



BULKY DOCUMENTS

(Exceeds 100 pages)

Filed: 11/15/2010

Title: REGISTRANT'S NOTICE OF RELIANCE AND EXHIBITS.

Part 3 of 4

92049332

Judge: Company's complaint against state police stands Times-News (Twin Falls, Idaho) September 17, 2009 Thursday

The judge wants more information from state police. "The court directs that ISP present a more complete record concerning ISP's decision to impose a lifetime ban and argument (for) why the inferences that A-1 contends should be drawn from the undisputed facts are appropriate," Stoker wrote in his ruling Wednesday. "A-1 may pursue its claim for damages relating to the 'lifetime ban.'"

This week state police were successful in getting at least some of Legg's lawsuit dismissed by Stoker. The judge turned down A-1's requests to be reinstated to the list, along with another claim from A-1 detailing alleged preferential towing by state police.

State police imposed an illegal penalty on A-1 and were unreasonable, according to the lawsuit. "A lifetime ban from the ISP Region IV wrecker rotation list is unreasonable, unduly harsh, and imposes an illegal penalty upon A-1 Auto." The conduct of state police was "for the ulterior and improper purpose of causing financial hardship," according to the lawsuit.

Legg said he tried to get back on the list, but state police wouldn't allow it.

According to A-1, state police think the company stole a **headache rack** from a towed vehicle. The company, however, says the truck accessory in question was presumed abandoned, and never resulted in charges. "Despite numerous requests by Mr. Legg for reinstatement to the ISP Region IV rotation list, said requests have been continually denied on the basis that A-1 Auto committed theft by using the **headache rack** for its own purposes," the lawsuit reads.

Meanwhile, state police are also fighting another similar lawsuit.

The owner of Dick's Pharmacy in Twin Falls, Daniel Fuchs, sued state police on Aug. 19, claiming the agency overstepped its authority and violated due process in pulling him from waiting lists for state liquor licenses. State police also want that case dismissed and assert Fuchs has not exhausted all administrative remedies.

Court dates aren't set in the cases.

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LOAD-DATE: September 17, 2009

TTAB – STK, LLC v. BACKRACK, INC.
Cancellation No. 92049332 – Registration No. 3014986

EXHIBIT C35



FOCUS - 22 of 25 DOCUMENTS

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Birmingham News (Alabama)

September 16, 2009 Wednesday

SECTION: COMMUNITY NEWS; Pg. 4N Vol. 122 No. 187

LENGTH: 1041 words

HEADLINE: F.Y.I., FOR YOUR INFORMATION, NORTH

BODY:

POLICE BLOTTER

Information on Northern area police activity comes from police and sheriff's reports on felony incidents. The incidents often remain under investigation. Details of the incidents and possible charges may change before final disposition. Today's crime listing includes reports filed Sept. 3-10.

NORTH BIRMINGHAM

Auto burglary

Vanderbilt Road, 1600 block, commercial, Sept. 2-3, 9 p.m.-5:42 a.m., 28 cases of soda taken. Graymont Avenue, 200 block, residential, Sept. 3-4, 10 p.m.-8 a.m., window damaged. Second Avenue North, 400 block, residential, Sept. 5, 1:15-1:30 a.m., window damaged. Richard Arrington Jr. Boulevard, 10 block, residential, Sept. 5, 12:01-2:35 a.m., radio taken; window damaged. Richard Arrington Jr. Boulevard, 10 block, residential, Sept. 5, 12:31-1:30 a.m., credit card taken. Fourth Terrace West, 700 block, residential, Sept. 5-6, 5:30 p.m.-8 a.m., radio taken; window damaged. Second Avenue North, 400 block, residential, Sept. 7, 11:45 a.m., books taken. 31st Avenue North, 2700 block, residential, Sept. 7-8, 7 p.m.-8 a.m., window and steering column damaged. 31st Avenue North, 2700 block, residential, Sept. 7-8, 2 p.m.-8 a.m., window and steering column damaged. Fourth Street North, 200 block, residential, Sept. 8, 11 p.m.-3:15 a.m., radio and GPS taken.

Burglary

15th Terrace North, 400 block, residential, Aug. 1-Sept. 4, a/c unit taken. 15th Court West, 200 block, residential, Aug. 31, 5-7 a.m., air nail gun and screw driver taken. 10th Court North, 500 block, residential, Sept. 3-4, 6:30 p.m.-2:45 p.m., TV and microwave taken. 27th Avenue North, 2200 block, residential, Sept. 4-8, battery charger, tools, printer and batter checker taken. Second Avenue North, 2200 block, residential, Sept. 5, 2:45 a.m., laptop and mouse taken. 16th Avenue North, 200 block, residential, Sept. 6, 9 a.m.-1:15 p.m., gun taken. Eighth Avenue West, 700 block, residential, Sept. 7, 3-4:45 p.m., two TVs and disc player taken.

F.Y.I., FOR YOUR INFORMATION, NORTH Birmingham News (Alabama) September 16, 2009 Wednesday

Firearm offenses

Eighth Avenue North, 10 block, residential, Sept. 2, 7:20 a.m., van window damaged by gun fire. John T. Eagan Drive, 1100 block, residential, Sept. 6, 2:10 a.m., window damaged by gun fire; four tires slashed. John T. Eagan Drive, 1100 block, residential, Sept. 6, 2:10 a.m., window damaged by gun fire; four tires slashed.

Property theft

Sixth Avenue West, 700 block, residential, Sept. 4, 3:30 a.m., cash taken. 27th Avenue North, 2600 block, commercial, Sept. 4-5, 5:30 p.m.-6:30 a.m., nine transmissions taken.

Robbery

29th Court North, 1300 block, residential, Sept. 8, 1:30 p.m., clothing and shoes taken.

FULTONDALE

Property theft

Decatur Highway, 600 block, Sept. 3, time unknown, parking lot, electronics taken. Decatur Highway, 1200 block, Sept. 1-2, commercial, debit card taken. Hickory Lane, 1800 block, Aug. 29-Sept. 2, garage, tools taken.

Rape

Location unknown, reported Sept. 4, residence, a woman reported she was raped July 24-25.

Hit and run

Walker Chapel Road and Ellard Road, Sept. 2, 2:42 p.m., highway, a hit and run reported.

GARDENDALE

Property theft

Odum Road, 800 block, Sept. 4, 1:45-2:05 p.m., parking lot, six Auburn football season ticket packets taken from a vehicle, valued at \$2,370. Holly Lane, 4800 block, Sept. 4-5, residence, credit cards and currency taken from vehicle. Kennedy Road, 500 block, Sept. 4-5, residence, camera taken from vehicle. Kennedy Road, 500 block, Sept. 4-6, residence, computer and other items taken from vehicle. Kennedy Road, 500 block, Sept. 4-6, residence, navigation system and tools taken from vehicle. Avon Circle, 300 block, Sept. 5-6, residence, currency taken. Fieldstown Road, 1200 block, Sept. 5, 6:30-8:30 p.m., residence, a dog, electronics and other items taken. Ozell Lane, 5700 block, Sept. 3, 1-7 p.m., residence, computer and other electronics taken.

Forgery

Decatur Highway, 1000 block, Sept. 7, 1-1:25 p.m., business, counterfeit \$20 bill reported.

Attempted assault

Main Street, 1000 block, Sept. 5, 2:04-2:06 p.m., highway, attempted assault reported.

Drugs

Kennedy Road, 500 block, Sept. 5, 3:15-4 a.m., highway, unlawful possession of a controlled substance reported.

F.Y.I., FOR YOUR INFORMATION, NORTH Birmingham News (Alabama) September 16, 2009 Wednesday

Identity theft

Belcher Hill Road, 200 block, Sept. 4, 11:30 a.m., residence, several transactions reported.

Terrorist threat

Willow Bend Drive, 4400 block, Sept. 3, 2:13-2:34 p.m., residence, a woman reported threat.

NORTH JEFFERSON COUNTY

Auto burglary

Corner School Road, 10000 block, school, Sept. 4, 4-6 p.m., assorted CDs taken, rearview mirror, driver's side door and vehicle headliner damaged.

Burglary

Sutherland Road, 5100 block, residential, August 28-Sept. 3, weed trimmer, chain saw, backpack leaf blower, drill, grinder, saw and set of hoist with chains taken. Dana Drive, residential, August 31, 5-9 p.m., prescription and video game system taken. Brownlee Street, 1600 block, residential, Sept. 2, 7:30 a.m.-3:10 p.m., window pane taken. Swann Road, 6300 block, residential, Sept. 2-3, 7 p.m.-9 a.m., drill, saw, hedge trimmer and tool box with various tools taken. Candy Mountain Road, 500 block, residential, Sept. 3, 7:30 a.m.-1 p.m., video game system, video games, laptop and TV taken.

Criminal mischief

Glennwood Road, 1900 block, residential, Sept. 2-3, 2:30 p.m.-unknown, **headache rack** of logger truck, car battery and copper wiring from trailers taken.

Property theft

Paradise Valley Road, unknown, residential, August 27, 1:30 p.m., details unknown. Grace Road, 1900 block, residential, Sept. 2-4, drill, refrigerator taken; electric stove drawer damaged. Waterworks Road, 6400 block, residential, Sept. 2, 7:30 -10:30 p.m., mower, drill, saws, weed trimmer, hedge trimmer, step ladder and assorted paint supplies taken.

TARRANT

Auto burglary

Bristol Street, 1100 block, residential, Sept. 6, 3-9 a.m., radio/CD player and CDs taken; vehicle window damaged. Bristol Street, 1100 block, residential, Sept. 6, 11 p.m.-7:30 a.m., radio/CD player taken; a/c unit damaged. East Lake Boulevard, 1200 block, residential, Sept. 7, 4-8 p.m., tire and wheel taken. Birmingham Street, 1000 block, residential, Sept. 7, 5-10:30 p.m., gun and ammunition taken; vehicle window damaged.

Burglary

Hoke Avenue, 1800 block, residential, Sept. 7, 9 a.m., check taken.

Forgery

Forrest Street, 1200 block, residential, August 28, 10 a.m., check taken.

LOAD-DATE: September 16, 2009

TTAB – STK, LLC v. BACKRACK, INC.
Cancellation No. 92049332 – Registration No. 3014986

EXHIBIT C36



FOCUS - 23 of 25 DOCUMENTS

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September 5, 2009 Saturday 10:52 AM EST

LENGTH: 210 words

HEADLINE: Patent No. 7,581,756 Issued on Sept. 1 for Universal **Cab Guard** (Canadian Inventor)

DATELINE: ALEXANDRIA, Va.

BODY:

ALEXANDRIA, Va., Sept. 5 -- Leslie Cole, New Brunswick, Canada, has developed a universal **cab guard**. The inventor was issued U.S. Patent No. 7,581,756 on Sept. 1.

According to the abstract released by the U.S. Patent & Trademark Office: "The **cab guard** for a pickup truck has a horizontal base member made of square hollow structural steel; an upright structure extending upward from the horizontal base member, and two anchor brackets for attachment to sides of a pickup truck box. Each of the anchor brackets has a stem made of square hollow structural steel and an anchor plate extending at right angle from the stem. Each stem is telescopically engaged in one end of the horizontal base member. The **cab guard** also comprises a pair of J-shaped hooks extending through the anchor plates for attachment to the stake pockets of a pickup truck box, for retaining the anchor plates to the sides of the pickup truck box. The universal **cab guard** is mountable to the front stake pockets of a pickup truck box and is adjustable to match the width between the stake pockets."

The original application was filed on July 27, 2006. For more information about US Fed News contract awards please contact: Sarabjit Jagirdar, US Fed News, Email:- htsyndication@hindustantimes.com

LOAD-DATE: September 18, 2009

TTAB – STK, LLC v. BACKRACK, INC.
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EXHIBIT C37



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August 31, 2009 Monday 2:32 PM EST

LENGTH: 217 words

HEADLINE: USPTO Issues Trademark N NATIONAL UTILITY EQUIPMENT COMPANY, LLC to National Utility Equipment for Retail Store Services, Mail-Order Catalog Services

DATELINE: ALEXANDRIA, Va.

BODY:

ALEXANDRIA, Va., Sept. 11 -- National Utility Equipment Company, LLC, Saginaw, Ala., has been issued the trademark N NATIONAL UTILITY EQUIPMENT COMPANY, LLC (Reg. No 3672357) by the USPTO.

The trademark application (serial number 77659547) was filed on Jan. 29 and was registered on Aug. 25.

The description of the mark registered is "The color(s) blue, black and white is/are claimed as a feature of the mark. The mark consists of a capital letter "N" in blue and the words "NATIONAL UTILITY EQUIPMENT COMPANY, LLC" in black. The interior lining in the letter "N" is transparent".

The services for which registration was sought is "retail store services, mail-order catalog services and computerized on-line retail and ordering services featuring used equipment and tools for the electric utility, telecommunications, tree care and contractor industries, namely, trucks, digger derricks, aerial lifts, aerial buckets, mechanical and hydraulic winches, hydraulic auger units, diggers and jacks, booms for aerial lifts, single and two-man platforms, outriggers and sub frames, line bodies, dump bodies, **cab guards**, wire reel racks, hose reels, and utility body parts". For more information about US Fed News trademarks please contact: Sarabjit Jagirdar, US Fed News, Email:- htsyndication@hindustantimes.com

LOAD-DATE: September 18, 2009

TTAB – STK, LLC v. BACKRACK, INC.
Cancellation No. 92049332 – Registration No. 3014986

EXHIBIT C38



FOCUS - 25 of 25 DOCUMENTS

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August 12, 2009 Wednesday 4:18 PM EST

LENGTH: 240 words

HEADLINE: Contract Notice: FEMA Seeks Vehicular Equipments (District Of Columbia)

DATELINE: WASHINGTON

BODY:

WASHINGTON, Aug. 12 -- The U.S. Department of Homeland Security's Federal Emergency Management Agency under a modified solicitation said it had a requirement for vehicular equipments.

The synopsis said the contractor shall provide the following items/services: "The DHS FEMA Logistics Section requires the following items, Meet or Exceed, to the following:

1)LI 001, 50 Ton Lowboy, 1, EA;2)LI 002, Tool Box, 1, EA;3)LI 003, 11' Bi-fold hydraulic ramp, 1, EA;4)LI 004, Extra D-rings, 4, EA;5)LI 005, Spare Tire/Wheel with Mount, 1, EA;6)LI 006, Ratchets with 4" Straps, 4, EA;7)LI 007, 8' X 42" Hydraulic Ramps, 1, EA;8)LI 008, Air Ride Suspension per axle, 3, EA;9)LI 009, Strobe lights, 1, EA;10)LI 010, Lift on 3rd axle (When empty) incudes air ride, 1, EA;11)LI 011, Led Lights, 1, EA;12)LI 012, Removable 12" Outriggers, 1, EA;13)LI 013, **Headache Rack** 4' X 102", 1, EA;14)LI 014, Delivery charge from manufacturer via commercial transportation."

The NAICS code for this requirement is 321991 with the size standard of 500 employees. This acquisition is a 100 percent small business set-aside.

Bids are invited till Aug. 13.

The solicitation (No. W468516Y) was posted on Aug. 11 and is available at:
https://www.fbo.gov/?s=opportunity&mode=form&id=f4d3c2d69dfcbb661366b6ce9e62f526&tab=core&_cview=1. For more information about US Fed News contract awards please contact: Sarabjit Jagirdar, US Fed News, Email:- htsyndication@hindustantimes.com

LOAD-DATE: August 12, 2009

TTAB – STK, LLC v. BACKRACK, INC.
Cancellation No. 92049332 – Registration No. 3014986

EXHIBIT D

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

STK, LLC	§	Mark:	BACKRACK
	§		
Petitioner,	§	Registration No.	3,014,986
	§		
v.	§	Filed:	February 24, 2004
	§		
BACKRACK, INC.	§	Registered:	November 15, 2005
	§		
Registrant	§	Cancellation No.	92-049,332

PETITIONER'S ANSWERS TO RESPONDENT'S
FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION OF
DOCUMENTS ADDRESSED TO PETITIONER

RESPONSES TO INTERROGATORIES

Petitioner STK, LLC ("Petitioner") responds and objects to respondent Backrack, Inc.'s ("Respondent") interrogatories as follows:

GENERAL OBJECTIONS

1. Petitioner objects to Respondent's interrogatories to the extent that they seek information subject to the attorney - client privilege and/or work product doctrine. No information subject to such privilege or work product doctrine will be provided in response to any interrogatory.

2. Petitioner objects to the Respondent's interrogatories to the extent that they purport to require Petitioner to do more than is required by the Federal Rules of Civil Procedure and/or the Trademark Rules of Practice.

3. Petitioner objects to Respondent's interrogatories as overly broad and unduly burdensome, and as seeking information that is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence.

4. Petitioner objects to the Definitions and Instructions contained in Respondent's interrogatories to the extent that they purport to require Petitioner to do more than is required by the Federal Rules of Civil Procedure and/or the Trademark Rules of Practice.

5. Petitioner objects to these interrogatories to the extent that they seek information, documents, or responses relating to matters that are not raised in the pleadings on the grounds that they are not relevant to this action and not reasonably calculated to lead to the discovery of admissible evidence.

6. Petitioner objects to these interrogatories to the extent that they seek information or documents which are protected from disclosure under federal law.

7. Petitioner's responses are based upon information and writings presently available to and located by Petitioner and its attorneys. ~~Petitioner has not completed its investigation~~ of the facts relating to this Cancellation, its discovery in these proceedings, nor its preparation for trial. All the information supplied is based only on such information and

documents which are presently and specifically known to Petitioner. Therefore, Petitioner's written responses are without prejudice to its rights to supplement or amend its written responses and to present evidence discovered, hereinafter at trial.

