Sherwin-Williams and Deft Coatings formal R&D relationships expand into commercialization agreements by the summer of 2012 and training of their sales departments occurs during the later half of 2012 and continues on throughout most of 2013. With manufacturer specifications and METALAST product implementation throughout supply chains, Showcase Chemicals are expected to begin to gain traction by growing by another 350% to \$19,000,000 or 70% of total revenue. Generic chemicals sales and miscellaneous software products will more than double to \$1,400,000. Equipment sales, as a percentage of revenue will begin to taper off at \$5,500,000 or 20% of total revenue.

Year 2014: Beginning in 2014 METALAST specified, QPL approved and branded Showcase Chemicals will see extensive penetration in the global markets, especially considering the sheer size and long-time dominance of one of the world’s largest chemical chemical companies Dow Chemical, with its 35,000 customers, in 160 countries supported by 1,500 salesmen. Showcase Chemical sales are projected to increase to more than \$60,000,000, again by 350% over 2013, then equal to 83% of total revenue. Generic chemicals sales and miscellaneous software products will grow accordingly to about \$2,400,000 or 3.2% of revenues. As a percentage of revenue equipment sales are at 10% of total revenue or \$6,600,000.

Year 2015: Although at first glance it might appear the proverbial “Hockey Stick” revenue projections are being assumed, in realty management is of the opinion that its financial assumptions are entirely based on logical and conservative reasoning. In support of this theory is the fact that “Sole Source” specifications have been awarded by many of the Fortune 500 and by a large number other respected names in the manufacturing. Additionally, substantial specialty chemical companies like Dow Chemical have already aligned with the METALAST brand. Most of the targeted metal finishing and coating industry related specialty chemical distributors in North America as well as others around the globe have also joined the METALAST team. Considering the worldwide market for corrosion control chemicals is in excess of \$4 billion, \$152,000,000 in METALAST Showcase Chemicals sales or 90% of the \$167,000,000 in projected revenues represents a very conservative worldwide market penetration assumption of something less than 4%. It is much more likely METALAST branded products achieve a market penetration upwards of 25%, considering its growing international sales and distribution organization consisting of a considerable number of large chemical company strategic alliance partners and a substantial group of well positioned independent stocking distributors.



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Form | **Pay** | **Submit Work**

Case #: 14-9375-7280
Application Form #: Standard

Type of Case: Work of the Visual Arts

Date Opened: 11/16/2015

Continue >>

Save For Later

eCO Navigation Links

| Links | Completed |
|------------------------|-----------|
| > Type of Work | ✓ |
| Title | ✓ |
| Subject or Description | ✓ |
| Artist | ✓ |
| Category | ✓ |
| Location of Work | ✓ |
| Right & Permissions | ✓ |
| Commission | ✓ |
| Additional Info | ✓ |
| Special Handling | ✓ |
| Cancellation | |
| Archive Submission | |

Please select a "Type of Work" appropriate for the work you are registering from the dropdown list. Read the description below and then click the box below to confirm your selection. Click "Continue" to begin the application.

Type of Work cannot be changed after you click "Continue." [Click here](#) for more information.

* Type of Work: Work of the Visual Arts

Help

Select **Work of the Visual Arts** if you are registering a pictorial, graphic, or sculptural work. Visual Arts works include two-dimensional and three-dimensional works of fine, graphic, and applied art, photography, prints and art reproductions, maps, technical drawings, and architectural works.

* This type of Visual Arts work must be registered using the Standard Application.

* Click the box to confirm you have read the above description and selected the most appropriate type of work.

Please Note: The Electronic Copyright Office (eCO) is not a legal entity and cannot provide legal advice. It is a service provided by the U.S. Copyright Office. By providing this information, you are agreeing to provide the information that has been submitted on a legal basis. A possible copyright infringement by the user of this eCO service will appear on the eCO website only if you do not provide the information requested. The user is responsible for the accuracy and completeness of the information provided.

[Link to Copyright](#)



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Form Pay Submit Work

Case #: 1238711238
Application Format: Standard

Type of Case: Work of the Visual Arts

Date Opened: 11/01/2015 11:41 AM PM

eCO Navigation Tree

- | Links | Completed |
|----------------------|-----------|
| File of Work | ✓ |
| Title | ✓ |
| Producer/Composer | ✓ |
| Author | ✓ |
| Comments | ✓ |
| Contributor of Class | ✓ |
| Rights & Permissions | ✓ |
| Consent/Letters | ✓ |
| Special Handling | ✓ |
| Certification | |
| External Submissions | |

Titles

Back Continue

Save For Later

Give the title(s) exactly as it appears on the work. If there is no title, give an identifying phrase, or state "untitled".

To enter the title(s), click "New". After you enter the title, click "Save". Repeat this process for each additional title.

New

To edit or delete a title, click the appropriate link in the list below. When the list is complete and correct, click "Continue" to save the information and proceed to the "Publication/Completion" screen.

All Titles

Title of Work

Volume

Number

Issue Date

Type

Photographs of Molested Journalist, J. C.

11/01/2015 11:41 AM PM

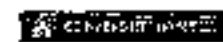
1 of 1

Edit Delete

?

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Form Pay Submit Work

Case # 1000000000
Applicable Form: SA-100

Type of Case: New or Renewal

Date Opened: 5/18/2015

CO Registration Fees

Publication / Copyright

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Title | ✓ |
| Publication/Completion | ✓ |
| Author | ✓ |
| Credits to | ✓ |
| Contributor | ✓ |
| Patent & Semis/STLs | ✓ |
| Copyright | ✓ |
| Work Certified | ✓ |
| Special Handling | ✓ |
| Disclaimer | |
| Review Summary | |

<< Back || Continue >>

Save For Later

Published work? Yes

* Year of Completion (Year of Creation): 2000

** Date of First Publication: 01/22/2002

*** International Standard Number (Type:):

International Standard Number:

* Nation of First Publication: Help

*** Preregistration Number:

If you have Preregistered your work under 17 U.S.C. 408 (f) (and received a Preregistration number beginning with the PRF prefix), give the Preregistration Number here. Click [help](#) for further information about Preregistration.

Click "Continue" to save this information and proceed to the "Author" screen

Copyright protection is provided by the United States Copyright Office. It does not constitute an endorsement or approval by the Copyright Office of any particular theory, method, or product. It also does not constitute a warranty, expressed or implied, and it does not constitute a guarantee, expressed or implied, of the accuracy, reliability, or completeness of the information provided. Copyright protection is provided by the United States Copyright Office. It does not constitute an endorsement or approval by the Copyright Office of any particular theory, method, or product. It also does not constitute a warranty, expressed or implied, and it does not constitute a guarantee, expressed or implied, of the accuracy, reliability, or completeness of the information provided.



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Form Pay Submit Work

Case #: 1529541262 Application Format: Standard

Type of Case: Work of the Visual Arts

Date Opened: 5/11/2015 5:04:01 PM

100 New! Action Tips

Authors

- Links
- Completed
- Type of Work ✓
- Title ✓
- Publisher/Impression ✓
- Authors ✓
- Contributors ✓
- Employment ✓
- Rights & Permissions ✓
- Correspondent ✓
- Mail Contact ✓
- Social Handling ✓
- Certification
- Review Submission

<< Back || Continue >>

Save For Later

Name the author(s) of the work being registered, and give the requested information. Generally, the application should name all the authors of the authorship being registered.

Click "New" to add an author or, if you are an author and your name appears in the User Profile for this account, click "Add Me".

After you enter the author information, click "Save". Repeat this process for each additional author.

New *

Add Me

To add or delete an author, click the appropriate link in the list below. When the list is complete and correct, click "Continue" to save the information and proceed to the "Disclaims" screen.

Authors

| Name | Organization Name | Work For Hire | Anonymous | Pseudonym | Edit | Delete |
|------------------|-------------------|---------------|-----------|-----------|------|--------|
| Free W. Creative | | | | | | |

1 - 1 of 1

Using the Copyright Office's Online System to Register Your Work... Take Our Survey



Home | My Profile | Contact Us | Help | Log Out

Form Pay Submit Work

Case #: 1500751720 Application Format: Standard

Type of Case: Work of the Visual Arts

Date Opened: 01/26/15 03:42:01 PM

ADD Navigation Tips

Claimants

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Title | ✓ |
| Publication/Completion | ✓ |
| Author | ✓ |
| Claimants | ✓ |
| Limitation of Claim | ✓ |
| Rights & Permissions | ✓ |
| Copyrighted | ✓ |
| My Certificate | ✓ |
| Special Handling | ✓ |
| Corrections | |
| Review Summary | |

<< Back || Continue >>

Save For Later

Please identify the copyright claimants in this work. The author is the original copyright claimant. The claimant may also be a person or organization to whom copyright has been transferred.

To be named as a claimant by means of a transfer, a person or organization must own rights under the U.S. Copyright Act.

In addition, a claimant must own the copyright in eligible works covered by this regulation.

Click "New" to add a claimant, or, if you are a claimant and your name appears in the User Profile for this account, click "Add Me" to add your name and address into the claimants list.

After you enter the claimant information, click "Save." Repeat this process for each additional claimant.

New *

Add Me

To edit or delete a claimant, click the appropriate link in the list below. When the list is complete and correct, click "Continue" to save the information and proceed to the "Limitation of Claim" screen.

Claimants

1 - 1 of 1

| Name | Organization Name | Transfer Statement | Address | Edit | Delete |
|------|-----------------------------------|--------------------|---|------|--------|
| | Cleantech Surface Technology, LLC | System Agreement | 2211 Park Plaza, Building D, Linden, NY, 09423, United States | | |

By using the Online Service 4.04-1011, the U.S. Copyright Office collects the personally identifying information requested on this form in order to process the application for copyright registration. By providing the information you are requesting to add a claimant to this form, you certify that the information is accurate and that the information is your original work. The U.S. Copyright Office will apply the Office's online selection system to determine if the information requested may be added and displayed, and you may not be entitled to certain judicial review and appeals under the copyright law.

Terms Our Service



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Form Pay Submit Work

Case No: 1-2907517255 Application Format: Detailed

Type of Claim: Work of U.S. Visual Arts

Date Opened: 01/02/15

Quick Navigation Tips

| Links | Completed |
|----------------------|-----------|
| Type of Work | ✓ |
| Index | ✓ |
| Primary Categories | ✓ |
| Authors | ✓ |
| Claimant | ✓ |
| Limitation of Claim | ✓ |
| Rights & Permissions | ✓ |
| Correspondence | ✓ |
| Full Text Form | ✓ |
| Spreadsheets | ✓ |
| Certification | |
| Review Submission | |

Limitation of Claim

<< Back || Continue >>

Save For Later

Complete this screen to indicate if this work contains or is based on previously registered material, previously published material, material in the public domain or material not owned by this claimant. The purpose of this section is to exclude such material from the claim and identify the new material upon which the present claim is based.

If your work does not contain any preexisting material, click "Continue" to proceed to the Rights and Permissions screen.

Preexisting Material

- 2-D Artwork
- Photograph
- Jewelry design
- Architectural work
- Sculpture
- Technical Drawing
- Map

Other: _____

Preexisting Copyright

1st Prev. Reg. No: _____
 Year: _____

2nd Prev. Reg. No: _____
 Year: _____

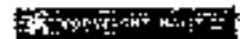
New Material to Claim

- 2-D Artwork
- Photograph
- Jewelry design
- Architectural work
- Sculpture
- Technical Drawing
- Map

Other: _____

By clicking "Save For Later" you are indicating that you do not wish to register this work at this time. You may return to this work at any time to register it. If you do not wish to register this work, you may click "Back" to return to the previous screen. If you wish to register this work, you may click "Continue" to proceed to the Rights and Permissions screen. If you wish to register this work, you may click "Save For Later" to return to this screen at a later date.

Back Out Save



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Form Pay Submit Work

Case #: 1428979 T29C Application Format: RLA.html

Type of Case: Work of Individual Artist

Date Opened: 5/18/2015 10:47:0 PM

ACD Navigation Tips

Rights & Permissions Information (Optional)

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Title | ✓ |
| Publication/Completion | ✓ |
| Authors | ✓ |
| Claimant | ✓ |
| Contributor of Claim | ✓ |
| Request Per Sectors | ✓ |
| Correspondent | ✓ |
| Mail Certificate | ✓ |
| Special Handling | ✓ |
| Certification | |
| Finalize Submission | |

<< Back || Continue >>

Add Me || Save For Later

You may provide contact information for a person or an organization to be contacted regarding copyright management information or permission to use this work.

Important: If you prefer not to provide personally identifying information, you may list a third party agent or a post office box.

Individual:

First Name: Robert
 Middle Name: C.
 Last Name: Egan
 Email: r.egan@hollnchar.com
 Phone: (775) 327-5000
 Alternate Phone:

Organization:

Organization Name: Holland & Hill LLP
 Address 1: 441 Ketchikan Lane
 Address 2: Second Floor
 City: Fargo
 State: NV
 Postal Code: 89501
 Country: United States

By using this website and/or downloading from the United States Code website, you agree to the terms and conditions of use, including the requirement to identify the person or organization to be contacted regarding copyright management information or permission to use this work. If you do not wish to provide this information, you may list a third party agent or a post office box. The information you provide will be used to contact you regarding the copyright law.



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Form Pay Submit Work

Case #: 1-23075-7260

Type of Case: Work of the Visual Arts

Date Opened: 5/19/2015 05:42:01 PM

Application Format: Standard

CCO Navigation Tools

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Titles | ✓ |
| Publication/Completion | ✓ |
| Authors | ✓ |
| Claimants | ✓ |
| Label for Claim | ✓ |
| Rights & Permissions | ✓ |
| Correspondent | ✓ |
| Mail Certificate | ✓ |
| Special Handling | ✓ |
| Cost Taxation | |
| Review Submission | |

Correspondent

<< Back | Continue >>

Add Me | Save For Later

This is the person the Copyright Office will contact if it has questions about this application.

Completion of the name, email address and correspondence address is mandatory.

Individual:

* First Name: Robert

Middle Name: C.

* Last Name: Ryan

* Email: rryan@coordinator.com

Phone: (775) 327-0010

Alternate Phone:

Fax: (775) 760-6179

Organization:

Organization Name: Hollers & Hart LLP

* Address 1: 5441 Kiehlke Lane

Address 2: Second Floor

* City: Reno

State: NV

Postal Code: 895-1

Country: United States

Privacy Act Notice: Section 468410 of Title 17 of the United States Code authorizes the Copyright Office to collect the personally identifying information requested on this form to develop and process the application for copyright registration. It is mandatory that information you are providing to the Copyright Office on this information that includes publication or legal notice of your copyright claim as required by 17 U.S.C. 87.5 will be uploaded to the Office's online clearing house database for the information required for registration. This information may be used for other purposes and may not be available to certain individuals and may be made available to the public.

Take Our Survey!



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Form Pay Submit Work

Case #: 12297517289 Application Format: General

Type of Case: Work of the Visual Arts

Date Opened: 5/19/2015 05:40:01 PM

ECG Navigation Menu

| Links | Completed |
|----------------------|-----------|
| Type of Work | ✓ |
| Title | ✓ |
| Author/Contributor | ✓ |
| Author | ✓ |
| Genres | ✓ |
| Duration of Claim | ✓ |
| Rights & Permissions | ✓ |
| Correspondent | ✓ |
| Mail Certificate | ✓ |
| Social Handling | ✓ |
| Call Center | |
| Review Submission | |

Mail Certificate

<< Back || Continue >>

|| Add Me || Save For Later ||

This is the name and address to which the registration certificate should be mailed. Completion of Individual and/or Organization Information Address is mandatory.

Individual:

* First Name:

Middle Name:

* Last Name:

* Address 1:

Address 2:

* City:

Organization:

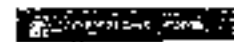
* Organization Name:

* State:

* Postal Code:

Country:

Please see Notice Sections 428-440 of Title 17 of the United States Code. If you use the Copyright Office to collect the personally identifiable information you provided on this form in order to process the application for copyright registration, by using it we inform you of your rights to control how the information that includes your name, title, and legal name of your business is used by the U.S. Copyright Office. If you do not wish to provide the information requested, you will not be able to file a copyright claim, and there is no way to make the necessary law. Thank you for your help!



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Form Pay Submit Work

Case #: 1425J7517280 Application Form#: Skunka J

Type of Case: Walk of the Visual Arts

Date Opened: 5/18/2015

ADD Navigation Tips

Special Handling (Optional)

| Links | Completed |
|------------------------|-----------|
| Form of Work | ✓ |
| Titles | ✓ |
| Publication/Completion | ✓ |
| Authors | ✓ |
| Claimants | ✓ |
| Duration of Claim | ✓ |
| Rights & Permissions | ✓ |
| Consent form | ✓ |
| Mail Cost State | ✓ |
| Special Handling | ✓ |
| Credentialed | |
| Form Submitted | |

<< Back || Continue >>

Save For Later

Special handling is expedited service that is available only to filers who satisfy one or more of the compelling reasons below. Special handling also carries a significant surcharge fee. If you do not qualify for special handling service, please click the Continue button without completing this screen.

Note: The significant special handling surcharge fee is non-refundable. Please click here to review the current fee.

Special Handling (The information requested below is required for Special Handling claims)

Compelling Reason(s) (At least one must be selected)

Pending or prospective litigation

Customs matters

Contract or publishing agreements that necessitate the expedited issuance of a certificate

I certify that I am the author, copyright claimant of exclusive rights, or the authorized agent of the author, copyright claimant of exclusive rights of this work.

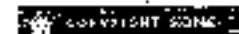
Explanation for Special Handling:

This is the place to give any comments/information regarding special handling specific to this claim.

Please process as soon as possible

Return to: Notice Section 426.410 of the 17 U.S.C. Federal Rules Copyright Office based on the amended judicially created 2011-2012 notice of this work made to correct a registration to comply with the Copyright Act of 1976 and the Copyright Act of 1909, publication in 2010 of the Copyright Act of 1976, 17 U.S.C. § 107. This Agreement is the U.S. Copyright Office's response to the information requested regarding the registration of this work, and you may also be notified of other matters, including, but not limited to, the copyright notice.

Thank You for Using:



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Form Pay Submit Work

Case #: 12011720 Application Format: S19139

Type of Case: Visual Arts

Date Opened: 5/8/2015

Navigation Files

| Links | Completed |
|----------------------|-----------|
| Type of Work | ✓ |
| Title | ✓ |
| Author/Contributor | ✓ |
| Address | ✓ |
| Creators | ✓ |
| Submission Date | ✓ |
| Rights & Permissions | ✓ |
| Correspondence | ✓ |
| Fee Collection | ✓ |
| Special Handling | ✓ |
| Certification | |
| Review Submission | |

Certification

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Save For Later

The Application must be certified by the author, copyright claimant, or owner of exclusive right(s), or by the authorized agent of any of the preceding.

17 USC 506(e): Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided by section 409, or in any written statement filed with the application, shall be fined not more than \$2500.

I certify that I am the author, copyright claimant, or owner of exclusive right(s) or the authorized agent of the author, copyright claimant, or owner of exclusive rights of this work and that the information given in this application is correct to the best of my knowledge.

Name of certifying individual: Macy or Mellng

Applicant's Internal Tracking Number (Optional): 25512301

Note to Copyright Office (Optional):

This is the place to give any comments specific to this claim, the application, or the deposit copy, if necessary.

Empty text box for comments

Privacy Notice: Federal Acquisition Regulation (48 CFR) 101-11.6, Under State Administration the Copyright Office is a public body. The personal identifying information provided in this form is used to process the application for copyright registration. By providing this information you are consenting to the use of the information for the purpose of protecting your copyright. Copyright (C) 2015 by the U.S. Copyright Office. All Rights Reserved. The Copyright Office is a public body. The personal identifying information provided in this form is used to process the application for copyright registration. By providing this information you are consenting to the use of the information for the purpose of protecting your copyright. Copyright (C) 2015 by the U.S. Copyright Office. All Rights Reserved. Take Our Survey

[Online Payment](#)

[Return to your originating application](#)

Step 2: Authorize Payment

1 | 2

[Payment Summary](#) [Contact Information](#)

[Address Information](#)

[Account Information](#)

[Payment Information](#)

Account Holder Name: Robert C. Ryan

American

Payment Amount: \$850.00

Billing Address: P O Box 9749

Card Type: Express

Transaction Date: 05/19/2015 14:15

Billing Address 2:

Card Number: *****5397

and Time: EDT

City: Denver

Filing Fees are NON-refundable:

State / Province: CO

Zip / Postal Code: 80201-8749

Country: USA

Email Confirmation Receipt

To have a confirmation sent to you upon completion of this transaction, provide an email address and confirmation below.

Email Address:

Confirm Email Address:

CC:

Separate multiple email addresses with a comma

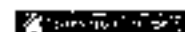
Authorization and Disclosure

Required fields are indicated with a red asterisk *

I authorize a charge to my card account for the above amount in accordance with my card issuer agreement. *

Press the "Submit Payment" Button only once. Pressing the button more than once could result in multiple transactions.

Note: Please avoid navigating the site using your browser's Back Button - this may lead to incomplete data being transmitted and pages being loaded incorrectly. Please use the links provided whenever possible.



Home | My Profile | Contact Us | Help | Log Out

[Form](#) | [Pay](#) | [Submit Work](#)

11/30/2017

Payment successful.
Click the "Continue" button to complete your registration.

[Continue](#)

Customer Information

City Center

Submissions

0 cases

1 - 1 of 1

| Case # | Title | Type of Work | Total Fee Paid | Require Submission |
|--------------------------|---------------------------------------|-------------------------|----------------|--------------------|
| 125191798 | Paramount Pictures International, LLC | Work of the Visual Arts | \$50.00 | Y |
| Total amount due: | | | \$50.00 | |

Payment Info

Account ID: 169500
 Account: 45096
 Billing: ROBERT G. RYAN
 Pay Item: 51-R20-5
 Payment Type: Credit Card
 Confirmation #: 22-717

By clicking on the "Pay" button, you agree to the Electronic Copyright Office's terms and conditions of sale. Payment is required for the registration of your work. Payment is required for the registration of your work. Payment is required for the registration of your work. Payment is required for the registration of your work.



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Submit Your Work(s)

To complete your submission, please submit the required copy(ies) of your work (<http://www.copyright.gov/eco/help-deposit.html>). You may (1) upload electronic file(s) if the work meets the [upload-category.html](http://www.copyright.gov/eco/help-upload-category.html) criteria, you must (2) send the work by mail (do not do both).

