

FILED¹
U.S. DISTRICT COURT

IN THE UNITED STATES DISTRICT COURT

2013 OCT -8 3:22

DISTRICT OF UTAH

MAXWELL W. JACKSON dba MAX'S
PHOTOGRAPHY/Maxxsphotography.com,
Pro-Se, Pauperis Litigant

BY MAXWELL WILLIAM JACKSON
Pro -Se, DEPUTY CLERK
Pauperis Litigant

Plaintiff,

vs.

Treidi Inc. dba The Color Run.com

Jury Demand

Travis Lyman Snyder, Individually
admitted Founder of TCR dba TCR

**Cross-Complaint w/
Change of Venue**

Philip Maddsen, Individually

Stoel Rives LLP et al.

Case No. 2:13-cv-00797-BCW

Scott Winn, Individually

The Sports Authority et al.

Silverback Enterprises, Kansas et
al. Kyle Myers and Ryan Robinson

Judge Brooke CJa. Wells

THE COLOR RUN, LLC, a Utah
Limited Liability Company et al.,
dba TheColorRun.co.uk and any
other tld's using plaintiff's
Artwrok

Jane Doe -aka *The Color Run 5K
Event and Apparel Product Lines.*

JOHN/JANE DOE's yet unknown who
profited from the Photographic
Artwork authored by
Maxwell William Jackson

Defendants.

SEARCH ENGINE VERIFIABLE COMPLAINT

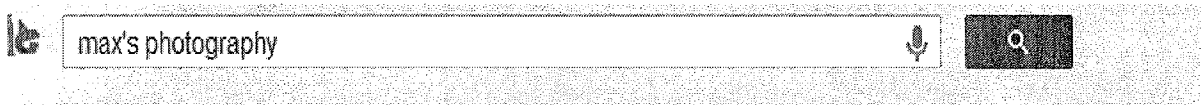
PARTIES, JURISDICTION, AND VENUE

I. I, MAXWELL WILLIAM JACKSON OF FULL AGE, RESIDING AT 632 NW 13TH ST. APTMENT 16, BOCA RATON, FLORIDA 33486 - HEREBY OFFER PRAYER TO THE COURT, IN A COUNTER-CLAIM TO CASE #2:13-CV-00797-BCW, TO REALIZE THAT THE FACTUAL PHOTOGRAPHIC ISSUE UNDER LAW, AS WELL AS FICTITIOUS TRADEMARK CASE WHICH HAS NO STANDING IN LAW. THIS FILING BY TRAVIS LYMAN SNYDER ET AL., IS NOTHING BUT A THINLY VAILED EFFORT TO DISTRACT FROM THE ACUTAL "USE AGREEMENT" BREACH AND POSSIBLE COPYRIGHT VIOLATIONS, A TACTIC IN VIOLATION OF RULE 11.

AS GROWING UP IN THE COMMON LAW STATE OF PENNSYLVANIA AND GETTING AN "A" IN MY BUSINESS LAW CLASS AT PENN STATE, THE TRADEMARK COMPLAINT..., IT SEEMS TOO BASIC TO ME PERHAPS? 'IT IS LIKE GOING DOWN TO THE LAKE WITH AN UN-LINED WOVEN WICKER BASKET TO BRING HOME 2 GALLONS OF WATER, YOU GET HOME WITH A WET BASKET AND NO WATER.' ©MWJ

A SIMPLY GOOGLE SEARCH OF 'MAX'S PHOTOGRAPHY' WILL SHOW MY FACEBOOK PAGE WITH JUST OVER ONE THOUSAND LIKES. YOU WILL FIND IF YOU SCROLL DOWN TO JULY ON MY BUSINESS FB PAGE, PICTURES OF TCR TAKEN BY MY FATHER HE ALSO HAS VIDEO OF ME WORKING THE EVENT IN HIS AREA OF THE UNITED STATES, EVEN THERE ONLY 6 LIKES EXIST DUE TO COLOR RUN IMAGES OR MARK.

https://www.google.com/search?q=max's%20photographv&es_sm=122&biw=1366&bih=605&um=1&ie=UTF-8&hl=en&sa=N&tab=iw



Web Images Maps Shopping More Search tools

About 824,000 results (0.39 seconds)

Max's Photography | Facebook

<https://www.facebook.com/maxsphotography>

Max's Photography, Boca Raton, FL. 1063 likes · 90 talking about this. Can we have more color please?

Max Wannor | Life Rank

BUT IF YOU SEARCH FOR "MAX'S PHOTOGRAPHY THE COLOR RUN" AND LINK TO THE IMAGES SECTION OF ANY SEARCH ENGINE IN THE WORLD, YOU WILL NOT FIND ANYTHING ATTRIBUTED TO ME. VS. IMAGE SEARCH FOR 'SPORTS AUTHORITY THE COLOR RUN' AND YOU WILL FIND MY UN-ATTRIBUTED ARTWORK QUICKLY AND EASILY!

https://www.google.com/search?q=the+sports+authority+color+run&es_sm=122&biw=1366&b

[ih=605&tbm=isch&ei=CaVFUoKeBlrpggGJ3YHQBg&start=60&sa=N](https://www.google.com/search?q=the+sports+authority+color+run&es_sm=122&biw=1366&bih=605&tbm=isch&ei=CaVFUoKeBlrpggGJ3YHQBg&start=60&sa=N) The circled image was

exclusively in the possession of The Color Run Management without my watermark.



Page 4 of about 3,120,000 results

You are seeing the basic version because we think your Internet connection is slow - [Switch to standard version](#)



livingsocial.com
Sports Authority 5K Color Fun Run: Entry - LivingSocial Fun & Events
220 x 314 - 12k - jpg



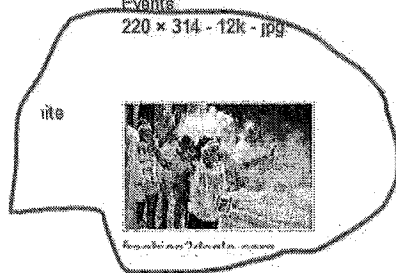
livingsocial.com
220_q66_jpg
220 x 314 - 8k - jpg



colorinmotion5k.com
Color In Motion 5k Run|Chicago
Color In Motion 5k Run|June 2 ...
822 x 525 - 390k - png



beingelizabeth.wordpress.com
Color Run 2013 Packet Pickup
Being Elizabeth
3264 x 2448 - 1899k - jpg



the-color-run.com



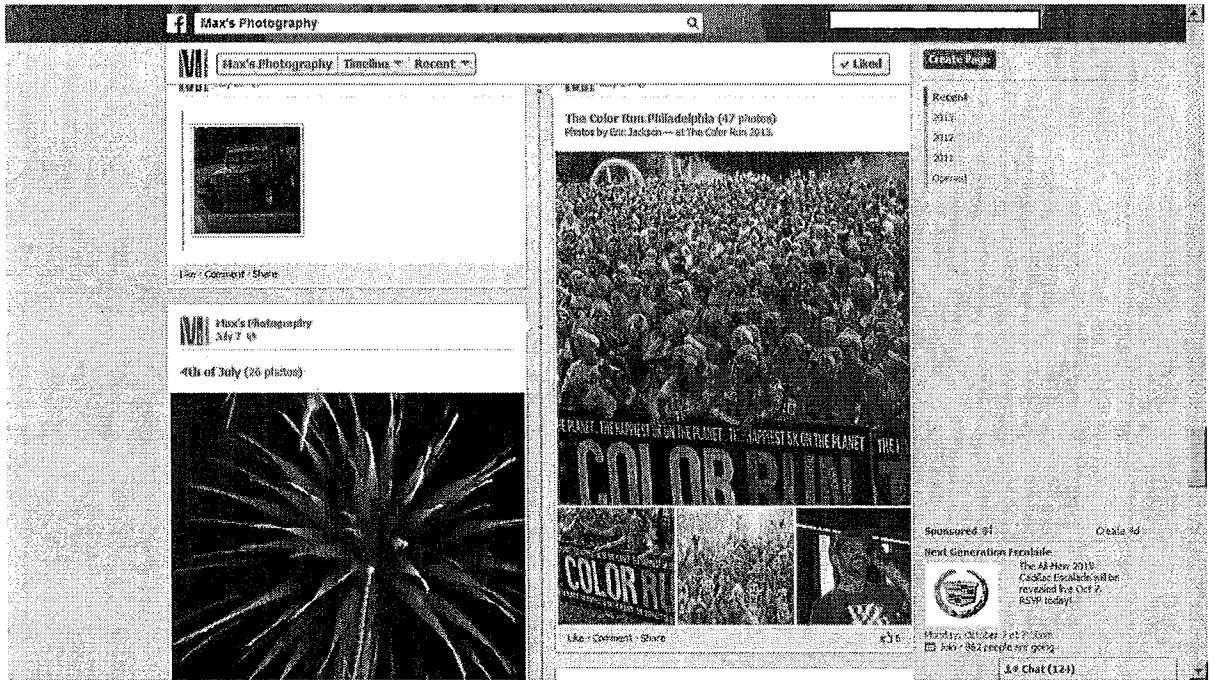
thecolorrun.com
The Color Run™ 5k - Miami



imgworld.com
IMG World - Global leader in

IN THE PRECEEDING SENTENCES THE USE OF TWO OF THE LARGEST TRADEMARKS IN THE UNIVERSE; COMMON SENCE TELLS ME I AM NOT INFRINGING ON FB OR GOOGLE. THE LITMUS TEST FOR THE LANHAM ACT IS THE LEVEL OF CONFUSSION CAUSED TO THE CONSUMING PUBLIC. IT SEEMS CRYSTAL CLEAR TO ME THE COLOR RUN PEOPLE AND THEIR LAWYERS ARE JUST PLAIN FOOLISH, TO MAKE SUCH A FAR FETCHED COMPLAINT!