8. Petitioner objects to the "Definitions" and "Instructions" contained in this first set of interrogatories to the extent that they seek to expand or modify the breadth and scope of the Federal Rules of Civil Procedure or to seek to increase Petitioner's duties under those Rules.

9. By responding to any interrogatory or providing any information herewith, Petitioner does not waive and expressly preserves the objections set forth herein. Also, Petitioner does not concede the relevancy or admissibility of the response.

10. Petitioner incorporates each general objection in its response to each individual interrogatory and Petitioner will respond specifically to the interrogatories as Petitioner understands the terms used therein.

Subject to the above objections and without waiving such objections, Petitioner states as follows:

Interrogatory No. 1

Identify all facts and circumstances relating to the claims made by Petitioner in Paragraph 5 of its Petition for Cancellation

and identify all documents related thereto and in support thereof.

ANSWER:

Petitioner objects to this request on the grounds that it is overbroad and that it would unduly burdensome to respond. Petitioner further objects to this interrogatory on the grounds that it is a contention interrogatory. See Fed.R.Civ. 33(a)(2); *Internetad Systems, LLC v. ESPN, Inc.*, 2004 U.S. Dist. LEXIS 20393 (N.D. Tex. 2004).

The *Internetad Systems* court recognized that Fed.R.Civ.P. 33 and the corresponding Advisory Notes indicate that a party need not answer a contention interrogatory "until after designated discovery has been completed or until a pre-trial conference or other later time." *Id.* at *7. The court also noted that "there is considerable support for deferring contention interrogatories until the end of the discovery period." *Id.* at *8. Accordingly, Petitioner is not required to answer this interrogatory at this time.

Subject to and without waiver of the above general and specific objections, Petitioner states that Respondent used the ~~mark as a generic term in its advertising materials as evidenced~~ by Exhibits A-I to the Petition for Cancellation.

Respondent continues to use the mark as a generic term in its advertising materials as evidenced by Exhibits J-S to the Petition for Cancellation.

Respondent's own installation instructions for backracks uses the mark as a generic term as evidenced by Exhibits T-U to the Petition for Cancellation.

Various third parties also use the mark as a generic term to describe backracks as evidenced by Exhibits V-AF to the Petition for Cancellation.

The mark is used by others as a generic term for headache racks as evidenced by Exhibit AG to the Petition for Cancellation.

Pursuant to Fed.R.Civ.P. 33(d), Petitioner further directs Respondent to Document Nos. 1-82 and 92-170 for additional examples of improper or generic use of the mark BACKRACK by Respondent or various other third parties.

Petitioner also reserves the right to supplement its answer as information about the products, services, advertisements, and other communications provided by Respondent becomes available through discovery.

Interrogatory No. 2

Identify all facts and circumstances relating to the claims made by Petitioner in Paragraph 6 of its Petition for Cancellation

and identify all documents related thereto and in support thereof.

ANSWER:

Petitioner objects to this request on the grounds that it is overbroad and that it would unduly burdensome to respond. Petitioner further objects to this interrogatory on the grounds that it is a contention interrogatory. See Fed.R.Civ. 33(a)(2); *Internetad Systems, LLC v. ESPN, Inc.*, 2004 U.S. Dist. LEXIS 20393 (N.D. Tex. 2004).

The *Internetad Systems* court recognized that Fed.R.Civ.P. 33 and the corresponding Advisory Notes indicate that a party need not answer a contention interrogatory "until after designated discovery has been completed or until a pre-trial conference or other later time." *Id.* at *7. The court also noted that "there is considerable support for deferring contention interrogatories until the end of the discovery period." *Id.* at *8. Accordingly, Petitioner is not required to answer this interrogatory at this time.

Subject to and without waiver of the above general and specific objections, Petitioner states that various third parties also use the mark as a generic term to describe backracks as evidenced by Exhibits V-AF to the Petition for Cancellation.

The mark is used by others as a generic term for headache racks as evidenced by Exhibit AG to the Petition for Cancellation.

Pursuant to Fed.R.Civ.P. 33(d), Petitioner further directs Respondent to Document Nos. 1-82 and 92-170 for additional examples of improper or generic use of the mark BACKRACK by Respondent or various other third parties.

Petitioner also reserves the right to supplement its answer as information about the products, services, advertisements, and other communications provided by Respondent becomes available through discovery.

Interrogatory No. 3

Identify all facts and circumstances relating to the claims made by Petitioner in Paragraph 7 of its Petition for Cancellation and identify all documents related thereto and in support thereof.

ANSWER:

Petitioner objects to this request on the grounds that it is overbroad and that it would unduly burdensome to respond. Petitioner further objects to this interrogatory on the grounds that it is a contention interrogatory. See Fed.R.Civ. 33(a)(2); *Internetad Systems, LLC v. ESPN, Inc.*, 2004 U.S. Dist. LEXIS 20393 (N.D. Tex. 2004).

The *Internetad Systems* court recognized that Fed.R.Civ.P. 33 and the corresponding Advisory Notes indicate that a party need not answer a contention interrogatory "until after designated discovery has been completed or until a pre-trial conference or other later time." *Id.* at *7. The court also noted that "there is considerable support for deferring contention interrogatories until the end of the discovery period." *Id.* at *8. Accordingly, Petitioner is not required to answer this interrogatory at this time.

Petitioner further objects to this interrogatory on the grounds that it is premature because much of the information relating to Respondent's advertising activities between 1989 and 1994 that is in its possession has not been disclosed to Petitioner.

Subject to and without waiver of the above general and specific objections, Petitioner states that Respondent used the mark as a generic term in its advertising materials as evidenced by Exhibits A-I to the Petition for Cancellation, which suggests that Petitioner also used the mark in a similar manner from 1989 to 1994.

Petitioner also reserves the right to supplement its answer as information about the products, services, advertisements, and other communications provided by Respondent becomes available through discovery.

Interrogatory No. 4

Identify all facts and circumstances relating to the claims made by Petitioner in Paragraph 17 of its Petition for Cancellation and identify all documents related thereto and in support thereof.

ANSWER:

Petitioner objects to this request on the grounds that it is overbroad and that it would unduly burdensome to respond. Petitioner further objects to this interrogatory on the grounds that it is a contention interrogatory. See Fed.R.Civ. 33(a)(2); *Internetad Systems, LLC v. ESPN, Inc.*, 2004 U.S. Dist. LEXIS 20393 (N.D. Tex. 2004).

The *Internetad Systems* court recognized that Fed.R.Civ.P. 33 and the corresponding Advisory Notes indicate that a party need not answer a contention interrogatory "until after designated discovery has been completed or until a pre-trial conference or other later time." *Id.* at *7. The court also noted that "there is considerable support for deferring contention interrogatories until the end of the discovery period." *Id.* at *8. Accordingly, Petitioner is not required to answer this interrogatory at this time.

Petitioner further objects to this interrogatory on the grounds that it is premature, as Petitioner has not had an opportunity to obtain discovery with respect to Respondent's

knowledge of generic use of the terms "backrack" or "the backrack" in association with the goods at issue.

Subject to and without waiver of the above general and specific objections, Petitioner states that Respondent used the mark as a generic term in its advertising materials as evidenced by Exhibits A-I to the Petition for Cancellation.

Respondent continues to use the mark as a generic term in its advertising materials as evidenced by Exhibits J-S to the Petition for Cancellation.

Respondent's own installation instructions for backracks uses the mark as a generic term as evidenced by Exhibits T-U to the Petition for Cancellation.

Petitioner also reserves the right to supplement its answer as information about the products, services, advertisements, and other communications provided by Respondent becomes available through discovery.

Interrogatory No. 5

Identify all facts and circumstances relating to the claims made by Petitioner in Paragraph 18 of its Petition for Cancellation and identify all documents related thereto and in support thereof.

ANSWER:

Petitioner objects to this request on the grounds that it is overbroad and that it would unduly burdensome to respond.

Petitioner further objects to this interrogatory on the grounds that it is a contention interrogatory. See Fed.R.Civ. 33(a)(2); *Internetad Systems, LLC v. ESPN, Inc.*, 2004 U.S. Dist. LEXIS 20393 (N.D. Tex. 2004).

The *Internetad Systems* court recognized that Fed.R.Civ.P. 33 and the corresponding Advisory Notes indicate that a party need not answer a contention interrogatory "until after designated discovery has been completed or until a pre-trial conference or other later time." *Id.* at *7. The court also noted that "there is considerable support for deferring contention interrogatories until the end of the discovery period." *Id.* at *8. Accordingly, Petitioner is not required to answer this interrogatory at this time.

Petitioner further objects to this interrogatory on the grounds that it is premature, as Petitioner has not had an opportunity to obtain discovery with respect to Respondent's knowledge of generic use of the terms "backrack" or "the backrack" in association with the goods at issue.

Petitioner also reserves the right to supplement its answer as information about the products, services, advertisements, and ~~other communications provided by Respondent becomes available~~ through discovery.

Interrogatory No. 6

Identify all facts and circumstances relating to the claims made by Petitioner in Paragraph 19 of its Petition for Cancellation and identify all documents related thereto and in support thereof.

ANSWER:

Petitioner objects to this request on the grounds that it is overbroad and that it would unduly burdensome to respond. Petitioner further objects to this interrogatory on the grounds that it is a contention interrogatory. See Fed.R.Civ. 33(a)(2); *Internetad Systems, LLC v. ESPN, Inc.*, 2004 U.S. Dist. LEXIS 20393 (N.D. Tex. 2004).

The *Internetad Systems* court recognized that Fed.R.Civ.P. 33 and the corresponding Advisory Notes indicate that a party need not answer a contention interrogatory "until after designated discovery has been completed or until a pre-trial conference or other later time." *Id.* at *7. The court also noted that "there is considerable support for deferring contention interrogatories until the end of the discovery period." *Id.* at *8. Accordingly, Petitioner is not required to answer this interrogatory at this time.

Petitioner also reserves the right to supplement its answer as information about the products, services, advertisements, and

other communications provided by Respondent becomes available through discovery.

Subject to and without waiver of the above general and specific objections, Petitioner states that Respondent used the mark as a generic term in its advertising materials as evidenced by Exhibits A-I to the Petition for Cancellation. Generic marks are not eligible for registration at the USPTO. Accordingly, it is axiomatic that had the examining attorney known that Respondent was using the mark at issue as a generic term, the examining attorney would not have allowed Respondent to register the mark.

Interrogatory No. 7

Set forth with particularity the circumstances under which Petitioner first learned of Registrant and the trademark BACKRACK®, and identify each person who has knowledge of such facts.

ANSWER:

Petitioner has been aware of Registrant since 2001. Steve Setteducati, an owner of Sette Associates, Inc. d/b/a Armor Deck ("Armor Deck"), distributed products for Registrant from 1994 to 2007. Armor Deck obtained an interest in Petitioner in 2001.

The following people have knowledge of these facts:

1. Adrian Jayne
Backrack, Inc.
475 Wyecroft Rd.

Oakville, L6K 2H2
Canada

2. Steve Setteducati
Armor Deck
280 Midland Avenue
Building S-1
Saddle Brook, NJ 07663
3. Rich Ackley
Armor Deck
280 Midland Avenue
Building S-1
Saddle Brook, NJ 07663
4. Ruben Castillo
Armor Deck
280 Midland Avenue
Building S-1
Saddle Brook, NJ 07663
5. Alex Kinon
Armor Deck
280 Midland Avenue
Building S-1
Saddle Brook, NJ 07663

Interrogatory Nos. 8

Identify each person whom Petitioner knows or believes to have knowledge or information that refers, reflects, or relates to or concerns the allegations of the Petition for Cancellation, and with respect to each such person, describe generally the matters as to which such person is known or believed to have knowledge or information.

ANSWER:

Petitioner objects to this interrogatory on the grounds that it is redundant to the information that Petitioner made

available in its initial disclosures. Subject to and without waiver of this objection, Petitioner states that the following people are believed to have knowledge or information that refers, reflects, relates to, or concerns the allegations set forth in the Petition for Cancellation:

1. Adrian Jayne
[See Interrogatory No. 7]

Subjects of information: Registrant's adoption and use of the trademark BACKRACK. Registrant's advertising and control over the trademark BACKRACK. Registrant's prosecution of U.S. Trademark Registration No. 3,014,986. Registrant's corporate structure.

2. Scott Campbell
Formerly of Backrack, Inc.
475 Wycroft Rd.
Oakville, L6K 2H2
Canada

Subjects of information: Registrant's adoption and use of the trademark BACKRACK. Registrant's advertising and control over the trademark BACKRACK. Registrant's prosecution of U.S. Trademark Registration No. 3,014,986. Registrant's corporate structure.

3. Brice [last name unknown]
Formerly of Backrack, Inc.
475 Wycroft Rd.
Oakville, L6K 2H2
Canada

Subjects of information: Registrant's adoption and use of the trademark BACKRACK. Registrant's advertising and control over the trademark BACKRACK. Registrant's prosecution of U.S. Trademark Registration No. 3,014,986. Registrant's corporate structure.

4. Kent Buckingham
 STK, L.L.C.
 2282 University Drive, Suite 1
 Lemont Furnace, PA 15456
- Subjects of information: Registrant's use and
 advertising of the trademark BACKRACK. Petitioner's
 business practices and organization.
5. Steve Setteducati
 [See Interrogatory No. 7]
- Subjects of information: Registrant's use and
 advertising of the trademark BACKRACK.
6. Rich Ackley
 [See Interrogatory No. 7]
- Subjects of information: Registrant's use and
 advertising of the trademark BACKRACK.
7. Stephen Cushing
 Armor Deck
 280 Midland Avenue
 Building S-1
 Saddle Brook, NJ 07663
- Subjects of information: Registrant's use and
 advertising of the trademark BACKRACK.
8. Mark Maddalena
 Armor Deck
 280 Midland Avenue
 Building S-1
 Saddle Brook, NJ 07663
- Subjects of information: Registrant's use and
 advertising of the trademark BACKRACK.
9. A representative or representatives from
 TruckAddons.com
 1098 E. New Circle Rd.
 Lexington KY 40505
 (859) 231-8120
- Subjects of information: Registrant's advertising and
 control over the trademark BACKRACK.

10. A representative or representatives from
4WheelOnline.com
6605 North Nebraska Avenue
Tampa, FL 33604
(813) 769-2451

Subjects of information: Registrant's advertising and control over the trademark BACKRACK.

11. A representative or representatives from OK Auto 4WD & Tire
2621 State Route 57
Stewartsville, NJ 08886
(908) 454-6973

Subjects of information: Registrant's advertising and control over the trademark BACKRACK.

12. A representative or representatives from
Quadratec, Inc. d/b/a SuperTruck Essentials
1028 Saunders Lane
West Chester, PA 19380
1-800-745-2348

Subjects of information: Registrant's advertising and control over the trademark BACKRACK.

13. A representative or representatives from Pickup Specialties
2445 FM 2920 Rd.
Spring, Texas 77388
(281) 353-8677

Subjects of information: Registrant's advertising and control over the trademark BACKRACK.

14. A representative or representatives from Cap World, Inc.
1 Lafayette Rd.
North Hampton, NH 03862-2402
1 (877) 227-3221
-

Subjects of information: Registrant's advertising and control over the trademark BACKRACK.

15. A representative or representatives from Keystone Automotive Operations, Inc. d/b/a DriverFX
44 Tunkhannock Ave
Exeter, PA 18643
(570) 603-2320

Subjects of information: Registrant's advertising and control over the trademark BACKRACK.

16. The owner of www.speedytruck.com

Subjects of information: Registrant's advertising and control over the trademark BACKRACK.

17. A representative or representatives from Westcan Manufacturing
#4 44565 Yale Road West
Chilliwack, BC V2R 4H2

Subjects of information: Registrant's advertising and control over the trademark BACKRACK.

18. A representative or representatives from Meyer Distributing
560 E. 25th Street
Jasper, IN 47546

Subjects of information: Registrant's advertising and control over the trademark BACKRACK.

19. A representative or representatives from Microsoft Corporation
One Microsoft Way
Redmond, WA 98052-6399
United States - Map
Phone: 425-882-8080

Subjects of information: Use of the key words "back", "headache", and "rack" on MSN.

20. A representative or representatives from Northern Tool
+ Equipment
2800 Southcross Drive West
Burnsville, Minnesota 55306
Phone: 952-894-9510

Subjects of information: Use of the key words "back"
and "rack" on MSN.

21. A representative or representatives from Stylin'
Trucks
7820 East Pleasant Valley Rd.
Independence, OH 44131
1-800-586-9713

Subjects of information: Use of the key words
"headache" and "rack" on MSN.

22. A representative or representatives from Google, Inc.
1600 Amphitheatre Parkway
Mountain View, CA 94043
Phone: 650-253-0000

Subjects of information: Use of the key words
"backrack", "back", and "rack" on Google.

23. A representative or representatives from Scripps
Network Interactive
312 Walnut Street
2800 Scripps Center
Cincinnati, OH 45202
Phone: 513-824-3200

Subjects of information: Use of the key word
"backrack" on Shopzilla.

24. A representative or representatives from J.C. Whitney
& Company
225 N. Michigan Avenue
Chicago, IL 60601
Phone: 1-800-603-4383
-

Subjects of information: Use of the key word
"backrack" on Shopzilla and Yahoo!.

25. G. Kennedy or a representative of
Registrant of www.truckheadacheracks.com
39 Sweetenwater Cres
Conception Bay South, Newfoundland A1W 4T2
Canada

Subjects of information: Use of the key words
"backrack", "back", and "rack" on Google.