- (1) Upload your work(s) (<http://www.copyright.gov/eco/help-upload.html>): Please perform the following steps for the user(s) in the table below:
 - Step 1: Click the "Select files to upload" button. Using your computer's browser, select your files for the corresponding work then click the "Start upload" button.
 - Step 2: After uploading all files for this work, click the corresponding "Complete Your Submission" (<http://www.copyright.gov/eco/help-upload-complete.html>) button. Files cannot be unloaded.

Please note: Files cannot be returned or deleted once uploaded. To avoid delays and/or a later effective date of registration, please verify the following before uploading a copy of:

- It is a category of work that may be uploaded (<http://www.copyright.gov/eco/help-upload-category.html>).
- It is an acceptable file type (<http://www.copyright.gov/eco/help-acceptable-file-type.html#yes>).
- It is an acceptable file size (<http://www.copyright.gov/eco/help-acceptable-files.html#son>).

Upload Your Work(s)

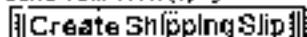
| Work Details | Step 1. Select & Upload Files | View Uploaded File Name(s) |
|---|---|--|
| Case #: 1-2997517283 Title: Photograph of Wooded Mountain Hill Volume: Number: Issue Date: Type of Work: Photograph of Wooded Hill | <input type="button" value="Select files to upload"/> <input type="button" value="Start upload"/> | 3.56 KB <input type="button" value="View"/> |

(2) Send Your Work(s) by Mail:

- Click the "Create Shipping Slip" button in the table below. A Shipping Slip link will appear in the Attachments column.
- Click the Shipping Slip link and print out and attach the shipping slip(s) to your deposit copy(ies). For multiple copies, be sure to attach shipping slips to the corresponding copies.
- Mail the deposit copy(ies) within 30 days to the Copyright Office address at the bottom of the slip Note: Your effective date of registration will be based on the date on which we receive the copies with corresponding shipping slips attached.

Click "Home" after uploading file(s) or creating shipping slip(s). You may verify the submission in the open Cases table on your eCO Home page.

Send Your Work(s) by Mail



| JavaScript:SWESubmitForm | JavaScript:SWESubmitForm | JavaScript:SWESubmitForm | JavaScript:SWESubmitForm | JavaScript:SWESubmitForm |
|---|---|---|---|---|
| (document.SWFForm1_0_6_274_1_2_19_0117) | (document.SWFForm1_0_6_274_1_2_21_0117) | (document.SWFForm1_0_6_274_1_2_21_0117) | (document.SWFForm1_0_6_274_1_2_21_0117) | (document.SWFForm1_0_6_274_1_2_24_0117) |
| Name | Type | Type | Type | Type |
| (document.SWFForm1_0_6_274_1_2_19_0117) | (document.SWFForm1_0_6_274_1_2_21_0117) | (document.SWFForm1_0_6_274_1_2_21_0117) | (document.SWFForm1_0_6_274_1_2_21_0117) | (document.SWFForm1_0_6_274_1_2_24_0117) |
| Date and Time | Date and Time | Date and Time | Date and Time | Date and Time |

We are not liable for errors that occur in the United States Patent and Trademark Office's records or in the records of the Copyright Office. The Copyright Office does not accept responsibility for any errors in the records of the Copyright Office. The Copyright Office does not accept responsibility for any errors in the records of the Copyright Office. The Copyright Office does not accept responsibility for any errors in the records of the Copyright Office.

Copyright Survey: <http://lib.royal.gov/eco/congressional-registry.html>



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Submit Your Work(s)

To complete your submission, please submit the required copy(ies) of your work (http://www.copyright.gov/eco/help-deposit-requirements). You may (1) upload electronic files if the work meets the (upload category.htm); otherwise, you must (2) send the work by mail (do not do both).

(1) Upload your work(s) (http://www.copyright.gov/eco/help-upload-submit.html). Please perform the following steps for the case(s) in the table below.

Step 1: Click the "Select files to upload" button. Using your computer's browser, select your files for the corresponding work then click the "Start Upload" button.

Step 2: After uploading all files for this work, click the corresponding "Complete Your Submission" (http://www.copyright.gov/eco/help-upload-submit.html) button. Files cannot be uploaded a

Please note: Files cannot be returned or deleted once uploaded. To avoid delays and/or a later effective date of registration, please verify the following before uploading a copy of

- It is a category of work that may be uploaded (http://www.copyright.gov/eco/help-upload-category.html)
- It is an acceptable file type (http://www.copyright.gov/eco/help-acceptable-files.html#type)
- It is an acceptable file size (http://www.copyright.gov/eco/help-acceptable-files.html#size)

Upload Your Work(s)

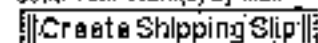
| Case Details | Step 1: Select & Upload Files | Step 2: Complete Your Submission | View Uploaded File Name(s) |
|--|--|---|--|
| Case#: 17-0117289 Title: Photograph of Kateda International, LLC Volume: Number: Expiry Time: Type of Work: Work of the Visual Arts | <input type="button" value="+ Select files to upload..."/> | <input type="button" value="@ Start Upload"/> | View Uploaded File Name(s) --- 5.92 MB |

(2) Send Your Work(s) by Mail:

- Click the "Create Shipping Slip" button in the table below; a Shipping Slip link will appear in the Attachments column.
- Click the Shipping Slip link and print out and attach the shipping slip(s) to your deposit copy(ies). For multiple cases, be sure to attach shipping slips to the corresponding copies.
- Mail the deposit copy(ies) within 30 days to the Copyright Office address at the bottom of the slip. Note: Your effective date of registration will be based on the date on which we receive the copies with corresponding shipping slips attached.

Click 'Home' after uploading files(s) or printing shipping slips(s). You may verify the submission in the case Cases task on your eCO Home page.

Send Your Work(s) by Mail

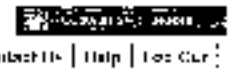


| | | | |
|---|--|---|---|
| <input type="button" value="Create Shipping Slip"/> | <input type="button" value="+ Select files to upload..."/> | <input type="button" value="@ Start Upload"/> | <input type="button" value="View Uploaded File Name(s)"/> |
|---|--|---|---|

Electronic Copyright Office is a service of the United States Copyright Office. It is required to be used for the voluntary filing of information required to be filed in order to register a work for copyright. By providing the information you are agreeing to register your work for copyright, you are agreeing to the copyright law as required by 17 U.S.C. § 109. For more information, please visit the information requested regarding registration of your work for copyright. For more information, please visit the information requested regarding registration of your work for copyright.

http://www.copyright.gov/eco/help-deposit-requirements

Navigation icons: Home, My Profile, Contact Us, Help, Log Out



Submit Your Work(s)

To complete your submission, please submit the required copy(ies) of your work (http://www.copyright.gov/ceohelp/submitreq.htm). You may (1) upload electronic files if the work meets the (Upload category.html); otherwise, you must (2) send the work by mail (Contact Us).

(1) Upload your work(s) (http://www.copyright.gov/ceohelp/uploadtutorial.html). Please perform the following steps for the case(s) in the table below.

Step 1: Click the "Select Files to Upload" button. Using your computer's browser, select your files for the corresponding work then click the "Start Upload" button.

Step 2: After uploading all files for this work, click the corresponding "Complete Your Submission" (http://www.copyright.gov/ceohelp/upload-complete.html) button. Files cannot be uploaded a

Please note: Files cannot be returned or deleted once uploaded. To avoid delays and/or a later effective date of registration, please verify the following before uploading a copy of

- It is a category of work that may be uploaded (http://www.copyright.gov/ceohelp/upload-category.html)
- It is an acceptable file type (http://www.copyright.gov/ceohelp/acceptable-files.html#yes)
- It is an acceptable file size (http://www.copyright.gov/ceohelp/acceptable-files.html#size)

Upload Your Work(s)

| Case Details | Step 1: Select & Upload Files | Step 2: Complete Your Submission |
|---|-------------------------------|--|
| Case # 15-20175-778 Title: Photograph of Michael Jordan (11) Volume: Number: Issue Date: Type of Work: Work of the Visual Arts | | Claim submission is not applicable for this submission. Click on the links below to upload your work or view details of your submission. View Uploaded Files |

(2) Send Your Work(s) by Mail:

- Click the "Create Shipping Slip" button in the table below. A Shipping Slip link will appear in the Attachment column.
- Click the Shipping Slip link and print out and attach the shipping slip(s) to your deposit copy(ies). For multiple cases, be sure to attach shipping slips to the corresponding copies.
- Mail the deposit copy(ies) within 30 days to the Copyright Office address at the bottom of the slip. Note: Your effective date of registration will be based on the date on which we receive the copies with corresponding shipping slips attached.

Click "Home" after uploading files or printing shipping slips. You may verify the submission in the open Cases table on your eCO Home page.

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| | | |
|--|--|--|
| Attachment SWF Form (document/SWFForm1_0_1_1_2_19_01****) [JavaScript:SWFSubmitForm] | Attachment SWF Form (document/SWFForm1_0_1_1_2_22_01****) [JavaScript:SWFSubmitForm] | Attachment SWF Form (document/SWFForm1_0_1_1_2_24_01****) [JavaScript:SWFSubmitForm] |
|--|--|--|

Print your shipping slip and attach it to the deposit copy(ies) of your work. The shipping slip will appear in the Attachment column of the table above. For more information, click on the link in the Attachment column of the table above.

Test Our Service: <http://library.congress.gov/dccpyr/copyright.html>







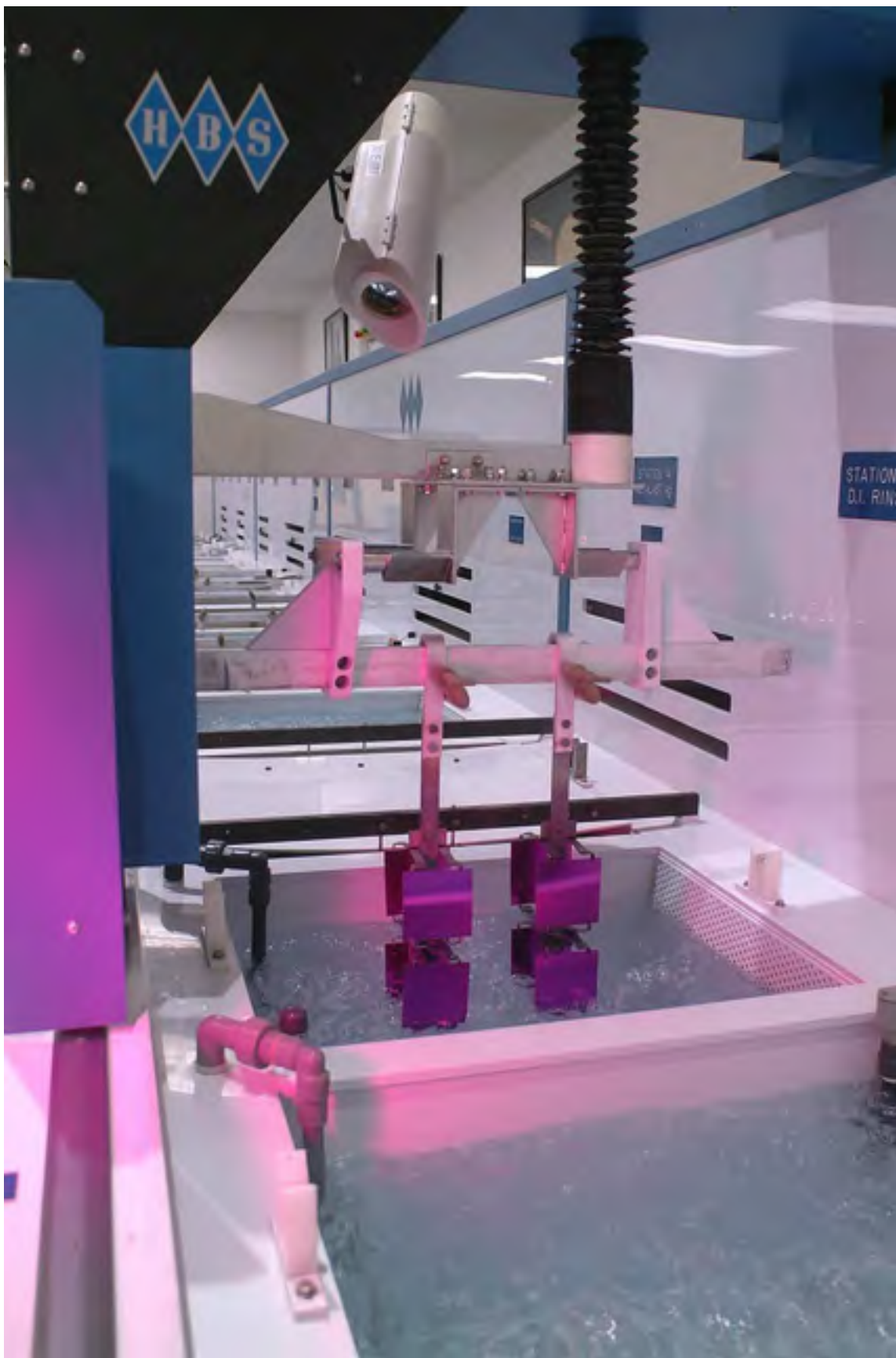


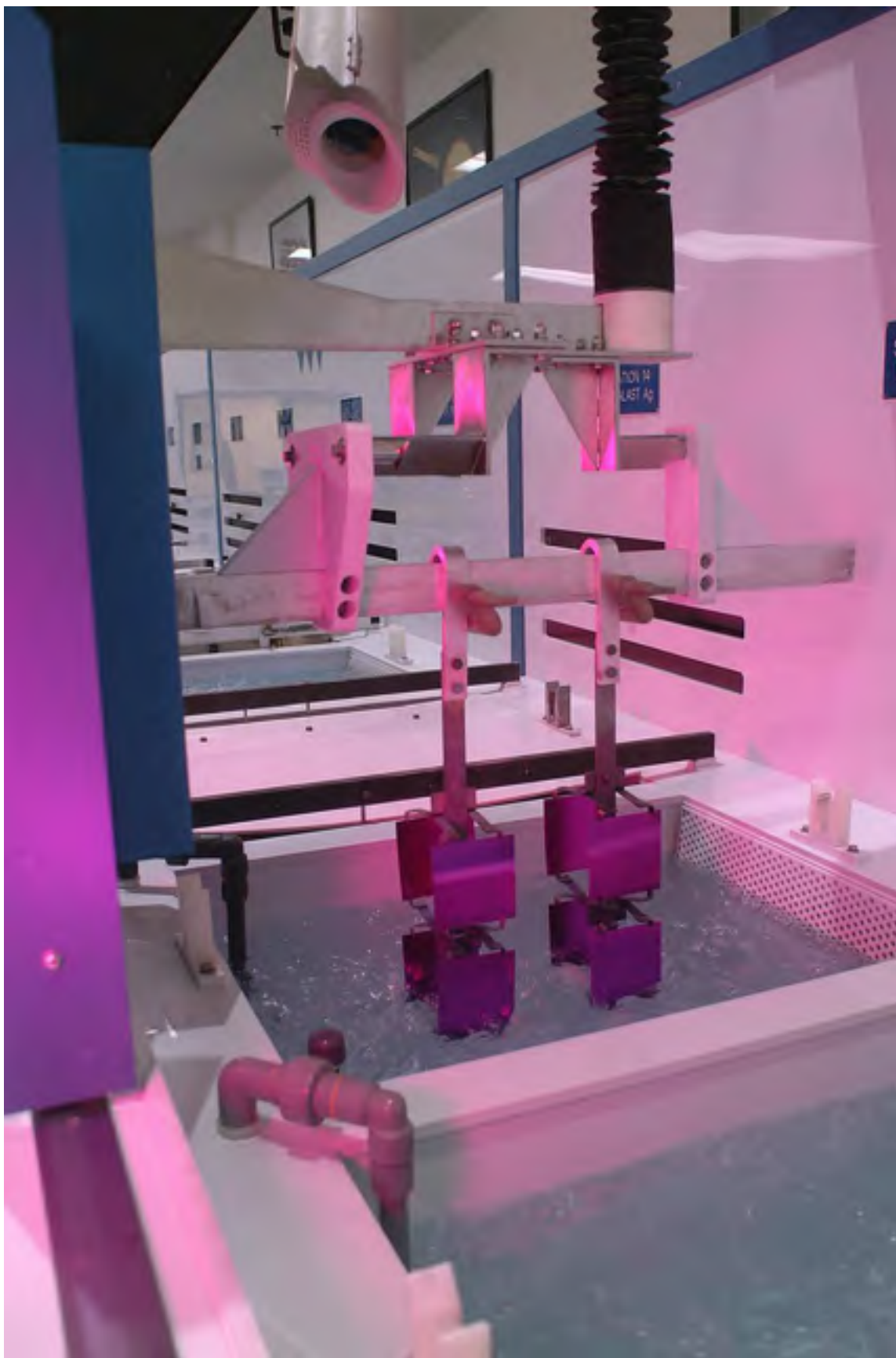


















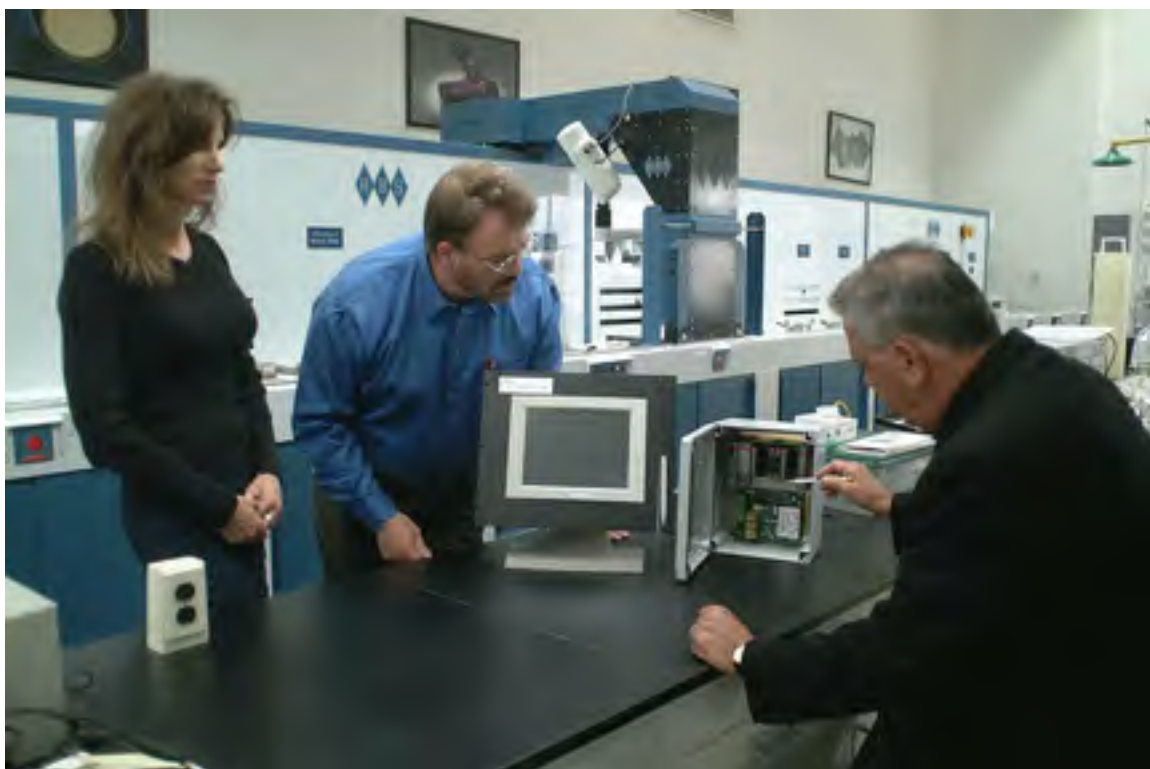






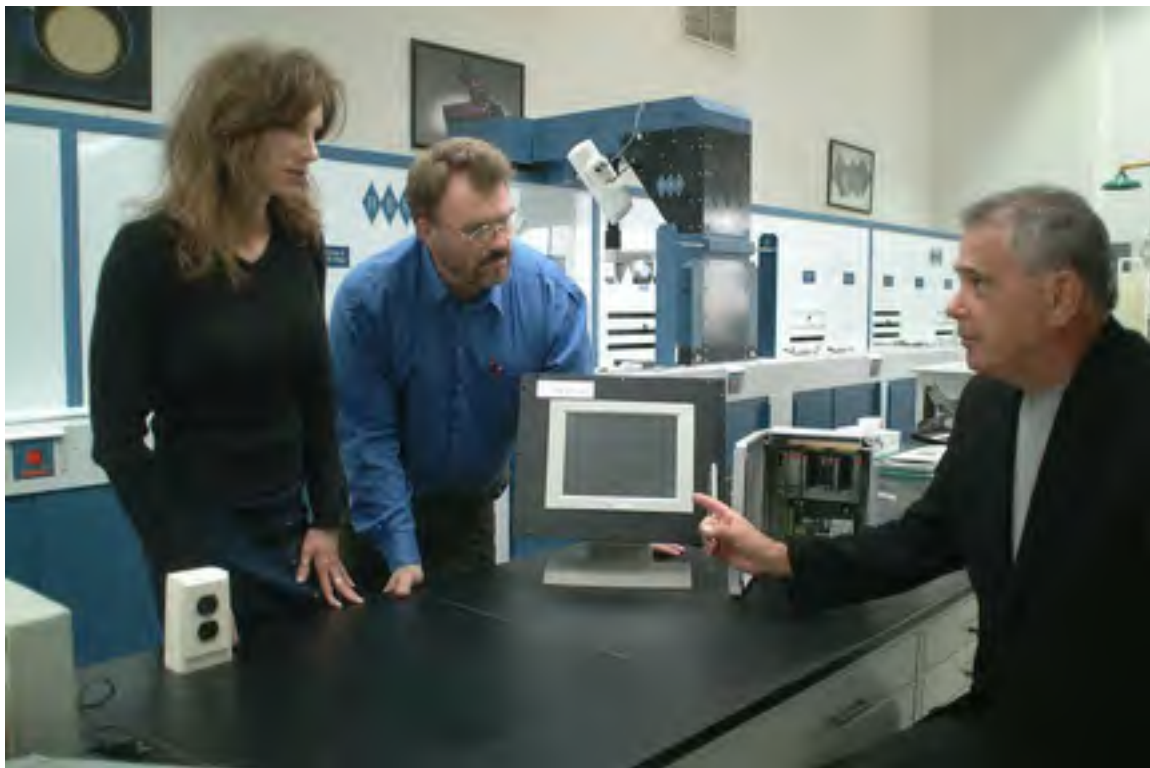












Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Registration Number:
VA 1-954-928

Effective Date of Registration:
May 19, 2015

Maria A. Pallante

Register of Copyrights, United States of America

Title

Title of Work: Photographs of Metacast International, LLC

Completion/Publication

Year of Completion: 2003
Date of 1st Publication: May 23, 2003
Nation of 1st Publication: United States

Author

- Author: Fred W. Cornelius
- Author Created: photograph
- Citizen of: United States
- Domiciled in: United States

Copyright Claimant

Copyright Claimant: Chameleon Surface Technology, LLC
2241 Park Place, Building B, Minden, NV, 89423, United States
Transfer statement: By written agreement

Rights and Permissions

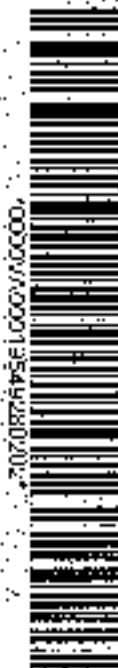
Organization Name: Holland & Hart LLP
Name: Robert C. Ryan
Email: rryan@hollandhart.com
Telephone: (773) 877-1000
Address: 5441 Kietzke Lane
Second Floor
Berm, NV 89511, United States

Certification

Name: Madelon Meiling
Date: May 19, 2015

Applicant's Tracking Number: 85515.0011

Copyright Office notes: Regarding registration of multiple works made as unpublished collection.