<https://www.facebook.com/maxxsphotography>



II. I, MAXWELL WILLIAM JACKSON BELIEVE, AND ON SUCH INFORMATION AND BELIEF ALLEGE, THAT EACH OF THE AFOREMENTIONED DEFENDANTS DIRECTLY OR INDIRECTLY PROFITED FROM THE PUBLISHED PHOTOGRAPHS OF MAXWELL WILLIAM JACKSON IN DIRECT VIOLATION OF THE "USE AGREEMENT". THE WEBSITE KNOWN AS "THECOLORRUN.COM, THECOLORRUN.CO.UK, AND ITS ASSOCIATED SOCIAL WEB PRESENCE OR OTHER TOP LEVEL DOMAINS AND 5K EVENTS" (tld here after - "web presence" here after) and Physical Events and apparel.

III. FALSE AND DEFAMATORY TATEMENTS CONCERNING MAXWELL WILLIAM JACKSON: VIA PHONE CALLS BETWEEN TRAVIS SNYDER AND SILVERBACK STAFF, CONVERSATIONS OF TRAVIS SNYDER CAUSING JACKSON TO BE TERMINATED BY SILVERBACK WITHOUT CAUSE, AND INTIMIDATED, AND THE PLAINTIFFS COMPLAINT, I, MAX JACKSON BELIEVE THESE STATEMENTS ARE WILLFULLY FALSE AND KNOWINGLY INTENDED TO INFLICT HARM AND PREVENT ME FROM ENFORCING MY CONSTITUTIONAL RIGHTS AS THE LAW PROTECTS BECAUSE TRAVIS LYMAN SNYDER, ALL OF A SUDDEN HAS MILLIONS OF DOLLARS, WHICH I HAVE A REASONABLE BELIEF ARE ILL GOTTEN GAINS.

IV. AS WELL TO INFLICT ADDITIONAL HARM AND ACRAMONY, AS TO EXCESSIVELY COST MAXWELL WILLIAM JACKSON THE HARMED INDIVIDUAL IN THIS MATTTTER, ADDITIONAL COSTS AND ACRAMONY BY ATTEMPTING TO UTILIZE THE FEDERAL COURT IN VIOLATION OF RULE 11 AND THE UTAH VENUE TO FURTHER BULLY THE HARMED INDIVIDUAL MAXWELL WILLIAM JACKSON TO HAVE UNREASONABLE TRAVEL EXPENSE TO DISPOSE OF THIS MATTER.

V. I BELIEVE THE UTAH COURT MORE THAN CAPABLE OF RENDERING A DECISION, YET IT TO BE THE IMPROPER VENUE FOR A JURY DEMAND FOR A PHOTOGRAPH TAKEN IN MIAMI FLORIDA, BY A FLORIDA PHOTOGRAPHER, AND ANY FLORIDA JOINDER PARTIES, WHO HAVE NEVER BEEN TO UTAH FOR ANY MEETING WITH THE COLOR RUN, NOR CONTACTED THEM IN UTAH PRIOR TO THE BREACH. TCR CONTACTED JACKSON IN FLORIDA FOR USE OF MAXWELL WILLIAM JACKSON'S

AUTHORED WORK. (SEE SCOTT WINN EXHIBIT FB CONVERSATION)
GIVING THE DISTRICT COURT IN FLORIDA SUBJECT-MATTER
JURISDICTION SHOULD THE TRADEMARK CASE NOT SURVIVE.

- VI. I, MAXWELL WILLIAM JACKSON WILL SEEK LEAVE OF COURT TO
DISMISS THIS REDICULIOUS COMPLAINT BY THE COLOR RUN LLC,
AND RELOCATE THE PHOTOGRAPHIC CONTRACT AND COPYRIGHT
DISPUTE TO BE HEARD IN THE FLORIDA VENUE WHERE IT IS
RIGHTFUL UNDER THE GUIDELINES OF THE COURTS FROM WHAT I
READ.
- VII. I, MAXWELL WILLIAM JACKSON WILL SEEK LEAVE FROM THE COURT
TO INSERT TRUE NAMES IN PLACE OF "JOHN DOE" ADDITIONAL
JOINDER PROFITEER PARTIES NAMES WHEN THE SAME HAVE BECOME
KNOWN IN THESE PROCEEDINGS.
- VIII. I, MAXWELL WILLIAM JACKSON WILL SEEK LEAVE FROM THE UTAH
COURT VIA JUDGE BROOK C WELLS, TO ENJOIN THE COLOR RUN ET
AL. FROM FURTHER BREACH OF THE USE AGREEMENT. ADDRESSING #
35 OF THE COMPLAINT FROM TCR, LLC.
- IX. FURTHER REQUEST FOR JACKSON'S RELIEF BY ORDER, PERMITTING
TAKEDOWN NOTICE TO ANYONE USING THE PHOTOGRAPH WITHOUT
ATTRIBUTIONS TO THE AUTHOR.

-BACKGROUND UP TO DATE-

A) I HEAR ABOUT THIS GREAT PHOTOGRAPHY OPP. CALLED THE COLOR RUN, MY MOTTO BEING "GIVE ME MORE COLOR" I SEARCH THEM OUT. ON YOU TUBE AND SEARCH ENGINES, LOOKS SUPER COOL!

B) I TRAVEL FROM BOCA RATON AS A FLORIDA RESIDENT, FULL TIME STUDENT AT FLORIDA ATLANTIC UNIVERSITY, AS A MEMBER OF THE OWL PHOTOGRAPY CLUB @ FAU, TO MIAMI FLORIDA TO SPEND THE DAY TAKING PICTURES FOR MYSELF AND TO SHARE AMONG MY SOCIAL NETWORKS OF FRIENDS WITH WRITTEN PERMISSION FROM THE COLOR RUN. IMPLIED PERMISSION FROM ITS FOUNDER TRAVIS SNYDER AS EXHIBITED BY THE LINKS BELOW.

C) I CLIMB ON THE EVENT STAGE (ROOF) AND GET SOME GREAT ENERGY FROM FOUNDER TRAVIS SNYDER (EXHIBITS LINKS BELOW)

<https://www.facebook.com/photo.php?fbid=455700351138731&set=a.455700121138754.97145.135606513148118&type=3&theater>

<https://www.facebook.com/photo.php?fbid=455700847805348&set=a.455700121138754.97145.135606513148118&type=3&theater>