26. A representative or representatives from Truck
Accessories Direct / DCR
221 Town Center West #225
Santa Maria, CA 93458
(805) 348-3219

Subjects of information: Use of the key words
"backrack", "back", and "rack" on Google.

27. A representative or representatives from eBay, Inc.
2145 Hamilton Avenue
San Jose, CA 95125

Subjects of information: Use of the key words "back"
and "rack" on eBay.

28. A representative or representatives from Highway
Products, Inc.
White City, OR 97503

Subjects of information: Use of the key words "back"
and "rack" on eBay.

29. A representative or representatives from Yahoo! Inc.
701 First Avenue
Sunnyvale, CA 94089
United States - Map
Phone: 408-349-3300

Subjects of information: Use of the key word
"backrack" on Yahoo!.

30. A representative or representatives from HiLite Truck Accessories, Ltd.
5620 Landmark Way
Surrey, BC V3S 7Hi

Subjects of information: Registrant's advertising and control over the trademark BACKRACK.

31. A representative or representatives from Yankee Custom
1271 Main St.
Tewksbury, MA 01876
Phone: (978) 851-9024

Subjects of information: Registrant's advertising and control over the trademark BACKRACK.

32. A representative or representatives from Action Van & Truck World Ltd
1809 Main St.
Moncton, NB, Canada
Phone: (506) 877-1253

Subjects of information: Registrant's advertising and control over the trademark BACKRACK.

33. A representative or representatives from Truck Caps Unlimited
Junctions 58 & 495
W. Wareham, MA
Phone: (508) 295-3727

Subjects of information: Registrant's advertising and control over the trademark BACKRACK.

34. A representative or representatives from Flash Equipment
2061 Whitfield Park Ave.
Sarasota, FL 34243-4085
Phone: (941) 756-8686

Subjects of information: Registrant's advertising and control over the trademark BACKRACK.

35. A representative or representatives from ABS Storage Products
8100 W. McNichols Rd.
Detroit, MI 48221
Phone: (313) 345-8700

Subjects of information: Registrant's advertising and control over the trademark BACKRACK.

36. A representative or representatives from Crysteel Truck Equipment
1130 73rd Avenue N.E.
Fridley, MN 55432
Phone: 1-800-795-1280

Subjects of information: Registrant's advertising and control over the trademark BACKRACK.

37. A representative or representatives from Mike Doyon MD Welding & Fabricating L.L.C.
Vernon, CT
mdwelding@sbcglobal.net

Subjects of information: Use of the terms "back", "rack", and "backrack" with respect to headache racks.

Interrogatory No. 9

Identify each person who provided documents produced or to be produced in response to Registrant's Request for Production of Documents and Things -- First Set served herewith, specifying those documents or categories of documents produced by each person.

ANSWER:

Steve Setteducati (see Interrogatory No. 7) provided all of the documents that will be produced in response to the first set of document requests.

Interrogatory No. 10

Set forth with particularity the past and present relationship between Petitioner and Armor Deck, and identify all documents that refer, reflect and relate to such relationship.

ANSWER:

Armor Deck currently owns an interest in Petitioner. Armor Deck has owned an interest in Petitioner since 2001.

Interrogatory No. 11

Describe and identify all marketing, advertising, solicitation, promotion and distribution programs and methods, identifying and locating any representative documents, used by Petitioner, or intended to be used by Petitioner, that references in any manner Registrant or "BACKRACK".

ANSWER:

Petitioner objects to this request on the grounds that it is overbroad and that it would unduly burdensome to respond.

Subject to the above general and specific objections and without waiver thereof, Petitioner will describe and identify representative examples of marketing, advertising, solicitation, promotion and distribution programs and methods. Petitioner has marketed Registrant's products, including products that have been marked with the mark at issue, via phone solicitation, mailings, fax-blasts, e-mail blasts, sub-distributor programs, catalogs and web sites. As part of these marketing efforts,

Registrant provided brochures and signs to Petitioner.

Pursuant to Fed.R.Civ.P. 33(d), Petitioner further directs Respondent to Exhibits G-U that were attached to the Petition for Cancellation, Exhibits G-U that were attached to Petitioner's First Set of Requests for Admission Directed to Registrant, and Exhibits AK-AS that were attached to Petitioner's First Set of Requests for Admission Directed to Registrant, copies of which may be found among Document Nos. 1-82 and 92-170, for representative examples and documents.

Interrogatory No. 12

Give the date and describe the circumstances under which Petitioner first became aware of Registrant's mark, and identify each person connected to or associated with Petitioner who first learned of Registrant's mark, and identify all documents that refer, reflect and relates to such initial awareness.

ANSWER:

Petitioner objects to this request on the grounds that it is overbroad and that it would unduly burdensome to respond.

Subject to the above general and specific objections and without waiver thereof, Petitioner has been aware of Registrant's mark since 2001. Steve Setteducati, an owner of Sette Associates, Inc. d/b/a Armor Deck ("Armor Deck"), distributed products for Registrant from 1994 to 2007. Armor Deck owns an interest in Petitioner.

The following people have knowledge of these facts Ruben Castillo, Steve Setteducati, Rich Ackley, and Alex Kinon. Each of these individuals was identified in Interrogatory No. 7.

Interrogatory No. 13

State whether Petitioner or any person acting for or on its behalf has conducted any type of inquiry or investigation of Registrant's mark BACKRACK® and, if so, state the date the inquiry or investigation was conducted; identify each person who conducted and reviewed it; and state with specificity the findings that were made.

ANSWER:

Petitioner objects to the request to the extent that it seeks information that is protected by the attorney-client privilege and/or work product doctrine.

Subject to the above general and specific objections and without waiver thereof, Petitioner directs Respondent to Exhibits A-AH of the Petition for Cancellations and document nos. 1-170 pursuant to pursuant to Fed.R.Civ.P. 33(d).

Interrogatory No. 14

State whether Petitioner or any person acting for or on its behalf has obtained any statements or opinions, either oral or written, regarding any issues in this cancellation proceeding, and, if so, state the date the statement or opinion was obtained by Petitioner; identify the person or persons who rendered each

statement or opinion; identify the person or persons who received each statement or opinion; and describe the subject matter about which the persons rendering such statements or opinions were consulted or retained.

ANSWER:

Petitioner objects to the request to the extent that it seeks documents that is protected by the attorney-client privilege and/or work product doctrine.

Subject to the above general and specific objections and without waiver thereof, Petitioner will produce a privilege log responsive to this interrogatory.

Interrogatory No. 15

State whether Petitioner or any person acting for or on its behalf has consulted with or retained the services of any expert or intends to consult with an expert witness regarding any issues in this cancellation proceeding, and, if so, state the date the expert opinion was obtained by Petitioner; identify each such expert; identify all documents upon which said expert will base his or her opinion; and describe the subject matter about which the expert was consulted or retained.

ANSWER:

Petitioner objects to the request to the extent that it seeks documents that are protected by the attorney-client privilege and/or work product doctrine.

Subject to and without waiver of the above general and specific objections, Petitioner states that it has not consulted an expert witness and does not intend to consult an expert witness in this cancellation proceeding.

Interrogatory No. 16

Identify each person Petitioner intends to call as a witness during the Testimony Period in connection with this cancellation proceeding and state the facts or subject matter about which each witness is expected to testify.

ANSWER:

Petitioner objects to the request to the extent that it seeks documents that are protected by the attorney-client privilege and/or work product doctrine.

Subject to and without waiver of the above general and specific objections, Petitioner states that any or all of the persons identified in the response to Interrogatory No. 8 may testify during the testimony.

Interrogatory No. 17

With regard to the response to each Interrogatory herein, state the name of each employee or agent of Petitioner to whom the information is a matter of personal knowledge, the name of each employee or agent who furnished information pertaining to such responses and the basis upon which affiant relies in whole or in part for such response.

ANSWER:

Steve Setteducati (see Interrogatory No. 7) for all.

RESPONSES TO REQUESTS FOR PRODUCTION OF DOCUMENTS

Petitioner STK, LLC ("Petitioner") in accordance with Rule 34 of the Federal Rules of civil Procedure and Rule 2.120 (d) of the Trademark Rules of Practice, answers Respondent's First Set of Requests for Production of Documents as follows:

1. Petitioner objects to producing any documents that are protected from disclosure by the attorney-client privilege, the work-product doctrine, or any other applicable protection, restriction, or immunity from discovery.

2. Petitioner objects to responding to any of Respondent's document requests to the extent that the documents requested by Respondent are a matter of public record and are therefore equally accessible and available to Respondent and that producing such documents would impose an unreasonable burden on Petitioner, and would subject Petitioner to unreasonable expense.

3. Petitioner objects to the Definitions and Instructions contained in Respondent's document requests to the extent that they impose requirements, obligations and duties not required by the Federal Rules of Civil Procedure.

4. Petitioner further objects to the Definitions contained in Respondent's document requests to the extent that

such Definitions and Instructions are (i) overly broad, vague and/or ambiguous; or (ii) could lead to the formulation of responses that are inaccurate when read against a specific document request or that would create an inaccurate and misleading record. Petitioner also objects to the Definitions and Instructions to the extent that compliance with Definitions and Instructions would render the requests oppressive, unduly burdensome, or unreasonably expensive to respond to.

5. Petitioner objects to Respondent's document requests as being unduly burdensome and oppressive to the extent that (a) the information sought is already in the possession of Plaintiffs, (b) the information sought is obtainable with less burden or expense from another source, or (c) the information sought can only or more appropriately be obtained by means of another discovery method.

6. Nothing in this Answer should be construed as an admission by Petitioner with respect to the truth or accuracy of any characterization or statement of any kind contained within these document requests.

7. Petitioner objects to all document requests, definitions, and instructions that ask for the identification of documents and things that are not currently in Petitioner's possession, custody or control; no longer exist; or refer to persons, entities, or events not known to them on the grounds

that such document requests, definitions, and instructions seek to require more of Petitioner than any obligation imposed by law; would subject Petitioner to unreasonable and undue annoyance, oppression, burden, and expense; or would seek to impose on Petitioner an obligation to investigate or discover information or materials from third parties or sources that are equally accessible to the Respondent.

8. Petitioner's answers or responses are based on the best of its present knowledge, information, and belief. Defendants' answers or responses are at all times subject to such additional or different information that further discovery or investigation may disclose.

9. The above general objections and qualifications shall apply to each numbered response as if fully set forth therein.

Subject to the above objections and without waiving such objections, Petitioner states as follows:

REQUEST NO. 1

Produce all documents identified in Petitioner's responses to the Interrogatories set forth above, for which identification is sought therein.

ANSWER:

All relevant documents, to the extent that they exist, will be produced, with the exception of such documents that are

protected by the attorney/client privilege or that constitute work product.

REQUEST NO. 2

Produce all documents that record, reflect, relate, refer to, or contain information used in preparation of the responses to the Interrogatories set forth above.

ANSWER:

All relevant documents, to the extent that they exist, will be produced, with the exception of such documents that are protected by the attorney/client privilege or that constitute work product.

REQUEST NO. 3

Produce all forms of advertising, informational, promotional and marketing materials bearing the word or mark "BACKRACK" in the possession of Petitioner, including without limitation, catalogues, circulars, brochures, directories, trade journals, newspaper and magazine advertisements, online screen displays, websites, sales sheets, price lists, pamphlets, direct mail pieces, press releases and any such other materials bearing the BACKRACK mark used by Petitioner or any predecessor, related company or subsidiary, or third party.

ANSWER:

Petitioner objects to this request on the grounds that it is overbroad and that it would unduly burdensome to respond.

Subject to and without waiver of the above general and specific objections, Petitioner will produce representative, relevant documents, to the extent that they exist, with the exception of such documents that are protected by the attorney/client privilege or that constitute work product.

REQUEST NO. 4

Produce all documents relating or referring to any searches undertaken by or on behalf of Petitioner which relate or refer to the BACKRACK mark.

ANSWER:

Petitioner objects to the request to the extent that it seeks documents that are protected by the attorney-client privilege and/or work product doctrine.

Subject to and without waiver of the above general and specific objections, all relevant documents, to the extent that they exist, will be produced, with the exception of such documents that are protected by the attorney/client privilege or that constitute work product.

REQUEST NO. 5

Produce all studies, surveys, market research tests or memoranda including, but not limited to demographic or consumer profile studies, relating to the BACKRACK mark.

ANSWER:

Petitioner objects to the request to the extent that it seeks documents that are protected by the attorney-client privilege and/or work product doctrine.

Subject to and without waiver of the above general and specific objections, all relevant documents, to the extent that they exist, will be produced, with the exception of such documents that are protected by the attorney/client privilege or that constitute work product.

REQUEST NO. 6

Produce all documents in support of Petitioner's Petition for Cancellation.

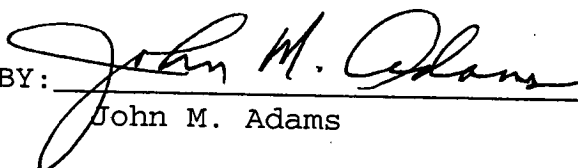
ANSWER:

All relevant documents, to the extent that they exist, will be produced, with the exception of such documents that are protected by the attorney/client privilege or that constitute work product.

Respectfully submitted,

PRICE & ADAMS, PC

BY: _____



John M. Adams

John M. Adams
4135 Brownsville Road

P.O. Box 98127
Pittsburgh, PA 15227
Telephone - (412) 992-7170
Fax - (412) 884-6650
E-mail - paip.law@verizon.net

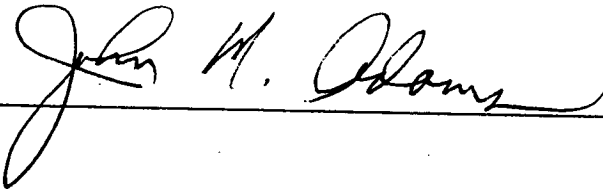
Dated November 3, 2008

COUNSEL FOR PETITIONER,
STK, LLC

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Petitioner's Answers to Respondent's First Set of Interrogatories and Requests for Production of Documents Addressed to Petitioner was served by first class mail, postage prepaid, on this 3rd day of November 2008 to the following attorney of record:

Paul J. Kennedy, Esq.
Pepper Hamilton LLP
3000 Two Logan Square
Eighteenth and Arch Streets
Philadelphia, PA 19103-2799



COMMONWEALTH OF PENNSYLVANIA

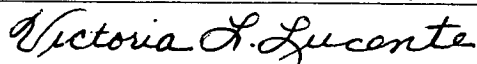
COUNTY OF FAYETTE

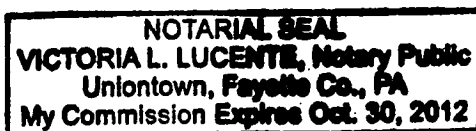
VERIFICATION

Kent Buckingham, being duly sworn, states that he is the president of STK, LLC and that he verifies the foregoing Petitioner's Answers to Respondent's First Set of Interrogatories and is duly authorized to do so; that the matters stated in the foregoing Answers are not within his personal knowledge and that he is informed that there is no officer or employee of Petitioner's Answers to Respondent's First Set of Interrogatories who has personal knowledge of all such matters; and that the answers in the foregoing document have been assembled by authorized employees and counsel of Petitioner and he is informed and believes that the responses are true to the best of his knowledge and belief.


Kent Buckingham

Sworn to, and subscribed in my presence, this 31ST day of OCTOBER, 2008.


Notary Public



SEAL

TTAB – STK, LLC v. BACKRACK, INC.
Cancellation No. 92049332 – Registration No. 3014986

EXHIBIT E

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

STK, LLC	§	Mark:	BACKRACK
Petitioner,	§		
v.	§	Registration No.	3,014,986
BACKRACK, INC.	§	Filed:	February 24, 2004
Registrant	§	Registered:	November 15, 2005
	§	Cancellation No.	92-049,332

FIRST SUPPLEMENTAL RESPONSE TO PETITIONER'S ANSWERS TO
RESPONDENT'S FIRST SET OF INTERROGATORIES AND REQUESTS FOR
PRODUCTION OF DOCUMENTS ADDRESSED TO PETITIONER

RESPONSES TO INTERROGATORIES

Petitioner STK, LLC ("Petitioner") responds and objects to respondent Backrack, Inc.'s ("Respondent") interrogatories as follows:

GENERAL OBJECTIONS

1. Petitioner objects to Respondent's interrogatories to the extent that they seek information subject to the attorney - client privilege and/or work product doctrine. No information subject to such privilege or work product doctrine will be provided in response to any interrogatory.

2. Petitioner objects to the Respondent's interrogatories to the extent that they purport to require Petitioner to do more than is required by the Federal Rules of Civil Procedure and/or the Trademark Rules of Practice.

3. Petitioner objects to Respondent's interrogatories as overly broad and unduly burdensome, and as seeking information that is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence.

4. Petitioner objects to the Definitions and Instructions contained in Respondent's interrogatories to the extent that they purport to require Petitioner to do more than is required by the Federal Rules of Civil Procedure and/or the Trademark Rules of Practice.

5. Petitioner objects to these interrogatories to the extent that they seek information, documents, or responses relating to matters that are not raised in the pleadings on the grounds that they are not relevant to this action and not reasonably calculated to lead to the discovery of admissible evidence.

6. Petitioner objects to these interrogatories to the extent that they seek information or documents which are protected from disclosure under federal law.

7. Petitioner's responses are based upon information and writings presently available to and located by Petitioner and its attorneys. Petitioner has not completed its investigation of the facts relating to this Cancellation, its discovery in these proceedings, nor its preparation for trial. All the information supplied is based only on such information and

documents which are presently and specifically known to Petitioner. Therefore, Petitioner's written responses are without prejudice to its rights to supplement or amend its written responses and to present evidence discovered, hereinafter at trial.