Registration #: *-APPLICATION-*
Service Request #: 1-2421607301

Mail Certificate

Holland & Hurt LLP
Robert C. Ryan
5441 Kietzke Lane
Second Floor
Reno, NV 89511 United States

Priority: Routine

Application Date: May 28, 2015

Correspondent

Organization Name: Holland & Hurt LLP
Name: Robert C. Ryan
Email: rryan@hollandhurt.com
Telephone: (775)327-3000
Fax: (775)786-6179
Address: 5441 Kietzke Lane
Second Floor
Reno, NV 89511 United States

Registration Number

-APPLICATION-

Title _____

Title of Work: METALAST IPC LinePm

Completion/Publication _____

Year of Completion: 2002
Date of 1st Publication: May 22, 2002
Nation of 1st Publication: United States

Author _____

• Author: Fred W. Cornelius
Author Created: photograph
Work made for hire: No
Citizen of: United States

Copyright Claimant _____

Copyright Claimant: Chetron Surface Technology, LLC
2241 Park Place, Building B, Minden, NV, 89423
Transfer statement: By written agreement

Limitation of copyright claim _____

Material excluded from this claim: photograph
New material included in claim: photograph, 2-D artwork

Rights and Permissions _____

Organization Name: Holland & Hart LLP
Name: Robert C. Ryan
Email: roryan@hollandhart.com
Telephone: (775)327-3000
Address: 5441 Kietzke Lane
Second Floor
Reno, NV 89511 United States

Certification _____

Name: Madylon Meiling
Date: May 28, 2015
Applicant's Tracking Number: 85518.0013



Registration #: *-APPLICATION-
Service Request #: 1-2421695607

Mall Certificate

Holland & Hart LLP
Robert C. Ryan
5441 Kierzke Lane
Second Floor
Reno, NV 89511 United States

Priority: Routine

Application Date: May 28, 2015

Correspondent

Organization Name: Holland & Hart LLP
Name: Robert C. Ryan
Email: rryan@hollandhart.com
Telephone: (775)427-3100
Fax: (775)786-6179
Address: 5441 Kierzke Lane
Second Floor
Reno, NV 89511 United States

Registration Number

-APPLICATION-

Title

Title of Work: Metalast Jubilee & PDA Image

Completion/Publication

Year of Completion: 2004
Date of 1st Publication: September 09, 2004
Nation of 1st Publication: United States

Author

• Author: Metalast International, LLC
Author Created: Artwork
Work made for hire: Yes
Citizen of: United States

Copyright Claimant

Copyright Claimant: Chemcon Surface Technology, LLC
2241 Park Place, Suite B, Minden, NV, 89423, United States
Transfer statement: By written agreement

Limitation of copyright claim

Material excluded from this claim: photograph, 2-D artwork

New material included in claim: 2-D artwork, Claimant is unsure if the image PDA and hands holding it and the pen are original to this work

Rights and Permissions

Organization Name: Holland & Hart LLP
Name: Robert C. Ryan
Email: rryan@hollandhart.com
Telephone: (775)327-3000
Address: 54-1 Kietzke Lane
Second Floor
Reno, NV 89511 United States

Certification

Name: Modylor Meiling
Date: May 28, 2015
Applicant's Tracking Number: R5518,0016



Registration #: "APPLICATION"
Service Request #: 1-2421605522

Mall Certificate

Holland & Hart LLP
Robert C. Ryan
5441 Kietzke Lane
Second Floor
Reno, NV 89511 United States

Priority: Routine

Application Date: May 28, 2015

Correspondent

Organization Name: Holland & Hart LLP
Name: Robert C. Ryan
Email: rryan@hollandhart.com
Telephone: (775)327-3000
Fax: (775)786-6179
Address: 5441 Kietzke Lane
Second Floor
Reno, NV 89511 United States

Registration Number

-APPLICATION-

Title

Title of Work: Mercant JobPro Image

Completion/Publication

Year of Completion: 2004
Date of 1st Publication: August 17, 2004
Nation of 1st Publication: United States

Author

- Author: Mercant International, LLC
Author Created: Images
Work made for hire: Yes
Citizen of: United States

Copyright Claimant

Copyright Claimant: Chemtron Surface Technology, LLC
2241 Park Place, Suite B, Minden, NV, 89423, United States
Transfer statement: By written agreement

Limitation of copyright claim

Material excluded from this claim: photograph
New material included in claim: photograph, 2-D artwork

Rights and Permissions

Organization Name: Holland & Carl LLP
Name: Robert C. Ryan
Email: reryan@hollandcarl.com
Telephone: (775)827-3000
Address: 5441 Kierkegaard Lane
Second Floor
Reno, NV 89511 United States

Certification

Name: Madelon Meiling
Date: May 28, 2015
Applicant's Tracking Number: 85518.0015



Registration #: *-APPLICATION-*
Service Request #: 1-2421603377

Mail Certificate

Holland & Hart LLP
Robert C. Ryan
5441 Kietzke Lane
Second Floor
Reno, NV 89511 United States

Priority: Routine

Application Date: May 28, 2015

Correspondent

Organization Name: Holland & Hart LLP
Name: Robert C. Ryan
Email: rryan@hollandhart.com
Telephone: (775) 327-4000
Fax: (775) 786-6179
Address: 5441 Kietzke Lane
Second Floor
Reno, NV 89511 United States

Registration Number

-APPLICATION-

Title

Title of Work: Turkey Equipment Solutions Brochure Page

Completion/Publication

Year of Completion: 2004
Date of 1st Publication: September 09, 2004
Nation of 1st Publication: United States

Author

- Author:** Metalast International, LLC
Author Created: text, Layout
Work made for hire: Yes
Citizen of: United States

Copyright Claimant

Copyright Claimant: Chemoon Surface Technology, LLC
3741 Park Place, Suite B, Minden, NV, 89425, United States
Transfer statement: By written agreement

Limitation of copyright claim

Material excluded from this claim: photograph(s), artwork

New material included in claim: text, artwork

Rights and Permissions

Organization Name: Holland & Hart LLP
Name: Robert C. Ryan
Email: rryan@hollandhart.com
Telephone: (775)337-3000
Address: 5441 Kietzke Lane
Second Floor
Reno, NV 89511 United States

Certification

Name: Madylou Meiling
Date: May 28, 2015
Applicant's Tracking Number: 85518.0014

TURNKEY/EQUIPMENT solutions

IMAGINE THE ADVANTAGES OF TEAMING WITH ONE COMPANY HAVING THE EXPERTISE TO COORDINATE ANY OR ALL ASPECTS OF YOUR NEXT PROJECT. CONSIDER ONE POINT OF CONTACT FOR ALL OF YOUR CONSULTING, DESIGN, ENGINEERING, CONSTRUCTION, EQUIPMENT, CHEMISTRY, TRAINING AND MANAGEMENT NEEDS. ENVISION THE COMBINED RESOURCES OF THE WORLD'S MOST QUALIFIED FIRMS SEAMLESSLY INTEGRATED INTO A SINGLE OPERATION TO ASSURE YOUR PROJECT SUCCESS...

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METMAST provides complete turnkey finishing systems from concept to completion. Our partnership with CHM HILL is respected industry leader with public and private clients worldwide allows us to offer unparalleled expertise in equipment, construction operations, project management and technical services for any major facility project.

Facility Support and Equipment Solutions

METMAST can build an operation from the ground up, managing all the aspects of operating, facility design and build, equipment specifications and implementation, employee training and hiring, as well as long term facility maintenance management and support. Whether your needs are for one piece of the puzzle or an answer to all of your requirements, METMAST is the most efficient solution for an affordable, cost effective project management and implementation. With one company taking full responsibility of the project, delivery is streamlined, quality is assured and project costs are reduced.

Automated and Manual Process Line Solutions

METMAST can provide equipment from single tanks to completely automated wet process lines. METMAST equipment is produced by our specifications using the best manufacturing processes available. METMAST has the knowledge to design equipment around a specific process, thereby optimizing productivity and quality.

Waste Management Solutions

METMAST has closed loop or flow through waste management solutions that can fit your requirements, regardless of the size or complexity of the job. We offer all the resources for program and process management, planning and integration, environmental scientist, natural resource protection, and strategic environmental management.

• professionalism • proficiency • project success

"GOPro"

FACILITATE PROVEN EXPERTISE

Registration #: 0-APPLICATION-
Service Request #: 1-2434/90521

Mail Certificate

Holland & Hart LLP
Robert C. Ryan
5441 Kierzko Lane
Second Floor
Reno, NV 89511 United States

Priority: Routine

Application Date: June 01, 2015

Correspondent

Organization Name: Holland & Hart LLP
Name: Robert C. Ryan
Email: rryan@hollandhart.com
Telephone: (775) 274-5000
Address: 5441 Kierzko Lane
Second Floor
Reno, NV 89511 United States

Registration Number

-APPLICATION-

Title _____

Title of Work: Process Control Solutions Brochure Page

Completion/Publication _____

Year of Completion: 2004
Date of 1st Publication: September 20, 2004
Nation of 1st Publication: United States

Author _____

* Author: Metlast International, LLC
Author Created: Text, layout
Work made for hire: Yes
Originated in: United States

Copyright Claimant _____

Copyright Claimant: Chemeca Surface Technology, LLC
2041 Park Place, Suite B, Minden, NV, 89423, United States
Transfer statement: By written agreement

Limitation of copyright claim _____

Material excluded from this claim: photographs, artwork
New material included in claim: Text, layout, layout artwork

Rights and Permissions _____

Organization Name: Holland & Hart, LLP
Name: Robert C. Ryan
Email: rryan@hollandhart.com
Telephone: (775)377-5000
Address: 5441 Kietzke Lane
Second Floor
Reno, NV 89511 United States

Certification _____

Name: Meeting Meeting
Date: June 01, 2015
Applicant's Tracking Number: 855790014

PROCESS CONTROL solutions

IMAGINE A CHOICE OF PROCESS CONTROL SYSTEMS THAT BENEFIT BOTH METAL FINISHERS AND THE MANUFACTURERS THEY SERVE - AFFORDABLE, EASY-TO-USE, OFF-THE-SHELF, TOUCH SCREEN CONTROLLERS THAT INSTALL TO EXISTING EQUIPMENT, STORE HUNDREDS OF RUN STRATEGIES, AND AUTOMATE THE PRIMARY BATH (OR THE ENTIRE PROCESS LINE), PROVIDES GREATER THROUGHPUT FOR THE FINISHER AND THE SUPERIOR ACCURACY, QUALITY, CONSISTENCY, AND REPEATABILITY THAT INDUSTRY NEEDS TO STAY COMPETITIVE....



IT'S A NEW ERA IN METAL FINISHING. EXPLORE THE POSSIBILITIES.

JOBPro™

The JobPro is designed for manually operated job shops as well as fully automated facilities. The JobPro controls all of the electrolytic waf processes in the primary process tank, and is ISO, QS and NADCAP compliant. Key benefits for JobPro users include: increased throughput and productivity, improved product consistency, fewer rejects and reworks and printable process verification. In addition, the JobPro allows the facility to create, save and edit custom voltage or current density strategies and settings.

JOBPROTECH™

The JobProTech is a licensed METALAST product, only available to pre-qualified companies. It uses METALAST current density recipes developed and maintained via modern connection by the METALAST Support Team at the METALAST Technical Center. A key element of the METALAST Technology is the METALAST proprietary anodizing additive, AA-200. The AA-200 allows JobProTech users to operate at higher current densities with METALAST specified recipes, resulting in increased throughput and decreased burning tendencies.

ANOTRACKPro™

A fully programmable solution for process tracking, alarming and reporting on products as they progress through a manual process line or facility. It features wireless, handheld PDAs, able to guide operators through all aspects of a manual process or multiple processes simultaneously. Real time data for each lot can be monitored and reported to a base station computer.

“GO Pro”

PROFIT FROM PROCESS

programmability • productivity • profitability

Registration #: *-APPLICATION-
Service Request #: 1-3132012961

Mail Certificate

Holland & Hart LLP
Jessica A. Neville
Attn: Copyright Docketing
P.O. Box 8749
Denver, CO 80201-8749 United States

Priority: Routine

Application Date: February 15, 2016

Correspondent

Organization Name: Holland & Hart LLP
Name: Jessica A. Neville
Email: janeville@hollandhart.com
Telephone: (303)473-4807
Fax: (303)473-2720
Address: Attn: Copyright Docketing
P.O. Box 8749
Denver, CO 80201-8749 United States

Registration Number
-APPLICATION-

Title _____

Title of Work: NARA Presentation

Completion/Publication _____

Year of Completion: 2010
Date of 1st Publication: June 30, 2010
Nation of 1st Publication: United States

Author _____

- **Author:** Chemeon Surface Technology, LLC
Author Created: photograph, 2-D artwork, text
Work made for hire: Yes
Citizen of: United States
Domiciled in: United States

Copyright Claimant _____

Copyright Claimant: Chemeon Surface Technology, LLC
2241 Park Place, Building B, Minden, NV, 89423, United States

Limitation of copyright claim _____

Material excluded from this claim: photograph, 2-D artwork

New material included in claim: photograph, 2-D artwork, text

Rights and Permissions _____

Organization Name: Chemeon Surface Technology, LLC
Address: 2241 Park Place
Building B
Minden, NV 89423 United States

Certification _____

Name: Jessica A. Neville
Date: February 15, 2016

Applicant's Tracking Number: 85518.TBD

EXHIBIT "4"

Copyright Registration Applications, Correlating Deposits of Work,
and Issued Certificates of Registration

Part 2 of 2

EXHIBIT "4"

introducing
METALAST TCP-HF (Hexavalent Free)™

Metal finishing's environmentally safe and superior performance replacement for Hexavalent Chromates

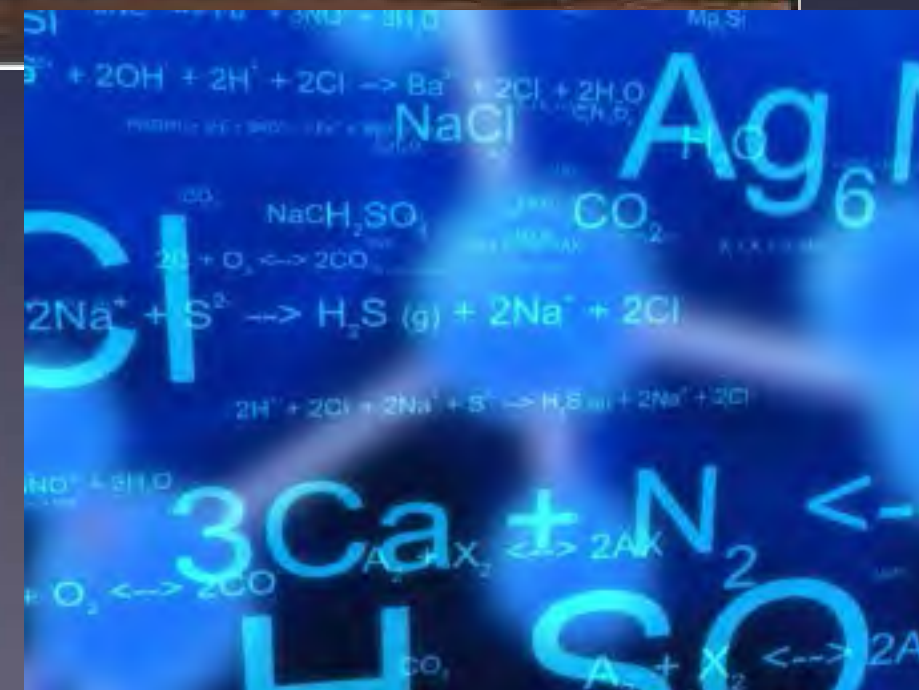
A World-Friendly Solution with World-Class Performance



METAL FINISHING'S SOLUTIONS PROVIDER



- “Green” Metal Finishing Technology Company
- \$60 billion global metal finishing industry
- Specialty chemicals and process automation
- Navy Partner for safe Cr6+ replacement
- Hexavalent chromium (Cr6+) or “Erin Brockovich”
- Solutions and Problem Solver to the Fortune 500
- METALAST TCP-HF specified by 55-companies





- First to launch \$4M T-REX mobile marketing
- Patent Pending for “No Chrome” solution (Mar 2010)
- Regulations to remove Cr6+ from supply chains
- R&D with Boeing, Air Force and Pratt & Whitney
- “SIT” driveshaft in 2,000,000 units in Jeep (2005-2010)
- METALAST (MTL) used by Navy (NADEP) - Jacksonville
- 2008 NESDI Report calls conversion to METALAST





Investment Highlights

- Headquartered in Minden, Nevada (est. 1995)
- \$50 million of investment to date + \$22 million debt
- \$22 million debt (10% paid, 30% discount and 60% converts to common)
- Seeking capital to grow and expand markets
- Proj. Revenues - 2014 EBIT @ 8 P/E & 15 P/E = IRR 38.10% - 48.64%
 - 2010 - \$ 7,413,120
 - 2011- \$ 20,445,026
 - 2012 - \$ 39,190,823
 - 2013 - \$ 67,864,675
 - 2014 - \$ 102,552,224





Today's METALAST - 2010

METALAST: The Pinnacle of Advanced Coatings and Emerging Green Surface Finishing Technologies, Providing the Critical Component of Unparalleled Customer Service.



- Improving the quality of products for Manufacturers
- Core competency - “Green” chemicals and process control
- Industry served (metal finishing - anodizing, electroplating and various coating)
- Cr6+ is known carcinogen being banned worldwide
- Selected by U. S. Navy (NAVAIR) as one of four licensee's
- Of 42 Cr6+ replacements only four with QPL Approval
- METALAST TCP-HF is Navy TCP (Cr3+) reformulation



Today's METALAST - 2010

METALAST: The Pinnacle of Advanced Coatings and Emerging Green Surface Finishing Technologies, Providing the Critical Component of Unparalleled Customer Service.