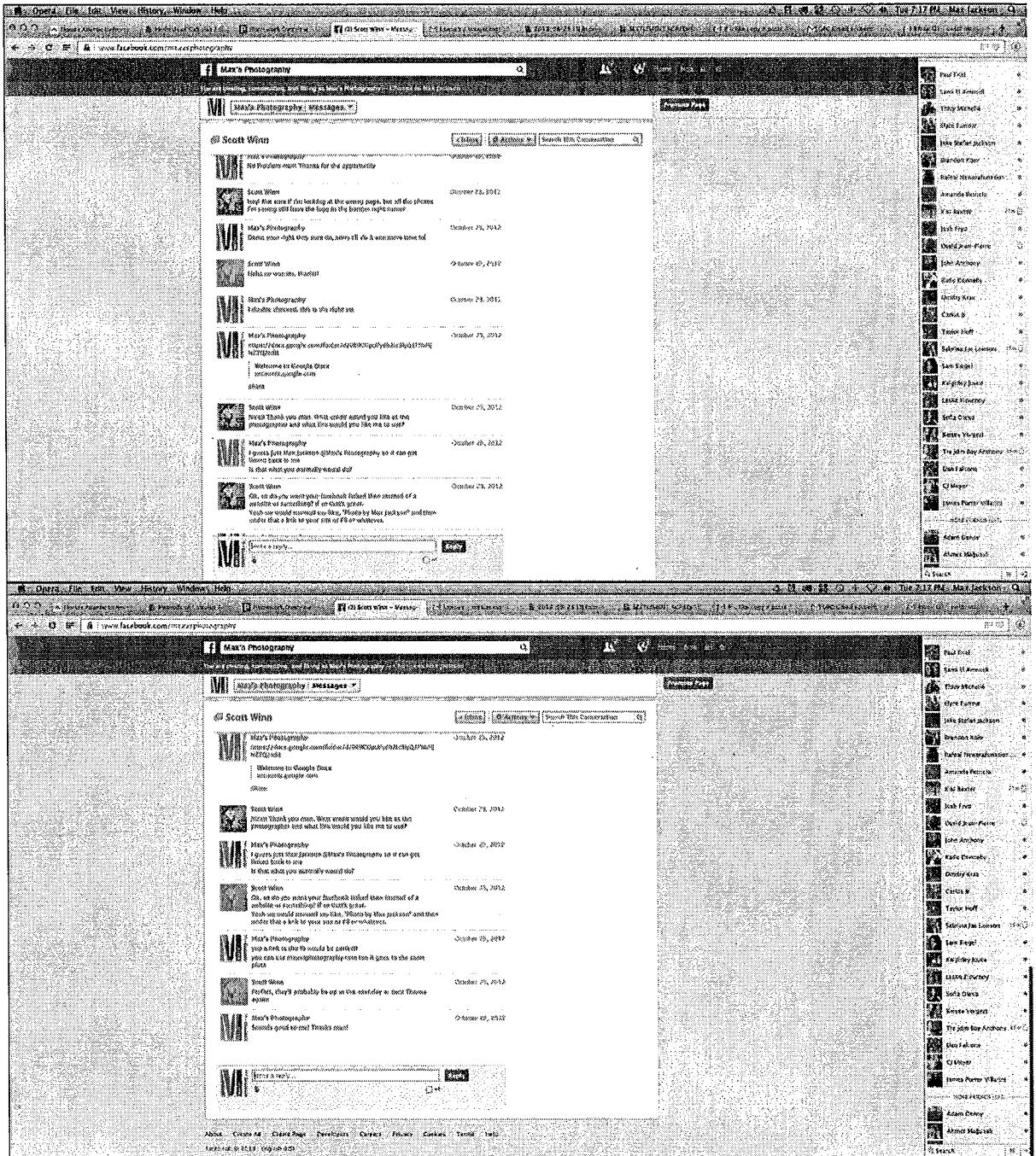
<https://www.facebook.com/photo.php?fbid=455701104471989&set=a.455700121138754.97145.135606513148118&type=3&theater>

<https://www.facebook.com/photo.php?fbid=455701114471988&set=a.455700121138754.97145.135606513148118&type=3&theater>

<https://www.facebook.com/photo.php?fbid=455705117804921&set=a.455700121138754.97145.135606513148118&type=3&theater>

a) I was contacted by Scott Winn on October 22, 2012, who identified himself as the Manager of Photography and Videography for The Color Run.

(Exhibit 1 MWJ)



c) Winn contacted Jackson in Florida asking if this new event called THE COLOR RUN could use Jackson's photos without the Photography Logo Watermark due to desire for consistency of TCR tld photos. Making Florida District Court the Proper

Jurisdictional Venue.

- d) Instead of my LOGO WATERMARK or financial payment, he offered photo credit text to read "Photo by Max Jackson" and a links to my choice of website. (Winn/Jackson FB /messaging attached above)
- e) I consulted with my dad in New Jersey, because he was a website developer as long as I can remember and he said the photo credit and links were worth my weight in gold at the time.
- f) I quickly recognized this as a huge opportunity. This joint venture with a New thing called THE COLOR RUN to get my NAME in front of thousands of people, I know a good thing when I see it and this was a chance for me to be in on the ground level.
- g) The electronic conversation transpired over the internet between Winn and I; my images quickly appeared on the color runs official sites and photo credit was given, and indeed was considered a Contract under Law.
- h) In 2013 I started working THE COLOR RUN events on the production side un-related to the Miami Photo's.
- i) It came to my attention Summer of 2013, that some of my photographs, I provided Scott Winn of The Color Run via access to my GoogleDrive and no one else, with the

condition that I would get photo credit wherever the pictures were being used, to further my photography career, now in circulation on the internet and in print being distributed by TCR et al. The Sports Authority and being used as commercial promotional devices for The Color Run omitting my embedded tags and photography credit.

- j) It turns out that there are more than 10 total images being used internationally on TCR tld shared with Scott Winn only, displaying no accreditation to ME, the author as contracted.
- k) I also saw my photograph in print on a flyer for Sports Authority 7/13/2013 that was also being distributed to the paying runners in TCR promo packets, as well there were full size prints of it inside of Sports Authority on display with TCR Logo and the Sports Authority logo on it, but it lacks the photographers name, ME.
- l) That photo is being used by TCR and SA in breach of the contract, not giving photographer credit as agreed.
- m) That photo was altered without permission and used in the same way as the author intended with the tag of the runner straightened out with use of some electronic alteration of the artwork authored by MAXWELL WILLIAM JACKSON with no permission which, I believe to be copyright infringement under the Law. (And therefore should be presented to a Jury.)

- n) I love The Color Run and everything that it delivers, but I explained to Travis Lyman Snyder, this situation makes me sick to my stomach, that my images are being misused by not giving photographer credits by a company I was so fond of.

- o) I am a college student developing my photography business to pay for rent and tuition, along with working at TCR events as CREW on the weekends, Fri-Sunday.

- p) I consulted both my father, and my step father as to what to do regarding this breach of contract in July upon seeing the Sports Authority flyer and Displays.

- q) My dad (web designer of a dozen years, entrepreneur his whole life) suggested I email Travis directly and solve this man to man.

- r) My step-dad is a successful Cosmetic Dentist in Private Practice suggested, calling his attorney and getting a referral to Federal Contract/Photography Lawyer for direction.

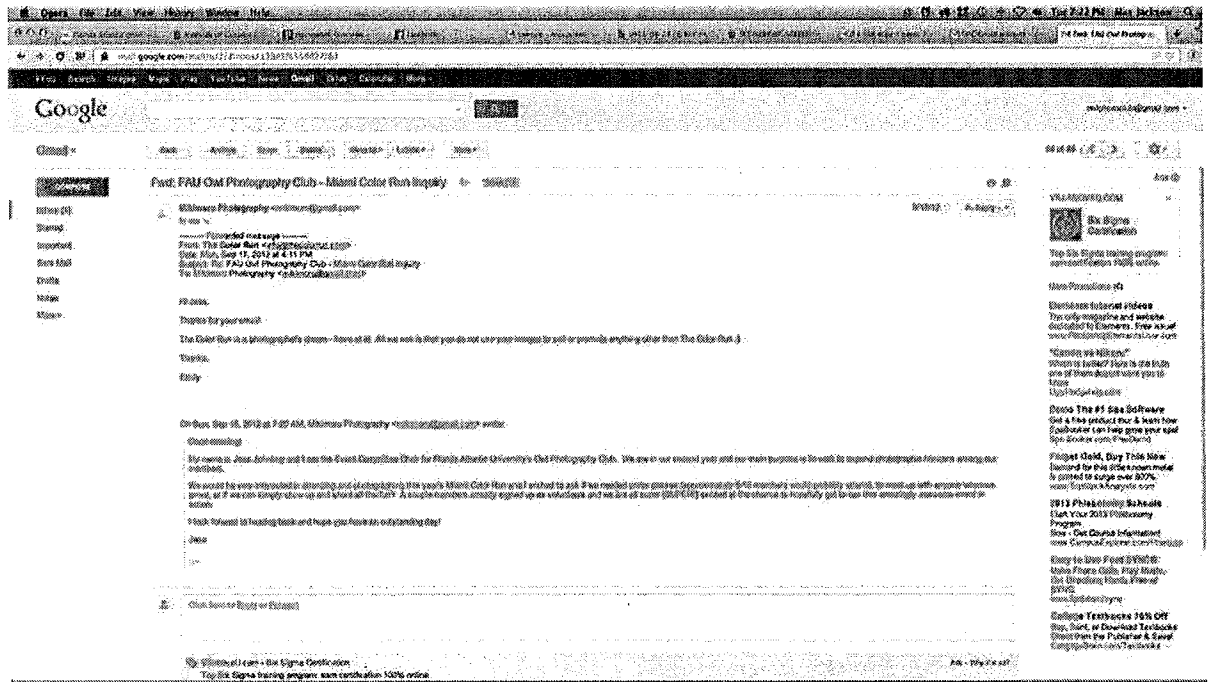
- s) I explained to Travis in writing, that I did not have any desire to become litigious and publicly critical of this breach, because I enjoyed working for TCR events and wanted to keep my job and but also restore myself from the harm caused by the neglect of TCR of lacking giving me the credit, promised in the USE AGREEMENT and living up to the

joint venture we had agreed upon.