8. Petitioner objects to the "Definitions" and "Instructions" contained in this first set of interrogatories to the extent that they seek to expand or modify the breadth and scope of the Federal Rules of Civil Procedure or to seek to increase Petitioner's duties under those Rules.

9. By responding to any interrogatory or providing any information herewith, Petitioner does not waive and expressly preserves the objections set forth herein. Also, Petitioner does not concede the relevancy or admissibility of the response.

10. Petitioner incorporates each general objection in its response to each individual interrogatory and Petitioner will respond specifically to the interrogatories as Petitioner understands the terms used therein.

Subject to the above objections and without waiving such objections, Petitioner states as follows:

Interrogatory No. 1

Identify all facts and circumstances relating to the claims made by Petitioner in Paragraph 5 of its Petition for Cancellation and identify all documents related thereto and in support thereof.

ANSWER:

Petitioner objects to this request on the grounds that it is overbroad and that it would unduly burdensome to respond. Petitioner further objects to this interrogatory on the grounds that it is a contention interrogatory. See Fed.R.Civ. 33(a)(2); *Internetad Systems, LLC v. ESPN, Inc.*, 2004 U.S. Dist. LEXIS 20393 (N.D. Tex. 2004).

The *Internetad Systems* court recognized that Fed.R.Civ.P. 33 and the corresponding Advisory Notes indicate that a party need not answer a contention interrogatory "until after designated discovery has been completed or until a pre-trial conference or other later time." *Id.* at *7. The court also noted that "there is considerable support for deferring contention interrogatories until the end of the discovery period." *Id.* at *8. Accordingly, Petitioner is not required to answer this interrogatory at this time.

Subject to and without waiver of the above general and specific objections, Petitioner states that Respondent used the mark as a generic term in its advertising materials as evidenced

by Exhibits A-I to the Petition for Cancellation. These exhibits are also attached to Petitioner's First Set of Requests for Admissions Directed to Registrant.

Respondent continues to use the mark as a generic term in its advertising materials as evidenced by Exhibits J-S to the Petition for Cancellation. These exhibits are also attached to Petitioner's First Set of Requests for Admissions Directed to Registrant.

Exhibit AT to Petitioner's First Set of Requests for Admissions Directed to Registrant also demonstrates that Respondent continues to use the purported trademark at issue improperly.

Respondent's own installation instructions for backracks uses the mark as a generic term as evidenced by Exhibits T-U to the Petition for Cancellation. These exhibits are also attached to Petitioner's First Set of Requests for Admissions Directed to Registrant.

Various third parties also use the mark as a generic term to describe backracks as evidenced by Exhibits V-AF to the Petition for Cancellation and Exhibits AH-AS to Petitioner's First Set of Requests for Admissions Directed to Registrant. Exhibits V-AF are also attached to Petitioner's First Set of Requests for Admissions Directed to Registrant.

The mark is used by others as a generic term for headache racks as evidenced by Exhibit AG to the Petition for Cancellation. This exhibit is also attached to Petitioner's First Set of Requests for Admissions Directed to Registrant.

Pursuant to Fed.R.Civ.P. 33(d), Petitioner further directs Respondent to Document Nos. 1-82 and 92-170 for additional examples of improper or generic use of the mark BACKRACK by Respondent or various other third parties. Petitioner also directs Respondent to Document Nos. 200-375, 402-458, and 460-465, which also relate to the claims made in paragraph no. 5 of the petition for cancellation.

Petitioner has also identified the following documents that were produced by Respondent as relating to the claims set forth in paragraph no. 5 of the petition for cancellation: BR00174; BR00177; BR00179; BR00208 - BR00209; BR00237-BR00238; BR00239; BR00242-BR00243; BR00244-BR00245; BR00246-BR00249; BR00255-BR00256; BR00259-BR00260; BR00282-BR00310; BR00311-BR00312; BR00313; BR00316-BR00317; BR00326-BR00329; BR00335-BR00336; BR00337 - BR00338; BR00339-BR00340; BR00350-BR00359; BR00415-BR00458; BR00477 - BR00504; and BR00617-BR00620.

Petitioner also reserves the right to supplement its answer as information about the products, services, advertisements, and other communications provided by Respondent becomes available through discovery.

Interrogatory No. 2

Identify all facts and circumstances relating to the claims made by Petitioner in Paragraph 6 of its Petition for Cancellation and identify all documents related thereto and in support thereof.

ANSWER:

Petitioner objects to this request on the grounds that it is overbroad and that it would unduly burdensome to respond. Petitioner further objects to this interrogatory on the grounds that it is a contention interrogatory. See Fed.R.Civ. 33(a)(2); *Internetad Systems, LLC v. ESPN, Inc.*, 2004 U.S. Dist. LEXIS 20393 (N.D. Tex. 2004).

The *Internetad Systems* court recognized that Fed.R.Civ.P. 33 and the corresponding Advisory Notes indicate that a party need not answer a contention interrogatory "until after designated discovery has been completed or until a pre-trial conference or other later time." *Id.* at *7. The court also noted that "there is considerable support for deferring contention interrogatories until the end of the discovery

period." *Id.* at *8. Accordingly, Petitioner is not required to answer this interrogatory at this time.

Subject to and without waiver of the above general and specific objections, Petitioner states that various third parties also use the mark as a generic term to describe backracks as evidenced by Exhibits V-AF to the Petition for Cancellation and Exhibits AH-AS to Petitioner's First Set of Requests for Admissions Directed to Registrant. Exhibits V-AF are also attached to Petitioner's First Set of Requests for Admissions Directed to Registrant.

The mark is used by others as a generic term for headache racks as evidenced by Exhibit AG to the Petition for Cancellation. This exhibit is also attached to Petitioner's First Set of Requests for Admissions Directed to Registrant.

Pursuant to Fed.R.Civ.P. 33(d), Petitioner further directs Respondent to Document Nos. 1-82 and 92-170 for additional examples of improper or generic use of the mark BACKRACK by Respondent or various other third parties. Petitioner also directs Respondent to Document Nos. 200-375, 402-458, and 460-465, which also relate to the claims made in paragraph no. 6 of the petition for cancellation.

Petitioner has also identified the following documents that were produced by Respondent as relating to the claims set forth in paragraph no. 6 of the petition for cancellation: BR00174;

BR00177; BR00179; BR00208 - BR00209; BR00237-BR00238; BR00239;
BR00242-BR00243; BR00244-BR00245; BR00246-BR00249; BR00255-
BR00256; BR00259-BR00260; BR00311-BR00312; BR00313; BR00316-
BR00317; BR00326-BR00329; BR00335-BR00336; BR00337 - BR00338;
BR00339-BR00340; and BR00617-BR00620.

Petitioner also reserves the right to supplement its answer as information about the products, services, advertisements, and other communications provided by Respondent becomes available through discovery.

Interrogatory No. 3

Identify all facts and circumstances relating to the claims made by Petitioner in Paragraph 7 of its Petition for Cancellation and identify all documents related thereto and in support thereof.

ANSWER:

No supplemental response.

Interrogatory No. 4

Identify all facts and circumstances relating to the claims made by Petitioner in Paragraph 17 of its Petition for Cancellation and identify all documents related thereto and in support thereof.

ANSWER:

No supplemental response.

Interrogatory No. 5

Identify all facts and circumstances relating to the claims made by Petitioner in Paragraph 18 of its Petition for Cancellation and identify all documents related thereto and in support thereof.

ANSWER:

No supplemental response.

Interrogatory No. 6

Identify all facts and circumstances relating to the claims made by Petitioner in Paragraph 19 of its Petition for Cancellation and identify all documents related thereto and in support thereof.

ANSWER:

No supplemental response.

Interrogatory No. 7

Set forth with particularity the circumstances under which Petitioner first learned of Registrant and the trademark BACKRACK®, and identify each person who has knowledge of such facts.

ANSWER:

No supplemental response.

Interrogatory Nos. 8

Identify each person whom Petitioner knows or believes to have knowledge or information that refers, reflects, or relates to or concerns the allegations of the Petition for Cancellation, and with respect to each such person, describe generally the matters as to which such person is known or believed to have knowledge or information.

ANSWER:

No supplemental response.

Interrogatory No. 9

Identify each person who provided documents produced or to be produced in response to Registrant's Request for Production of Documents and Things -- First Set served herewith, specifying those documents or categories of documents produced by each person.

ANSWER:

No supplemental response.

Interrogatory No. 10

Set forth with particularity the past and present relationship between Petitioner and Armor Deck, and identify all documents that refer, reflect and relate to such relationship.

ANSWER:

No supplemental response.

Interrogatory No. 11

Describe and identify all marketing, advertising, solicitation, promotion and distribution programs and methods, identifying and locating any representative documents, used by Petitioner, or intended to be used by Petitioner, that references in any manner Registrant or "BACKRACK".

ANSWER:

No supplemental response.

Interrogatory No. 12

Give the date and describe the circumstances under which Petitioner first became aware of Registrant's mark, and identify each person connected to or associated with Petitioner who first learned of Registrant's mark, and identify all documents that refer, reflect and relates to such initial awareness.

ANSWER:

No supplemental response.

Interrogatory No. 13

State whether Petitioner or any person acting for or on its behalf has conducted any type of inquiry or investigation of Registrant's mark BACKRACK® and, if so, state the date the inquiry or investigation was conducted; identify each person who conducted and reviewed it; and state with specificity the findings that were made.

ANSWER:

No supplemental response.

Interrogatory No. 14

State whether Petitioner or any person acting for or on its behalf has obtained any statements or opinions, either oral or written, regarding any issues in this cancellation proceeding, and, if so, state the date the statement or opinion was obtained by Petitioner; identify the person or persons who rendered each statement or opinion; identify the person or persons who received each statement or opinion; and describe the subject matter about which the persons rendering such statements or opinions were consulted or retained.

ANSWER:

No supplemental response.

Interrogatory No. 15

State whether Petitioner or any person acting for or on its behalf has consulted with or retained the services of any expert or intends to consult with an expert witness regarding any issues in this cancellation proceeding, and, if so, state the date the expert opinion was obtained by Petitioner; identify each such expert; identify all documents upon which said expert will base his or her opinion; and describe the subject matter about which the expert was consulted or retained.

ANSWER:

No supplemental response.

Interrogatory No. 16

Identify each person Petitioner intends to call as a witness during the Testimony Period in connection with this cancellation proceeding and state the facts or subject matter about which each witness is expected to testify.

ANSWER:

No supplemental response.

Interrogatory No. 17

With regard to the response to each Interrogatory herein, state the name of each employee or agent of Petitioner to whom the information is a matter of personal knowledge, the name of each employee or agent who furnished information pertaining to such responses and the basis upon which affiant relies in whole or in part for such response.

ANSWER:

No supplemental response.

RESPONSES TO REQUESTS FOR PRODUCTION OF DOCUMENTS

Petitioner STK, LLC ("Petitioner") in accordance with Rule 34 of the Federal Rules of Civil Procedure and Rule 2.120 (d) of the Trademark Rules of Practice, answers Respondent's First Set of Requests for Production of Documents as follows:

1. Petitioner objects to producing any documents that are protected from disclosure by the attorney-client privilege, the work-product doctrine, or any other applicable protection, restriction, or immunity from discovery.

2. Petitioner objects to responding to any of Respondent's document requests to the extent that the documents requested by Respondent are a matter of public record and are therefore equally accessible and available to Respondent and that producing such documents would impose an unreasonable burden on Petitioner, and would subject Petitioner to unreasonable expense.

3. Petitioner objects to the Definitions and Instructions contained in Respondent's document requests to the extent that they impose requirements, obligations and duties not required by the Federal Rules of Civil Procedure.

4. Petitioner further objects to the Definitions contained in Respondent's document requests to the extent that such Definitions and Instructions are (i) overly broad, vague and/or ambiguous; or (ii) could lead to the formulation of

responses that are inaccurate when read against a specific document request or that would create an inaccurate and misleading record. Petitioner also objects to the Definitions and Instructions to the extent that compliance with Definitions and Instructions would render the requests oppressive, unduly burdensome, or unreasonably expensive to respond to.

5. Petitioner objects to Respondent's document requests as being unduly burdensome and oppressive to the extent that (a) the information sought is already in the possession of Plaintiffs, (b) the information sought is obtainable with less burden or expense from another source, or (c) the information sought can only or more appropriately be obtained by means of another discovery method.

6. Nothing in this Answer should be construed as an admission by Petitioner with respect to the truth or accuracy of any characterization or statement of any kind contained within these document requests.

7. Petitioner objects to all document requests, definitions, and instructions that ask for the identification of documents and things that are not currently in Petitioner's possession, custody or control; no longer exist; or refer to persons, entities, or events not known to them on the grounds that such document requests, definitions, and instructions seek to require more of Petitioner than any obligation imposed by

law; would subject Petitioner to unreasonable and undue annoyance, oppression, burden, and expense; or would seek to impose on Petitioner an obligation to investigate or discover information or materials from third parties or sources that are equally accessible to the Respondent.

8. Petitioner's answers or responses are based on the best of its present knowledge, information, and belief. Defendants' answers or responses are at all times subject to such additional or different information that further discovery or investigation may disclose.

9. The above general objections and qualifications shall apply to each numbered response as if fully set forth therein.

Subject to the above objections and without waiving such objections, Petitioner states as follows:

REQUEST NO. 1

Produce all documents identified in Petitioner's responses to the Interrogatories set forth above, for which identification is sought therein.

ANSWER:

No supplemental response.

REQUEST NO. 2

Produce all documents that record, reflect, relate, refer to, or contain information used in preparation of the responses to the Interrogatories set forth above.

ANSWER:

No supplemental response.

REQUEST NO. 3

Produce all forms of advertising, informational, promotional and marketing materials bearing the word or mark "BACKRACK" in the possession of Petitioner, including without limitation, catalogues, circulars, brochures, directories, trade journals, newspaper and magazine advertisements, online screen displays, websites, sales sheets, price lists, pamphlets, direct mail pieces, press releases and any such other materials bearing the BACKRACK mark used by Petitioner or any predecessor, related company or subsidiary, or third party.

ANSWER:

No supplemental response.

REQUEST NO. 4

Produce all documents relating or referring to any searches undertaken by or on behalf of Petitioner which relate or refer to the BACKRACK mark.

ANSWER:

No supplemental response.

REQUEST NO. 5

Produce all studies, surveys, market research tests or memoranda including, but not limited to demographic or consumer profile studies, relating to the BACKRACK mark.

ANSWER:

No supplemental response.

REQUEST NO. 6

Produce all documents in support of Petitioner's Petition for Cancellation.

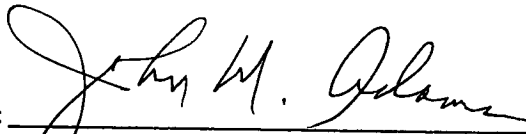
ANSWER:

No supplemental response.

Respectfully submitted,

PRICE & ADAMS, PC

BY:



John M. Adams

John M. Adams
4135 Brownsville Road
P.O. Box 98127
Pittsburgh, PA 15227
Telephone - (412) 992-7170
Fax - (412) 884-6650
E-mail - paip.law@verizon.net

Dated March 31, 2009

COUNSEL FOR PETITIONER,
STK, LLC

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF FAYETTE

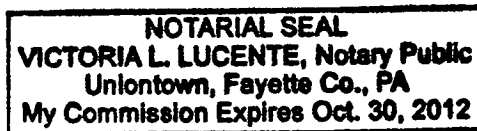
VERIFICATION

Kent Buckingham, being duly sworn, states that he is the president of STK, LLC and that he verifies the foregoing First Supplemental Response to Petitioner's Answers to Respondent's First Set of Interrogatories and is duly authorized to do so; that the matters stated in the foregoing answers are not within his personal knowledge and that he is informed that there is no officer or employee of Petitioner who has personal knowledge of all such matters; and that the answers in the foregoing document have been assembled by authorized employees and counsel of Petitioner and he is informed and believes that the responses are true to the best of his knowledge and belief.


Kent Buckingham

Sworn to, and subscribed in my presence, this 19th day of MARCH, 2009.


Notary Public

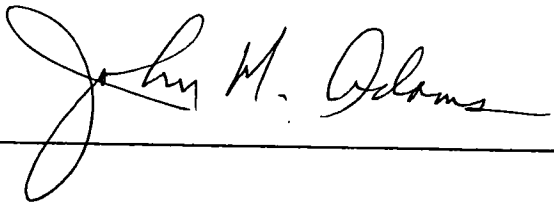


SEAL

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing First Supplemental Response to Petitioner's Answers to Respondent's First Set of Interrogatories and Requests for Production of Documents Addressed to Petitioner was served by first class mail, postage prepaid, on this 31 day of March 2009 to the following attorney of record:

Paul J. Kennedy, Esq.
Pepper Hamilton LLP
3000 Two Logan Square
Eighteenth and Arch Streets
Philadelphia, PA 19103-2799



TTAB – STK, LLC v. BACKRACK, INC.
Cancellation No. 92049332 – Registration No. 3014986

EXHIBIT F

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

STK, LLC	§	Mark:	BACKRACK
Petitioner,	§		
	§	Registration No.	3,014,986
v.	§		
	§	Filed:	February 24, 2004
BACKRACK, INC.	§		
	§	Registered:	November 15, 2005
Registrant	§		
	§	Cancellation No.	92-049,332

PETITIONER'S ANSWERS TO RESPONDENT'S
SECOND SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION OF
DOCUMENTS ADDRESSED TO PETITIONER

RESPONSES TO INTERROGATORIES

Petitioner STK, LLC ("Petitioner") responds and objects to respondent Backrack, Inc.'s ("Respondent") interrogatories as follows:

GENERAL OBJECTIONS

1. Petitioner objects to Respondent's interrogatories to the extent that they seek information subject to the attorney - client privilege and/or work product doctrine. No information subject to such privilege or work product doctrine will be provided in response to any interrogatory.