- Cr6+ not obscure chemical, it is a major anti-corrosive
- TCP-HF is also room temperature anodizing seal (versus 200F)
- Bringing effective removal of Cr6+ from environment
- AA-200, ~~CP~~ **CP 6800**, software and wet process line equipment
- Pratt & Whitney licensed Cr3+ (METALAST TCP-NP) product





Today's METALAST - 2010

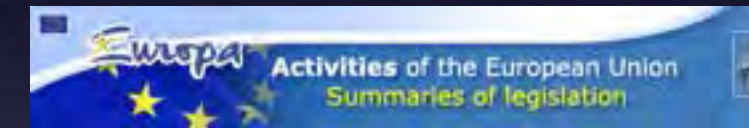


- CNBC news "CA Jobs - Reno 911" nationally broadcasted on April 24, 2009
- Nevada - with no state income taxes is ranked second in nation by SBI
- Greater Reno market has direct access to a highly skilled California labor pool
- MTL Recognized as Nevada's "Spotlight Company" by U.S. Senator (Apr 2009)



Key Market Issues

- “Green” Technologies - products and processes
- Chemical specifications lengthy, tedious and costly
- Market leader “Alodine” dominated market for 60-years
- RoHS and U.S. PEL - global directives mandate removal
- U.S. Government and DoD enforcing compliance
- Manufacturers demand consistency and accountability
- Automation and Efficiency = Globally Competitive





Primary TCP-HF Competition



- Since 1950 - \$25 billion Henkel owns Alodine brand (+/- 60% market share globally)
- SurTec and Luster-On lesser performing products with little tech support
- MacDermid, Houghton and Luster-On products deliver minimal performance
- Chemetall sells Cr6+ and TCP-HF, but must soon fully comply with regulations



Metal Finishing Market Demand

Non-Ferrous metals of aluminum, titanium and magnesium applications in the areas of chromate conversion, Type II & Type III anodizing, anodizing seal, pre-paint, E-coat, powder coat and CARC (Chemical Agent Resistant Coating)

- 5,000 domestic job shops and total 65,000 metal finishers worldwide
- Spend \$45,000 annual chromate conversion and \$75,000 as anodizing seal
- Global anodizing additive market at 13,000 x \$25,000 = \$325M annual (est.)
- Non Cr6+ at \$3B annual + 13,000 anodizers seal market = \$975M (est.)
- **+\$4.3 billion global @ 3% market share = \$125M in chemical revenue (2014)**





M.F. Industry and Diverse Market

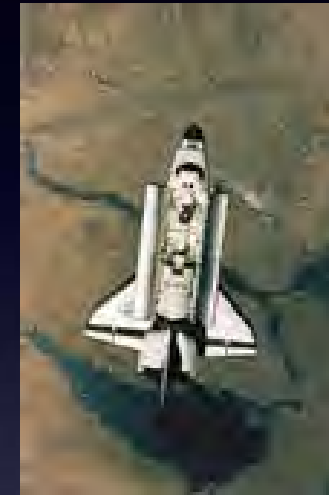
Specific non-ferrous metal applications including aluminum, titanium and magnesium

- Many industrial sectors including:

- ▶ Aircraft and Aviation



- ▶ Aerospace Primary and Secondary



- ▶ Automotive OEM and Tier #1



- ▶ Department of Defense

- ▶ Electronics and Electrical Equipment



- ▶ Telecommunication Infrastructure



- ▶ Common household products like cookware



- Market sectors should begin to see exponential revenues growth



Coatings Industry Market Demand

Ferrous metal applications for anti-corrosion protection on steel, tin and iron as undercoating or top coat over phosphates (zinc, iron and manganese) in the specific areas of paint, E-coat, powder coat and CARC

- Global Paint and Coatings Industry Market (ACA) is estimated at \$85 billion
- Industrial applications estimated at 56% (\$48B) and architectural at 44% (\$37B)
- U.S. paint and coatings manufacturing industry represents \$20 billion annually
- **NACE & U.S. DOT estimate annual corrosion costs at \$276 billion (3.1% of GDP)**





Coatings Industry - A Diverse Market

Specific ferrous metal applications for anti-corrosion protection bonding and adhesion on steel, tin and iron






Benefits of Process Control

- Industrial process control software
 - Developed for the metal finishing industry
 - Advanced JobPro controls entire process line
 - Ruggedized hardware with touch-screen controls
- Greater product consistency and productivity
- JobPro is validated by a 10-year track record
- Navy at Jacksonville calling for all DoD to adopt METALAST “Best Practices” technology worldwide
- \$25 billion Flextronics specified METALAST anodizing for its PC notebook supply chain in China (March 2010)





Company Overview

- 17,000 square foot Technical and Training Center
- Chemical and metallurgical scientists and tech staff
- PC software engineers and industry professionals
- 27 employees - 10 dedicated technical sales personnel
- 10 Distributors with a total of 300 Sales Reps
- METALAST brand recognized by most Fortune 500
- METALAST  CP 6800 “Zero Chrome” (May 2010)

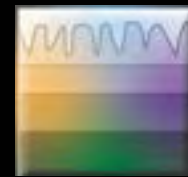




Company Overview



- Offsite manufacturing by three precision blenders
- Partnerships with U. S. Navy, Air Force and Army
- On-going R&D/technical support relationships with:
 - BAE Systems, Lockheed, Raytheon and UTC
 - DoD, Bath Ironworks and General Dynamics
 - Chrysler, Ford, GE Healthcare, Honeywell and Tyco
 - Allied Tube, Goodrich, NASA and Weber Aircraft
- T-REX Tour (2004-2007) - Visited Fortune 500 coast to coast



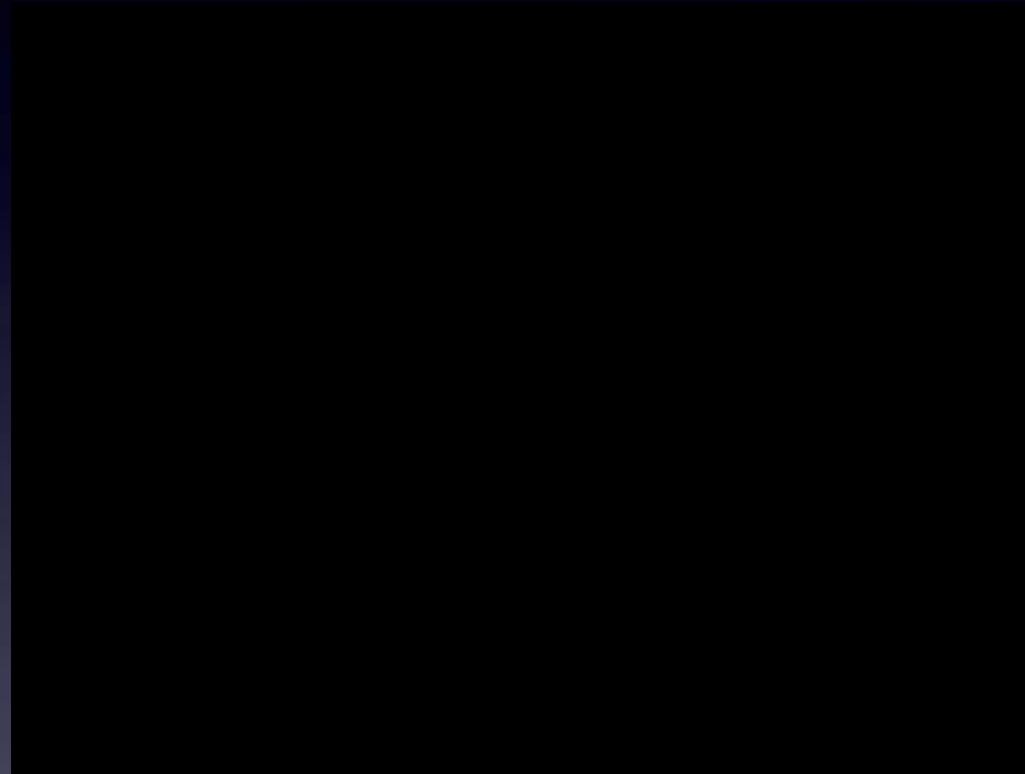
T-REX Mobile Marketing Strategy

- November 2004 - December 2007: *“T-REX (Touring Research and Educational Exhibit) was the single most significant decision, which defined the pivotal years for our Company and is the cornerstone of the METALAST brand.”*
David M. Semas, Chairman/CEO
 - ✓ 1,250 seminars - 10,000 engineering professionals
 - ✓ 400 manufacturers - many of the Fortune 500
 - ✓ 3-year tour - traveled 89,000 miles over 31 states
 - ✓ Changed methodology of the largest companies
 - ✓ Against all odds, adapted and endured difficulties
 - ✓ Impacting status quo of 100-year old industry





T-REX Mobile Marketing Strategy





T-REX Envisioned (2004-2007)

- Reached masses by bringing the METALAST “Best Practices” story to them
- No hassle free seminars at engineers facilities
- 3-year T-REX “*Solutions Providers Tour*” (Nov ‘04)



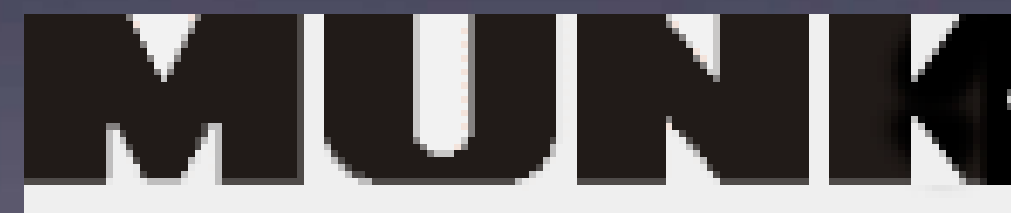
➔ Over 1,250 - 2-hour seminars held before many of the Fortune 500





Partnerships & Alliances Created

- SIC Technologies (chemicals & dyes)
- Price Industries & M.E. Baker (process line equipment)
- Pratt & Whitney (METALAST TCP-NP)
- ASC Process Systems (partial automation)
- American Plating (power supply and rectifiers)
- Process Chiller Systems (refrigeration)





Strategic Partnerships Alliances

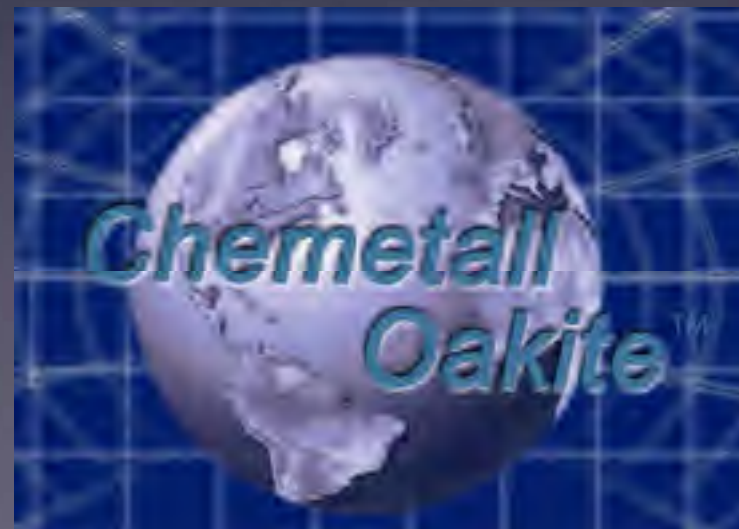
- NAVAIR License for “Green” Cr6+ alternative
- NADEP Jacksonville, FL - 6 year Licensee
- Pratt and Whitney - METALAST TCP-NP
- U.S. Air Force on SBIR Research Grant
- Chemetall GmbH - \$3B specialty chemical giant
- Visteon & Chrysler 2,000,000 driveshaft units
- P&W specified TCP-HF anodizing seal to global supply chain of 750 vendors





Chemetall US Partnership

- Needed to align with respected chemical company
- Fortune 500 wouldn't specify small chemical company
- Chemetall makes 2x the profit selling Cr6+ product
- U.S. and European Directives will force compliance
- Independent distributor margins are between 30% - 40% higher than Chemetall net adjust profit margins (NAPM)





TCP-HF Manufacturing & Independent Distribution Network

- QualiChem - TCP-HF production (Oct '08)
- QualiChem - TCP-HF EPA production (Mar '09)
- Expanding to West Coast and International markets
- Distributor strategy opens domestic and global markets
- \$15.00 average wholesale pricing, with MTL 40% NAPM





T-REX Seminar Attendees & Manufacturer Specification Approvals

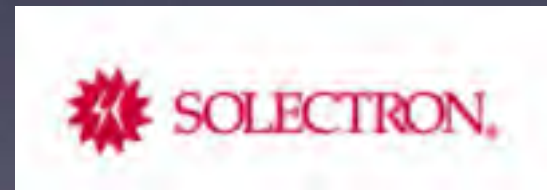
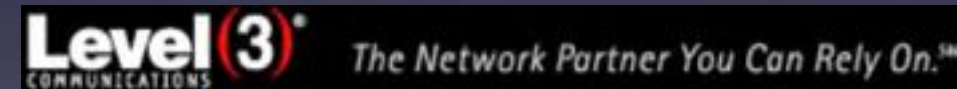
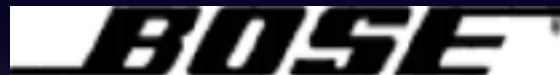


ALCOA





T-REX Seminar Attendees & Manufacturer Specification Approvals





METALAST Key Management

- David M. Semas - Chairman/CEO: 17-years MF industry - former EVP Shearson/American Express
- James C. Kieckhafer - CFO: CPA - Senior Partner for Arthur Anderson & Company, METALAST ('94)
- Jeff Mackinen - SVP Administration: 25-years in banking, METALAST ('94) - BS Finance/Admin
- Wendi Fauria - VP Accounting: 15-years MF industry, METALAST ('94) - BS Accounting/CPA Exam
- Harish Bhatt - VP Technical Support: 20-years Ford Executive (STF) - MBA/BS Chemical Engineering
- Byron Estes - VP Sales Support: 30 years industry METALAST ('98) - GM the largest anodizers in U. S.





METALAST Key Management

- Greg Semas - VP Sales and Marketing: 15-years MF industry, METALAST ('94) - BS Marketing
- Alp Manavbasi, Ph.D. - VP Technology: UNR Assoc. Professor - BS and MS in Metallurgical Engineering
- Kevin Bodily - Engineer: 25-years process control C-Programming - BS Electrical Engineering
- Syam Nibhan - Senior Lab Metallurgist - BS and MS in Metallurgical Engineering
- Keith Johnson - Anodizing Technician: 35 years anodizing industry as Technical Production Manager





Barriers to Entry

- Significant time - patient capital required
- +\$50 million dollars of investment to date
- A decade of R&D, specs and branding
- Chemical testing/approvals 5-year process
- Recruit, hire and train tech/sales staff
- Assemble global distribution network
- **Very fragmented target market that is extremely difficult to penetrate**



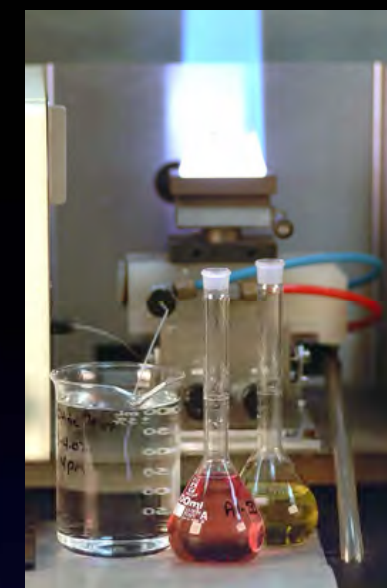
Tech Center



Laboratory



Anodizing Process Line



Chemistry



Process Control

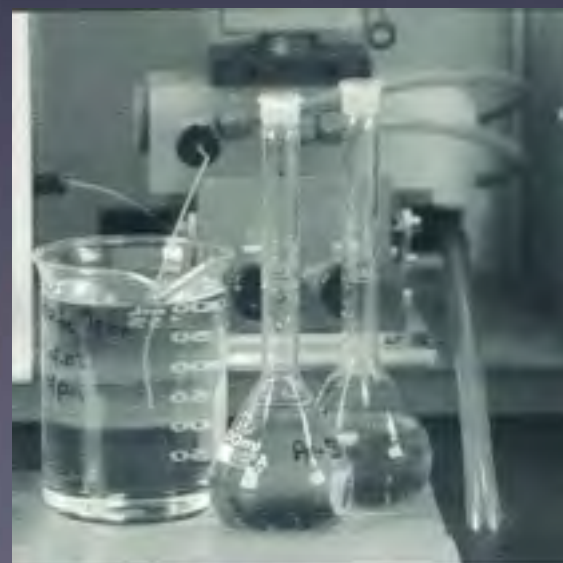
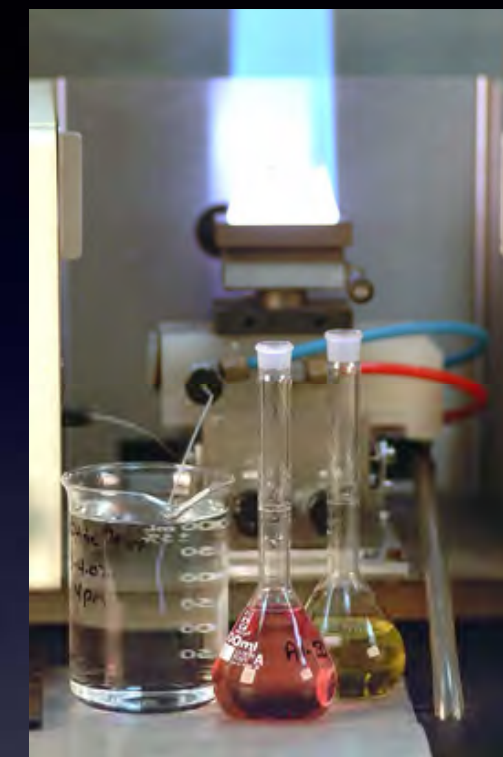


Tech Support Staffing



Exit Strategy

- 5-year projected investment holding period
- +40% margins with impressive EBITDA at +30%
- Diversified industrial sectors - broad customer base
- Attractive to Dow, DuPont, PPG, BASF, Henkel, Houghton, Sherwin-Williams or Hentzen Coatings
- Ideally positioned for future sale, merger or IPO





Closing Statement

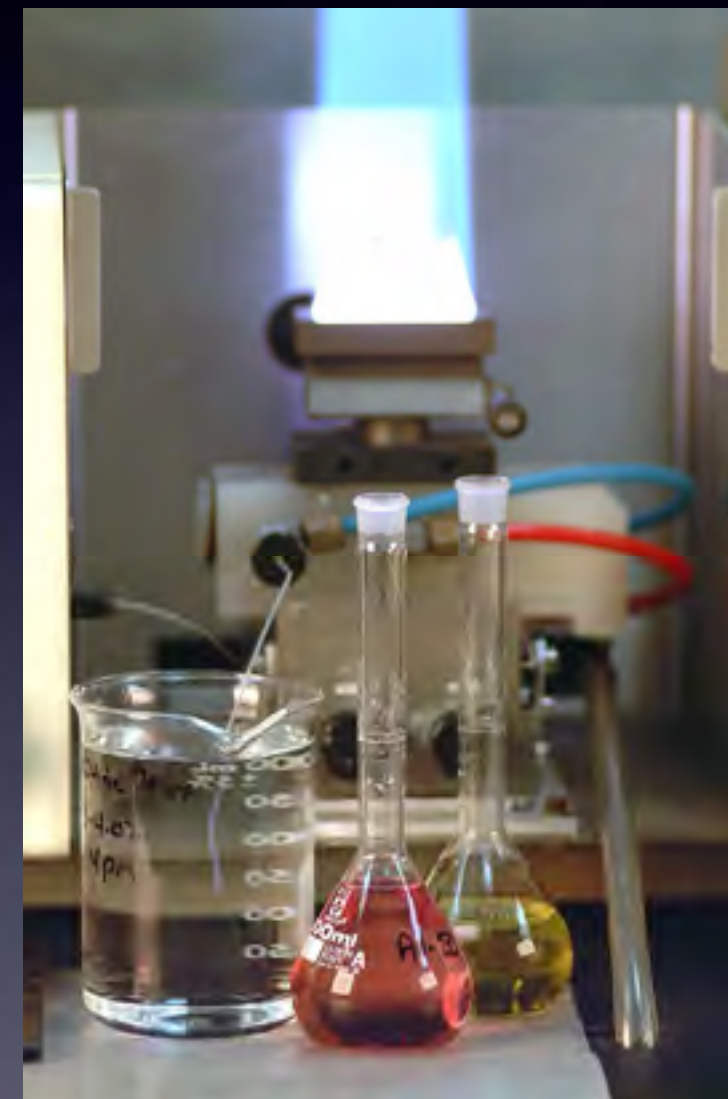
- 14-years of establishing METALAST brand
- First to take a solutions and problem solving approach
- 10,000 engineers attended 1,250 T-REX seminars
- TCP-HF specified by 55 companies worldwide
- Partnered with Navy, Air Force and Pratt & Whitney
- Market driving global regulations and public opinion
- METALAST has been featured by an award-winning film maker for the upcoming release of *“Eco-Nomic\$ - Why Going Green Is Not Black and White”*, scheduled for its 2011 Film Premier at “The Sundance Film Festival”





Closing Statement

- **SIX REASONS TO CAPTURE MARKET SHARE**
 - (1) Best NAVY TCP products as validated by industry
 - (2) One of four of 42 replacements QPL approved
 - (3) TCP-HF EPA is the only QPL approved additive
 - (4) TCP-NP (P&W) is a complimentary alternative
 - (5) ~~CP 6800~~ “Zero” or “No Chrome” breakthrough
 - (6) AA-200 performance is becoming DoD mandated
- **Products have brand appeal and create a “Grand Slam”**
- **TCP-HF and AA-200 gaining market acceptance each day**





Closing Statement



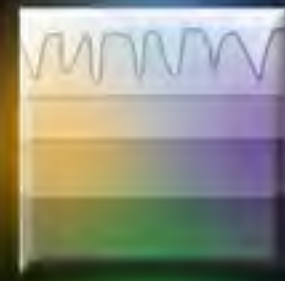
- NESDI calling for DoD to convert to METALAST “Best Practices”
- Distributor network already grown to over 300 field Sales Reps
- Galaxy and Global Trading Commodities opening world markets
- Tested, proven, seasoned and fiscally responsible management team



Final Closing Statement



- After 100-years of status-quo, metal finishing is now positioned for change
- Executives, shareholders and consumers are demanding green products
- Market leader Henkel focused on retail products - not MF industrial markets
- METALAST business-to-business brand is trusted by many of the Fortune 500
- Products, tech support, R&D, training and education represent “Cutting Edge”



METALAST[®]
INTERNATIONAL, INC.

Metal Finishing's Solutions Provider

CHEAPER THAN WATER!
AND ALMOST AS SAFE...

METALAST TCP-HF

Metal Finishing's MOST Cost Effective, Superior Performing & Environmentally Friendly ANODIZING SEAL

introducing
METALAST TCP-HF (Hexavalent Free)[™]
Metal finishing's environmentally safe and superior performance replacement for Hexavalent Chromates

A World-Friendly Solution with World-Class Performance

METALAST[®]
INTERNATIONAL, INC.
METAL FINISHING'S SOLUTIONS PROVIDER

THANK YOU

Submit Your Work(s)

To complete your submission, please submit the required copy(ies) of your work (<http://www.copyright.gov/eco/help-deposit-req.html>). You may (1) upload (<http://www.copyright.gov/eco/help-upload-tutorial.html>); otherwise, you must (2) send the work by mail (do not do both).

- (1) Upload your work(s) (<http://www.copyright.gov/eco/help-upload-tutorial.html>): Please perform the following steps for the case(s) in the table below.
Step 1: Click the "Select files to upload" button. Using your computer's browser, select your files for the corresponding work then click the "Start upload" button.
Step 2: After uploading all files for this work, click the corresponding "Complete Your Submission" (<http://www.copyright.gov/eco/help-upload-complete.html>)

Please note: Files cannot be returned or deleted once uploaded. To avoid delays and/or a later effective date of registration, please verify the following:

- It is a category of work that may be uploaded (<http://www.copyright.gov/eco/help-upload-category.html>)
- It is an acceptable file type (<http://www.copyright.gov/eco/help-acceptable-files.html#type>)
- It is an acceptable file size (<http://www.copyright.gov/eco/help-acceptable-files.html#size>)

Upload Your Work(s)

| Case Details | Step 1: Select & Upload Files | | |
|--|---|------------------------------|--|
| Case #: 1-4642683403 Title: 2002 Job Pro Web Page Advertisement Volume: Number: Issue Date: Type of Work: Literary Work | + Select files to upload... | Start upload | View Uploaded File Names |
| | Successfully uploaded - deposit.pdf | | 406.69 KB |

(2) Send Your Work(s) by Mail:

- Click the "Create Shipping Slip" button in the table below; a Shipping Slip link will appear in the Attachments column.
- Click the Shipping Slip link and print out and attach the shipping slip(s) to your deposit copy(ies). For multiple cases, be sure to attach shipping slips to the corresponding copies.
- Mail the deposit copy(ies) within 30 days to the Copyright Office address at the bottom of the slip. Note: Your effective date of registration will be based on the date on which we receive the copies **with corresponding shipping slips attached**.