- t) I expected the photo credit from the pictures used by TCR and Treidi Inc to gain me more clients to advance my income as Winn my dad suggested would be the outcome.
- u) I did not receive that opportunity because the pictures were used outside of what was agreed upon in writing. I could have procured many potential long term, high profile clients based on my name being attached to my works, that are being used by TCR in violation of the Use Agreement.
- v) In July of 2013 this was my only legal issue with The Color Run, et al.
- w) Since that time, and precisely when a settlement was reached reasonable to all parties, negotiated by Michael Ward General Counsel to the TCR and Travis Snyder individually.
- x) Snyder began a campaign to cause intentional harm and defamation of my standing.
- y) Plaintiff The Color Run, LLC ("The Color Run") is a limited liability company, dba www.TheColorRun.com dba <http://www.facebook/thecolorrun> among other social media and other names portrayed in the intended Marks in Plaintiff Complaint organized and existing under the laws of the State of Utah, with its principal place of business at 12278 South Lone Peak Parkway, Suite 106, Draper, Utah, 84020. This is untrue, the principal place from which TCR llc, runs its business for income is at the race locations

in various 48 States in the USA and many other Countries,
not UTAH!

- z) I, Maxwell W. Jackson dba Maxx's Photography w/ Facebook of Max's Photography ("Maxwell William Jackson") an individual and Photographer enrolled as a Full Time Student at Florida Atlantic University (FAU here after), residing in Boca Raton, Florida, formally residing in West Chester Pennsylvania while at Penn State University, as a full time student.
- aa) I currently am a full-time Student (Junior Year) at Florida Atlantic University.
- bb) I, Maxwell William Jackson have been shooting digitally and, been creating artistic pictures and photojournalism since I was 15 years old. And professionally since 19 years old. Often capturing better emotion from my subjects than many of the professionally paid photographers at the weddings and other events of friends and family.
- cc) Allowing my family and friends to often just ask my permission to share my pictures and with my Watermark they would be seen potentially all over the world furthering the free distribution of my attributed Art among their network of social media friends.
- dd) As a member of the FAU Owl Photography Club, we received word from thecolorrun.com a tld with registration with ICANN in Virginia and Go-Daddy in Arizona owned by Travis Lyman Snyder based in Utah, that we (The Students of FAU) were welcome and invited to come take pictures of the race Miami Florida Event.(e-mail attached below)(Exhibit 3-dismiss)



ee)

ff) Students were encouraged to use The Color Run "Mark" in association to our Artwork, among friends in Social Networking environments.

gg) I posted on my Flickr account to demonstrate primary authorship of the photographs with Data embedded attributing my Copyrights on the original files authored on the 20th of October 2012.

hh) As well Flickr a Yahoo Company, demonstrates the copyrights © Requiring no use post that authorship and license may be negotiated with author/owner as published on October 20 and 21st of 2012.

ii) When contacted by The Color Run while doing business in Florida, Scott Winn enter into a limited use agreement after the October 22nd contact. Winn on behalf of The Color Run and it's Companies entered into a Use Agreement. No adjustments to that agreement were requested at any time as the law requires, none of this would be occurring if they had.

- jj) No request for joint copyrights with regard to our individual photographs license was requested or deemed implied as the FAU Owl Photography Club, it may or may not have been granted on a basis by basis request as is standard from each of the individual freelance artists. (Owl Email above)
- kk) No requirement or request for co-authorship was required within the notice from thecolorrun.com to the FAU Owl Photography Club (Owl Email above)
- ll) Attendee disclaimers included in sign up packages, waiver of participants, that they may and likely will be photographed and or videotaped. The Miami had no expectation of privacy.
- mm) Yet I Maxwell William Jackson believe TCR Et al. were exploitative to both the Photographer and Subject that the TRUE COPY of Subject's waiver should be produced, questioned and examined by the Court. (discovery request)
- nn) I am designated as an independent contractor Paid to Set Up and Break Down Events employed by and/or working for Silverback Enterprises ("Silverback") located in Lawrence, Kansas, owned by the same people that own the color run.
- oo) ON 5 (FIVE) Occasions - at The Color Run - working for Silverback I was a laborers amongst dozens of Unpaid Volunteers from the public displacing temp employees for race day, in violation of Law as a non-501c3 as well as some others serving actual 501c3 Charities.
- pp) I DO NOT TAKE PICTRUES at Color Run Events when working with/as Silverback/TCR Staff, beyond a snap of friends and co-workers in the photojournalistic matter and context, and or co-workers, during non work hours. At the Events for The Color Run I wear a Staff Badge and Uniform with a walkie-talkie, not a camera. I serve water to Color

Runners and set up and break down displays and banners, and help where needed directing unpaid volunteers from the public sector which displaces any temp labor which would be positions needing filling. I have not been included in the sale of the company merchandise at the event booths set up for that type of distribution of souvenir purchasers.

qq) Silverback Enterprises ("Silverback") located in Lawrence, Kansas. Is on information or belief company with Travis Lyman Snyder having business association with Silverback, Et al. beyond 'contracting the company' it is on information or belief that he is in a shareholder, principal or board member capacity or even sole proprietor owner.

rr) Travis Lyman Snyder asserts Claims he is the Founder of The Color Run <http://www.youtube.com/watch?v=7L3r7J8Ffgw>. Prior to The Color Run Snyder was an organizer of 5k, half marathon, marathon, and bike race Events.

ss) Silverback Runs Events as Management and contractors, for other running companies including GlowRur5K.com which I, Maxwell William Jackson was requested to attend and take photographs during their event, I was compensated for expenses.

tt) I posted my photographs with both my watermark logo and GlowRun5k which were used in social networks to promote and further both parties as creative commons joint venture with limits within the law and under control of DMCA, with no permissions or intention of commercial reproduction. Without adjustment or cropping, the watermarks in place, and never for promoting profit of others beyond and except the Photographer/owner, and GlowRun5K.com/owner or the subject by default, by my acceptance of payment, taking photographs at their venue they acquire limited right and

license to replicate via social networks as was discussed and agreed electronic with photo credits is always expected.

- uu) I am not a Photographer employed by Silverback For "The Color Run" Events, and Never Have Been requested to become a photographer by Silverback or any other parties to become involved in the companies photo department of The Color Run.
- vv) Silverback Enterprises ("Silverback") Pays me to Set Up and Break Down Events as well as perform whatever tasks I am requested over the days of the events in different States.
- ww) SILVERBACK by providing transportation, lodging and payment, no expenses or charges to my photography DBA from travel dates of The Color Run setup by Silverback were my services as a photographer were not offered or requested.
- xx) Only in Miami on October 20, 2012 prior to any association to Silverback or TCR but as a Free American Artist doing what's fun and LEGAL in my First Amendment Rights to Take Pictures for my Portfolio and given license to use the Mark and clear copyright and ownership of the Photographs as a Member of the Florida Atlantic University Owl Photography Club.
- yy) For The Color Run Events (soon to be ® known as the MARK) I am Provided with STAFF uniforms and an STAFF Identification Badges>>>.
- zz) I have signed no contract between myself and any of the companies other than providing W-9 information.
- aaa) At no point was I requested to fill out or sign any third party documents for the Contractors of Silverback or waivers.

bbb) I have worked Color RUN events in Washington DC, Philadelphia, and Ohio, and Alabama, as well as one events in Florida to assist in the set up and break down of Events operationally for The Color Run.



ccc)



ddd) At the Philadelphia Pennsylvania Event on 7-13-2013 as Paid Event Staff I saw the Introduction Packages with different print material than I had previous been aware of.

eee) No license had been requested; unlicensed My Photograph was being Used and distributed in a Commercial Advertising Format Promoting THE SPORTS AUTHORITY AND "TCR" with unknown thousands of impressions and uses, which was never agreed upon.

fff) www.facebook.com/thecolorrun was the request of use and limited license to sharing of images for social promotion within the community for the community; and not used beyond; that potentially parallel community use with proper use and the obligation to attribute and cross linking and the DMCA as agreed may have been considered by the Court as acceptable use but this would have to be left to the Courts in a Copyright and Contract Venue which has residency and jurisdiction in Florida District Court not Utah District Court>>>.