2. Petitioner objects to the Respondent's interrogatories to the extent that they purport to require Petitioner to do more than is required by the Federal Rules of Civil Procedure and/or the Trademark Rules of Practice.

3. Petitioner objects to Respondent's interrogatories as overly broad and unduly burdensome, and as seeking information that is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence.

4. Petitioner objects to the Definitions and Instructions contained in Respondent's interrogatories to the extent that they purport to require Petitioner to do more than is required by the Federal Rules of Civil Procedure and/or the Trademark Rules of Practice.

5. Petitioner objects to these interrogatories to the extent that they seek information, documents, or responses relating to matters that are not raised in the pleadings on the grounds that they are not relevant to this action and not reasonably calculated to lead to the discovery of admissible evidence.

6. Petitioner objects to these interrogatories to the extent that they seek information or documents which are protected from disclosure under federal law.

7. Petitioner's responses are based upon information and writings presently available to and located by Petitioner and its attorneys. Petitioner has not completed its investigation of the facts relating to this Cancellation, its discovery in these proceedings, nor its preparation for trial. All the information supplied is based only on such information and

documents which are presently and specifically known to Petitioner. Therefore, Petitioner's written responses are without prejudice to its rights to supplement or amend its written responses and to present evidence discovered, hereinafter at trial.

8. Petitioner objects to the "Definitions" and "Instructions" contained in this second set of interrogatories to the extent that they seek to expand or modify the breadth and scope of the Federal Rules of Civil Procedure or to seek to increase Petitioner's duties under those Rules.

9. By responding to any interrogatory or providing any information herewith, Petitioner does not waive and expressly preserves the objections set forth herein. Also, Petitioner does not concede the relevancy or admissibility of the response.

10. Petitioner incorporates each general objection in its response to each individual interrogatory and Petitioner will respond specifically to the interrogatories as Petitioner understands the terms used therein.

Subject to the above objections and without waiving such objections, Petitioner states as follows:

INTERROGATORY NO. 18

Set forth with particularity all past and present relationships, associations or affiliations between Petitioner and Buyautotrackaccessories.com, and identify all documents that

refer, reflect and relate to such relationships, associations, or affiliations.

ANSWER:

Petitioner objects to this interrogatory on the grounds that the information sought is irrelevant and that the discovery request is not reasonably calculated to lead to the discovery of admissible evidence.

Petitioner further objects to this interrogatory on the grounds that "a party ordinarily will not be heard to contend that a request for discovery is proper when propounded by the party itself but improper when propounded by its adversary." See *Miss America Pageant v. Petite Productions, Inc.*, 17 USPQ2d 1067 (TTAB 1990); *Sentrol, Inc. v. Sentex Systems, Inc.*, 231 USPQ 666 (TTAB 1986); *Medtronic, Inc. v. Pacesetter Systems, Inc.*, 222 USPQ 80 (TTAB 1984); *Tektronix, Inc. v. Tek Associates, Inc.*, 183 USPQ 623 (TTAB 1974); and *Gastown Inc. of Delaware v. Gas City, Ltd.*, 180 USPQ 477 (TTAB 1974). See also TBMP 412.01. The information sought in this interrogatory is confidential information. Respondent has asserted repeatedly that it will not provide Petitioner with confidential information despite the fact that the parties have entered into a protective order in this matter. See Jayne Dep. at 201:12 - 201:21; see also Respondent's objections to Petitioner's Interrogatory No. 11. Accordingly, it

is improper for Respondent to seek the information that is sought in this interrogatory.

INTERROGATORY NO. 19

Set forth with particularity all past and present relationships, associations or affiliations between Petitioner and Vertical Measures LLC or VerticalMeasures.com, and identify all documents that refer, reflect and relate to such relationships, associations, or affiliations.

ANSWER:

Petitioner objects to this interrogatory on the grounds that the information sought is irrelevant and that the discovery request is not reasonably calculated to lead to the discovery of admissible evidence.

Petitioner further objects to this interrogatory on the grounds that "a party ordinarily will not be heard to contend that a request for discovery is proper when propounded by the party itself but improper when propounded by its adversary." See *Miss America Pageant v. Petite Productions, Inc.*, 17 USPQ2d 1067 (TTAB 1990); *Sentrol, Inc. v. Sentex Systems, Inc.*, 231 USPQ 666 (TTAB 1986); *Medtronic, Inc. v. Pacesetter Systems, Inc.*, 222 USPQ 80 (TTAB 1984); *Tektronix, Inc. v. Tek Associates, Inc.*, 183 USPQ 623 (TTAB 1974); and *Gastown Inc. of Delaware v. Gas City, Ltd.*, 180 USPQ 477 (TTAB 1974). See also TBMP 412.01. The information sought in this interrogatory is confidential

information. Respondent has asserted repeatedly that it will not provide Petitioner with confidential information despite the fact that the parties have entered into a protective order in this matter. See Jayne Dep. at 201:12 - 201:21; see also Respondent's objections to Petitioner's Interrogatory No. 11. Accordingly, it is improper for Respondent to seek the information that is sought in this interrogatory.

INTERROGATORY NO. 20

Set forth with particularity all past and present relationships, associations or affiliations between Petitioner and Topautoteam.com, and identify all documents that refer, reflect and relate to such relationships, associations, or affiliations.

ANSWER:

Petitioner objects to this interrogatory on the grounds that the information sought is irrelevant and that the discovery request is not reasonably calculated to lead to the discovery of admissible evidence.

Petitioner further objects to this interrogatory on the grounds that "a party ordinarily will not be heard to contend that a request for discovery is proper when propounded by the party itself but improper when propounded by its adversary." See *Miss America Pageant v. Petite Productions, Inc.*, 17 USPQ2d 1067 (TTAB 1990); *Sentrol, Inc. v. Sentex Systems, Inc.*, 231 USPQ 666 (TTAB 1986); *Medtronic, Inc. v. Pacesetter Systems, Inc.*, 222

USPQ 80 (TTAB 1984); *Tektronix, Inc. v. Tek Associates, Inc.*, 183 USPQ 623 (TTAB 1974); and *Gastown Inc. of Delaware v. Gas City, Ltd.*, 180 USPQ 477 (TTAB 1974). See also TBMP 412.01. The information sought in this interrogatory is confidential information. Respondent has asserted repeatedly that it will not provide Petitioner with confidential information despite the fact that the parties have entered into a protective order in this matter. See Jayne Dep. at 201:12 - 201:21; see also Respondent's objections to Petitioner's Interrogatory No. 11. Accordingly, it is improper for Respondent to seek the information that is sought in this interrogatory.

INTERROGATORY NO. 21

Set forth with particularity all past and present relationships, associations or affiliations between Petitioner and BigBoysCustomToys.com, and identify all documents that refer, reflect and relate to such relationships, associations, or affiliations.

ANSWER:

Petitioner objects to this interrogatory on the grounds that the information sought is irrelevant and that the discovery request is not reasonably calculated to lead to the discovery of admissible evidence.

Petitioner further objects to this interrogatory on the grounds that "a party ordinarily will not be heard to contend

that a request for discovery is proper when propounded by the party itself but improper when propounded by its adversary." See *Miss America Pageant v. Petite Productions, Inc.*, 17 USPQ2d 1067 (TTAB 1990); *Sentrol, Inc. v. Sentex Systems, Inc.*, 231 USPQ 666 (TTAB 1986); *Medtronic, Inc. v. Pacesetter Systems, Inc.*, 222 USPQ 80 (TTAB 1984); *Tektronix, Inc. v. Tek Associates, Inc.*, 183 USPQ 623 (TTAB 1974); and *Gastown Inc. of Delaware v. Gas City, Ltd.*, 180 USPQ 477 (TTAB 1974). See also TBMP 412.01. The information sought in this interrogatory is confidential information. Respondent has asserted repeatedly that it will not provide Petitioner with confidential information despite the fact that the parties have entered into a protective order in this matter. See Jayne Dep. at 201:12 - 201:21; see also Respondent's objections to Petitioner's Interrogatory No. 11. Accordingly, it is improper for Respondent to seek the information that is sought in this interrogatory.

INTERROGATORY NO. 22

Set forth with particularity all past and present relationships, associations or affiliations between Petitioner and Steve Setteducatti, and identify all documents that refer, reflect and relate to such relationships, associations, or affiliations.

ANSWER:

Petitioner objects to this interrogatory on the grounds that the information sought is irrelevant and that the discovery request is not reasonably calculated to lead to the discovery of admissible evidence.

Petitioner further objects to this interrogatory on the grounds that "a party ordinarily will not be heard to contend that a request for discovery is proper when propounded by the party itself but improper when propounded by its adversary." See *Miss America Pageant v. Petite Productions, Inc.*, 17 USPQ2d 1067 (TTAB 1990); *Sentrol, Inc. v. Sentex Systems, Inc.*, 231 USPQ 666 (TTAB 1986); *Medtronic, Inc. v. Pacemaker Systems, Inc.*, 222 USPQ 80 (TTAB 1984); *Tektronix, Inc. v. Tek Associates, Inc.*, 183 USPQ 623 (TTAB 1974); and *Gastown Inc. of Delaware v. Gas City, Ltd.*, 180 USPQ 477 (TTAB 1974). See also TBMP 412.01. The information sought in this interrogatory is confidential information. Respondent has asserted repeatedly that it will not provide Petitioner with confidential information despite the fact that the parties have entered into a protective order in this matter. See Jayne Dep. at 201:12 - 201:21; see also Respondent's objections to Petitioner's Interrogatory No. 11. Accordingly, it is improper for Respondent to seek the information that is sought in this interrogatory.

Subject to and without waiver of the above general and specific objections, Petitioner states that Mr. Setteducati owns of Sette Associates, Inc. d/b/a Armor Deck ("Armor Deck"), which distributes Petitioner's products. Mr. Setteducati purchased a minority interest in Petitioner in either 2000 or 2001. He currently owns approximately 75% of Petitioner.

INTERROGATORY NO. 23

Describe and identify all marketing, advertising, solicitation, promotion and distribution programs and methods, identifying and locating any representative documents, used by Petitioner, or intended to be used by Petitioner, which references in any manner "PRO RACK" or "PRO GUARD".

ANSWER:

Petitioner objects to this interrogatory on the grounds that the information sought is irrelevant and that the discovery request is not reasonably calculated to lead to the discovery of admissible evidence. The marketing, advertising, solicitation, promotion, and distribution of products that are marked with these trademarks have no relevance as to whether the only registration at issue in the instant cancellation proceeding is generic or whether Respondent committed fraud in acquiring the registration at issue.

Petitioner further objects to this interrogatory on the grounds that it is outside of the scope of the pleadings because

Respondent has not filed a counterclaim to cancel the registrations associated with these marks.

INTERROGATORY NO. 24

Identify all third persons having applied for, registered, or used any mark or designation consisting of or including the terms BACK and RACK (either as one or two words) in any manner whatsoever (i.e. either in a mark or non-mark sense) for goods and/or services, now known or ever known to Petitioner, and state:

- a. the mark or designation being used;
- b. the goods and services offered in connection with the mark or designation; and
- c. the identity of the persons at Petitioner most knowledgeable as to such use.

ANSWER:

Petitioner objects to this interrogatory on the grounds that "a party ordinarily will not be heard to contend that a request for discovery is proper when propounded by the party itself but improper when propounded by its adversary." See *Miss America Pageant v. Petite Productions, Inc.*, 17 USPQ2d 1067 (TTAB 1990); *Sentrol, Inc. v. Sentex Systems, Inc.*, 231 USPQ 666 (TTAB 1986); *Medtronic, Inc. v. Pacesetter Systems, Inc.*, 222 USPQ 80 (TTAB 1984); *Tektronix, Inc. v. Tek Associates, Inc.*,

183 USPQ 623 (TTAB 1974); and *Gastown Inc. of Delaware v. Gas City, Ltd.*, 180 USPQ 477 (TTAB 1974). See also TBMP 412.01.

Respondent objected to Petitioner's Interrogatory No. 9, which is very similar to the instant interrogatory, on the grounds that the request was overly broad, unduly burdensome, and requested information that is equally available to Petitioner via the public records in the United State Patent and Trademark Office.

Notwithstanding the above objections and without waiver thereto, Petitioner states that it is aware of the following U.S. registrations or applications for marks that include the terms "BACK" and "RACK":

U.S. Registration No. 3,449,703 for BACCRACK to Bucher AG Langenthal Société anonyme Switzerland for *inter alia* chemical agents.

U.S. Registration No. 3,285,848 for BACKRACK to Bogdan M. Uklinski, 31 Merrow Woods, Guildford, Surrey United Kingdom GU12LQ for orthopedic supports.

U.S. Registration No. 3,014,986 for BACKRACK to Respondent for backracks.

U.S. Registration No. 2,325,705 for RACK BACK to Irecrafters, LLC, 6208 Strawberry Lane, Louisville, Kentucky 40214-2900 for metal woven wire panels and doors and mounting hardware.

U.S. Registration No. 2,307,561 for BACK RACK to R Lieberman Co., 437 NE Jackson #2, Roseburg, Oregon 97470 for bike and ski racks for vehicles.

U.S. Registration No. 2,082,364 for BACK RACK for Circle of Beauty, Inc., 540 Madison Avenue, New York, New York 10022 for massage apparatus.

U.S. Registration No. 1,722,168 for BACK A RACK to NROCA Research, Inc., 430 North Tejon, Suite 300, Colorado Springs, Colorado 80903 for action skill game used to improve eye-hand coordination.

U.S. Registration No. 1,098,248 for CAC-RAC to Crown Recreation, Inc., Hollis, New York for sporting equipment.

U.S. Application Serial No. 78-015,866 for BACKRACK to Marathon Seat Covers, Inc., 520 West Griffin Drive, Bozeman, Montana 59715 for vehicle racks for guns and fishing rods.

U.S. Application Serial No. 77-603,264 for PROTECTION ON THE RACK FOR PERFORMANCE ON THE BACK to Lisa Claire Millett, 106 Main St., Acton, Massachusetts 01720 for cushion padding made for saddlery and pads for horse saddles.

U.S. Application Serial No. 77-421,393 for BACK RACK (and Design) to Respondent for backracks.

U.S. Application Serial No. 77-353,870 for BAKURACK to Spin Master Ltd., 450 Front Street, West Toronto, Ontario Canada M5V1B6 for collector cases and cases and display cases for playthings.

U.S. Application Serial No. 77-035,991 for I BACK BARACK to James R. McDonald, 823 Janice Ct, La Crosse, Wisconsin 54601 for custom imprinting of trademarked slogan on any and all items related to political campaign(s) with decorative designs.

U.S. Application Serial No. 75-179,712 for BACK RACK to Narik David McArthur, 5417 Tamara Street, Bakersfield, California 93308 for recreational board accessories and equipment.

U.S. Application Serial No. 75-067,772 for THE OUTBACK BARBIE RACK to Thunder & Lightning Corp., 923 Ridge Drive, McLean, Virginia 22101 for cooking racks for barbeque grills.

U.S. Application Serial No. 74-031,197 for BACK-RACK to William T. Wilkinson, P.O. Box 378, Chesapeake

City, Maryland 21915 for traction device for improvement of back fitness.

U.S. Application Serial No. 73-805,130 for BACK TRACK (and Design) to AEP International Corp., 115 White Oak Road, London, Ontario, Canada N6e 1l8 for electrical wiring identification clips.

U.S. Application Serial No. 73-622,101 for BACK-RACK (and Design) to Jack Rose, Pacific Design Products, 501 Shasta Way, Box 142, Mt. Shasta, California 96067 for foam curved shapes.

INTERROGATORY NO. 25

With regard to the response to each Interrogatory herein, state the name of each employee or agent of Petitioner to whom the information is a matter of personal knowledge, the name of each employee or agent who furnished information pertaining to such responses and the basis upon which affiant relies in whole or in part for such response.

ANSWER:

Steve Setteducati and Kent Buckingham for all.

RESPONSES TO REQUESTS FOR PRODUCTION OF DOCUMENTS

Petitioner STK, LLC ("Petitioner") in accordance with Rule 34 of the Federal Rules of civil Procedure and Rule 2.120 (d) of the Trademark Rules of Practice, answers Respondent's First Set of Requests for Production of Documents as follows:

1. Petitioner objects to producing any documents that are protected from disclosure by the attorney-client privilege, the work-product doctrine, or any other applicable protection, restriction, or immunity from discovery.

2. Petitioner objects to responding to any of Respondent's document requests to the extent that the documents requested by Respondent are a matter of public record and are therefore equally accessible and available to Respondent and that producing such documents would impose an unreasonable burden on Petitioner, and would subject Petitioner to unreasonable expense.

3. Petitioner objects to the Definitions and Instructions contained in Respondent's document requests to the extent that they impose requirements, obligations and duties not required by the Federal Rules of Civil Procedure.

4. Petitioner further objects to the Definitions contained in Respondent's document requests to the extent that such Definitions and Instructions are (i) overly broad, vague and/or ambiguous; or (ii) could lead to the formulation of

responses that are inaccurate when read against a specific document request or that would create an inaccurate and misleading record. Petitioner also objects to the Definitions and Instructions to the extent that compliance with Definitions and Instructions would render the requests oppressive, unduly burdensome, or unreasonably expensive to respond to.