Click "Home" after uploading files(s) or printing shipping slip(s). You may verify the submission in the open Cases table on your eCO Home page.

Send Your Work(s) by Mail

[Create Shipping Slip](#)

| Attachment Name | Type | Size | Date and Time |
|--|--|--|--|
| (JavaScript:SWESubmitForm (document.SWEForm1_0,s_0,"s_1_1_11_0","")) | (JavaScript:SWESubmitForm (document.SWEForm1_0,s_1,"s_1_2_19_0","")) | (JavaScript:SWESubmitForm (document.SWEForm1_0,s_1,"s_1_2_23_0","")) | (JavaScript:SWESubmitForm (document.SWEForm1_0,s_1,"s_1_2_22_0","")) |
| (JavaScript:SWESubmitForm (document.SWEForm1_0,s_2,"s_1_2_19_0","")) | (JavaScript:SWESubmitForm (document.SWEForm1_0,s_2,"s_1_2_23_0","")) | (JavaScript:SWESubmitForm (document.SWEForm1_0,s_2,"s_1_2_22_0","")) | |

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Submit Your Work(s)

To complete your submission, please submit the required copy(ies) of your work (http://www.copyright.gov/eco/help-deposit-req.html). You may (1) upload electronic files if the work meets the requirements (http://www.copyright.gov/eco/help-upload-category.html), otherwise, you must (2) send the work by mail (do not do both).

(1) Upload your work(s) (http://www.copyright.gov/eco/help-upload-tutorial.html): Please perform the following steps for the case(s) in the table below.

Step 1: Click the "Select files to upload" button. Using your computer's browser, select your files for the corresponding work then click the "Start upload" button.

Step 2: After uploading all files for this work, click the corresponding "Complete Your Submission" (http://www.copyright.gov/eco/help-upload-complete.html) button. Files cannot be uploaded later than 5 days after your first upload.

Please note: Files cannot be returned or deleted once uploaded. To avoid delays and/or a later effective date of registration, please verify the following before uploading a copy of your work(s):

- It is a category of work that may be uploaded (http://www.copyright.gov/eco/help-upload-category.html)
- It is an acceptable file type (http://www.copyright.gov/eco/help-acceptable-files.html#type)
- It is an acceptable file size (http://www.copyright.gov/eco/help-acceptable-files.html#size)

Upload Your Work(s)

| Case Details | Step 1: Select & Upload Files | Step 2: Complete Your Submission |
|--|-------------------------------|---|
| Case #: 1-4642663403 Title: 2002 Job Pro Web Page Advertisement Volume: Number: Issue Date: Type of Work: Literary Work | | Claim submission completed, no further action required Click here for more information (http://copyright.gov/eco/help-upload-questions.html) View Uploaded File Names |

(2) Send Your Work(s) by Mail:

- Click the "Create Shipping Slip" button in the table below; a Shipping Slip link will appear in the Attachments column.
- Click the Shipping Slip link and print out and attach the shipping slip(s) to your deposit copy(ies). For multiple cases, be sure to attach shipping slips to the corresponding copies.
- Mail the deposit copy(ies) within 30 days to the Copyright Office address at the bottom of the slip. Note: Your effective date of registration will be based on the date on which we receive the copies with corresponding shipping slips attached.

Click "Home" after uploading files(s) or printing shipping slip(s). You may verify the submission in the open Cases table on your eCO Home page.

Send Your Work(s) by Mail



| Attachment | Name | File | Type | Size | Date and Time | Comments |
|----------------------------|----------------------------|----------------------------|----------------------------|----------------------------|----------------------------|----------------------------|
| (JavaScript:SWESubmitForm) | (JavaScript:SWESubmitForm) | (JavaScript:SWESubmitForm) | (JavaScript:SWESubmitForm) | (JavaScript:SWESubmitForm) | (JavaScript:SWESubmitForm) | (JavaScript:SWESubmitForm) |

Privacy Act Notice: Sections 438-440 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law. Take Our Survey! (http://www.research.nstria.org/CopyRightWeb)

Form

Pay

Submit
Work

1-2566N48

Payment successful.

Click the "Continue" button to complete your registration.

Customer Information[Continue >>](#)

Gay Groves

Submissions

| Cases | | | | | |
|--------------------------|-------------------------------------|---------------|----------------|--------------------|--|
| 1 - 1 of 1 | | | | | |
| Case # | Title | Type of Work | Total Fee Paid | Require Submission | |
| 1-4542663403 | 2002 Job Pro Web Page Advertisement | Literary Work | 55.00 | Y | |
| Total Amount Due: | | | \$55.00 | | |

Payment Info

Amount Paid: \$ 55.00

Account: 1-3BQK87

Paid By: GAY GROVES

Pay Date: 3/20/2017

Payment Type: DA

Confirmation #: 1-2566N4C


Privacy Act Notice: Sections 405-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claims as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

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Copyright

United States Copyright Office

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Registration Process Overview

<< Back

Register a claim in 3 steps in the following order: (1) Complete an application, (2) Make payment, (3) Send us a copy of your work.

To begin, please answer the following questions about the work(s) you are registering, then click the "Start Registration" button. Your answers to these questions will determine the appropriate application for registering your work.

Yes No

- Are you registering one work (one song, one poem, one illustration, etc.)? Check "NO" to this question if the work is one of the following: a collection of works (such as: book of poetry, CD of songs and photographs), a collective work, website or database because these works do not qualify for the single form.
- Are you the only author and owner of the work (or the agent of the individual author who is also the only owner)? Check "NO" to this question if the work was created by multiple people, is a "work made for hire," or if any part of the work was created by or is owned by another person.
- Does the work you are sending contain material created priv by this author? Check "NO" to this question if the copy includes content or contributions by anyone else, even if the claim is limited to only the contribution by this author or the material has been licensed, permissioned or transferred to the claimant.

|| Start Registration ||

Privacy Act Notice: Sections 408-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

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Form Pay **Submit Work**

Case #: 1-4642044069
Application Format: Single

Type of Case:

Date Opened: 3/17/2017

[eCO Navigation Tips](#)

Continue >>

Save For Later

| Links | Completed |
|------------------------|-----------|
| > Type of Work | |
| Titles | |
| Publication/Completion | |
| Authors | |
| Claimants | |
| Limitation of Claim | |
| Rights & Permissions | |
| Correspondent | |
| Hall Certificate | |
| Special Handling | |
| Certification | |
| Review Submission | |

Please select a "Type of Work" appropriate for the work you are registering from the dropdown list. Read the description below and then click the box below to confirm your selection. Click "Continue" to begin the application.

Type of Work cannot be changed after you click "Continue." [Click here](#) for more information.

* Type of Work:

Select **Literary Work** if you are registering a nondramatic literary work. Literary Works include a wide variety of works such as fiction, nonfiction, poetry, textbooks, reference works, directories, catalogs, advertising copy, compilations of information, computer programs and databases*.

Note: This category also includes an article published in a serial, but does not include an entire issue of a periodical or other serial.

* This type of Literary Work must be registered using the Standard Application.



* Click the box to confirm you have read the above description and selected the most appropriate type of work.

Privacy Act Notice: Sections 408-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

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Form Pay Submit Work

Case #: 1-4642663403 Type of Case: Literary Work Date Opened: 3/17/2017 05:32:02 PM
Application Format: Standard

Title

Save Cancel

Give only one Title and Title Type at a time on this screen; then click "Save".

Step 1: Click on "Title Type" to determine the type of title.

Step 2: Select the Title Type. You must select "Title of Work Being Registered" at least once.

Step 3: Enter the title from the work that corresponds to the Title Type you selected.

Step 4: When you have finished adding all titles, Click "Save" to save the title.

*Title Type: Title of work being registered
*Title of this work: 2002 Job Pro Web Page Advertisem

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Form | **Pay** | **Submit Work**

Case #: 1-4642663403 Type of Case: Literary Work Date Opened: 3/17/2017 05:32:02 PM
 Application Format: Standard

eCO Navigation Tips

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| > Titles | |
| Publication/Completion | |
| Authors | |
| Claimants | |
| Limitation of Claim | |
| Rights & Permissions | |
| Correspondent | |
| Mail Certificate | |
| Special Handling | |
| Certification | |
| Review Submission | |

Titles

Give the title(s) exactly as it appears on the work. If there is no title, give an identifying phrase, or state "untitled".
 To enter the title(s), click "New". After you enter the title, click "Save". Repeat this process for each additional title.

To edit or delete a title, click the appropriate link in the list below. When the list is complete and correct, click "Continue" to save the information and proceed to the "Publication/Completion" screen.

All Titles 1 - 1 of 1

| Title of Work | Volume | Number | Issue Date | Type | Edit | Delete |
|-------------------------------------|--------|--------|------------|--------------------------------|------|--------|
| 2002 Job Pro Web Page Advertisement | | | | Title of work being registered | | |

Privacy Act Notice: Sections 408-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

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Form Pay Submit Work

Case #: 1-4642663403 Application Format: Standard

Type of Case: Literary Work

Date Opened: 3/17/2017

eCO Navigation Tips

| Links | Completed |
|--------------------------|-----------|
| Type of Work | ✓ |
| Titles | ✓ |
| ➤ Publication/Completion | |
| Authors | |
| Claimants | |
| Limitation of Claim | |
| Rights & Permissions | |
| Correspondent | |
| Hall Certificate | |
| Special Handling | |
| Certification | |
| Review Submission | |

Publication / Completion

<< Back ||| ||| Continue >>

||| Save For Later |||

Published work?: Yes

*Year of Completion (Year of Creation): 2002 YYYY

*Date of First Publication [MM/DD/YYYY]:

*Nation of First Publication: United States

International Standard Number Type: -Select-

International Standard Number:

If you have Preregistered your work under 17 U.S.C 408 (f) (and received a Preregistration number beginning with the PRE prefix), give the Preregistration Number here. Click [here](#) for further information about Preregistration.

Preregistration Number:

Click "Continue" to save the information and proceed to the "Author" screen.

Privacy Act Notice: Sections 408-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

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Form Pay Submit Work

Case #: 1-4642663403 Application Format: Standard Type of Case: Literary Work Date Opened: 3/17/2017 05:32:02 PM

Authors

Save Cancel

Author's Name Give either an individual name OR an organization name, but not both. An author is a person who actually created the contribution, unless the contribution was "Made for hire" in which case the employer is the author. Either citizenship/domicile of the author is also required.

Individual Author: OR Organization: First Name: Middle Name: Last Name: Organization Name: Metalast International, LLC

Is this author's contribution a work made for hire?: Yes

*Citizenship: United States OR *Domicile: -Select- Anonymous: Pseudonymous: Pseudonym: Year of Birth: Year of Death:

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Form Pay Submit Work

Case #: 1-4642663403 Application Format: Standard Type of Case: Literary Work Date Opened: 3/17/2017 05:32:02 PM

Claimants

Save Cancel

Claimant's Name Give either an individual name OR an organization name, but not both.

ERROR - Please complete all required fields.

At least one valid claimant address is required. Otherwise, it is permissible to enter 'Not Known' in the Address 1 and City fields for additional claimants.

Individual Claimant: * First Name: Middle Name: * Last Name: * Address 1: 2241 Park Place Address 2: Suite B * City: Minden OR Organization: * Organization Name: Chemeon Surface Technology, LLC State: NV Postal Code: 89423 Country: United States

If any claimant is not an author, you must include a transfer statement showing how the claimant obtained the copyright.

Transfer Statement: By written agreement Transfer Statement Other:

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Form **Pay** **Submit Work**

Case #: 1-4642653403 Type of Case: Literary Work Date Opened: 3/17/2017 05:32:02 PM
 Application Format: Standard

eCO Navigation Tips

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Titles | ✓ |
| Publication/Completion | ✓ |
| Authors | ✓ |
| > Claimants | |
| Limitation of Claim | |
| Rights & Permissions | |
| Correspondent | |
| Mail Certificate | |
| Special Handling | |
| Certification | |
| Review Submission | |

Claimants

<< Back || **Continue >>** || Save For Later ||

Please identify the copyright claimant(s) in this work. The author is the original copyright claimant. The claimant may also be a person or organization to whom copyright has been transferred.

To be named as a claimant by means of a transfer, a person or organization must own all rights under the U.S. copyright law.

In addition, a claimant must own the copyright in all the authorship covered by this registration.

Click "New" to add a claimant, or, if you are a claimant and your name appears in the User Profile for this account, click "Add Me" to add your name and address into the claimants list.

After you enter the claimant information, click "Save". Repeat this process for each additional claimant.

New * || **Add Me** ||

To edit or delete a claimant, click the appropriate link in the list below. When the list is complete and correct, click "Continue" to save the information and proceed to the "Limitation of Claim" screen.

Claimants 1 - 1 of 1

| Name | Organization Name | Transfer Statement | Address | Edit | Delete |
|------|---------------------------------|----------------------|--|------|--------|
| | Chemcon Surface Technology, LLC | By written agreement | 2241 Park Place, Suite B, Minden, NV, 89423, United States | | |

Privacy Act Notice: Sections 406-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

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United States Copyright Office

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Form

Pay

Submit Work

Case #: 1-4642663403
Application Format: Standard

Type of Case: Literary Work

Date Opened: 3/17/2017

eCO Navigation Tips

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Titles | ✓ |
| Publication/Completion | ✓ |
| Authors | ✓ |
| Claimants | ✓ |
| ➤ Limitation of Claim | |
| Rights & Permissions | |
| Correspondent | |
| Mail Certificate | |
| Special Handling | |
| Certification | |
| Review Submission | |

Limitation of Claim

<< Back ||| Continue >>

||| Save For Later |||

ERROR - If material excluded is selected, new material included must also be selected and vice versa

Complete this screen to [limit your claim](#) if this work contains or is based on previously registered material, previously published material, material in the public domain or material not owned by this claimant. The purpose of this section is to exclude such material from the claim and identify the new material upon which the present claim is based.

If your work does not contain any preexisting material, click "Continue" to proceed to the Rights and Permissions screen.

Material Excluded:

- Text
- Artwork
- Photograph(s)
- Computer Program

Other:

Previous Registration:

1st Prev. Reg. #:

Year:

2nd Prev. Reg. #:

Year:

New Material Included:

- Text
- Artwork
- Photograph(s)
- Computer Program

Other:

Privacy Act Notice: Sections 408-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

Form | **Pay** | **Submit Work**

Case #: 1-4642663403 Type of Case: Literary Work Date Opened: 3/17/2017 05:32:02 PM
 Application Format: Standard

eCO Navigation Tips

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Titles | ✓ |
| Publication/Completion | ✓ |
| Authors | ✓ |
| Claimants | ✓ |
| Limitation of Claim | ✓ |
| > Rights & Permissions | |
| Correspondent | |
| Mail Certificate | |
| Special Handling | |
| Certification | |
| Review Submission | |

Rights & Permissions Information (Optional)

<< Back ||| Continue >> ||| Add Me ||| Save For Later |||

You may provide contact information for a person and/or organization to be contacted regarding copyright management information or permission to use this work.

Important: If you prefer not to provide personally identifying information, you may list a third party agent or a post office box.

Individual:

First Name:

Middle Name:

Last Name:

Email:

Phone:

Alternate Phone:

Organization:

Organization Name:

Address 1:

Address 2:

City:

State: ▼

Postal Code:

Country: ▼

Privacy Act Notice: Sections 408-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

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Form | **Pay** | **Submit Work**

Case #: 1-4642663403 Type of Case: Literary Work Date Opened: 3/17/2017 05:32:02 PM
 Application Format: Standard

eCO Navigation Tips

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Titles | ✓ |
| Publication/Completion | ✓ |
| Authors | ✓ |
| Claimants | ✓ |
| Limitation of Claim | ✓ |
| Rights & Permissions | ✓ |
| > Correspondent | |
| Mail Certificate | |
| Special Handling | |
| Certification | |
| Review Submission | |

Correspondent

<< Back ||| ||| Continue >> ||| Add Me ||| ||| Save For Later |||

This is the person the Copyright Office will contact if it has questions about this application. Completion of the name, email address and correspondence address is mandatory.

Individual:

* First Name:

Middle Name:

* Last Name:

* Email:

Phone:

Alternate Phone:

Fax:

Organization:

Organization Name:

* Address 1:

Address 2:

* City:

State: ▼

Postal Code:

Country: ▼

Privacy Act Notice: Sections 408-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

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Form Pay Submit Work

Case #: 1-4642663403 Application Format: Standard Type of Case: Literary Work Date Opened: 3/17/2017 05:32:02 PM

eCO Navigation Tips

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Titles | ✓ |
| Publication/Completion | ✓ |
| Authors | ✓ |
| Claimants | ✓ |
| Limitation of Claim | ✓ |
| Rights & Permissions | ✓ |
| Correspondent | ✓ |
| ➤ Mail Certificate | |
| Special Handling | |
| Certification | |
| Review Submission | |

Mail Certificate

<< Back ||| Continue >> ||| Add Me ||| Save For Later |||

This is the name and address to which the registration certificate should be mailed.

Completion of Individual and/or Organization Information, Address is mandatory.

Individual:

* First Name: Robert

Middle Name: C.

* Last Name: Ryan

* Address 1: 5441 Kietzke Lane

Address 2: Second Floor

* City: Reno

Organization:

* Organization Name: Holland & Hart LLP

* State: NV

* Postal Code: 89511

Country: United States

Privacy Act Notice: Sections 408-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

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Form | **Pay** | **Submit Work**

Case #: 1-4642663403 Type of Case: Literary Work Date Opened: 3/17/2017
 Application Format: Standard

eCO Navigation Tips

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Titles | ✓ |
| Publication/Completion | ✓ |
| Authors | ✓ |
| Claimants | ✓ |
| Limitation of Claim | ✓ |
| Rights & Permissions | ✓ |
| Correspondent | ✓ |
| Mail Certificate | ✓ |
| ➤ Special Handling | |
| Certification | |
| Review Submission | |

Special Handling (Optional)

Special handling is expedited service that is available only to filers who satisfy one or more of the compelling reasons below. Special handling also carries a significant surchARGE fee. If you do not qualify for special handling service, please click the Continue button without completing this screen.

Note: The significant special handling surcharge fee is non-refundable. Please click [here](#) to review the current fee.

Special Handling (The information requested below is required for Special Handling claims)

Compelling Reason(s) (At least one must be selected)

- Pending or prospective litigation
- Customs matters
- Contract or publishing deadlines that necessitate the expedited issuance of a certificate

I certify that I am the author, copyright claimant of exclusive rights, or the authorized agent of the author, copyright claimant of exclusive rights of this work.

Explanation for Special Handling:

This is the place to give any comments/instructions regarding special handling specific to this claim.

Form | **Pay** | **Submit Work**

Case #: 1-4642663403 Type of Case: Literary Work Date Opened: 3/17/2017
 Application Format: Standard

eCO Navigation Tips

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Titles | ✓ |
| Publication/Completion | ✓ |
| Authors | ✓ |
| Claimants | ✓ |
| Limitation of Claim | ✓ |
| Rights & Permissions | ✓ |
| Correspondent | ✓ |
| Mail Certificate | ✓ |
| Special Handling | ✓ |
| ➤ Certification | |
| Review Submission | |

Certification

<< Back ||| ||| Continue >> ||| Save For Later |||

The Application must be certified by the author, copyright claimant, or owner of exclusive right(s), or by the authorized agent of any of the preceding.

17 USC 506(e): Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided by section 409, or in any written statement filed with the application, shall be fined not more than \$2500.

* I certify that I am the author, copyright claimant, or owner of exclusive rights, or the authorized agent of the author, copyright claimant, or owner of exclusive rights of this work and that the information given in this application is correct to the best of my knowledge.

* Name of certifying individual:

Applicant's Internal Tracking Number (Optional):

Note to Copyright Office (Optional):
 This is the place to give any comments specific to this claim, the application, or the deposit copy, if necessary.

Privacy Act Notice: Sections 408-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.
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- The Technology
- Process Control JobPro
- Turnkey Solutions
- Chemistry
- Products and Services
- Customer Info
- Communications
- Shareholder Access
- Contact Us

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Wayback Machine

31 snapshots
23 Jun 07 - 0 May 08

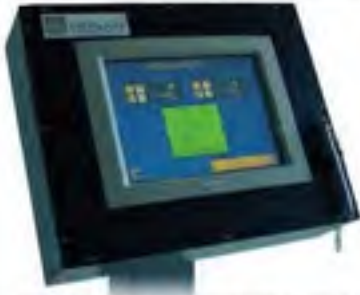
http://www.metalast.com/main.html

AUG OCT DEC
2001 9 2002 2003

METALAST: Metal Finishings Complete Solution

Introducing JobPro

Metal Finishing's most advanced process controller.



Available by purchase or rental agreement with no licensing.

- Consistent Control**
Assure uniformity, repeatability, quality control (QC) to shift and job to job.
- Process Verification**
Verify jobs with process Process Verification Reports (PVR) which provide detailed process run information.
- User Friendly**
19.1" Color LCD with touch screen interface controlled through easy to understand icons and buttons.
- Available and Customizable**
Ability to add custom features such as Recipe Storage, Operator Identification, Bath Temp Monitor and others.

Current News and Information

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- [METALAST Secures Two Plasma Contracts](#)
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- [METALAST and Dr. Arthur Kuslener Reach Alliance Agreement](#)
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Manufacturer Specification

- The M1-2001 ensures quality control procedures and production process methods.

METALAST Video

- Visually experience a brief tour of our Process control technology and other production services.

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Registration Process Overview

[← Back](#)

Register a claim in 3 steps in the following order: (1) Complete an application, (2) Make payment, (3) Send us a copy of your work.

To begin, please answer the following questions about the work(s) you are registering, then click the "Start Registration" button. Your answers to these questions will determine the appropriate application for registering your work.