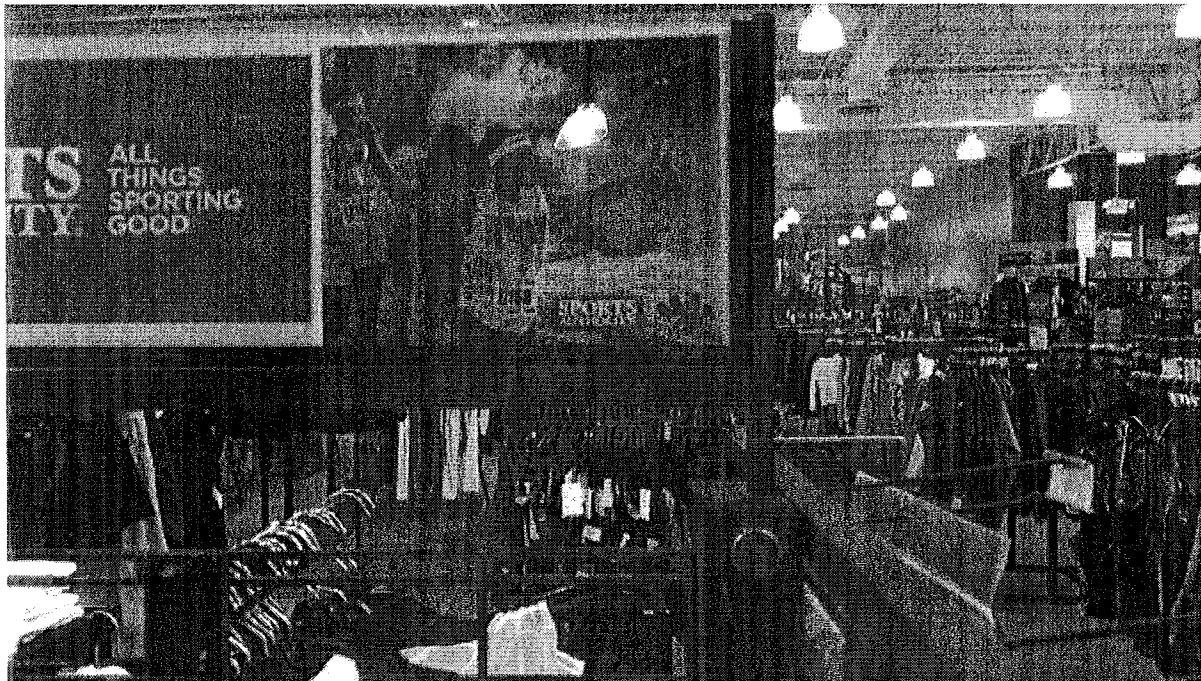


ggg) as demonstrated in this screen shot, the bottom left corner TCR does attribute authorship of photograph to Max Jackson in this rare instance uploaded October 26, 2012. Use within The Sports Authority Stores on Display is a breach of the Agreement and no prior or post Authorization or license was granted.

hhh) By altering my artwork without permission TCR and or The Sports Authority may further be in violation of US Copyright Laws, additional damages, under the Law, which may or may not be applicable as deemed by the Court to be presented to the Jury for consideration.

(Exhibit 1)

Picture Altered in violation of US Copyright Law with no change of Dirivitave Use (runner tag straight) SA and TCR logo attributions on display promotion for a for profit event with no author attribution as defined by the Use Agreement.



(Exhibit 2)

Current registration information on the TLD registered with GoDaddy Proof of Snyder intermingling personal and business assets.

The screenshot shows a web browser window displaying the WHOIS information for the domain THECOLORRUN.COM. The page header includes the domain name and navigation links. The main content area lists registration details such as the registrar (GoDaddy.com, LLC), creation date (2010-12-03), and registrant information (Travis Snyder, Salem, Utah). A Windows 'Date and Time' dialog box is overlaid on the right side of the page, showing the current date as Thursday, September 26, 2013, and the time as 3:51:18 PM. The dialog box also displays the time zone as (UTC-05:00) Eastern Time (US & Canada) and includes options to change the date, time, and time zone. The Windows taskbar at the bottom shows the Start button, system tray icons, and the current time of 3:51 PM.

THECOLORRUN.COM
 Registrar: GoDaddy.com, LLC
 Domain Name: THECOLORRUN.COM
 Registrar URL: http://www.godaddy.com
 Updated Date: 2013-04-16 11:53:48
 Creation Date: 2010-12-03 19:32:47
 Registrar Expiration Date: 2015-01-01 06:59:59
 Domain Status: clientDeleteProhibited
 Domain Status: clientTransferProhibited
 Domain Status: clientUpdateProhibited
 Registrant Name: Travis Snyder
 Registrant Organization: Iradi Inc.
 Registrant Street: 872 n 480 w
 Registrant City: Salem
 Registrant State/Province: Utah
 Registrant Postal Code: 84551
 Registrant Country: United States
 Admin Name: Travis Snyder
 Admin Organization: Iradi Inc.
 Admin Street: 872 n 480 w
 Admin City: Salem
 Admin State/Province: Utah
 Admin Postal Code: 84051
 Admin Country: United States
 Admin Phone: +1.8018541894
 Admin Fax:
 Admin Email: travislyman@gmail.com
 Tech Name: philip madsen
 Tech Organization: Iradi Inc.
 Tech Street: 872 n 480 w
 Tech City: Salem
 Tech State/Province: Utah
 Tech Postal Code: 84951
 Tech Country: United States
 Tech Phone: +1.8018541897
 Tech Fax:
 Tech Email: philip@thecolorrun.com
 Name Server: NS01.DOMAINCONTROL.COM
 Name Server: NS02.DOMAINCONTROL.COM

Date and Time
 Date and Time | Additional Clocks | Internet Time
 Date: Thursday, September 26, 2013
 Time: 3:51:18 PM
 Change date and time...
 Time zone: (UTC-05:00) Eastern Time (US & Canada)
 Change time zone...
 Daylight Saving Time ends on Sunday, November 03, 2013 at 2:00 AM. The clock is set to go back 1 hour at that time.
 Notify me when the clock changes
 Get more time zone information online
 How do I set the clock and time zone?
 OK Cancel Apply

The data contained in GoDaddy.com, LLC's WHOIS databases, while believed by the company to be reliable, is provided "as is" with no guarantee or warranties regarding its accuracy. This

(Exhibit 3)

TheColorRun.co.uk "tld" top level domain owned by TCR, llc

WHOIS search results for:
THECOLORRUN.CO.UK
Register

Is this your domain?
Adding an email more.

Want to buy this domain?
Get in touch with our Domain Broker Service

Domain already taken?

Enter Domain Name

NameMatch Recommendations

GoDaddy.com NameMatch has found similar domain names related to your search. Registering multiple domain names may help protect your online brand and enable you to capture more Web traffic, which you can then direct to your primary domain.

Domains available for new registration:

<input checked="" type="checkbox"/>	Similar Premium Domain	
<input type="checkbox"/>	ChoosingColor.com	\$849.00*
<input type="checkbox"/>	AsColor.com	\$599.00*
<input type="checkbox"/>	ColorWaveLength.com	
<input type="checkbox"/>	TestRun.net	
<input type="checkbox"/>	AsColor.com	
<input type="checkbox"/>	BauColor.com	

Domains available at Go Daddy Auctions:

<input type="checkbox"/>	INMATEL.COM	Ends: Sep 12/24/2013 4:35:00 PM PDT
<input type="checkbox"/>	WHOREGISTER.NET	Ends: Sep 12/25/2013 11:20:00 AM PDT
<input type="checkbox"/>	ULTRACOLOR.WE	Ends: Sep 12/23/2013 10:42:00 AM PDT
<input type="checkbox"/>	SOULCOLOR.COM	

Domain name: thecolorrun.co.uk
Registrant: The Color Run LLC
Registrant type: Unknown
Registrant's address: 22278 tone peak pkwy, Draper, Utah 84020, United States
Registrar: GoDaddy.com, LLP. (Tag = GODADDY) URL: http://www.godaddy.com
Relevant dates: Registered on: 27-Nov-2011, Expiry date: 27-Nov-2013, Last updated: 08-Apr-2013
Registration status: Registered until expiry date.
Name servers: ns35.domaincontrol.com, ns74.domaincontrol.com
WHOIS lookup made at: 23:47:01 25-Sep-2013

This WHOIS information is provided for free by Nominet UK the central registry for .uk domain names. This information and the .uk WHOIS are Copyright Nominet UK 1996 - 2013. You may not access the .uk WHOIS or use any data from it except as permitted.

Thursday, September 26, 2013

September, 2013

Su	Mo	Tu	We	Th	Fr	Sa
25	26	27	28	29	30	31
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	1	2	3	4	5

6:53:17 PM

[Change date and time settings...](#)

(Exhibit 4)

Expected September and October Work Schedule for The Color Run Events as Crew/Staff.

On Thu, Aug 22, 2013 at 8:54 AM, Maria Spesia <maria@gosilverback.com> wrote:

Hey Max,

SO Sorry for the long delay... you know how scatterbrained I can get !/ Are you getting excited for the fall semester to start? I used to dread going back to school after summer break, but now I would love to be in school... go figure!

Here are a couple dates that I think will work well. Let me know if you are available and we will pencil you in right away.