5. Petitioner objects to Respondent's document requests as being unduly burdensome and oppressive to the extent that (a) the information sought is already in the possession of Plaintiffs, (b) the information sought is obtainable with less burden or expense from another source, or (c) the information sought can only or more appropriately be obtained by means of another discovery method.

6. Nothing in this Answer should be construed as an admission by Petitioner with respect to the truth or accuracy of any characterization or statement of any kind contained within these document requests.

7. Petitioner objects to all document requests, definitions, and instructions that ask for the identification of documents and things that are not currently in Petitioner's possession, custody or control; no longer exist; or refer to persons, entities, or events not known to them on the grounds that such document requests, definitions, and instructions seek to require more of Petitioner than any obligation imposed by

law; would subject Petitioner to unreasonable and undue annoyance, oppression, burden, and expense; or would seek to impose on Petitioner an obligation to investigate or discover information or materials from third parties or sources that are equally accessible to the Respondent.

8. Petitioner's answers or responses are based on the best of its present knowledge, information, and belief. Defendants' answers or responses are at all times subject to such additional or different information that further discovery or investigation may disclose.

9. The above general objections and qualifications shall apply to each numbered response as if fully set forth therein.

Subject to the above objections and without waiving such objections, Petitioner states as follows:

REQUEST NO. 7

Produce all documents identified in Petitioner's responses to the Interrogatories set forth above, for which identification is sought therein.

ANSWER:

Petitioner objects to the request to the extent that it seeks documents that are protected by the attorney-client privilege and/or work product doctrine.

Subject to and without waiver of the above general and specific objections, all relevant documents, to the extent that

they exist, will be produced, with the exception of such documents that are protected by the attorney/client privilege or that constitute work product.

REQUEST NO. 8

Produce all documents that record, reflect, relate, refer to, or contain information used in preparation of the responses to the Interrogatories set forth above.

ANSWER:

Petitioner objects to the request to the extent that it seeks documents that are protected by the attorney-client privilege and/or work product doctrine.

Subject to and without waiver of the above general and specific objections, all relevant documents, to the extent that they exist, will be produced, with the exception of such documents that are protected by the attorney/client privilege or that constitute work product.

REQUEST NO. 9

Produce all forms of advertising, informational, promotional and marketing materials bearing the word or mark "PRO RACK" or "PRO GUARD" in the possession of Petitioner, including without limitation, catalogues, circulars, brochures, directories, trade journals, newspaper and magazine advertisements, online screen displays, websites, sales sheets, price lists, pamphlets, direct mail pieces, press releases and any such other materials bearing

the "PRO RACK" or "PRO GUARD" mark used by Petitioner or any predecessor, related company or subsidiary, or third party.

ANSWER:

Petitioner objects to this document request on the grounds that the information sought is irrelevant and that the discovery request is not reasonably calculated to lead to the discovery of admissible evidence. The advertising, informational, promotional and marketing of products that are marked with these trademarks have no relevance as to whether the only registration at issue in the instant cancellation proceeding is generic or whether Respondent committed fraud in acquiring the registration at issue.

Petitioner further objects to this document request on the grounds that it is outside of the scope of the pleadings because Respondent has not filed a counterclaim to cancel the registrations associated with these marks.

REQUEST NO. 10

Produce all documents that record, reflect, relate, refer to, or contain information relating to the relationship between Petitioner and Armor Deck.

ANSWER:

Petitioner objects to the request to the extent that it seeks documents that are protected by the attorney-client privilege and/or work product doctrine.

Petitioner objects to this document request on the grounds that the information sought is irrelevant and that the discovery request is not reasonably calculated to lead to the discovery of admissible evidence.

Petitioner further objects to this document request on the grounds that "a party ordinarily will not be heard to contend that a request for discovery is proper when propounded by the party itself but improper when propounded by its adversary." See *Miss America Pageant v. Petite Productions, Inc.*, 17 USPQ2d 1067 (TTAB 1990); *Sentrol, Inc. v. Sentex Systems, Inc.*, 231 USPQ 666 (TTAB 1986); *Medtronic, Inc. v. Pacesetter Systems, Inc.*, 222 USPQ 80 (TTAB 1984); *Tektronix, Inc. v. Tek Associates, Inc.*, 183 USPQ 623 (TTAB 1974); and *Gastown Inc. of Delaware v. Gas City, Ltd.*, 180 USPQ 477 (TTAB 1974). See also TBMP 412.01. The information sought in this document request is confidential information. Respondent has asserted repeatedly that it will not provide Petitioner with confidential information despite the fact that the parties have entered into a protective order in this matter. See Jayne Dep. at 201:12 - 201:21; see also Respondent's objections to Petitioner's Interrogatory No. 11. Accordingly, it is improper for Respondent to seek the information that is sought in this document request.

REQUEST NO. 11

Produce all documents that record, reflect, relate, refer to, or contain information relating to the relationship between Petitioner and Buyautotruckaccessories.com.

ANSWER:

Petitioner objects to this document request on the grounds that the information sought is irrelevant and that the discovery request is not reasonably calculated to lead to the discovery of admissible evidence.

Petitioner further objects to this document request on the grounds that "a party ordinarily will not be heard to contend that a request for discovery is proper when propounded by the party itself but improper when propounded by its adversary." See *Miss America Pageant v. Petite Productions, Inc.*, 17 USPQ2d 1067 (TTAB 1990); *Sentrol, Inc. v. Sentex Systems, Inc.*, 231 USPQ 666 (TTAB 1986); *Medtronic, Inc. v. Pacesetter Systems, Inc.*, 222 USPQ 80 (TTAB 1984); *Tektronix, Inc. v. Tek Associates, Inc.*, 183 USPQ 623 (TTAB 1974); and *Gastown Inc. of Delaware v. Gas City, Ltd.*, 180 USPQ 477 (TTAB 1974). See also TBMP 412.01. The information sought in this document request is confidential information. Respondent has asserted repeatedly that it will not provide Petitioner with confidential information despite the fact that the parties have entered into a protective order in this matter. See Jayne Dep. at 201:12 -

201:21; see also Respondent's objections to Petitioner's Interrogatory No. 11. Accordingly, it is improper for Respondent to seek the information that is sought in this document request.

REQUEST NO. 12

Produce all documents that record, reflect, relate, refer to, or contain information relating to the relationship between Petitioner and BigBoysCustomToys.com.

ANSWER:

Petitioner objects to this document request on the grounds that the information sought is irrelevant and that the discovery request is not reasonably calculated to lead to the discovery of admissible evidence.

Petitioner further objects to this document request on the grounds that "a party ordinarily will not be heard to contend that a request for discovery is proper when propounded by the party itself but improper when propounded by its adversary." See *Miss America Pageant v. Petite Productions, Inc.*, 17 USPQ2d 1067 (TTAB 1990); *Sentrol, Inc. v. Sentex Systems, Inc.*, 231 USPQ 666 (TTAB 1986); *Medtronic, Inc. v. Pacesetter Systems, Inc.*, 222 USPQ 80 (TTAB 1984); *Tektronix, Inc. v. Tek Associates, Inc.*, 183 USPQ 623 (TTAB 1974); and *Gastown Inc. of Delaware v. Gas City, Ltd.*, 180 USPQ 477 (TTAB 1974). See also TBMP 412.01. The information sought in this document request

is confidential information. Respondent has asserted repeatedly that it will not provide Petitioner with confidential information despite the fact that the parties have entered into a protective order in this matter. See Jayne Dep. at 201:12 - 201:21; see also Respondent's objections to Petitioner's Interrogatory No. 11. Accordingly, it is improper for Respondent to seek the information that is sought in this document request.

REQUEST NO. 13

Produce all documents that record, reflect, relate, refer to, or contain information relating to the relationship between Petitioner and Vertical Measures LLC or VerticalMeasures.com.

ANSWER

Petitioner objects to this document request on the grounds that the information sought is irrelevant and that the discovery request is not reasonably calculated to lead to the discovery of admissible evidence.

Petitioner further objects to this document request on the grounds that "a party ordinarily will not be heard to contend that a request for discovery is proper when propounded by the party itself but improper when propounded by its adversary." See *Miss America Pageant v. Petite Productions, Inc.*, 17 USPQ2d 1067 (TTAB 1990); *Sentrol, Inc. v. Sentex Systems, Inc.*, 231 USPQ 666 (TTAB 1986); *Medtronic, Inc. v. Pacesetter Systems,*

Inc., 222 USPQ 80 (TTAB 1984); *Tektronix, Inc. v. Tek Associates, Inc.*, 183 USPQ 623 (TTAB 1974); and *Gastown Inc. of Delaware v. Gas City, Ltd.*, 180 USPQ 477 (TTAB 1974). See also TBMP 412.01. The information sought in this document request is confidential information. Respondent has asserted repeatedly that it will not provide Petitioner with confidential information despite the fact that the parties have entered into a protective order in this matter. See Jayne Dep. at 201:12 - 201:21; see also Respondent's objections to Petitioner's Interrogatory No. 11. Accordingly, it is improper for Respondent to seek the information that is sought in this document request.

REQUEST NO. 14

Produce all documents that record, reflect, relate, refer to, or contain information relating to the relationship between Petitioner and Topautoteam.com.

ANSWER

Petitioner objects to this document request on the grounds that the information sought is irrelevant and that the discovery request is not reasonably calculated to lead to the discovery of admissible evidence.

Petitioner further objects to this document request on the grounds that "a party ordinarily will not be heard to contend that a request for discovery is proper when propounded by the

party itself but improper when propounded by its adversary." See *Miss America Pageant v. Petite Productions, Inc.*, 17 USPQ2d 1067 (TTAB 1990); *Sentrol, Inc. v. Sentex Systems, Inc.*, 231 USPQ 666 (TTAB 1986); *Medtronic, Inc. v. Pacesetter Systems, Inc.*, 222 USPQ 80 (TTAB 1984); *Tektronix, Inc. v. Tek Associates, Inc.*, 183 USPQ 623 (TTAB 1974); and *Gastown Inc. of Delaware v. Gas City, Ltd.*, 180 USPQ 477 (TTAB 1974). See also TBMP 412.01. The information sought in this document request is confidential information. Respondent has asserted repeatedly that it will not provide Petitioner with confidential information despite the fact that the parties have entered into a protective order in this matter. See Jayne Dep. at 201:12 - 201:21; see also Respondent's objections to Petitioner's Interrogatory No. 11. Accordingly, it is improper for Respondent to seek the information that is sought in this document request.

REQUEST NO. 15

Produce all written correspondence or communications between Petitioner, including but not limited to Armor Deck and Steve Setteducatti, and Vertical Measures LLC or VerticalMeasures.com which refer to, relate to or otherwise concern the term BACKRACK, Registrant, Registrant's president, Adrian Jayne, or the Petition for Cancellation.

ANSWER

Petitioner objects to the request to the extent that it seeks documents that are protected by the attorney-client privilege and/or work product doctrine.

Petitioner objects to this document request on the grounds that the information sought is irrelevant and that the discovery request is not reasonably calculated to lead to the discovery of admissible evidence.

Petitioner further objects to this document request on the grounds that "a party ordinarily will not be heard to contend that a request for discovery is proper when propounded by the party itself but improper when propounded by its adversary." See *Miss America Pageant v. Petite Productions, Inc.*, 17 USPQ2d 1067 (TTAB 1990); *Sentrol, Inc. v. Sentex Systems, Inc.*, 231 USPQ 666 (TTAB 1986); *Medtronic, Inc. v. Pacesetter Systems, Inc.*, 222 USPQ 80 (TTAB 1984); *Tektronix, Inc. v. Tek Associates, Inc.*, 183 USPQ 623 (TTAB 1974); and *Gastown Inc. of Delaware v. Gas City, Ltd.*, 180 USPQ 477 (TTAB 1974). See also TBMP 412.01. The information sought in this document request is confidential information. Respondent has asserted repeatedly that it will not provide Petitioner with confidential information despite the fact that the parties have entered into a protective order in this matter. See Jayne Dep. at 201:12 - 201:21; see also Respondent's objections to Petitioner's Interrogatory No. 11. Accordingly, it is improper for

Respondent to seek the information that is sought in this document request.

REQUEST NO. 16

Produce all written correspondence or communications between Petitioner, including but not limited to Armor Deck and Steve Setteducatti, and Petitioner which refer to, relate to or otherwise concern the term BACKRACK, Registrant, Registrant's president, Adrian Jayne, or the Petition for Cancellation.

ANSWER

Petitioner objects to the request to the extent that it seeks documents that are protected by the attorney-client privilege and/or work product doctrine.

Petitioner objects to this document request on the grounds that the information sought is irrelevant and that the discovery request is not reasonably calculated to lead to the discovery of admissible evidence.

Petitioner further objects to this document request on the grounds that "a party ordinarily will not be heard to contend that a request for discovery is proper when propounded by the party itself but improper when propounded by its adversary." See *Miss America Pageant v. Petite Productions, Inc.*, 17 USPQ2d 1067 (TTAB 1990); *Sentrol, Inc. v. Sentex Systems, Inc.*, 231 USPQ 666 (TTAB 1986); *Medtronic, Inc. v. Pacesetter Systems, Inc.*, 222 USPQ 80 (TTAB 1984); *Tektronix, Inc. v. Tek*

Associates, Inc., 183 USPQ 623 (TTAB 1974); and *Gastown Inc. of Delaware v. Gas City, Ltd.*, 180 USPQ 477 (TTAB 1974). See also TBMP 412.01. The information sought in this document request is confidential information. Respondent has asserted repeatedly that it will not provide Petitioner with confidential information despite the fact that the parties have entered into a protective order in this matter. See Jayne Dep. at 201:12 - 201:21; see also Respondent's objections to Petitioner's Interrogatory No. 11. Accordingly, it is improper for Respondent to seek the information that is sought in this document request.

REQUEST NO. 17

Produce all written correspondence or communications between Petitioner, including but not limited to Armor Deck and Steve Setteducatti, and Buyautotrackaccessories.com which refer to, relate to or otherwise concern the term BACKRACK, Registrant, Registrant's president, Adrian Jayne, or the Petition for Cancellation.

ANSWER

Petitioner objects to this document request on the grounds that the information sought is irrelevant and that the discovery request is not reasonably calculated to lead to the discovery of admissible evidence.

Petitioner further objects to this document request on the grounds that "a party ordinarily will not be heard to contend that a request for discovery is proper when propounded by the party itself but improper when propounded by its adversary." See *Miss America Pageant v. Petite Productions, Inc.*, 17 USPQ2d 1067 (TTAB 1990); *Sentrol, Inc. v. Sentex Systems, Inc.*, 231 USPQ 666 (TTAB 1986); *Medtronic, Inc. v. Pacesetter Systems, Inc.*, 222 USPQ 80 (TTAB 1984); *Tektronix, Inc. v. Tek Associates, Inc.*, 183 USPQ 623 (TTAB 1974); and *Gastown Inc. of Delaware v. Gas City, Ltd.*, 180 USPQ 477 (TTAB 1974). See also TBMP 412.01. The information sought in this document request is confidential information. Respondent has asserted repeatedly that it will not provide Petitioner with confidential information despite the fact that the parties have entered into a protective order in this matter. See Jayne Dep. at 201:12 - 201:21; see also Respondent's objections to Petitioner's Interrogatory No. 11. Accordingly, it is improper for Respondent to seek the information that is sought in this document request.

REQUEST NO. 18

Produce all written correspondence or communications between Petitioner, including but not limited to Armor Deck and Steve Setteducatti, and BigBoysCustomToys.com which refer to, relate to or otherwise concern the term BACKRACK, Registrant,

Registrant's president, Adrian Jayne, or the Petition for Cancellation.

ANSWER

Petitioner objects to this document request on the grounds that the information sought is irrelevant and that the discovery request is not reasonably calculated to lead to the discovery of admissible evidence.

Petitioner further objects to this document request on the grounds that "a party ordinarily will not be heard to contend that a request for discovery is proper when propounded by the party itself but improper when propounded by its adversary." See *Miss America Pageant v. Petite Productions, Inc.*, 17 USPQ2d 1067 (TTAB 1990); *Sentrol, Inc. v. Sentex Systems, Inc.*, 231 USPQ 666 (TTAB 1986); *Medtronic, Inc. v. Pacesetter Systems, Inc.*, 222 USPQ 80 (TTAB 1984); *Tektronix, Inc. v. Tek Associates, Inc.*, 183 USPQ 623 (TTAB 1974); and *Gastown Inc. of Delaware v. Gas City, Ltd.*, 180 USPQ 477 (TTAB 1974). See also TBMP 412.01. The information sought in this document request is confidential information. Respondent has asserted repeatedly that it will not provide Petitioner with confidential information despite the fact that the parties have entered into a protective order in this matter. See Jayne Dep. at 201:12 - 201:21; see also Respondent's objections to Petitioner's Interrogatory No. 11. Accordingly, it is improper for

Respondent to seek the information that is sought in this document request.

REQUEST NO. 19

Produce all written correspondence or communications between Petitioner, including but not limited to Armor Deck and Steve Setteducatti, and Topautoteam.com which refer to, relate to or otherwise concern the term BACKRACK, Registrant, Registrant's president, Adrian Jayne, or the Petition for Cancellation.

ANSWER:

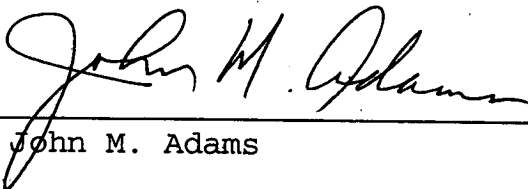
Petitioner objects to this document request on the grounds that the information sought is irrelevant and that the discovery request is not reasonably calculated to lead to the discovery of admissible evidence.