Yes No

Are you registering one work (one song, one poem, one illustration, etc.)? Check "NO" to this question if the work is one of the following: a collection of works (such as: book of poetry, CD of songs and photographs), a collective work, website or database because these works do not qualify for the single form.

Are you the only author and owner of the work (or the agent of the individual author who is also the only owner)? Check "NO" to this question if the work was created by multiple people, is a "work made for hire," or if any part of the work was created by or is owned by another person.

Does the work you are sending contain material created any by this author? Check "NO" to this question if the copy includes content or contributions by anyone else, even if the claim is limited to only the contribution by this author or the material has been licensed, permissioned or transferred to the claimant.

Start Registration

Privacy Act Notice: Sections 108 and 109 of Title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to make use of the information. This includes publication, global distribution of your copyright claims results by 17 U.S.C. § 705. It will appear in the CO's online catalog. If you do not provide this information, registration may be refused or delayed and you may not be entitled to certain legal remedies and benefits under the copyright law.

Take Our Survey!

Copyright

Home | My Profile | Help | Contact Us | Log Out

Form Pay Submit Work

Case #: 14060795701
Application Format: Standard

Type of Case:

Date Opened: 9/20/2017

Navigation Links

Continue >>

Save For Later

- Links
- Completed
- Type of Work
- Title
- Abstract/Description
- Author
- Co-author
- Director or Editor
- Key Information
- Copyright
- Additional Information
- Special Rights
- Confirmation
- Payment Information

Please select a "Type of Work" appropriate for the work you are registering from the dropdown list. Read the descriptor below and then click the box below to confirm your selection. Click "Continue" to begin the application.

Type of Work cannot be changed after you click "Continue." Click here for more information.

Type of Work: Literary Work

Select **Literary Work** if you are registering a nondramatic literary work. Literary Works include a wide variety of works such as fiction, nonfiction, poetry, textbooks, reference works, directories, catalogs, advertising copy, compilations of information, computer programs and databases.
Note: This category also includes an article published in a serial, but does not include an entire issue of a periodical or other serial.

* This type of Literary Work must be registered using the Standard Application.



* Click the box to confirm you have read the above description and selected the most appropriate type of work.

Copyright Act of 1976, Sections 101-105 of Title 17, U.S. Code. United States Copyright Office is a federal agency. A number requested for this form is used to process the application for issuing the registration. By a service of the United States Copyright Office, the information on this page is published in the public domain. It is not subject to copyright protection. For more information, call 202-707-5939. Call 202-707-5939 for more information.



Form Pay Submit Work

Case #: 14006709701 Type of Case: Library Work Date Opened: 3/20/2017 25:25:10 PM Application Format: Standard

Table with 10 columns: Title, Type, Author, Title Type, Copyright, Status, Date Added, Date Modified, Date Deleted, Date Archived

Save Cancel

Give only one Title and Title Type at a time on this screen; then click "Save".

Step 1: Click on "Type" to determine the type of title.

Step 2: Select the Title Type. You must select "Title of Work Being Registered" at least once.

Step 3: Enter the file from the work that corresponds to the Title Type you selected.

Step 4: When you have finished adding all titles, Click "Save" to save the title.

Title Type: Title of work being registered
Title of this work: 2003 Job Pro Web Page Advertiser

Agency for Copyright Administration (eCO) is a part of the United States Copyright Office... By providing this information you are expressing a definite use of the information that includes publication, distribution, or other use of your copyright materials required by 17 U.S.C. § 706. If it appears in the eCO's online catalog, it will be available to the public. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain other remedies, and you will be liable under the copyright law.



Form Pay Submit Work

Case #: 1498579970 Application Format: Standard

Type of Case: Copyright Work

Date Opened: 3/20/2017 05:28:16 PM

eCO Navigation Tips

- Links
- Type of Work Completed
- File
- My Profile
- My Copyrights
- My Applications
- My Submissions
- My Copyrights
- My Applications
- My Submissions
- My Copyrights
- My Applications
- My Submissions

<< Back ||| Continue >>

Save For Later

Give the title(s) exactly as it appears on the work. If there is no title, give an identifying phrase, or state 'untitled'.

To enter the title(s) click "New" After you enter the title, click "Save" Repeat this process for each additional title.

New *

To edit or delete a title, click the appropriate link in the list below. When this list is complete and correct, click "Continue" to save the information and proceed to the "Publication/Completion" screen.

| Title | Volume | Number | Issue Date | Type | Edit | Delete |
|-------------------------------------|--------|--------|------------|----------------------------|------|--------|
| 2003 Job Pro Web Page Advertisement | | | | This work being registered | | |

Privacy Act Notice: All information provided to the Copyright Office is subject to the necessary disclosure requirements of the Copyright Act of 1976, as amended, and the Copyright Act of 1909, as amended. Information provided to the Copyright Office is subject to the necessary disclosure requirements of the Copyright Act of 1976, as amended, and the Copyright Act of 1909, as amended. Information provided to the Copyright Office is subject to the necessary disclosure requirements of the Copyright Act of 1976, as amended, and the Copyright Act of 1909, as amended.



Form Pay Submit Work

Case #: 1-9987-5-011 Application Form ID: Standard

Type of Case: Literary Work

Date Opened: 9/20/2017

Publication Completion

- Home
 - My Profile
 - Help
 - Contact Us
 - Log Out
-
- Form Pay Submit Work
 - Navigation Tips
 - Links
 - Completed
 - File a Work
 - File a Claim
 - Publication Completion
 - Author
 - Editor
 - Copyright Office
 - Sign In/Registration
 - Contact Us
 - Site Map
 - Security Help
 - Contact Us
 - Cancel Subscription

<< Back ||| CONTINUE >> Save For Later |||

Published work? Yes

Nation of First Publication:

Year of Completion (Year of Creation): 2008

International Standard Number (ISBN):

Date of First Publication (minimum 1 year):

International Standard Number:

If you have Preregistered your work under 17 U.S.C. 408 (i) (and received a Preregistration number beginning with the PRB prefix), give the Preregistration Number here. Click [here](#) for further information about Preregistration.

Preregistration Number:

Click "Continue" to save the information and proceed to the "Author" screen.

Disclaimer: All filings are made under E.O. 13526 (the "Policy") by the Copyright Office. The Office is required by 17 U.S.C. § 506 to publish a public notice of the filing of a claim and to provide the applicant for appropriate notification. By providing the information you are submitting, you are certifying that the work protected under that copyright law is the work of the author and that you are the author or the owner of the copyright in the work. If you are not the author or the owner of the copyright in the work, you are responsible for obtaining the necessary permission from the copyright owner to file this claim.

Click "Continue" to proceed to the "Author" screen.



Form Pay Submit Work

Case #: 14608789/04 Type of Case: Literary Work Date Opened: 3/23/2017 05:35:15 AM
 Application Format: Standard

Authors

Save Cancel

Author's Name Give either an individual name OR an organization name, but not both. An author is a person who actually created the contribution, unless the contribution was "Made for Hire" in which case the employer is the author. Either citizenship/domicile of the author is also required.

| | | | | |
|--|----------------------|---|----------------------|---|
| Individual Author: | | OR | Organization: | |
| First Name: | <input type="text"/> | | Organization Name: | <input type="text" value="Metastat Interactions, LLC"/> |
| Middle Name: | <input type="text"/> | | | |
| Last Name: | <input type="text"/> | | | |
| Is this author's contribution a <u>work made for hire</u> ? <input type="text" value="Yes"/> | | | | |
| * Citizenship: <input type="text" value="Jr. or States"/> <input type="text" value="USA"/> | | Autonymous: <input type="text" value="No"/> | | |
| OR | | Pseudonymous: <input type="text" value="No"/> | | |
| * Domicile: <input type="text" value="Select"/> <input type="text" value="USA"/> | | Pseudonym: <input type="text" value=""/> | | |
| Year of Birth: <input type="text"/> | | Year of Death: <input type="text"/> | | |

In compliance with Section 408-412 of Title 17 of the United States Code, author or the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to permit users of this system to distribute publication to give legal notice of your copyright claim as required by 17 U.S.C. § 408. It will appear in the Office's online catalog. If you do not provide the information requested, your work may be returned as unprocessed, and you may not be eligible to submit and/or transfer, and distribute, the copyright work.
 Take Our Survey!



Form Pay Submit Work

Case #: 1489-08801 Application Format: (Stream)

Type of Case: Library Work

Date Opened: 3/23/2017 10:00:00 AM

ECO Navigation Time

- Home
- My Profile
- Help
- Contact Us
- Log Out
- Home
- My Profile
- Help
- Contact Us
- Log Out
- Home
- My Profile
- Help
- Contact Us
- Log Out
- Home
- My Profile
- Help
- Contact Us
- Log Out

Authors

<< Back ||| Continue >> ||| Save For Later |||

Name: The author(s) of the work being registered, and give the requested information. Generally, the application should name all the authors of the authorship being registered.

Click "New" to add an author, or, if you are an author and your name appears in the User Profile for this account, click "Add Me" After you enter the author information, click "Save". Repeat this process for each additional author.

New *

Add Me

To add or delete an author, click the appropriate link in the list below. When the list is complete and correct, click "Continue" to save the information and proceed to the "Claimants" screen.

| Name | Organization Name | Work For Hire | Anonymous | Pseudonym | Edit | Delete |
|---------------------------|-------------------|---------------|-----------|-----------|------|--------|
| Nexter International, LLC | | Yes | | | | |

Privacy and Data Use Policy | Terms of Use | About Us | Contact Us | Feedback | Help | Copyright.gov | Home | My Profile | Help | Contact Us | Log Out



Form Pay Submit Work

Case #: 1-1656792701 Type of Case: Literary Work Date Opened: 3/20/2017 05:35:15 PM Application Format: Standard

Claimants

Save Cancel

Claimant's Name: Give either an individual name OR an organization name, but not both.

Individual Claimant: OR **Organization:**

* First Name: _____

Middle Name: _____

** Last Name: _____

* Address 1: 2241 Park Place

Address 2: Suite B

** City: Minden

* Organization Name: Chertoon Software Technology, LLC

State: NV

Postal Code: _____

Country: United States

If any claimant is not an author, you must include a transfer statement showing how the claimant obtained the copyright.

Transfer Statement: By written agreement

Transfer Statement ID#: _____

Please Note: Section 507 of the United States Code authorizes the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. In providing this information, you are agreeing to the uses of the information that include publication and legal notices of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be delayed or denied, and you may not be entitled to certain relief, remedies, and benefits under the copyright law. Take Our Survey!



Form Pay Submit Work

Case #: 1-4888789701 Application Format: Standard Type of Case: Literary Work Date Opened: 8/28/2017 05:35:16 PM

eCO Navigation Menu

| Links | Completed |
|--------------------|-----------|
| Type of Work | ✓ |
| Title | ✓ |
| Transfer Statement | ✓ |
| Subject | ✓ |
| Claimants | |
| Transitional Claim | |
| Rights Reserved | |
| Unresponded | |
| Not Responded | |
| Special Handling | |
| Outstanding | |
| Request Submitted | |

Claimants

« Back | Continue » Save For Later

Please identify the copyright claimant(s) in this work. The author is the original copyright claimant. The claimant may also be a person or organization to whom copyright has been transferred.

To be named as a claimant by means of a transfer, a person or organization must own all rights under the U.S. copyright law.

In addition, a claimant must own the copyright in all the jurisdictions covered by this registration.

Click "New" to add a claimant, or, if you are a claimant and your name appears in the User Profile for this account, click "Add Me" to add your name and address into the claimants list.

After you enter the claimant information, click "Save". Repeat this process for each additional claimant.

New

Add Me

To edit or delete a claimant, click the appropriate link in the list below. When the list is complete and correct, click "Continue" to save the information and proceed to the "Limitation of Claim" screen.

Claimants

| Name | Organization Name | Transfer Statement | Address | Edit | Delete |
|------|---------------------------------|----------------------|--|------|--------|
| | Clemson Surface Technology, LLC | By written agreement | 2240 Park Place, Suite B, Windsor, NV, United States | | |

This website and the eCO are authorized by the United States Code authorized the Copyright Office to collect the primary identifying information requested on this form. If you do not provide the information requested, registration may be refused or delayed, and you may not be able to protect your work under the copyright law.

Take Care America



Form Pay Submit Work

Case #: 1498703701 Application Form: Standard

Type of Work: Literary Work

Date Opened: 11/01/2017

eCO Navigation Tree

| Link | Completed |
|---------------------|-------------------------------------|
| Home | |
| Type of Work | <input checked="" type="checkbox"/> |
| Title | <input checked="" type="checkbox"/> |
| Author and Register | <input checked="" type="checkbox"/> |
| Address | <input checked="" type="checkbox"/> |
| Comments | <input checked="" type="checkbox"/> |
| Limitation of Claim | <input type="checkbox"/> |
| Payment Information | <input type="checkbox"/> |
| Copyright Fee | <input type="checkbox"/> |
| Registration Fee | <input type="checkbox"/> |
| Submit Payment | <input type="checkbox"/> |
| Confirmation | <input type="checkbox"/> |
| Search Submissions | <input type="checkbox"/> |

Limitation of Claim

« Back || Continue » Save For Later

Complete this screen to help you indicate if this work (or claim) is based on previously registered material, previously published material, material in the public domain, or material not owned by this claimant. The purpose of this section is to exclude such material from the claim and identify the new material upon which the present claim is based.

If your work does not contain any preexisting material, click "Continue" to proceed to the Rights and Permissions screen.

| | | |
|---|--------------------------|---|
| Materials Excluded: | Previous Registrations: | New Material Included: |
| <input checked="" type="checkbox"/> Text | 1st Prev. Reg. No. _____ | <input checked="" type="checkbox"/> Text |
| <input checked="" type="checkbox"/> Artwork | Year: _____ | <input type="checkbox"/> Artwork |
| <input checked="" type="checkbox"/> Photograph(s) | 2nd Prev. Reg. No. _____ | <input type="checkbox"/> Photograph(s) |
| <input type="checkbox"/> Computer Program | Year: _____ | <input type="checkbox"/> Computer Program |
| Other: 2002, 1st Prev. Web Page # _____ | Year: _____ | Other: _____ |

Please do not check the box for "Public Domain" unless you are certain that the work is in the public domain. If you are not certain, please check the box for "Materials Excluded". If you are not certain, please check the box for "Materials Excluded". If you are not certain, please check the box for "Materials Excluded".

Copyright Office



Form Pay Submit Work

Case #: 1-483679970
Application Format: Standard

Type of Case: Literary Work

Date Opened: 3/20/2017 05:25:16 PM

100% Registration Title

Rights & Permissions Information (Optional)

| Links | Completed |
|-------------------------|-----------|
| Type of Work | ✓ |
| Title | ✓ |
| Publication Information | ✓ |
| Address | ✓ |
| Dates | ✓ |
| Duration of Claim | ✓ |
| Rights & Permissions | |
| Copyright Claim | |
| Not Copyrighted | |
| Special Handling | |
| Get Feedback | |
| Review Copyrights | |

<< Back | Continue >>

Add Me | Save For Later

You may provide contact information for a person and/or organization to be contacted regarding copyright management information or permission to use this work.

Important: If you prefer not to provide personally identifying information, you may list a third party agent or a post office box.

Individual:

First Name: Robert
 Middle Name: C.
 Last Name: Ryan
 Email: rryan@holand-hart.com
 Phone: (772) 327-6000
 Alternate Phone:

Organization:

Organization Name: Holland & Hart LLP
 Address 1: 5441 Klebke Lane
 Address 2: Second Floor
 City: Reno
 State: NV
 Postal Code: 89511
 Country: United States

Privacy Act Notice: Section 405.410 of Title 17 of the United States Code requires the Copyright Office to collect the personally identifying information requested on this form in order to ensure the operation of copyright registration by providing the information and, with access to that information, to reduce confusion to the legal holder of your copyright claim as required by 17 U.S.C. § 705. This notice is the Office's policy regarding the collection and use of the information requested. Registration may be withheld, delayed, and you may not be able to claim your copyright claim if you do not provide the information requested. Registration may be withheld, delayed, and you may not be able to claim your copyright claim if you do not provide the information requested.

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Form | **Pay** | **Submit Work**

Case #: 14665799701 Type of Case: Literary Work Date Opened: 3/20/2017 05:35:16 PM
 Application Format: Standard

Correspondent

<< Back | Continue >> Add Me | Save For Later

eCO Navigation Tips

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Title | ✓ |
| Publication/Completion | ✓ |
| Agency | ✓ |
| Options | ✓ |
| Full Copyright Form | ✓ |
| Rights & Permissions | ✓ |
| Correspondence | ✓ |
| Pay Certificate | |
| Special Handling | |
| Certification | |
| Agency Submission | |

This is the person the Copyright Office will contact if it has questions about this application.
 Completion of the name, email address and correspondence address is mandatory.

Individual:

* First Name: Robert
 Middle Name: C
 * Last Name: Ryan
 * Email: robert@toilandham.com
 Phone: (775) 527-3000
 Alternate Phone:
 Fax: (775) 788-8178

Organization:

Organization Name: Ho and Hart LLP
 * Address 1: 5441 Kietzler Lane
 Address 2: Second Floor
 * City: Reno
 State: NV
 Postal Code: 89511
 Country: United States

Please see Section 404-411 of Title 17 of the United States Code which gives the Copyright Office sole use of the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to our use of the information that include publication to give legal notice of your copyright as required by 17 U.S.C. § 405. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.
 E-File On My Own

Copyright United States Copyright Office

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Form | **Pay** | **Submit Work**

Case #: 1488679970 | Type of Case: Literary Work | Date Opened: 3/20/2017 6:25:06 PM
 Application Format: Standard

Mail Certificate

[Back](#) | [Continue](#) | [Add Me](#) | [Save For Later](#)

eCO Navigation Tips

| Links | Completed |
|-------------------------|-----------|
| Type of Work | ✓ |
| Title | ✓ |
| Individual/Organization | ✓ |
| Address | ✓ |
| Classifications | ✓ |
| Number of Copies | ✓ |
| Rights & Permissions | ✓ |
| Correspondence | ✓ |
| Mail Certificate | ✓ |
| Specimen Marking | |
| Originals | |
| Review Submitter | |

This is the name and address to which the registration certificate should be mailed.
 Completion of individual and/or Organization Information. Address is mandatory.

Individual:

* First Name: Robert
 Middle Name: C.
 * Last Name: Ryan
 * Address 1: 6441 Kozick Lane
 Address 2: Second Floor
 * City: Reno

Organization:

* Organization Name: Holland & Herr LLP
 * State: NV
 * Postal Code: 89511
 Country: United States

Privacy Act Notice: Sections 4384-4384-10 of Title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to make available the information and address published in the Copyright Office's records as required by 17 U.S.C. 4384 that appear in the Office's online catalog if you do not provide the information separately. Registration may be refused or delayed, and you may not be entitled to certain relief remedies, and benefits under the copyright law. Title 17, Chapter 1.



Form Pay Submit Work

Case #: 1-433379.1701 Application Format: Electronic Type of Case: Literary Work Date Opened: 02/26/2017

eCO Navigation Tips

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Title | ✓ |
| Authorship Information | ✓ |
| Address | ✓ |
| Works | ✓ |
| Statement of Facts | ✓ |
| Agent & Permissions | ✓ |
| Copyright Fee | ✓ |
| Special Handling | ✓ |
| Certificates | |
| Review Summary | |

Special Handling (Optional)

<< Back ||| Continue >> Save For Later |||

Special handling is expedited service that is available only to filers who satisfy one or more of the compelling reasons below. Special handling also carries a significant surcharge. If you do not qualify for special handling service, please click the Continue button without completing this screen.

Note: The significant special handling surcharge fee is non-refundable. Please click [here](#) to review the current fee.

Special Handling (The information requested below is required for Special Handling claims)

Compelling Reason(s) (At least one must be selected)

- Pending or prospective litigation
- Customs matters
- Contract or publishing deadlines that necessitate the expedited issuance of a certificate

I certify that I am the author, copyright claimant of exclusive rights, or the authorized agent of the author, copyright claimant of exclusive rights of this work.

Explanation for Special Handling:

This is this screen to give any comments/instructions regarding special handling specific to this claim.

[Empty text box for explanation]

Privacy Notice: Under 15 U.S.C. 1681b of the United States Code, website the Copyright Office to collect the personal identifying information required on this form to process the application for copyright registration. By providing this information you are agreeing to the disclosure of the information for the purposes stated on this website and to allow collection of your contact information as required by 17 U.S.C. § 702. This information is the Copyright Office's online catalog. If you do not provide the information required, registration may be delayed or delayed, and you may not receive a certificate of registration and your work may not be copyrightable. (aka: Our Privacy)



Form Pay Submit Work

Case #: 400319970 Type of Case: Literary Work Date Opened: 3/20/2017 Application Format: Standard

ADD Navigation Title

| Links | Completed |
|-------------------------|-----------|
| type of work | ✓ |
| Title | ✓ |
| Field of Classification | ✓ |
| Author | ✓ |
| Artist | ✓ |
| Publication Information | ✓ |
| Rights & Permissions | ✓ |
| Comments | ✓ |
| Marked for Deposit | ✓ |
| Special Handling | ✓ |
| Conditions | ✓ |
| Review of the Form | ✓ |

Certification

<< Back ||| Continue >> ||| Save For Later |||

The Application must be certified by the author, copyright claimant, or owner of exclusive right(s), or by the authorized agent of any of the preceding.

17 USC 506(e): Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided by section 408, or in any written statement filed with the application, shall be fined not more than \$2500.

* I certify that I am the author, copyright claimant, or owner of exclusive rights, or the authorized agent of the author, copyright claimant, or owner of exclusive rights of the work and that the information given in this application is correct to the best of my knowledge.

* Name of certifying individual: Macylar Moring

Applicant's Internal Tracking Number (Optional): 956183633

Note to Copyright Office (Optional):

This is the place to give any comments specific to this claim, the application, or the deposit copy, if necessary.

[Empty text box for optional comments]

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The Technology

Process Control (JobPro)
Chemistry
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-  **Cut Operational Costs**
-  **Improve Product Quality**

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IPC JobPro Testimonials

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Chris Lobotzch - Quality Assurance Manager
Pacific Coast Anodizing [more testimonials](#)

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- [METALAST and Rochester Industrial Services Announce Partnership](#)
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- [METALAST Introduces Online Shopping - Purchase a JobPro online today!](#)
- [Read Dr. Art Kushner's Article On Process Control from the May Issue of Products Finishing](#)

Benefits of Process Control

• Read a research report discussing the direct and indirect benefits realized when process control is implemented in a finishing environment.