9/22- TCR Orlando- you can drive up after your class on Thursday and home after the event. We will reimburse .55/mile

9/28- TCR Loudon, NH- since this event is a one day PPU we can send you in on thursday afternoon (depart: 9-26 @ 3:40 pm/ 8:59 pm, return 9-29 @ 7:15 am/ 1:26 pm)

10/12- TCR Miami- you can drive there after your class on Thursday and home after the event on Saturday

I look forward to hearing back from you!

Thanks,
Maria

TCR is an abbreviation for The Color Run "Mark" Orlando 9-22-13, New Hampshire 9-28-2013, and Miami 10-12-2013 were my next three work dates for which I was wrongfully terminated because of the defaming, hostile and false statements made by Travis Lyman Snyder Owner/Principal, with a direct loss of \$2100.00 for the three events, and 6 additional events before December 2013 totaling \$6300.00 this School Semester.

(Exhibit 5)
2 pages

Email from Silverback for Jackson travel itinerary to work at
The Color Run Event - Louden, New Hampshire

From: **Marla Spesia** <marla@qsilverback.com>
Date: Thu, Aug 22, 2013 at 11:50 AM
Subject: TCR Louden, NH Flight Info
To: Max Jackson <maxjackson13@gmail.com>

Hey Max,

Here is your flight info for Louden. Let me know if you have any questions. As always, more info to come the week of the event!

Trip Summary

Reservation Number 1342062133

Trip Title Manchester, NH

Airline Confirmation Number(s) GQZDTD (Delta)

Status TICKETED

Traveler Names(s)

JACKSON/MAXWELL

Itinerary

Thursday, Sep 26

West Palm Beach, FL to Manchester, NH

Delta #2418

From: **West Palm Beach, FL (PBI)** 3:40pm

To: **New York/Laguardia , NY (LGA)** 6:34pm Arrives Terminal: D

Economy Class - Seat(s): **16A** ([Change Seats](#))

Airbus A319 - Flight time: **2:54**

Connection in New York/Laguardia , NY

Delta #6270

From: **New York/Laguardia , NY (LGA)** 7:35pm Departs Terminal: **D**

To: **Manchester, NH (MHT)** 8:59pm

Economy Class - Seat(s): **14D** ([Change Seats](#))

Canadair RJ 700 - Flight time: **1:24**

Flight operated by Gojet Airlines Dba Delta Connection

Sunday, Sep 29

Manchester, NH to West Palm Beach, FL

Delta #1941

From: **Manchester, NH (MHT)** 7:15am

To: **Atlanta, GA (ATL)** 10:04am Arrives Terminal: **S**

Economy Class - Seat(s): **26A** ([Change Seats](#))

McDonnell Douglas MD-80 - Flight time: **2:49**

Connection in Atlanta, GA

Delta #1852

From: **Atlanta, GA (ATL)** 11:55am Departs Terminal: **S**

To: **West Palm Beach, FL (PBI)** 1:39pm

Economy Class - Seat(s): **32E** ([Change Seats](#))

McDonnell Douglas MD-80 - Flight time: **1:44**

(Exhibit 6)

Reply from Jackson to Silverback for work at TCR

From: Max Jackson <maxjackson13@gmail.com>
Date: Thu, Aug 22, 2013 at 11:10 AM
Subject: Re: Fall Events
To: Maria Spesla <maria@qosilverback.com>

Hey Maria,

No worries! Classes start Monday and even though it's sad to see summer go this semester should be fun.

Those dates work for me and if theres anything past the 12th, and I don't have any classes on Thursday, so I can get the the driving events when ever you guys need me there.

Thanks,

Max

(Exhibit 7)

August 12th to August 22nd communication for employment at TCR Events 'Content' in reverse bottom to top as a continuing conversation.

From: Max Jackson <maxjackson13@gmail.com>
Date: Thu, Aug 22, 2013 at 11:10 AM
Subject: Re: Fall Events
To: Maria Spesia <maria@gosilverback.com>

Hey Maria,

No worries! Classes start Monday and even though it's sad to see summer go this semester should be fun.

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Thanks,

Max

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10/12- TCR Miami- you can drive there after your class on Thursday and home after the event on Saturday

I look forward to hearing back from you!

Thanks,
Maria

On Mon, Aug 12, 2013 at 5:55 PM, Max Jackson <maxjackson13@gmail.com> wrote:
Hey Maria,

Just checking to see if you've had time to go over potential events for me to work for the fall, I'm trying to figure out my schedule for the next few months so please let me know :)

Thanks!
Max

Sent from my mobile device please forgive any errors.

(Exhibit 8)

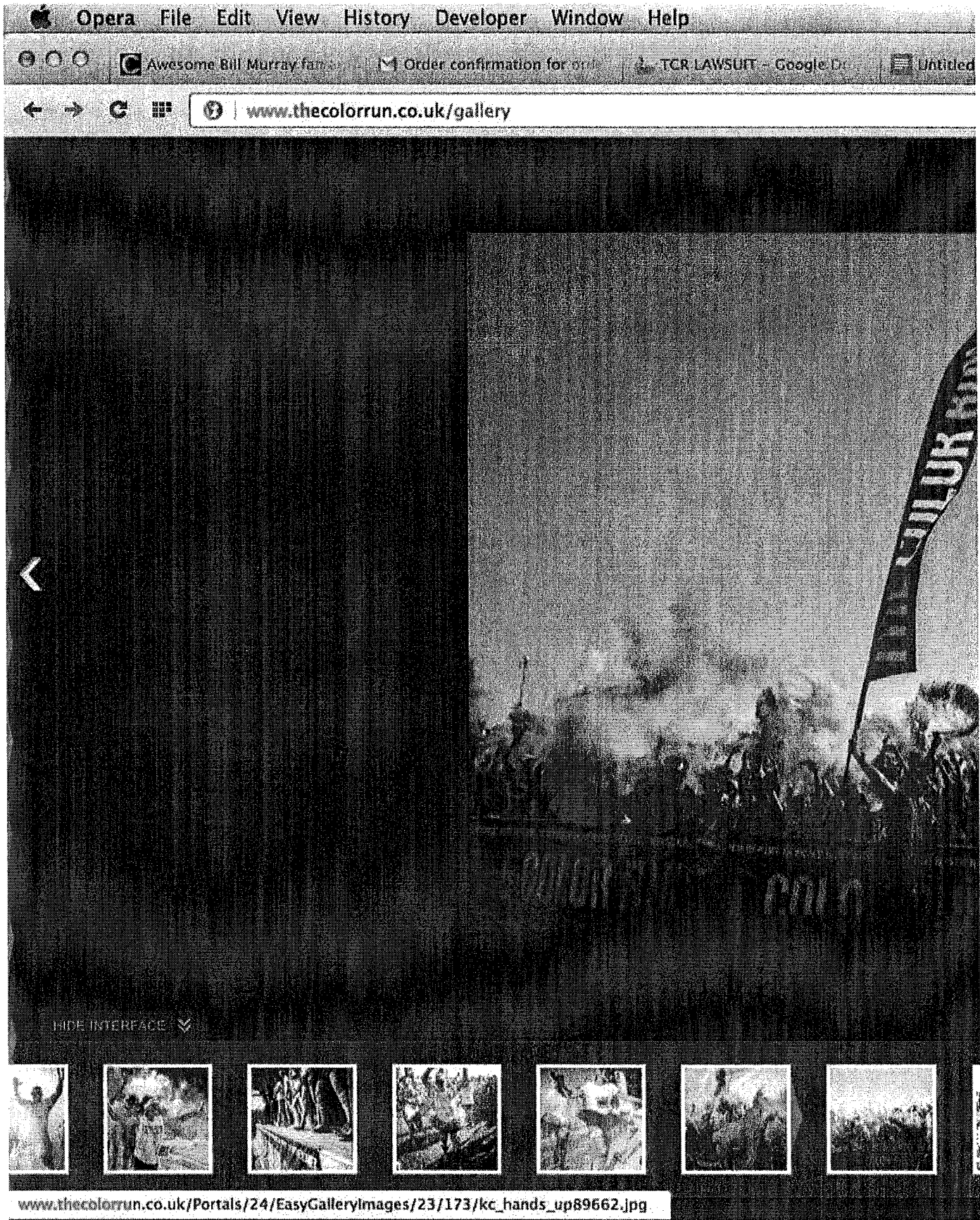
TheColorRun.co.uk "tld" top level domain owned by TCR, llc
infringing on Photographer work in violation of Use Agreement
and DMCA