Petitioner further objects to this document request on the grounds that "a party ordinarily will not be heard to contend that a request for discovery is proper when propounded by the party itself but improper when propounded by its adversary." See *Miss America Pageant v. Petite Productions, Inc.*, 17 USPQ2d 1067 (TTAB 1990); *Sentrol, Inc. v. Sentex Systems, Inc.*, 231 USPQ 666 (TTAB 1986); *Medtronic, Inc. v. Pacesetter Systems, Inc.*, 222 USPQ 80 (TTAB 1984); *Tektronix, Inc. v. Tek Associates, Inc.*, 183 USPQ 623 (TTAB 1974); and *Gastown Inc. of Delaware v. Gas City, Ltd.*, 180 USPQ 477 (TTAB 1974). See also TBMP 412.01. The information sought in this document request

is confidential information. Respondent has asserted repeatedly that it will not provide Petitioner with confidential information despite the fact that the parties have entered into a protective order in this matter. See Jayne Dep. at 201:12 - 201:21; see also Respondent's objections to Petitioner's Interrogatory No. 11. Accordingly, it is improper for Respondent to seek the information that is sought in this document request.

Respectfully submitted,

PRICE & ADAMS, PC

BY: 

John M. Adams

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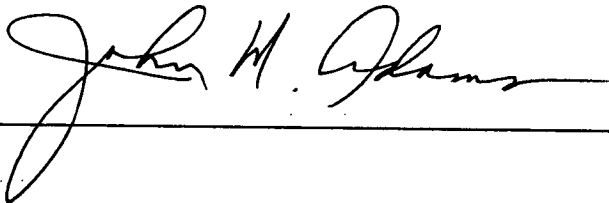
Dated May 22, 2009

COUNSEL FOR PETITIONER,
STK, LLC

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Petitioner's Answers to Respondent's Second Set of Interrogatories and Requests for Production of Documents Addressed to Petitioner was served by first class mail, postage prepaid, on this 22nd day of May 2009 to the following attorney of record:

Paul J. Kennedy, Esq.
Pepper Hamilton LLP
3000 Two Logan Square
Eighteenth and Arch Streets
Philadelphia, PA 19103-2799



COMMONWEALTH OF PENNSYLVANIA

COUNTY OF FAYETTE

VERIFICATION

Kent Buckingham, being duly sworn, states that he is the president of STK, LLC and that he verifies the foregoing Petitioner's Answers to Respondent's Second Set of Interrogatories and is duly authorized to do so; that the matters stated in the foregoing Answers are not within his personal knowledge and that he is informed that there is no officer or employee of Petitioner's Answers to Respondent's First Set of Interrogatories who has personal knowledge of all such matters; and that the answers in the foregoing document have been assembled by authorized employees and counsel of Petitioner and he is informed and believes that the responses are true to the best of his knowledge and belief.

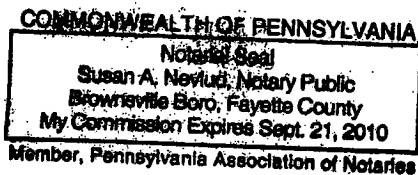

Kent Buckingham

Sworn to, and subscribed in my presence, this 22 day of May, 2009.

Notary Public



SEAL



TTAB – STK, LLC v. BACKRACK, INC.
Cancellation No. 92049332 – Registration No. 3014986

EXHIBIT G

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

STK, LLC	:	
	:	
	:	Cancellation No. 92049332
Petitioner	:	
	:	Mark: BACKRACK
	:	
v.	:	Registration No. 3,014,986
	:	
	:	Filed: February 24, 2004
BACKRACK, INC.	:	Registered: November 15, 2005
	:	
Registrant	:	

**REGISTRANT'S FIRST SET OF REQUESTS
FOR ADMISSION ADDRESSED TO PETITIONER**

Backrack, Inc. ("Registrant"), by its attorneys, Pepper Hamilton LLP, and pursuant to Trademark Trial and Appeal Board Manual of Procedure ("TBMP") § 407 and Fed. R. Civ. P. 36, propounds the following requests for admission to be answered separately and fully in writing within thirty (30) days of their service in accordance with the TBMP and the Federal Rules of Civil Procedure, where applicable.

DEFINITIONS

The following definitions are applicable to terms employed herein:

A. The term "Petitioner" refers to STK, LLC, its officers, employees, attorneys, agents, representatives, and any predecessor, successor, parent, subsidiary and affiliate, either foreign or domestic.

B. The term "Registrant" refers to Backrack, Inc., its officers, employees, attorneys, agents and representatives, and any predecessor, successor, parent or subsidiary entity, either foreign or domestic.

C. The term "Petition for Cancellation" shall mean Cancellation No. 92049332.

D. "Registrant's Mark" means the BACKRACK trademark registered in the United States Patent and Trademark Office ("PTO") and issued Certificate of Registration No. 3014986.

E. The term "trademark" or "mark" includes trademarks, service marks, collective marks, certification marks and trade names as defined in 15 U.S.C. § 1127.

F. The terms "and" and "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of the request all responses that might otherwise be construed to be outside its scope.

G. The singular shall always include the plural and the present tense shall always include the past tense, and vice versa, in order to bring within the scope of the request all responses that might otherwise be construed to be outside its scope.

H. Should Petitioner object to any of these Requests for Admission on the basis of any privilege, Petitioner shall indicate that it claims privilege, briefly state the grounds on which the claim of privilege rests, and provide the information called for by Fed. R. Civ. P. 26(b)(5) in order that Registrant may have the actual basis to determine whether to challenge such claim of privilege.

I. Petitioner has the duty to supplement its responses to these Requests for Admission at such times and to the extent required by Rule 26(e) of the Federal Rules of Civil Procedure.

REQUESTS FOR ADMISSION

REQUEST NO. 1

Admit that Steve Setteducatti ("Setteducatti") is an owner of Sette Associates, Inc.

REQUEST NO. 2

Admit that Sette Associates, Inc. does business as Armor Deck.

REQUEST NO. 3

Admit that Setteducatti distributed products for Registrant from 1994 to 2007.

REQUEST NO. 4

Admit that Armor Deck distributed products for Registrant from 1994 to 2007.

REQUEST NO. 5

Admit that Armor Deck obtained an interest in Petitioner in 2001.

REQUEST NO. 6

Admit that Setteducatti is the president of Armor Deck.

REQUEST NO. 7

Admit that at some point during the time period of 1994-2007, Armor Deck distributed Registrant's headache rack/cab guard product depicted in the pictures attached as Exhibit A.

REQUEST NO. 8

Admit that the headache rack/cab guard products that Armor Deck distributed on behalf of Registrant depicted in Exhibit A were marked with Registrant's BACKRACK Mark.

REQUEST NO. 9

Admit that at some point during the time period of 1994-2007, Armor Deck distributed Registrant's headache rack/cab guard product of the style called the Safety Rack depicted in the larger picture on the page attached hereto as Exhibit B.

REQUEST NO. 10

Admit that the headache rack/cab guard products that Armor Deck distributed on behalf of Registrant depicted in Exhibit B were marked with Registrant's BACKRACK Mark.

REQUEST NO. 11

Admit that at some point during the time period of 1994-2007, Armor Deck distributed Registrant's light brackets of the type depicted in the pictures on the page Bates labeled BR00291 attached hereto at Exhibit C.

REQUEST NO. 12

Admit that at some point during the time period of 1994-2007, Armor Deck distributed Registrant's tool box brackets of the type depicted in the pictures on the pages Bates labeled BR00251 and BR00290 attached hereto at Exhibit C.

REQUEST NO. 13

Admit that at some point during the time period of 1994-2007, Armor Deck distributed Registrant's antenna brackets of the type depicted in the pictures on the page Bates labeled BR00252 attached hereto at Exhibit C.

REQUEST NO. 14

Admit that at some point during the time period of 1994-2007, Armor Deck distributed Registrant's side rails of the type depicted in the pictures on the page Bates labeled BR00289 attached hereto at Exhibit C.

REQUEST NO. 15

Admit that at some point during the time period of 1994-2007, Armor Deck distributed Registrant's rear bars of the type depicted in the picture captioned "REAR BAR" on the page Bates labeled BR00292 attached hereto at Exhibit C.

REQUEST NO. 16

Admit that the light bracket products that Armor Deck distributed on behalf of Registrant were sold under Registrant's BACKRACK Mark.

REQUEST NO. 17

Admit that the tool box bracket products that Armor Deck distributed on behalf of Registrant were sold under Registrant's BACKRACK Mark.

REQUEST NO. 18

Admit that the antenna bracket products that Armor Deck distributed on behalf of Registrant were sold under Registrant's BACKRACK Mark.

REQUEST NO. 19

Admit that the side rail products that Armor Deck distributed on behalf of Registrant were sold under Registrant's BACKRACK Mark.

REQUEST NO. 20

Admit that the rear bar products that Armor Deck distributed on behalf of Registrant were sold under Registrant's BACKRACK Mark.

REQUEST NO. 21

Admit that Armor Deck is no longer a distributor for Registrant's products.

REQUEST NO. 22

Admit that Petitioner introduced a headache rack/cab guard of the style depicted in Exhibit D in 2007.

REQUEST NO. 23

Admit that the document Bates labeled BR00210 – BR00211 and attached hereto as Exhibit D is a true and accurate copy of an advertisement produced by or on behalf of STK.

REQUEST NO. 24

Admit that the document Bates labeled BR00210 – BR00211 and attached hereto as Exhibit D is entitled “TWO TOUGH TRUCK RACKS.”

REQUEST NO. 25

Admit that the document Bates labeled BR00212 – BR00213 and attached hereto as Exhibit E is a true and accurate copy of an email dated April 22, 2008 from STK to Adrian Jayne under the subject line “Two New Truck Racks From STK.”

REQUEST NO. 26

Admit that Petitioner introduced the two styles of headache rack/cab guard depicted in Exhibits D and E in 2007.

REQUEST NO. 27

Admit that Petitioner advertises, sells, or offers for sale the headache rack/cab guard of the styles depicted in Exhibits D and E under the trademarks PRO RACK (“PRO RACK Mark”) and PRO GUARD (“PRO GUARD Mark”).

REQUEST NO. 28

Admit that Petitioner manufactures, or has manufactured on its behalf, the headache rack/cab guard of the styles depicted in Exhibits D and E.

REQUEST NO. 29

Admit that Armor Deck, on behalf of Petitioner, advertises, sells, or offers for sale Petitioner’s PRO RACK headache rack/cab guard as depicted in Exhibits D and E.

REQUEST NO. 30

Admit that Armor Deck, on behalf of Petitioner, advertises, sells, or offers for sale Petitioner's PRO GUARD headache rack/cab guard as depicted in Exhibits D and E.

REQUEST NO. 31

Admit that the document Bates labeled BR00211 attached hereto at Exhibit D states:

The STK Pro Rack™ offers more than great protection against personal injury or cab damage caused by shifting cargo. It also provides a sturdy structure to carry ladders, manage cargo, or to mount lights, tool boxes, antennas and more in almost limitless combinations. Providing for an optimal rear view and structured so that the rear brake light is visible, Pro Rack™ delivers one of the most safety-conscious designs available.

REQUEST NO. 32

Admit that the product description set forth in Request No. 31 appears next to a picture of an STK PRO RACK headache rack/cab guard.

REQUEST NO. 33

Admit that the term "Pro Rack™" is used as a proper noun in the excerpt set forth in Request for Admission No. 31.

REQUEST NO. 34

Admit that the use of the term "Pro Rack™" in the excerpt set forth in Request for Admission No. 31 is a proper trademark use of the PRO RACK Mark.

REQUEST NO. 35

Admit that the document Bates labeled BR00211 attached hereto at Exhibit D states:

The unique curved shape of the Pro Rack™ follows the contours of the truck cab adding an element of style to this tough truck rack.

REQUEST NO. 36

Admit that the product description set forth in Request for Admission No. 35 appears next to a picture of an STK PRO RACK headache rack/cab guard.

REQUEST NO. 37

Admit that the term "Pro Rack™" is used as a proper noun in the excerpt set forth in Request for Admission No. 35.

REQUEST NO. 38

Admit that the use of the term "Pro Rack™" in the excerpt set forth in Request for Admission No. 35 is a proper trademark use of the PRO RACK Mark.

REQUEST NO. 39

Admit that the document Bates labeled BR00211 attached hereto at Exhibit D states:

With multiple accessory brackets to choose from, you can mount any kind of strobe, light bar, arrow stick, antenna or tool box in various configurations on your Pro Rack™. Perfect for your work truck, personal truck or a large fleet, Pro Rack™ can be installed with bedliners and toolboxes.

REQUEST NO. 40

Admit that the product description set forth in Request for Admission No. 39 appears next to a picture of an STK PRO RACK headache rack/cab guard.

REQUEST NO. 41

Admit that the term "Pro Rack™" is used as a proper noun in the excerpt set forth in Request for Admission No. 39.

REQUEST NO. 42

Admit that the use of the term "Pro Rack™" in the excerpt set forth in Request for Admission No. 39 is a proper trademark use of the PRO RACK Mark.

REQUEST NO. 43

Admit that the document Bates labeled BR00211 attached hereto at Exhibit D states:

The Pro Guard™ features an ultra sturdy 2” square tubular steel frame and a custom cut 3/16” diameter cold rolled steel mesh inlay robotically welded into the frame. For safety, a cutout maintains visibility of the third brake light. Pro Guard™ uses the same custom mounting system as the Pro Rack™, with thick reinforced steel brackets and rail plates to provide the strongest stake pocket installation available. Each Pro Guard™ uses zinc plated hardware, ultra-clean scale-free steel and an extra thick powder coated finish for years of heavy duty service. Pro Guard™ boasts the strongest window guard on the market today.

REQUEST NO. 44

Admit that the excerpt set forth in Request for Admission No. 43 appears next to a picture of an STK PRO GUARD headache rack/cab guard.

REQUEST NO. 45

Admit that the term “Pro Guard™” is used as a proper noun in the excerpt set forth in Request for Admission No. 43.

REQUEST NO. 46

Admit that the use of the term “Pro Guard™” in the excerpt set forth in Request for Admission No. 43 is a proper trademark use of the PRO GUARD Mark.

REQUEST NO. 47

Admit that the document Bates labeled BR00211 attached hereto at Exhibit D states:

Like the Pro Rack, Pro Guard™ can be installed with bedliners, rail caps and toolboxes. The flexible design enables cargo and ladders to be secured, and provides for mounting of toolboxes and lights. Pro Guard™ uses most Pro Rack™ accessory brackets and an optional Tail Bar is available to carry longer cargo like pipe and lumber.

REQUEST NO. 48

Admit that the excerpt set forth in Request for Admission No. 47 appears next to a picture of an STK PRO GUARD headache rack/cab guard.

REQUEST NO. 49

Admit that the term "Pro Guard™" is used as a proper noun in the excerpt set forth in Request for Admission No. 47.

REQUEST NO. 50

Admit that the use of the term "Pro Guard™" in the excerpt set forth in Request for Admission No. 47 is a proper trademark use of the PRO GUARD Mark.

REQUEST NO. 51

Admit that Petitioner does not use the term "backrack" or the two word combination "back rack" to describe or identify the characteristics of the PRO RACK or PRO GUARD headache rack/cab guards in Exhibit D.

REQUEST NO. 52

Admit that Petitioner has used the advertisement attached at Exhibit D in interstate commerce.

REQUEST NO. 53

Admit that the advertisement attached at Exhibit D has been available to consumers of headache rack/cab guard products.

REQUEST NO. 54

Admit that the email attached at Exhibit E was sent to potential customers of Petitioner's PRO RACK and PRO GUARD headache racks/cab guards.

REQUEST NO. 55

Admit that the advertisement set forth in the email Bates labeled BR00212 – BR00213 attached hereto at Exhibit E states:

Unlike our competitor, Pro Rack® and Pro Guard™ truck racks are manufactured in the USA using 100% components that come from the USA. We do not use components imported from China.

REQUEST NO. 56

Admit that the reference to “our competitor” in the excerpt from Exhibit E set forth in Request for Admission No. 55 was meant to mean Registrant.

REQUEST NO. 57

Admit that Petitioner does not use the term “backrack” or the two word combination “back rack” to describe or identify the characteristics of the PRO RACK or PRO GUARD headache rack/cab guards in Exhibit E.

REQUEST NO. 58

Admit that the documents Bates labeled BR00694 – BR00702 and attached hereto as Exhibit F are true and accurate copies of excerpts from Petitioner’s web page www.stkusa.com.

REQUEST NO. 59

Admit that Petitioner identifies Armor Deck under the heading “FEATURED PARTNERS” at www.stkusa.com/resources.cfm as reflected by the document Bates labeled BR00701 attached hereto as a part of Exhibit F.

REQUEST NO. 60

Admit that Petitioner's website at www.stkusa.com/prorack.cfm as reflected by the documents Bates labeled BR00695 - BR00697 attached hereto as part of Exhibit F states:

STK Pro Rack truck racks offer stylish protection against personal injury or cab damage caused by shifting cargo. These tough truck racks provide a sturdy structure to carry ladders, manage cargo and more. Many accessory brackets are available to mount lights, antennas and toolboxes in multiple configurations. Pro Rack truck racks come complete with installation hardware and brackets in one box.