MS-2002 Manufacturer Spec

• Manufacturers can ensure lean production standards across supply chains by adopting the MS-2002 requiring process control.

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D&B Listed [Learn More](#)

Multi-Unit Manufacturing, LLC
21 RICHMOND ST. #200
ROCHESTER, NY 14607

Registration Process Overview

[<< Back](#)

Register a claim in 3 steps in the following order: (1) Complete an application, (2) Make payment, (3) Send us a copy of your work.

To begin, please answer the following questions about the work(s) you are registering, then click the "Start Registration" button. Your answers to these questions will determine the appropriate application for registering your work.

Yes No

- Are you registering one work (one song, one poem, one illustration, etc.)? Check "NO" to this question if the work is one of the following: a collection of works (such as: book of poetry, CD of songs and photographs), a collective work, website or database because these works do not qualify for the single form.
- Are you the only author and owner of the work (or the agent of the individual author who is also the only owner)? Check "NO" to this question if the work was created by multiple people, is a "work made for hire," or if any part of the work was created by or is owned by another person.
- Does the work you are sending contain material created only by this author? Check "NO" to this question if the copy includes content or contributions by anyone else, even if the claim is limited to only the contribution by this author or the material has been licensed, permissioned or transferred to the claimant.

[Start Registration](#)

Privacy Act Notice: Sections 408-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

[Take Our Survey!](#)

Form | **Pay** | **Submit Work**

Case #: 1-4684244150
Application Format: Standard

Type of Case:

Date Opened: 3/20/2017

eCO Navigation Tips

Continue >>

Save For Later

| Links | Completed |
|------------------------|-----------|
| Type of Work | |
| Titles | |
| Publication/Completion | |
| Authors | |
| Claimants | |
| Limitation of Claim | |
| Rights & Permissions | |
| Correspondent | |
| Mail Certificate | |
| Special Handling | |
| Certification | |
| Review Submission | |

Please select a "Type of Work" appropriate for the work you are registering from the dropdown list. Read the description below and then click the box below to confirm your selection. Click "Continue" to begin the application.

Type of Work cannot be changed after you click "Continue." [Click here](#) for more information.

* Type of Work:

[Help](#)

Select **Literary Work** if you are registering a nondramatic literary work. Literary Works include a wide variety of works such as fiction, nonfiction, poetry, textbooks, reference works, directories, catalogs, advertising copy, compilations of information, computer programs and databases*. **Note:** This category also includes an article published in a serial, but does not include an entire issue of a periodical or other serial.

* This type of Literary Work must be registered using the Standard Application.



* Click the box to confirm you have read the above description and selected the most appropriate type of work.

Privacy Act Notice: Sections 408-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information



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Form Pay Submit Work

Case #: 1-4664244183 Type of Case: Literary Work Date Opened: 3/20/2017 12:51:39 PM
Application Format: Standard

Title

Save Cancel

Give only one Title and Title Type at a time on this screen; then click "Save".

Step 1: Click on "Title Type" to determine the type of title.

Step 2: Select the Title Type. You must select "Title of Work Being Registered" at least once.

Step 3: Enter the title from the work that corresponds to the Title Type you selected.

Step 4: When you have finished adding all titles, Click "Save" to save the title.

*Title Type: Title of work being registered
*Title of this work: 2004 Product Label

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Form Pay Submit Work

Case #: 1-4664244183
Application Format: Standard

Type of Case: Literary Work

Date Opened: 3/20/2017 12:51:39 PM

eCO Navigation Tips

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Titles | |
| Publication/Completion | |
| Authors | |
| Claimants | |
| Limitation of Claim | |
| Rights & Permissions | |
| Correspondent | |
| Mail Certificate | |
| Special Handling | |
| Certification | |
| Review Submission | |

Titles

<< Back ||| Continue >>

||| Save For Later |||

Give the title(s) exactly as it appears on the work. If there is no title, give an identifying phrase, or state "untitled". To enter the title(s), click "New". After you enter the title, click "Save". Repeat this process for each additional title.

||| New * |||

To edit or delete a title, click the appropriate link in the list below. When the list is complete and correct, click "Continue" to save the information and proceed to the "Publication/Completion" screen.

All Titles

1 - 1 of 1

| Title of Work | Volume | Number | Issue Date | Type | Edit | Delete |
|--------------------|--------|--------|------------|--------------------------------|------|--------|
| 2004 Product Label | | | | Title of work being registered | | |

Privacy Act Notice: Sections 406-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

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Form Pay Submit Work

Case #: 1-4664244183
Application Format: Standard

Type of Case: Literary Work

Date Opened: 3/20/2017

eCO Navigation Tips

Publication / Completion

| Links | Completed |
|--------------------------|-----------|
| Type of Work | ✓ |
| Titles | ✓ |
| ➤ Publication/Completion | |
| Authors | |
| Claimants | |
| Limitation of Claim | |
| Rights & Permissions | |
| Correspondent | |
| Mail Certificate | |
| Special Handling | |
| Certification | |
| Review Submission | |

<< Back ||| Continue >> ||| Save For Later |||

Published work?: Yes

*Year of Completion (Year of Creation): 2004 YYYY

*Date of First Publication: 02/01/2004 [MM/DD/YYYY] [Help](#)

*Nation of First Publication: United States [Help](#)

International Standard Number Type: -Select- [Help](#)

International Standard Number:

If you have **Preregistered** your work under 17 U.S.C 408 (f) (and received a Preregistration number beginning with the PRE prefix), give the Preregistration Number here. Click [here](#) for further information about Preregistration.

Preregistration Number:

Click "Continue" to save the information and proceed to the "Author" screen.

Privacy Act Notice: Sections 408-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

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Form | **Pay** | **Submit Work**

Case #: 1-4664244183 Type of Case: Literary Work Date Opened: 3/20/2017 12:51:39 PM
Application Format: Standard

Authors

Save | **Cancel**

Author's Name Give either an individual name OR an organization name, but not both. An author is a person who actually created the contribution, unless the contribution was "Made for hire" in which case the employer is the author. Either citizenship/domicile of the author is also required.

Individual Author:

OR

Organization:

First Name:

Organization Name:

Middle Name:

[Help](#)

Last Name:

Is this author's contribution a work made for hire?:

* Citizenship:

[Help](#)

Anonymous:

[Help](#)

OR

Pseudonymous:

[Help](#)

* Domicile:

[Help](#)

Pseudonym:

[Help](#)

Year of Birth:

YYYY

Year of Death:

YYYY

Privacy Act Notice: Sections 405-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

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Form Pay Submit Work

Case #: 1-4664244183 Type of Case: Literary Work Date Opened: 3/20/2017 12:51:39 PM
Application Format: Standard

Authors

Save Cancel

Check the appropriate box(es) to indicate the author's contribution.

* Author Created:

Text Computer Program Photograph(s) Artwork

Other:

Privacy Act Notice: Sections 408-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

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Form | **Pay** | **Submit Work**

Case #: 1-4654244183 Type of Case: Literary Work Date Opened: 3/20/2017 12:51:39 PM
 Application Format: Standard

eCO Navigation Tips

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Titles | ✓ |
| Publication/Completion | ✓ |
| ➤ Authors | |
| Claimants | |
| Limitation of Claim | |
| Rights & Permissions | |
| Correspondent | |
| Mail Certificate | |
| Special Handling | |
| Certification | |
| Review Submission | |

Authors

<< Back
Continue >>
Save For Later

Name the author(s) of the work being registered, and give the requested information. Generally, the application should name all the authors of the authorship being registered.

Click "New" to add an author, or, if you are an author and your name appears in the User Profile for this account, click "Add Me".

After you enter the author information, click "Save". Repeat this process for each additional author.

New *
Add Me

To edit or delete an author, click the appropriate link in the list below. When the list is complete and correct, click "Continue" to save the information and proceed to the "Claimants" screen.

| Authors | | | | | | 1 - 1 of 1 |
|---------|-----------------------------|---------------|-----------|-----------|------|------------|
| Name | Organization Name | Work For Hire | Anonymous | Pseudonym | Edit | Delete |
| | Metalast International, LLC | Yes | N | | | |

Privacy Act Notice: Sections 408-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

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Form Pay Submit Work

Case #: 1-4664244183 Application Format: Standard Type of Case: Literary Work Date Opened: 3/20/2017 12:51:39 PM

Claimants

Save Cancel

Claimant's Name Give either an individual name OR an organization name, but not both.

Individual Claimant: * First Name: Middle Name: * Last Name: * Address 1: 2241 Park Place Address 2: Suite B * City: Minden OR Organization: * Organization Name: Chemeon Surface Technology, LLC State: NV Postal Code: 89423 Country: United States

If any claimant is not an author, you must include a transfer statement showing how the claimant obtained the copyright.

Transfer Statement: By written agreement Transfer Statement Other:

Privacy Act Notice: Sections 408-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law. Take Our Survey!



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Form Pay Submit Work

Case #: 1-4864244183 Application Format: Standard Type of Case: Literary Work Date Opened: 3/20/2017 12:51:39 PM

eCO Navigation Tips

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Titles | ✓ |
| Publication/Completion | ✓ |
| Authors | ✓ |
| Claimants | |
| Limitation of Claim | |
| Rights & Permissions | |
| Correspondent | |
| Mail Certificate | |
| Special Handling | |
| Certification | |
| Review Submission | |

Claimants

<< Back ||| Continue >> ||| Save For Later |||

Please identify the copyright claimant(s) in this work. The author is the original copyright claimant. The claimant may also be a person or organization to whom copyright has been transferred.

To be named as a claimant by means of a transfer, a person or organization must own all rights under the U.S. copyright law.

In addition, a claimant must own the copyright in all the authorship covered by this registration.

Click "New" to add a claimant, or, if you are a claimant and your name appears in the User Profile for this account, click "Add Me" to add your name and address into the claimants list.

After you enter the claimant information, click "Save". Repeat this process for each additional claimant.

||| New * ||| ||| Add Me |||

To edit or delete a claimant, click the appropriate link in the list below. When the list is complete and correct, click "Continue" to save the information and proceed to the "Limitation of Claim" screen.

Claimants

| Name | Organization Name | Transfer Statement | Address | Edit | Delete |
|------|---------------------------------|----------------------|--|------|--------|
| | Chemeon Surface Technology, LLC | By written agreement | 2241 Park Place, Suite B, Minden, NV, 89423, United States | | |

1 - 1 of 1

Privacy Act Notice: Sections 408-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

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Form Pay Submit Work

Case #: 1-4664244183 Application Format: Standard

Type of Case: Literary Work

Date Opened: 3/20/2017

eCO Navigation Tips

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Titles | ✓ |
| Publication/Completion | ✓ |
| Authors | ✓ |
| Claimants | ✓ |
| ➤ Limitation of Claim | |
| Rights & Permissions | |
| Correspondent | |
| Mail Certificate | |
| Special Handling | |
| Certification | |
| Review Submission | |

Limitation of Claim

<< Back ||| Continue >>

||| Save For Later |||

Complete this screen to limit your claim if this work contains or is based on previously registered material, previously published material, material in the public domain or material not owned by this claimant. The purpose of this section is to exclude such material from the claim and identify the new material upon which the present claim is based.

If your work does not contain any preexisting material, click "Continue" to proceed to the Rights and Permissions screen.

Material Excluded:

- Text
- Artwork
- Photograph(s)
- Computer Program

Other: LOT NO: BT25911 DAT

Previous Registration:

1st Prev. Reg. #:

Year:

2nd Prev. Reg. #:

Year:

New Material Included:

- Text
- Artwork
- Photograph(s)
- Computer Program

Other:

Privacy Act Notice: Sections 408-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

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Form Pay Submit Work

Case #: 1-4664244183 Application Format: Standard Type of Case: Literary Work Date Opened: 3/20/2017 12:51:39 PM

eCO Navigation Tips

Rights & Permissions Information (Optional)

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Titles | ✓ |
| Publication/Completion | ✓ |
| Authors | ✓ |
| Claimants | ✓ |
| Limitation of Claim | ✓ |
| ➤ Rights & Permissions | |
| Correspondent | |
| Mail Certificate | |
| Special Handling | |
| Certification | |
| Review Submission | |

<< Back || Continue >>

|| Add Me || || Save For Later ||

You may provide contact information for a person and/or organization to be contacted regarding copyright management information or permission to use this work.

Important: If you prefer not to provide personally identifying information, you may list a third party agent or a post office box.

Individual:

First Name: Robert
 Middle Name: C.
 Last Name: Ryan
 Email: rccryan@hollandhart.com
 Phone: (775) 327-3000
 Alternate Phone:

Organization:

Organization Name: Holland & Hart LLP
 Address 1: 5441 Kietzke Lane
 Address 2: Second Floor
 City: Reno
 State: NV
 Postal Code: 89511
 Country: United States

Privacy Act Notice: Sections 408-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

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Form | **Pay** | **Submit Work**

Case #: 1-4664244183 Type of Case: Literary Work Date Opened: 3/20/2017 12:51:39 PM
Application Format: Standard

eCO Navigation Tips

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Titles | ✓ |
| Publication/Completion | ✓ |
| Authors | ✓ |
| Claimants | ✓ |
| Limitation of Claim | ✓ |
| Rights & Permissions | ✓ |
| ➤ Correspondent | |
| Mail Certificate | |
| Special Handling | |
| Certification | |
| Review Submission | |

Correspondent

<< Back ||| ||| Continue >>

||| Add Me ||| ||| Save For Later |||

This is the person the Copyright Office will contact if it has questions about this application.
Completion of the name, email address and correspondence address is mandatory.

Individual:

* First Name:

Middle Name:

* Last Name:

* Email:

Phone:

Alternate Phone:

Fax:

Organization:

Organization Name:

* Address 1:

Address 2:

* City:

State: ▼

Postal Code:

Country: ▼

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Form | **Pay** | **Submit Work**

Case #: 1-4664244183
Application Format: Standard

Type of Case: Literary Work

Date Opened: 3/20/2017 12:51:39 PM

eCO Navigation Tips

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Titles | ✓ |
| Publication/Completion | ✓ |
| Authors | ✓ |
| Claimants | ✓ |
| Limitation of Claim | ✓ |
| Rights & Permissions | ✓ |
| Correspondent | ✓ |
| Mail Certificate | |
| Special Handling | |
| Certification | |
| Review Submission | |

Mail Certificate

<< Back ||| Continue >>

||| Add Me ||| Save For Later |||

This is the name and address to which the registration certificate should be mailed.

Completion of Individual and/or Organization Information, Address is mandatory.

Individual:

* First Name:

Middle Name:

* Last Name:

* Address 1:

Address 2:

* City:

Organization:

* Organization Name:

* State:

* Postal Code:

Country:

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Form Pay Submit Work

Case #: 1-4664244183 Application Format: Standard

Type of Case: Literary Work

Date Opened: 3/20/2017

eCO Navigation Tips

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Titles | ✓ |
| Publication/Completion | ✓ |
| Authors | ✓ |
| Claimants | ✓ |
| Limitation of Claim | ✓ |
| Rights & Permissions | ✓ |
| Correspondent | ✓ |
| Mail Certificate | ✓ |
| > Special Handling | |
| Certification | |
| Review Submission | |

Special Handling (Optional)

<< Back ||| Continue >>

||| Save For Later |||

Special handling is expedited service that is available only to filers who satisfy one or more of the compelling reasons below. Special handling also carries a significant surcharge fee. If you do not qualify for special handling service, please click the Continue button without completing this screen.

Note: The significant special handling surcharge fee is non-refundable. Please click here to review the current fee.

Special Handling (The information requested below is required for Special Handling claims)

Compelling Reason(s) (At least one must be selected)

Pending or prospective litigation

Customs matters

Contract or publishing deadlines that necessitate the expedited issuance of a certificate

I certify that I am the author, copyright claimant of exclusive rights, or the authorized agent of the author, copyright claimant of exclusive rights of this work.

Explanation for Special Handling:

This is the place to give any comments/instructions regarding special handling specific to this claim.

Empty text box for explanation.

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Form | **Pay** | **Submit Work**

Case #: 1-4664244183 Type of Case: Literary Work Date Opened: 3/20/2017
 Application Format: Standard

eCO Navigation Tips

| Links | Completed |
|------------------------|-----------|
| Type of Work | ✓ |
| Titles | ✓ |
| Publication/Completion | ✓ |
| Authors | ✓ |
| Claimants | ✓ |
| Limitation of Claim | ✓ |
| Rights & Permissions | ✓ |
| Correspondent | ✓ |
| Mail Certificate | ✓ |
| Special Handling | ✓ |
| > Certification | |
| Review Submission | |

Certification

The Application must be certified by the author, copyright claimant, or owner of exclusive right(s), or by the authorized agent of any of the preceding.

17 USC 506(e): Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided by section 409, or in any written statement filed with the application, shall be fined not more than \$2500.

* I certify that I am the author, copyright claimant, or owner of exclusive rights, or the authorized agent of the author, copyright claimant, or owner of exclusive rights of this work and that the information given in this application is correct to the best of my knowledge.

* Name of certifying individual:

Applicant's Internal Tracking Number (Optional):

Note to Copyright Office (Optional):

This is the place to give any comments specific to this claim, the application, or the deposit copy, if necessary.

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METALAST TCP-HF[®]

Licensed to METALAST International, Inc. from U.S. Navy under U.S. Patent Numbers:
6,375,725 (PCT/US 01/45434); 6,511,532 (PCT/US 02/35599); 6,521,029 and 6,527,841 (PCT/US 02/35490)

INGREDIENTS

TCP-HF contains: Trivalent Chromium Salt (12336-95-7), water (7732-18-5)

FIRST AID

If this concentrate is ingested, drink several glasses water to dilute. Do not induce vomiting. Never give anything by mouth to an unconscious person. Get medical attention. For eyes, flush with clear water for 15 minutes. Get medical attention immediately. For skin, wash with water. Get medical attention if irritation develops and persists. Wash clothing prior to reuse. If inhaled, remove to fresh air. If breathing is difficult, give oxygen. If not breathing, give artificial respiration. If symptoms persist, call a physician.

CAUTION

Do not take internally. The concentrate is an eye irritant and may cause skin irritation. Do not inhale. Fumes may cause respiratory irritation. For more information, read the Material Safety Data Sheet. It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

LOT NO: BT25911
DATE: 5/15/2008

SUGGESTED HAZARD RATING

| | |
|---------------------|---|
| HEALTH | 3 |
| FLAMMABILITY | 0 |
| PHYSICAL HAZARD | 0 |
| PERSONAL PROTECTION | J |

SHIPPING INFORMATION

Not Regulated



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INTERNATIONAL, INC.
2241 PARK PLACE, SUITE C • MINDEN, NEVADA 89423
(775) 782-2498 • WWW.METALAST.COM

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Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, *United States Code*, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Registration Number
VA 2-002-922

Effective Date of Registration:
February 15, 2016

Maria A. Pallante

Register of Copyrights, United States of America

Title

Title of Work: NARA Presentation

Completion/Publication

Year of Completion: 2010
Date of 1st Publication: June 30, 2010
Nation of 1st Publication: United States

Author

- Author:** Chemeon Surface Technology, LLC
- Author Created:** photograph, 2-D artwork, text
- Work made for hire:** Yes
- Citizen of:** United States
- Domiciled in:** United States

Copyright Claimant

Copyright Claimant: Chemeon Surface Technology, LLC
2241 Park Place, Building B, Minden, NV, 89423, United States

Limitation of copyright claim

Material excluded from this claim: photograph, 2-D artwork

New material included in claim: photograph, 2-D artwork, text

Rights and Permissions

Organization Name: Chemeon Surface Technology, LLC
Address: 2241 Park Place
Building B
Minden, NV 89423 United States

Certification

Name: Jessica A. Neville
Date: February 15, 2016

Applicant's Tracking Number: 55318J110



Registration #: VA0002002012
Service Request #: 1-3152012961

Holland & Hart LLP
Jessica A. Neville
Att: Copydga Dockering
P.O. Box 8749
Denver, CO 80201-8749 United States



Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, *United States Code*, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Maria A. Pallante

United States Register of Copyrights and Director

Registration Number
TX 8-230-798

Effective Date of Registration:
March 03, 2016

Title

Title of Work: METALAST 2011-2015 NARRATIVE PROFORMA ASSUMPTIONS

Completion/Publication

Year of Completion: 2011
Date of 1st Publication: August 01, 2011
Nation of 1st Publication: United States

Author

• Author: Metalast International, LLC
Author Created: text
Work made for hire: Yes
Citizen of: United States

Copyright Claimant

Copyright Claimant: Chemeon Surface Technology, LLC
2241 Park Place, Building B, Minden, NV, 89423, United States
Transfer statement: By written agreement

Rights and Permissions

Organization Name: Holland & Hart LLP
Name: Robert C. Ryan
Email: rcryan@hollandhart.com
Telephone: (775)327-3000
Address: 5441 Kietzke Lane
Second Floor
Reno, NV 89511 United States

Certification

Name: Robert C. Ryan
Date: March 03, 2016



This Certificate issued under the seal of the Copyright Office in accordance with title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Karen Leigh Clayton
Acting United States Registrar of Copyrights and Director

Registration Number
TX 8-404-305
Effective Date of Registration:
March 20, 2017

Title

Title of Work: 2003 Job Pro Web Page Advertisement

Completion/Publication

Year of Completion: 2003
Date of 1st Publication: February 01, 2003
Nation of 1st Publication: United States

Author

Author: Metalast International, LLC
Author Created: text, photograph(s), artwork
Work made for hire: Yes
Citizen of: United States

Copyright Claimant

Copyright Claimant: Chemzon Surface Technology, LLC
2241 Park Place, Suite B, Minden, NV, United States
Transfer statement: By written agreement

Limitation of copyright claim

Material excluded from this claim: text, photograph(s), artwork, 2003 Job Pro Web Page Advertisement

New material included in claim: text

Rights and Permissions

Organization Name: Holland & Hart LLP
Name: Robert C. Ryan
Email: roryan@hollandhart.com
Telephone: (775)327-1000
Address: 5441 Kierzke Lane
Second Floor
Reno, NV 89511 United States

Certification

Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Registration Number:

VA 1-954-928

Effective Date of Registration:

May 19, 2015

Maria A. Pallante

Register of Copyrights, United States of America

Title

Title of Work: Photographs of Metacast International, LLC.