11 pages of Maxwell William Jackson's Photographs

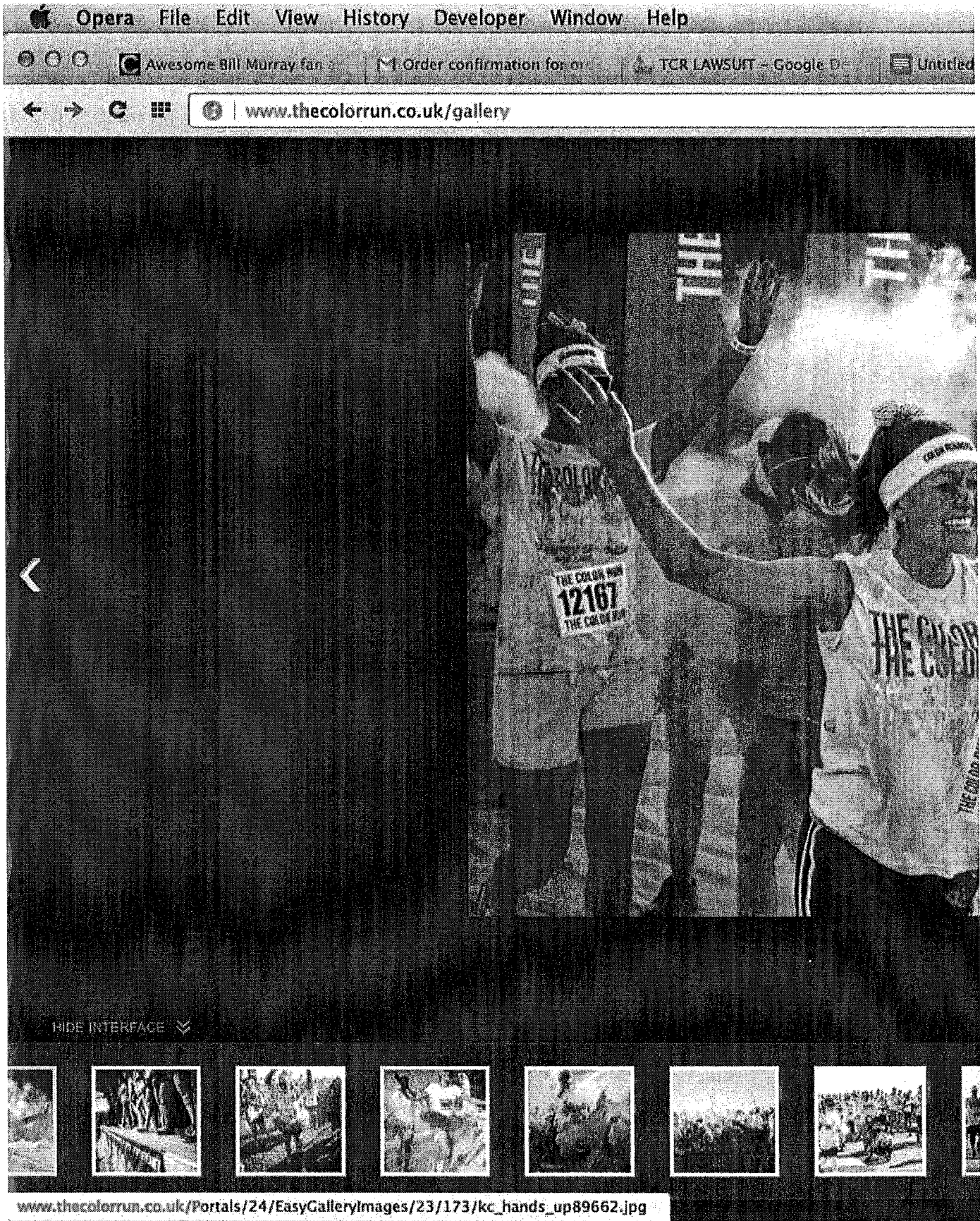


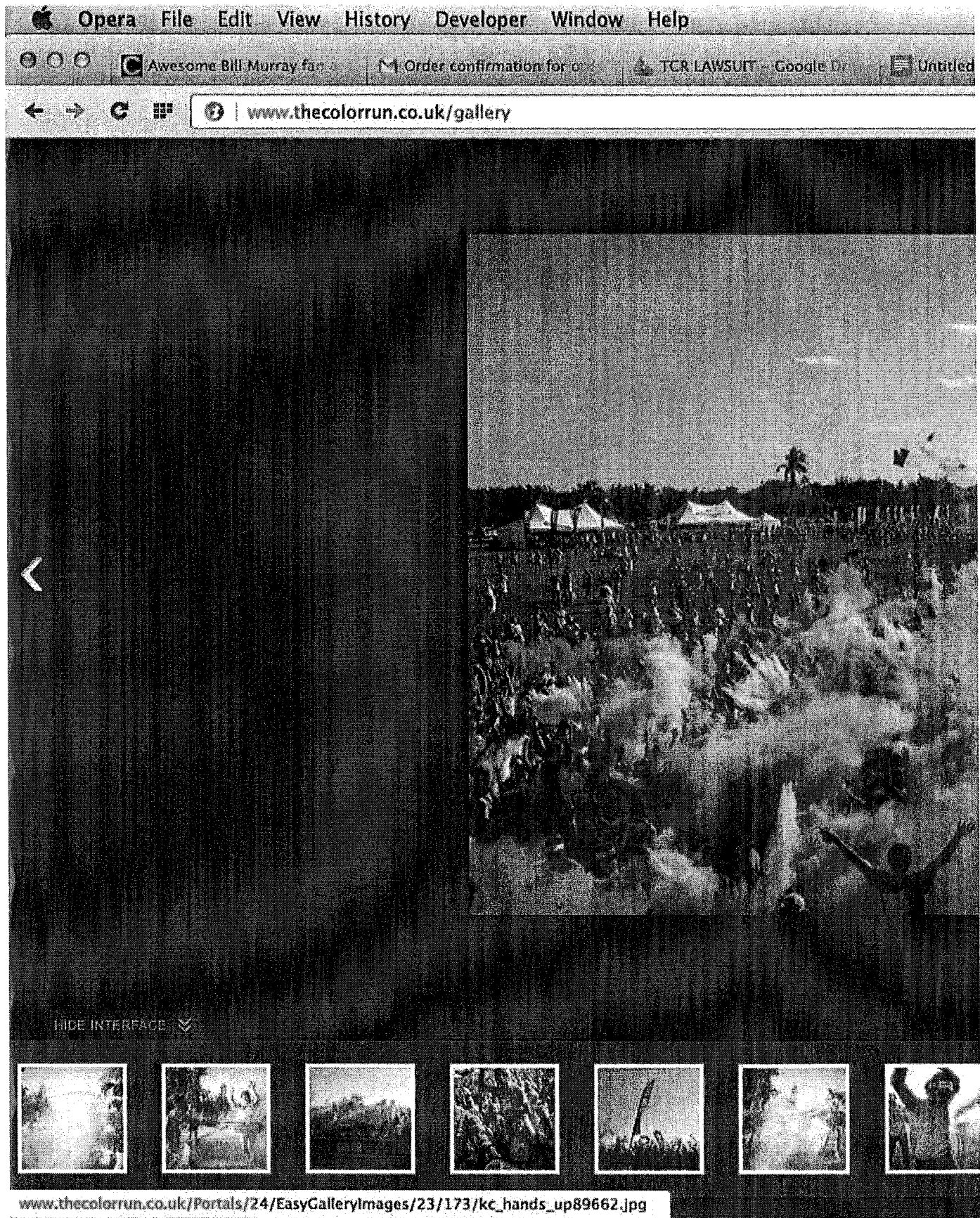




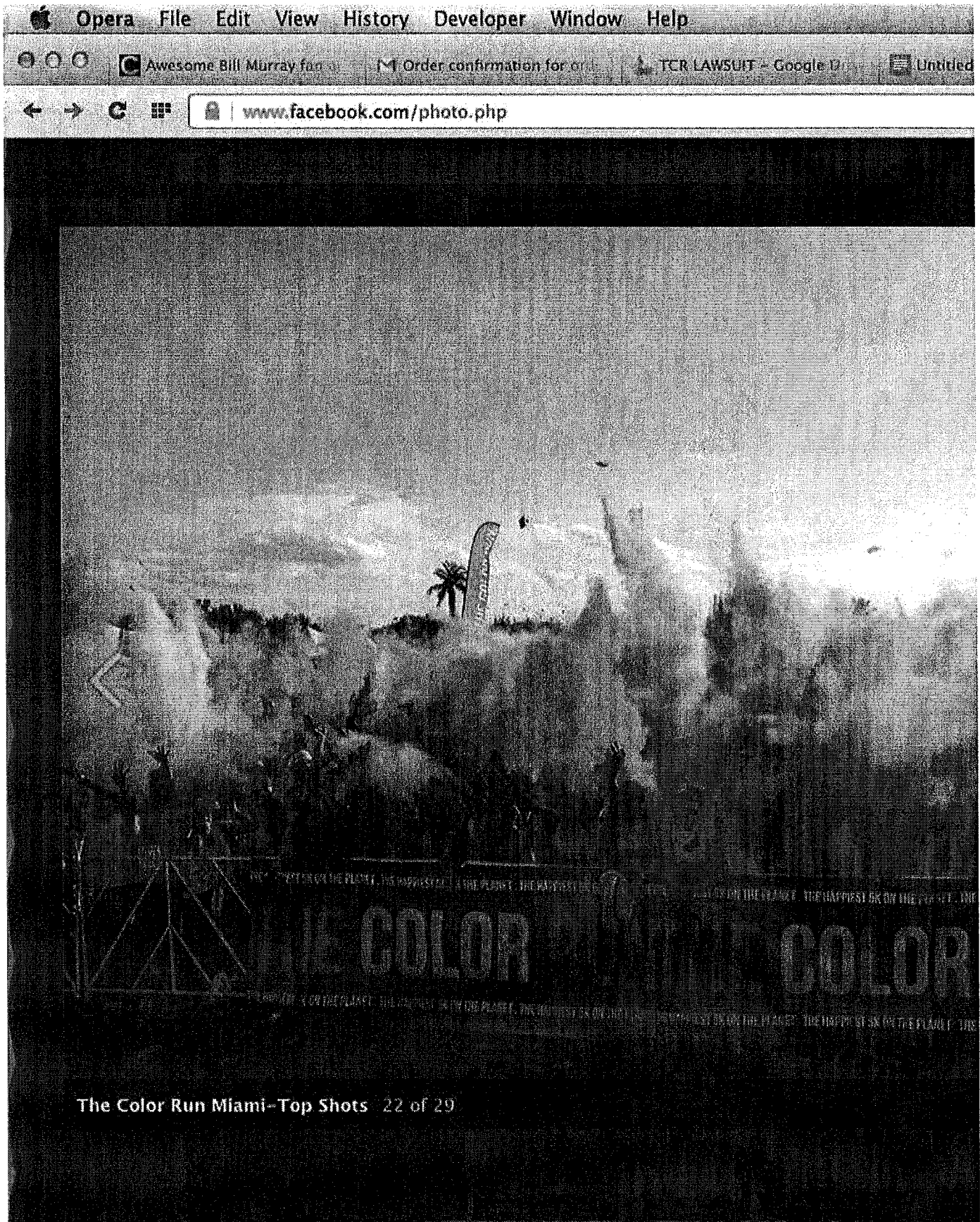












Opera File Edit View History Developer Window Help

Awesome Bill Murray for Order confirmation for TCR LAWSUIT - Google D... Untitled

www.google.com/imgres

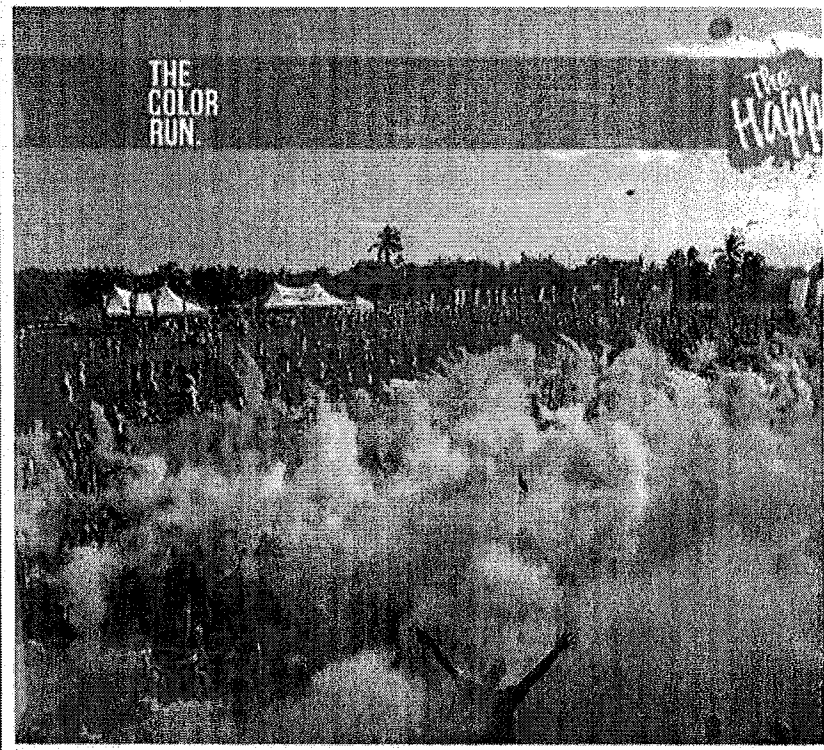
Google translate View this page in: English Translate Turn off for Portuguese

Wanderlust

Wanderlust

25 year old girl taking a masters human resources fashion and travel my own blog about my personal life traveling streetstyle brands fashion news beauty and d

