
Subject: Re: www.earldeblonville.net – breach of trademark

From: Kent Madin (rett139@yahoo.com)

To: earl@earldeblonville.com; info@earldeblonville.com; deblonville@gmail.com; legal@tu cows.com;

Date: Wednesday, December 31, 1969 5:00 PM

Read from the bottom up for context. (For reasons that pass my technical understanding, Acrobat decided to date the last email I sent as 1969. Go figure)

Dear Earl,
I realize I forgot to copy Sara at Tucows with the information that I have been unable to find a listing of your trademark. See below.
Kent Madin

On Thursday, February 6, 2014 1:07 PM, Kent Madin <rett139@yahoo.com> wrote:

Dear Earl,
Now you have me interested in trademarks. I've visited both the site for searching Australian trademarks and European Union trademarks, http://pericles.ipaustralia.gov.au/atmoss/falcon.application_start and <http://oami.europa.eu/eSearch/> and there doesn't seem to be a record of your trademark. I tried every combination I could think of.

Can you steer me to the documentation that shows you actually have a trademark?

Sincerely,

Kent Madin

On Tuesday, February 4, 2014 4:02 PM, Kent Madin <rett139@yahoo.com> wrote:

Dear Earl,

Your request to Tucows (below) was forwarded to me for response. I am copying Sara at Tucows. I am also copying your business partner, Jennifer Gidley, since I don't know for sure whether you have blocked email from my address. According to Sara it is the proper procedure for me to contact you directly in a case like this, I will consider myself to have good reason to have breached your request for no communication on this particular occasion.

Your letter to Tucows is libelous and defamatory in and of itself. But first, let me just say that I urge you to tell me what specifically is defamatory about my website. I take some pride in being accurate and having multiple sources when possible so please do let me know where you think I have erred. Anything you can demonstrate is untrue I will gladly remove.

As to the question of trademark infringement, I'd have to see something other than just your opinion. First, you only trademarked your name AFTER I had put up the website. (Screen prints confirm this). So I'd like to see the body of law

that supports the notion that someone can legally change their name, then trademark that name and then make a claim on someone who is already using the name. I'd also like to understand how I am in some sort of commercial competition with you (which is, after all, what trademarks are supposed to protect). Nothing about the site is commercial, I make no claims to being a famous executive coach. Anyone reading the site can easily discern that. And I would remind you that your website is a marketing tool for yourself as a commercial commodity. You have purposefully and intentionally and (often colorfully) presented yourself to the public at large as a business concern. And, as with all business concerns operating in the open market, your claims and qualifications are the stuff of public scrutiny.

I'd like to bring to your attention this recent decision by the [9th Federal Appeals Court](#). I'll admit that the appellant here, Ms. Cox, with her apparent attempts at extortion, is unsavory. But the Court held, unanimously, that she enjoys the same First Amendment protections as any "real" journalist. All I have tried to get out of you is facts and truth. And I have refrained from websites like earldeblonvilleblowsdwarves.com (which is still available as are earldeblonvilleblowskangaroos.com and more tersely, earldeblonvilleblows.com.) I'm kidding, those are jokes...I promise you I am not going to buy those domains.

Another quick plug on the CV. Please, Earl, send me your comments on the annotated CV. Tell me where I have it wrong. For instance, you told Tucows that you had been a "well known explorer for over a decade". Did I miss something? Greenland was in 1986, well over TWO decades. I've just never known you to miss a change to go BIG with a claim.

Back to the issue of defamation, yours of me. You make a couple of bizarre and ultimately unwise allegations. First, "Kent Madin acquired my name .net specifically to engage in defamation and cyberstalking, aimed at multiple younger male victims." That's pretty strong stuff, which veers off into downright wacky when you throw in the thing about younger male victims. First, let me remind you that **you are my same age**. Second, what is your fascination with homosexuality and young men? You seem awfully preoccupied with the subject. Take comfort that you share the "Boarding School" experience with many of the great English explorers who survived and excelled.

"Madin is a known international career cyberstalker with a career stretching back for at least five years." Wow, you make me sound like a cross between Darth Vader and the Pink Panther.

And then there is: "He is believed by psychologists to be psychopathic". Let me get this straight, you are telling a complete stranger that I am psychopathic, based just on what some nameless psychologists "believe"? You are writing to a general mailbox at Tucows and declaring that I am a gay predator and a psychopath? And you're stating this as fact to justify your request that they deprive me of my lawful property. Is that about it?

I recommend that you go see your lawyer, Mr. Rottweiler, and get his advice on how you are going to explain yourself in court.

Sincerely,

Kent Madin

On Monday, February 3, 2014 1:14 PM, Kent Madin <rett139@yahoo.com> wrote:

Dear Sara,

I am currently traveling the airports of the west. Will be back to you within 24 hrs when I have access to a full sized keyboard.

Kent

Sent from my iPhone

On Feb 3, 2014, at 8:45 AM, <legal@tu cows.com> wrote:

Hello;

Please find below a cease and desist letter that Tucows has received with respect to your domain earldeblonville.net

Since you are using Tucows whois privacy, I would kindly ask that you let me know how you will respond to this enquiry.

Thank you.

Regards,

Sara Scruton | Compliance Officer | Tucows.com
96 Mowat Ave. | Toronto | ON | Canada | M6K 3M1
Phone: 416.535.0123 x1655
Fax: 416-531-5584
Toll Free Intl: +800.371.6992
Email: compliance@opensrs.net
<http://opensrs.com/>

From: Earl de Blonville [<mailto:earl@earldeblonville.com>]
Sent: Saturday, February 01, 2014 10:42 PM
To: legal@tu cows.com
Subject: Re: www.earldeblonville.net - breach of trademark

Dear Sirs

Subject: BREACH OF TRADEMARK, THEFT OF COPYRIGHT, DEFAMATION, ONLINE ABUSE.

Domain: earldeblonville.net

I write to report that my trademarked name and professional entity Earl de Blonville is being abused.

My claim of trademark is based on trading as a professional consultant and being a well known explorer for over a decade.

My own site < earldeblonville.com > clearly states that my name is both my trade mark and all information on it is my copyright.

Through WHOIS I have traced the original sale of the domain to you. Your site asks that abuse is reported directly to you.

My trademarked name was purchased from you by Kent Madin of Bozeman, Montana, USA.

This site is hosted by ISP 'Nearly Free Speech' - <https://www.nearlyfreespeech.net>

This ISP has a publishing policy that tolerates almost anything, including breach of trademark, theft of copyright and defamation.

Kent Madin acquired my name .net specifically to engage in defamation and cyberstalking, aimed at multiple younger male victims.

Madin is a known international career cyberstalker with a career stretching back for at least five years.

His known victim list now stands at 100 individuals, organisations, institutions and businesses.

He is believed by psychologists to be psychopathic. He apparently considers himself to be above the law or any code of decency.

His ISP refuses to close down any site they host without a specific court order valid within their own legal jurisdiction, and even then at their discretion.

Kent Madin has refused requests to close the site down.

Therefore, I ask you to close down this domain for the legal reason that it is a blatant theft of my trademark and is causing me financial and reputational losses.

Please advise if you can and will do this, and if so, what additional information you require in order to close it down.

Your sincerely

Earl de Blonville

<rsz_22e_smile_3.jpg>

Earl de Blonville FRGS
Explorer. Author. Speaker.
Founder: Postformal Leadership

Australia, Denmark, France
www.earldeblonville.com
Skype: earldeblonville