Completion/Publication

Year of Completion: 2003
 Date of 1st Publication: May 23, 2003
 Nation of 1st Publication: United States

Author

- Author: Fred W. Cornelius
- Author Created: photograph
- Citizen of: United States
- Domiciled in: United States

Copyright Claimant

Copyright Claimant: Chameleon Surface Technology, LLC
 2241 Park Place, Building B, Minden, NV, 89423, United States
 Transfer statement: By written agreement

Rights and Permissions

Organization Name: Holland & Hart LLP
 Name: Robert C. Ryan
 Email: rryan@hollandhart.com
 Telephone: (773) 877-1000
 Address: 5441 Kietzke Lane
 Second Floor
 Reno, NV 89511 United States

Certification

Name: Madelon Meiling
 Date: May 19, 2015

Applicant's Tracking Number: 85515.0011

Copyright Office notes: Regarding registration of multiple works made as unpublished collection.



Certificate of Registration



This Certificate is issued under the seal of the Copyright Office in accordance with Title 17, United States Code. Attest: that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Maria A. Pallante

Register of Copyrights, United States of America

Registration Number

VA 1-962-295

Effective Date of Registration:

May 11, 2008

Title

Title of Work: Metals, Systems Composite Image

Completion/Publication

Year of Completion: 2004
 Date of 1st Publication: August 17, 2004
 Nation of 1st Publication: United States

Author

Author: Metals-International, LLC
 Author Created: photograph
 Work made for hire: Yes
 Citizen of: United States

Copyright Claimant

Copyright Claimant: Chereon Surface Technology, LLC
 2241 Park Plaza, Suite B, Minden, NV 89423, United States
 Transfer statement: By written agreement

Limitation of copyright claim

Material excluded from this claim: photograph
 New material included in claim: photograph, 2D artwork

Rights and Permissions

Organization Name: Holland & Hart LLP
 Name: Robert C. Ryan
 Email: rryan@ghollandhart.com
 Telephone: (775) 333-3300
 Address: 5441 Kietzke Lane
 Second Floor
 Reno, NV 89511 United States

Certification

Name: Madelon Nealing
Date: May 27, 2015
Applicant's Tracking Number: 85518.0017



Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with Title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Maurice A. Pallante

Register of Copyrights, United States of America

Registration Number

VA 1-962-296

Effective Date of Registration:

May 28, 2015

Title

Title of Work: METALAST IPC LinePro

Completion/Publication

Year of Completion: 2009
 Date of 1st Publication: May 22, 2002
 Nation of 1st Publication: United States

Author

Author: Fred W. Cornelius
 Author Created: photograph
 Work made for hire: No
 Citizen of: United States

Copyright Claimant

Copyright Claimant: Chemason Surface Technology, LLC
 2241 Park Place, Building B, Minden, NV 89423
 Transfer statement: By written agreement

Limitation of copyright claim

Material excluded from this claim: photograph
 New material included in claim: photograph, 3-D artwork

Rights and Permissions

Organization Name: Holland & Hart LLP
 Name: Robert C. Ryan
 Email: rryan@hollandhart.com
 Telephone: (775)337-3000
 Address: 5441 Kietzke Lane
 Second Floor
 Reno, NV 89511 United States

Certification

Name: Madylon Meiling
Date: May 28, 2015
Applicant's Tracking Number: 85518.0013



Certificate of Registration



This Certificate issued under the act of the Copyright Office in accordance with title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Maria A. Pallante

Register of Copyrights, United States of America

Registration Number

VA 1-962-294

Effective Date of Registration:

May 28, 2015

Title

Title of Work: Metalast JobPro Image

Completion/Publication

Year of Completion: 2004
Date of 1st Publication: August 17, 2004
Nation of 1st Publication: United States

Author

Author: Metalast International, LLC
Author Created: Images
Work made for hire: Yes
Citizen of: United States

Copyright Claimant

Copyright Claimant: Chemarm Surface Technology, LLC
2241 Park Place, Suite 11, Minden, NV 89123, United States
Transfer statement: By written agreement

Limitation of copyright claim

Material excluded from this claim: photograph
New material included in claim: photograph, 2-D artwork

Rights and Permissions

Organization Name: Holland & Hart LLP
Name: Robert C. Ryan
Email: rorys@hollandhart.com
Telephone: (775)827-3000
Address: 5441 Kewick Lane
Second Floor
Reno, NV 89511 United States

Certification

Name: Madelyn Meihor
Date: May 23, 2015
Applicant's Tracking Number: 85515.0015



Certificate of Registration



This Certificate, issued under the seal of the Copyright Office in accordance with Title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Maxim A. Pallante

United States Register of Copyrights and Director

Registration Number

TX 8-159-333

Effective Date of Registration:

May 28, 2015

Title

Title of Work: Inventory Equipment Solutions Brochure Page

Completion/Publication

Year of Completion: 2004
 Date of 1st Publication: September 09, 2004
 Nation of 1st Publication: United States

Author

Author: Moxius International, LLC
 Author Created: text, artwork
 Work made for hire: Yes
 Citizen of: United States

Copyright Claimant

Copyright Claimant: Chemcon Surface Technology, LLC
 2241 Park Place, Suite B, Minden, NV, 89423, United States
 Transfer statement: By written agreement

Limitation of copyright claim

Material excluded from this claim: photograph(s), artwork
 New material included in claim: text, artwork

Rights and Permissions

Organization Name: Holland & Hart LLP
 Name: Robert C. Ryan
 Email: rryan@hollandhart.com
 Telephone: (775)327-3000
 Address: 544 Kierke Lane
 Second Floor
 Reno, NV 89511 United States

Certification

Name: Madelyn Weiling
Date: May 28, 2015
Applicant's Tracking Number: 65518.1004

Correspondence: Yes



Certificate of Registration



This Certificate is issued under the seal of the Copyright Office in accordance with title 17, United States Code, and attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Marcus A. Pallante

United States Register of Copyrights and Director

Registration Number:

TX 8-166-628

Effective Date of Registration:

June 01, 2015

Title

Title of Work: Process Control Solutions Brochure Page

Completion/Publication

Year of Completion: 2004
 Date of 1st Publication: September 20, 2004
 Nation of 1st Publication: United States

Author

• Author: Merxlast International, LLC
 Author Created: Text, artwork, excluding the photographic images
 Work made for hire: Yes
 Jurisdiction: United States

Copyright Claimant

Copyright Claimant: Chemcor Surface Technology, LLC
 1241 Park Place, Suite B, Minden, NV, 89423, United States
 Transfer statement: By written agreement

Limitation of copyright claim

Material excluded from this claim: photograph(s)

New material included in claim: Text, artwork

Rights and Permissions

Organization Name: Holland & Hart, LLP
 Name: Robert C. Ryan
 Email: rryan@hollandhart.com
 Telephone: (775)327-3000
 Address: 5441 Kietzke Lane
 Second Floor
 Reno, NV 89511 United States

Certification

Name: Mydylon Meiling

Date: June 01, 2015

Applicant's Tracking Number: 85519.8814

Correspondence: Yes



EXHIBIT "5"

Renewal Registration No. 2963106

EXHIBIT "5"

Combined Declaration of Use and/or Excusable Nonuse/Application for Renewal of Registration of a Mark under Sections 8 & 9

The table below presents the data as entered.

| Input Field | Entered |
|---|--|
| REGISTRATION NUMBER | 2963106 |
| REGISTRATION DATE | 06/21/2005 |
| SERIAL NUMBER | 78267465 |
| MARK SECTION | |
| MARK | METALAST |
| ATTORNEY SECTION (current) | |
| NAME | Ian F. Burns, Esq. |
| FIRM NAME | ATIP LAW |
| STREET | 4790 CAUGHLIN PARKWAY #701 |
| CITY | RENO |
| STATE | Nevada |
| POSTAL CODE | 89519 |
| COUNTRY | United States |
| PHONE | 775-826-6160 |
| EMAIL | firm@ATIPLaw.com |
| AUTHORIZED TO COMMUNICATE VIA E-MAIL | Yes |
| DOCKET/REFERENCE NUMBER | 745.9210 |
| CORRESPONDENCE SECTION (current) | |
| NAME | Ian F. Burns |
| FIRM NAME | ATIP LAW |
| STREET | 4790 CAUGHLIN PARKWAY #701 |
| CITY | RENO |
| STATE | Nevada |
| POSTAL CODE | 89519 |
| COUNTRY | United States |
| PHONE | 775-826-6160 |
| EMAIL | firm@ATIPLaw.com;pjpanzica@ATIPLaw.com |
| AUTHORIZED TO COMMUNICATE VIA E-MAIL | Yes |
| DOCKET/REFERENCE NUMBER | 745.9210 |
| CORRESPONDENCE SECTION (proposed) | |
| | |

| | |
|---------------------------------------|--|
| NAME | Ian F. Burns, Esq. |
| FIRM NAME | ATIP LAW |
| STREET | 4790 CAUGHLIN PARKWAY #701 |
| CITY | RENO |
| STATE | Nevada |
| POSTAL CODE | 89519 |
| COUNTRY | United States |
| PHONE | 775-826-6160 |
| EMAIL | firm@ATIPLaw.com;pjpanzica@ATIPLaw.com |
| AUTHORIZED TO COMMUNICATE VIA E-MAIL | Yes |
| DOCKET/REFERENCE NUMBER | 745.9210 |
| GOODS AND/OR SERVICES SECTION | |
| INTERNATIONAL CLASS | 001 |
| GOODS OR SERVICES | Chemicals for use in metal treatment, consisting of cleaners, etchers, deoxidizers, dyes, electrolytic colors, sealants, electro polishers, anodizing additives, surfactants, acidifiers, basifiers, anodizing accelerators, fume suppressants, and anti foaming agents |
| SPECIMEN FILE NAME(S) | |
| ORIGINAL PDF FILE | SPN0-76247202166-20150621203254641046_ _ShippingLabel_745_9193.pdf |
| CONVERTED PDF FILE(S) (1 page) | \\TICRS\EXPORT16\IMAGEOUT16\782\674\78267465\xml4\S890002.JPG |
| SPECIMEN DESCRIPTION | Shipping Label |
| INTERNATIONAL CLASS | 009 |
| GOODS OR SERVICES | Computer hardware systems comprising central processing units, computer monitors, computer input devices, namely, computer touch screens and keyboards, and computer interface controllers; computer software for controlling and monitoring metal treatment processes, storing data related to metal treatment, and for creating process verification reports |
| SPECIMEN FILE NAME(S) | |
| ORIGINAL PDF FILE | SPN1-76247202166-20150621203254641046_ _Website_745_9193.pdf |
| CONVERTED PDF FILE(S) (1 page) | \\TICRS\EXPORT16\IMAGEOUT16\782\674\78267465\xml4\S890003.JPG |
| SPECIMEN DESCRIPTION | Website |
| OWNER SECTION (current) | |
| NAME | SEMAS, DAVID M. |
| STREET | P.O. BOX 618 |
| CITY | GENOA |
| STATE | Nevada |
| ZIP/POSTAL CODE | 89411 |
| COUNTRY | United States |
| LEGAL ENTITY SECTION (current) | |
| TYPE | individual |

| | |
|---------------------------------|---|
| COUNTRY OF CITIZENSHIP | United States |
| PAYMENT SECTION | |
| NUMBER OF CLASSES | 2 |
| NUMBER OF CLASSES PAID | 2 |
| SUBTOTAL AMOUNT | 800 |
| TOTAL FEE PAID | 800 |
| SIGNATURE SECTION | |
| SIGNATURE | /ian burns/ |
| SIGNATORY'S NAME | Ian Burns |
| SIGNATORY'S POSITION | Attorney for Applicant |
| DATE SIGNED | 06/21/2015 |
| SIGNATORY'S PHONE NUMBER | (775) 826-6160 |
| PAYMENT METHOD | CC |
| FILING INFORMATION | |
| SUBMIT DATE | Sun Jun 21 20:42:26 EDT 2015 |
| TEAS STAMP | USPTO/S08N09-XX.XXX.XXX.X XX-20150621204226231234-2 963106-530a9d432844580ac5 5d87f6b26bac48624b89b3d6c 23cf6b79814b23ac64c613-CC -7275-2015062120325464104 6 |

PTO Form 1963 (Rev 5/2006)
OMB No. 0651-0055 (Exp 07/31/2018)

Combined Declaration of Use and/or Excusable Nonuse/Application for Renewal of Registration of a Mark under Sections 8 & 9

To the Commissioner for Trademarks:

REGISTRATION NUMBER: 2963106

REGISTRATION DATE: 06/21/2005

MARK: METALAST

The owner, DAVID M SEMAS, a citizen of United States, having an address of
P.O. BOX 618
GENOA, Nevada 89411
United States

is filing a Combined Declaration of Use and/or Excusable Nonuse/Application for Renewal of Registration of a Mark under Sections 8 & 9.

For International Class 001, the mark is in use in commerce on or in connection with **all** goods/services, or to indicate membership in the collective membership organization, listed in the existing registration for this specific class: Chemicals for use in metal treatment, consisting of cleaners, etchers, deoxidizers, dyes, electrolytic colors, sealants, electro polishers, anodizing additives, surfactants, acidifiers, basifiers, anodizing accelerators, fume suppressants, and anti foaming agents ; or, the owner is making the listed excusable nonuse claim.

The owner is submitting one(or more) specimen(s) showing the mark as used in commerce on or in connection with any item in this class, consisting of a(n) Shipping Label.

Original PDF file:

[SPN0-76247202166-20150621203254641046 . ShippingLabel_745_9193.pdf](#)

Converted PDF file(s) (1 page)

[Specimen File1](#)

For International Class 009, the mark is in use in commerce on or in connection with **all** goods/services, or to indicate membership in the collective membership organization, listed in the existing registration for this specific class: Computer hardware systems comprising central processing units, computer monitors, computer input devices, namely, computer touch screens and keyboards, and computer interface controllers; computer software for controlling and monitoring metal treatment processes, storing data related to metal treatment, and for creating process verification reports ; or, the owner is making the listed excusable nonuse claim.

The owner is submitting one(or more) specimen(s) showing the mark as used in commerce on or in connection with any item in this class, consisting of a(n) Website.

Original PDF file:

[SPN1-76247202166-20150621203254641046 . Website_745_9193.pdf](#)

Converted PDF file(s) (1 page)

[Specimen File1](#)

The registrant's current Correspondence Information: Ian F. Burns of ATIP LAW
4790 CAUGHLIN PARKWAY #701
RENO, Nevada (NV) 89519
United States

The docket/reference number is 745.9210.

The registrant's proposed Correspondence Information: Ian F. Burns, Esq. of ATIP LAW
4790 CAUGHLIN PARKWAY #701
RENO, Nevada (NV) 89519
United States

The docket/reference number is 745.9210.

The phone number is 775-826-6160.

The email address is firm@ATIPLaw.com;pjpanzica@ATIPLaw.com.

A fee payment in the amount of \$800 will be submitted with the form, representing payment for 2 class(es), plus any additional grace period fee, if necessary.

Declaration

Section 8: Declaration of Use and/or Excusable Nonuse in Commerce

Unless the owner has specifically claimed excusable nonuse, the mark is in use in commerce on or in connection with the goods/services identified above, as evidenced by the attached specimen(s) showing the mark as used in commerce.

The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements and the like may jeopardize the validity of this submission, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Section 9: Application for Renewal

The registrant requests that the registration be renewed for the goods/services/collective organization identified above.

Signature: /ian burns/ Date: 06/21/2015
Signatory's Name: Ian Burns
Signatory's Position: Attorney for Applicant
Signatory's Phone Number: (775) 826-6160

Mailing Address:
ATIP LAW
4790 CAUGHLIN PARKWAY #701
RENO, Nevada 89519

Serial Number: 78267465
Internet Transmission Date: Sun Jun 21 20:42:26 EDT 2015
TEAS Stamp: USPTO/S08N09-XX.XXX.XXX.XXX-201506212042
26231234-2963106-530a9d432844580ac55d87f
6b26bac48624b89b3d6c23cf6b79814b23ac64c6
13-CC-7275-20150621203254641046

METALAST TCP-HF[®]

Licensed to METALAST International, Inc. from U.S. Navy under U.S. Patent Numbers:
 6,375,725 (PCT/US 01/45434); 6,511,532 (PCT/US 02/35589); 6,521,029 and 6,527,841 (PCT/US 02/35490)

TCP-HF contains: Trivalent Chromium Salt (12336-95-7), water (7732-18-5)

INGREDIENTS

FIRST AID

If this concentrate is ingested, drink several glasses water to dilute. Do not induce vomiting. Never give anything by mouth to an unconscious person. Get medical attention. For eyes, flush with clear water for 15 minutes. Get medical attention immediately. For skin, wash with water. Get medical attention if irritation develops and persists. Wash clothing prior to reuse. If inhaled, remove to fresh air. If breathing is difficult, give oxygen. If not breathing, give artificial respiration. If symptoms persist, call a physician.

CAUTION

Do not take internally. The concentrate is an eye irritant and may cause skin irritation. Do not inhale. Fumes may cause respiratory irritation. For more information, read the Material Safety Data Sheet. It is a violation of Federal law to use this product in a manner inconsistent with its labeling.



LOT NO: BT25911
 DATE: 5/15/2008

SUGGESTED HAZARD RATING

| | |
|---------------------|---|
| HEALTH | 3 |
| FLAMMABILITY | 0 |
| PHYSICAL HAZARD | 0 |
| PERSONAL PROTECTION | J |

SHIPPING INFORMATION

Not Regulated

METALAST[®]
 INTERNATIONAL, INC.
 2241 PARK PLACE, SUITE C • MINDEN, NEVADA 89423
 (775) 782-2498 • WWW.METALAST.COM

SELLER MAKES NO WARRANTY, EITHER EXPRESSED OR IMPLIED, CONCERNING THIS PRODUCT, ITS QUALITY, PERFORMANCE, MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OTHER THAN PROVIDED ON THIS LABEL. THIS PRODUCT IS SOLD ONLY ON THE BASIS THAT BUYER ASSUMES ALL RISK OF USE, HANDLING, AND STORAGE OF THIS MATERIAL. NO CLAIM OF ANY KIND SHALL BE FOR DAMAGES GREATER IN AMOUNT THAN THE PURCHASE PRICE OF THE MATERIAL IN RESPECT OF WHICH SUCH CLAIMS MADE. DISPOSE OF EMPTY CONTAINER IN COMPLIANCE WITH FEDERAL, STATE/PROVINCIAL, AND LOCAL LAWS AND REGULATIONS.

Anodizing - METALAST Technology - leader in anodizing and metal finishing

METALAST ONLINE

METALAST Store

The Company
The Technology

Process Control (JobPro)
Chemistry
Turnkey Solutions

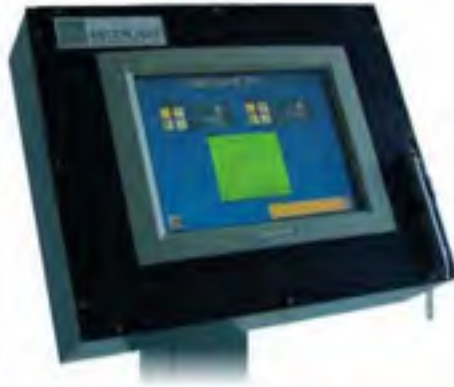
Products and Services
Customer Info
Communications
Shareholder Access

Home Page
Website Map
Visiting METALAST
Contact US

METALAST: Metal Finishing's Process Control Provider

Introducing The IPC JobPro

• No License Fees - No Royalties •



Platers and Anodizers... Affordable Process Control Is Here!

The JobPro is an affordable mass market process controller designed for the entire metal finishing industry (anodizing and electroplating). The JobPro is available NOW with a 6-month introductory trial program. Find out more...

- ➔ Increase Profits
- ➔ Cut Operational Costs
- ➔ Improve Product Quality

The ISO and QS compliant JobPro will help facilitate greater product consistency, process run repeatability, better quality control, and traceability.

IPC JobPro Testimonials

"Our average processing time is down about 20 minutes per load. We're now able to process more loads per day. Also, our consistency and quality have improved dramatically."

Chris Lobotzch - Quality Assurance Manager
Pacific Coast Anodizing [more testimonials](#)

How to Get a JobPro Today

• Find out more information on the JobPro, the 3 programs to get a unit, JobPro FAQ's, and download the JobPro Product Sheet

Current News and Information

- [Joe Radzvilowicz Joins METALAST as Senior Vice President of Sales and Marketing](#)
- [Rectifier Manufacturer Process Electronics Corporation Signs CTR Agreement](#)
- [METALAST and Rochester Industrial Services Announce Partnership](#)
- [Continuing Education in Anodizing Courses available now!](#)
- [METALAST Introduces Online Shopping - Purchase a JobPro online today!](#)
- [Read Dr. Art Kushner's Article On Process Control from the May Issue of Products Finishing](#)

Benefits of Process Control

• Read a research report discussing the direct and indirect benefits realized when process control is implemented in a finishing environment.

MS-2002 Manufacturer Spec

• Manufacturers can ensure lean production standards across supply chains by adopting the MS-2002 requiring process control.

Search METALAST Online

Search

D&B Listed [Learn More](#)

Metallgesellschaft, LLC
21 RIVERSIDE BL. #100

ROUTING SHEET TO POST REGISTRATION (PRU)

Registration Number: 2963106



Serial Number: 78267465



RAM Sale Number: 2963106

RAM Accounting Date: 20150622

Total Fees: \$800

Note: Process in accordance with Post Registration Standard Operating Procedure (SOP)

| <u>Transaction</u> | <u>Fee Code</u> | <u>Transaction Date</u> | <u>Fee per Class</u> | <u>Number of Classes</u> | <u>Number of Classes Paid</u> | <u>Total Fee</u> |
|------------------------------|-----------------|-------------------------|----------------------|--------------------------|-------------------------------|------------------|
| §8 affidavit | 7205 | 20150621 | \$100 | 2 | 2 | \$200 |
| Application for Renewal (§9) | 7201 | 20150621 | \$300 | 2 | 2 | \$600 |

Physical Location: 900 - FILE REPOSITORY (FRANCONIA)

Lost Case Flag: False

In TICRS (AM-FLG-IN-TICRS): True

Transaction Date: 20150621