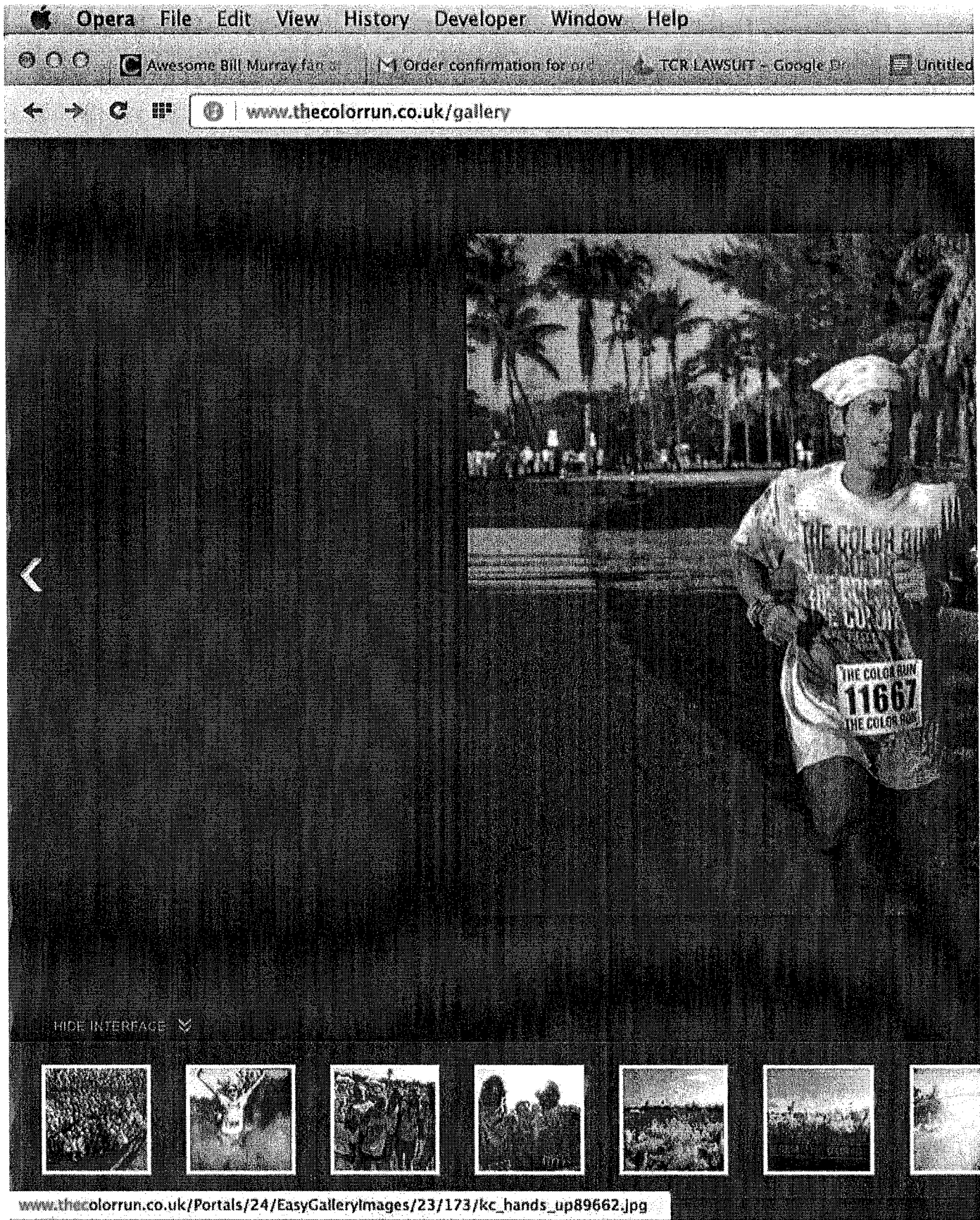
THE COLOR RUN



Select Language

Powered by Google Translate

Waiting for www.facebook.com...



(Exhibit 10)

The Color Run Staff ID badges I have saved as souvenirs' from the Events I have worked as STAFF/CREW.



I, Maxwell William Jackson being of full age and a Resident of Boca Raton Florida and acting Pro-Se in this matter unless Pauperis Litigant Application is approved and Pro Bono Counsel is offered; do hereby certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me or evidence presented is willfully false, I am subject to punishment by Your Honor and the Court."

Maxwell William Jackson /s/