REQUEST NO. 61

Admit that Petitioner's website at www.stkusa.com/proguard.cfm as reflected by the documents Bates labeled BR00698 - BR00700 attached hereto as part of Exhibit F states:

STK Pro Guard truck racks deliver the safest cab guard design available. These tough cab guards are ideal for use on work trucks that carry large tools, equipment, construction materials and other possibly dangerous cargo. Their flexible design enables cargo and ladders to be secured and provides for mounting of toolboxes and lights. Both a Main Unit and Install Kit must be purchased to install a Pro Guard cab guard.

REQUEST NO. 62

Admit that Petitioner does not use the term "backrack" or the two word combination "back rack" to describe the PRO RACK or PRO GUARD brand headache rack/cab guard on its website www.stkusa.com.

REQUEST NO. 63

Admit that Petitioner does not use the term "backrack" or the two word combination "back rack" to describe the PRO RACK or PRO GUARD brand headache rack/cab guard in any of its advertising or marketing materials.

REQUEST NO. 64

Admit that the documents Bates labeled BR00657 – BR00687 and attached hereto as Exhibit G are true and accurate copies of excerpts from Armor Deck’s web page www.Armor Deck.us.

REQUEST NO. 65

Admit that the page Bates labeled BR00660 attached hereto with Exhibit G is a true and accurate copy of the STK press release dated May 20, 2008 and entitled “STK INTRODUCES TWO TOUGH TRUCK RACK AND CAB GUARDS – PRO RACK and PRO GUARD.”

REQUEST NO. 66

Admit that Petitioner does not use the term “backrack” or the two word combination “back rack” to describe or categorize the PRO RACK or PRO GUARD truck rack and cab guards in the STK press release dated May 20, 2008 and entitled “STK INTRODUCES TWO TOUGH TRUCK RACK AND CAB GUARDS – PRO RACK and PRO GUARD.”

REQUEST NO. 67

Admit that the page Bates labeled BR00663 attached hereto with Exhibit G as taken from Armor Deck’s web page www.Armor Deck.us includes a list of Armor Deck’s “Contractor-Industrial” categories.

REQUEST NO. 68

Admit that the “Contractor-Industrial” categories set forth on the page Bates labeled BR00663 attached hereto with Exhibit G as taken from Armor Deck’s web page at www.Armor Deck.us/contractor-industrial includes the following categories: Bed Caps, Bed Mats, Bed Rails, Bedliners, Cab Guards, Fuel Pumps, Fuel Transfer Tanks, Job Site Boxes, Ladder Racks, Ramps, Tie-Downs, Tool Boxes, Wheel Simulators and Wheels.

REQUEST NO. 69

Admit that Registrant and Petitioner are the only two manufacturers identified under the category identified by Armor Deck as "Cab Guards" as set forth on the page Bates labeled BR00664 attached hereto with Exhibit G as taken from Armor Deck's web page at www.ArmorDeck.us/contractor-industrial/cab-guards.

REQUEST NO. 70

Admit that the pages Bates labeled BR00665 – BR00677 attached hereto with Exhibit G as taken from Armor Deck's web page at www.ArmorDeck.us contain product information for the following BACKRACK™ product categories: "BACKRACK™ Truck Racks and Cab Guards," "Light Bar Brackets," "Safety Rack™," and "Tool Box Brackets."

REQUEST NO. 71

Admit that the pages Bates labeled BR00667 – BR00668 attached hereto with Exhibit G as taken from Armor Deck's web page at www.ArmorDeck.us/backrack/backrack/ contain product information for the product identified as "Backrack Truck Racks and Cab Guards By BACKRACK™."

REQUEST NO. 72

Admit that the product information set forth on the page Bates labeled BR00667 attached hereto with Exhibit G as taken from Armor Deck's web page at www.ArmorDeck.us/backrack/backrack/ contains a photograph collage of five images of a pick up truck equipped with Registrant's BACKRACK headache rack/cab guard, SAFETY RACK style headache rack/cab guard, and other BACKRACK accessories.

REQUEST NO. 73

Admit that the photograph collage identified in Request for Admission No. 72 was created by or on behalf of Armor Deck.

REQUEST NO. 74

Admit that the pages Bates labeled BR00669 – BR00670 attached hereto with Exhibit G as taken from Armor Deck’s web page at www.ArmorDeck.us/backrack/backrack/accessories/?TYPE+1&PID=159 contain product information for the product identified as “Backrack™ Truck Racks and Cab Guards By BACKRACK™.”

REQUEST NO. 75

Admit that the pages Bates labeled BR00673 – BR00674 attached hereto with Exhibit G as taken from Armor Deck’s web page at www.ArmorDeck.us/backrack/light-bar-brackets/ contain product information for the product identified as “Light Bar Brackets By BACKRACK™.”

REQUEST NO. 76

Admit that the pages Bates labeled BR00675 – BR00676 attached hereto with Exhibit G as taken from Armor Deck’s web page at www.ArmorDeck.us/backrack/safety-rack/ contain product information for the product identified as “Safety Rack™ By BACKRACK™.”

REQUEST NO. 77

Admit that the page Bates labeled BR00677 attached hereto with Exhibit G as taken from Armor Deck’s web page at www.ArmorDeck.us/backrack/tool-box-brackets/ contains product information for the product identified as “Tool Box Brackets By BACKRACK™.”

REQUEST NO. 78

Admit that Registrant and Petitioner are two of four manufacturers identified under the category identified by Armor Deck as “Ladder Racks” as set forth on the pages Bates

labeled BR00661 – BR00662 attached hereto with Exhibit G as taken from Armor Deck’s web page at www.ArmorDeck.us/contractor-industrial/ladder-racks/.

REQUEST NO. 79

Admit that Armor Deck does not use the term “backrack” or the two word combination “back rack” to identify any category of products on its website www.ArmorDeck.us.

REQUEST NO. 80

Admit that the pages Bates labeled BR00682 – BR00683 attached hereto with Exhibit G as taken from Armor Deck’s web page at www.ArmorDeck.us/stk/proracks contain product information for the product identified as “Pro Rack By STK®.”

REQUEST NO. 81

Admit that Petitioner does not own a U.S. Federal trademark registration for the mark STK.

REQUEST NO. 82

Admit that Petitioner has not filed a U.S. Federal trademark application for the mark STK.

REQUEST NO. 83

Admit that the product description set forth at pages Bates labeled BR00682 – BR00683 attached hereto with Exhibit G as taken from Armor Deck’s web page at www.ArmorDeck.us/stk/proracks states:

STK Pro Racks offer stylish protection against personal injury or cab damage by shifting cargo. These racks provide a sturdy structure to carry ladders, manage cargo or to mount lights, tool boxes, antennas and more. Pro Racks come complete with installation hardware and brackets in one box.

REQUEST NO. 84

Admit that the product description described in Request for Admission No. 83 appears next to a picture of an STK PRO RACK headache rack/cab guard as installed in a pick up truck.

REQUEST NO. 85

Admit that the term "Pro Rack" is used as a proper noun in the excerpt set forth in Request for Admission No. 83.

REQUEST NO. 86

Admit that the use of the term "Pro Rack" in the excerpt set forth in Request for Admission No. 83 is a proper trademark use of the term "Pro Rack."

REQUEST NO. 87

Admit that the pages Bates labeled BR00684 – BR00685 attached hereto with Exhibit G as taken from Armor Deck's web page at www.ArmorDeck.us/stk/proguards contain product information for the product identified as "Pro Guard By STK."

REQUEST NO. 88

Admit that the product description set forth at pages Bates labeled BR00684 – BR00685 attached hereto with Exhibit G as taken from Armor Deck's web page at www.ArmorDeck.us/stk/proguards states:

STK Pro Guards deliver the most safety-conscious window and cab guard design available. These tough cab guards are ideal for use on work trucks that carry large tools, equipment or construction materials and will maintain a stylish look on your truck. Both a Main Unit and Install Kit must be purchased to install a Pro Guard.

REQUEST NO. 89

Admit that the product description described in Request for Admission No. 88 appears next to a picture of an STK PRO GUARD headache rack/cab guard as installed in a pick up truck.

REQUEST NO. 90

Admit that the term "Pro Guard" is used as a proper noun in the excerpt set forth in Request for Admission No. 88.

REQUEST NO. 91

Admit that the use of the term "Pro Guard" in the excerpt set forth in Request for Admission No. 88 is a proper trademark use of the term "Pro Guard."

REQUEST NO. 92

Admit that Armor Deck does not use the term "backrack" or the two word combination "back rack" to describe either the STK PRO RACK or STK PRO GUARD products on its website www.ArmorDeck.us.

REQUEST NO. 93

Admit that the document Bates labeled STK000092 – STK000093 and attached hereto as Exhibit H are true and accurate copies of the cover page and page 5 of the Fall/Winter 1994-95 Armor Deck catalog.

REQUEST NO. 94

Admit that the page Bates labeled STK000093 attached hereto with Exhibit H depicts the advertisement of BACKRACK products, including the BACKRACK headache rack/cab guard, as it appeared in the 1994-95 Armor Deck catalog.

REQUEST NO. 95

Admit that the 1994-95 Armor Deck catalog including the pages attached at Exhibit H was distributed in interstate commerce to potential customers of BACKRACK products.

REQUEST NO. 96

Admit that the document Bates labeled STK000094 – STK000095 and attached hereto as Exhibit I are true and accurate copies of the cover page and page 9 of the 1996 Armor Deck catalog.

REQUEST NO. 97

Admit that the page Bates labeled STK000095 attached hereto with Exhibit I depicts the advertisement of BACKRACK products, including the BACKRACK headache rack/cab guard, as it appeared in the 1996 Armor Deck catalog.

REQUEST NO. 98

Admit that the 1996 Armor Deck catalog including the pages attached at Exhibit I was distributed in interstate commerce to potential customers of BACKRACK products.

REQUEST NO. 99

Admit that the document Bates labeled STK000096 – STK000097 and attached hereto as Exhibit J are true and accurate copies of the cover page and page 7 of the 1998-99 Armor Deck catalog.

REQUEST NO. 100

Admit that the page Bates labeled STK000097 attached hereto with Exhibit J depicts the advertisement of BACKRACK products, including the BACKRACK headache rack/cab guard, as it appeared in the 1998-99 Armor Deck catalog.

REQUEST NO. 101

Admit that the 1998-99 Armor Deck catalog including the pages attached at Exhibit J was distributed in interstate commerce to potential customers of BACKRACK products.

REQUEST NO. 102

Admit that the document Bates labeled STK000098 – STK000100 and attached hereto as Exhibit K are true and accurate copies of the cover page and additional pages from a 2000-2001 Armor Deck catalog.

REQUEST NO. 103

Admit that the pages Bates labeled STK000099 – STK000100 attached hereto with Exhibit K depict the advertisement of BACKRACK products, including the BACKRACK headache rack/cab guard, as it appeared in the 2000-2001 Armor Deck catalog.

REQUEST NO. 104

Admit that the 2000-2001 Armor Deck catalog including the pages attached at Exhibit K was distributed in interstate commerce to potential customers of BACKRACK products.

REQUEST NO. 105

Admit that the document Bates labeled STK000101 – STK000103 and attached hereto as Exhibit L are true and accurate copies of the cover page and additional pages from a 2000-2001 Armor Deck catalog.

REQUEST NO. 106

Admit that the pages Bates labeled STK000102 – STK000103 attached hereto with Exhibit L depict the advertisement of BACKRACK products, including the BACKRACK headache rack/cab guard, as it appeared in the 2000-2001 Armor Deck catalog.

REQUEST NO. 107

Admit that the 2000-2001 Armor Deck catalog including the pages attached at Exhibit L was distributed in interstate commerce to potential customers of BACKRACK products.

REQUEST NO. 108

Admit that the document Bates labeled STK000104 – STK000106 and attached hereto as Exhibit M are true and accurate copies of the cover page and pages 94-95 from the 2002-2003 Armor Deck catalog.

REQUEST NO. 109

Admit that the pages Bates labeled STK000105 – STK000106 attached hereto with Exhibit M depict the advertisement of BACKRACK products, including the BACKRACK headache rack/cab guard, as it appeared in the 2002-2003 Armor Deck catalog.

REQUEST NO. 110

Admit that the 2002-2003 Armor Deck catalog including the pages attached at Exhibit M was distributed in interstate commerce to potential customers of BACKRACK products.

REQUEST NO. 111

Admit that the document Bates labeled STK000113 – STK000115 and attached hereto as Exhibit N are true and accurate copies of the cover page and pages 100-101 from the 2003-2004 Armor Deck catalog.

REQUEST NO. 112

Admit that the pages Bates labeled STK000114 – STK000115 attached hereto with Exhibit N depict the advertisement of BACKRACK products, including the BACKRACK headache rack/cab guard, as it appeared in the 2003-2004 Armor Deck catalog.

REQUEST NO. 113

Admit that the cover of the 2003-2004 Armor Deck catalog at Exhibit N includes a photograph of a pickup truck installed with a BACKRACK headache rack/cab guard.

REQUEST NO. 114

Admit that the 2003-2004 Armor Deck catalog including the pages attached at Exhibit N was distributed in interstate commerce to potential customers of BACKRACK products.

REQUEST NO. 115

Admit that the document Bates labeled STK000116 – STK000117 and attached hereto as Exhibit O are true and accurate copies of the cover page and pages 100-101 from the 2005-2006 Armor Deck catalog.

REQUEST NO. 116

Admit that the pages Bates labeled STK000116 – STK000117 attached hereto with Exhibit O depict the advertisement of BACKRACK products, including the BACKRACK headache rack/cab guard, as it appeared in the 2005-2006 Armor Deck catalog.

REQUEST NO. 117

Admit that the 2005-2006 Armor Deck catalog including the pages attached at Exhibit O was distributed in interstate commerce to potential customers of BACKRACK products.

REQUEST NO. 118

Admit that the document Bates labeled STK000119 – STK000121 and attached hereto as Exhibit P are true and accurate copies of the cover page and pages 132-133 from the 2006-2007 Armor Deck catalog.

REQUEST NO. 119

Admit that the pages Bates labeled STK000120 – STK000121 attached hereto with Exhibit P depict the advertisement of BACKRACK products, including the BACKRACK headache rack/cab guard, as it appeared in the 2006-2007 Armor Deck catalog.

REQUEST NO. 120

Admit that the 2006-2007 Armor Deck catalog including the pages attached at Exhibit P was distributed in interstate commerce to potential customers of BACKRACK products.

REQUEST NO. 121

Admit that the 2006-2007 Armor Deck catalog was the last time that the BACKRACK products appeared in an Armor Deck catalog.

REQUEST NO. 122

Admit that Registrant's Mark appears at the top of each page on which BACKRACK products are displayed in all of the Armor Deck catalogs attached as Exhibits H-P as "BACKRACK™".

REQUEST NO. 123

Admit that Registrant's Mark appears in the largest font on each page on which BACKRACK products are displayed in all of the Armor Deck catalogs attached as Exhibits H-P.

REQUEST NO. 124

Admit that Registrant's Mark appears in connection with the design feature



at or near the top of each page on which BACKRACK products are displayed in the Armor Deck catalogs attached as Exhibits J-P.

REQUEST NO. 125

Admit that Armor Deck does not use the term “backrack” or the two word combination “back rack” to identify any category of products in any of its print catalogs.

REQUEST NO. 126

Admit that Armor Deck has never used the term “backrack” or the two word combination “back rack” to identify any category of products in any of its print catalogs.

REQUEST NO. 127

Admit that Petitioner does not use the term “backrack” or the two word combination “back rack” in its advertising or marketing materials to identify or classify the type of products represented by STK PRO RACK and STK PRO GUARD.

REQUEST NO. 128

Admit that the document Bates labeled 00137 – 00138 and attached hereto as Exhibit Q is a true and accurate copy of the letter dated October 11, 2007 from Registrant’s president, Adrian Jayne, to Rick Ackley of Armor Deck.

REQUEST NO. 129

Admit that the document Bates labeled 00147 and attached hereto as Exhibit R includes a true and accurate copy of an email dated October 23, 2007 from Registrant’s president, Adrian Jayne, to Rick Ackley of Armor Deck.

REQUEST NO. 130

Admit that documents Bates labeled 00148 – 00150 and attached hereto as Exhibit S are true and accurate copies of photographs of the BACKRACK headache rack/cab guard products and side rails as installed in a pick up truck which were provided to Rick Ackley of Armor Deck by Registrant’s president Adrian Jayne as attachments to the email attached hereto at Exhibit R.

REQUEST NO. 131

Admit that documents Bates labeled 00151 – 00156 and attached hereto as Exhibit T are true and accurate copies of the spreadsheet showing pricing for BACKRACK products which was provided to Rick Ackley of Armor Deck by Registrant's president Adrian Jayne as an attachment to the email attached hereto at Exhibit R.

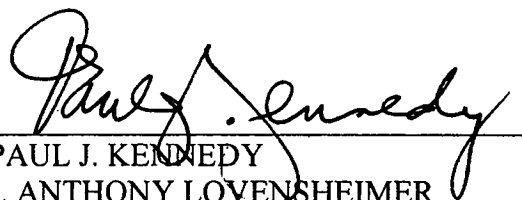
REQUEST NO. 132

Admit that Petitioner's PRO RACK and PRO GUARD headache rack/cab guards were first displayed for the public at the 2007 SEMA show.

REQUEST NO. 133

Admit that the document Bates labeled 000145 – 000146 and attached hereto as Exhibit U includes a true and accurate copy of an email dated November 13, 2007 from Registrant's president, Adrian Jayne, to Rick Ackley of Armor Deck.

PEPPER HAMILTON LLP



PAUL J. KENNEDY
J. ANTHONY LOVENSHEIMER
Pepper Hamilton LLP
3000 Two Logan Square
Eighteenth and Arch Streets
Philadelphia, PA 19103-2799
(215) 981-4000

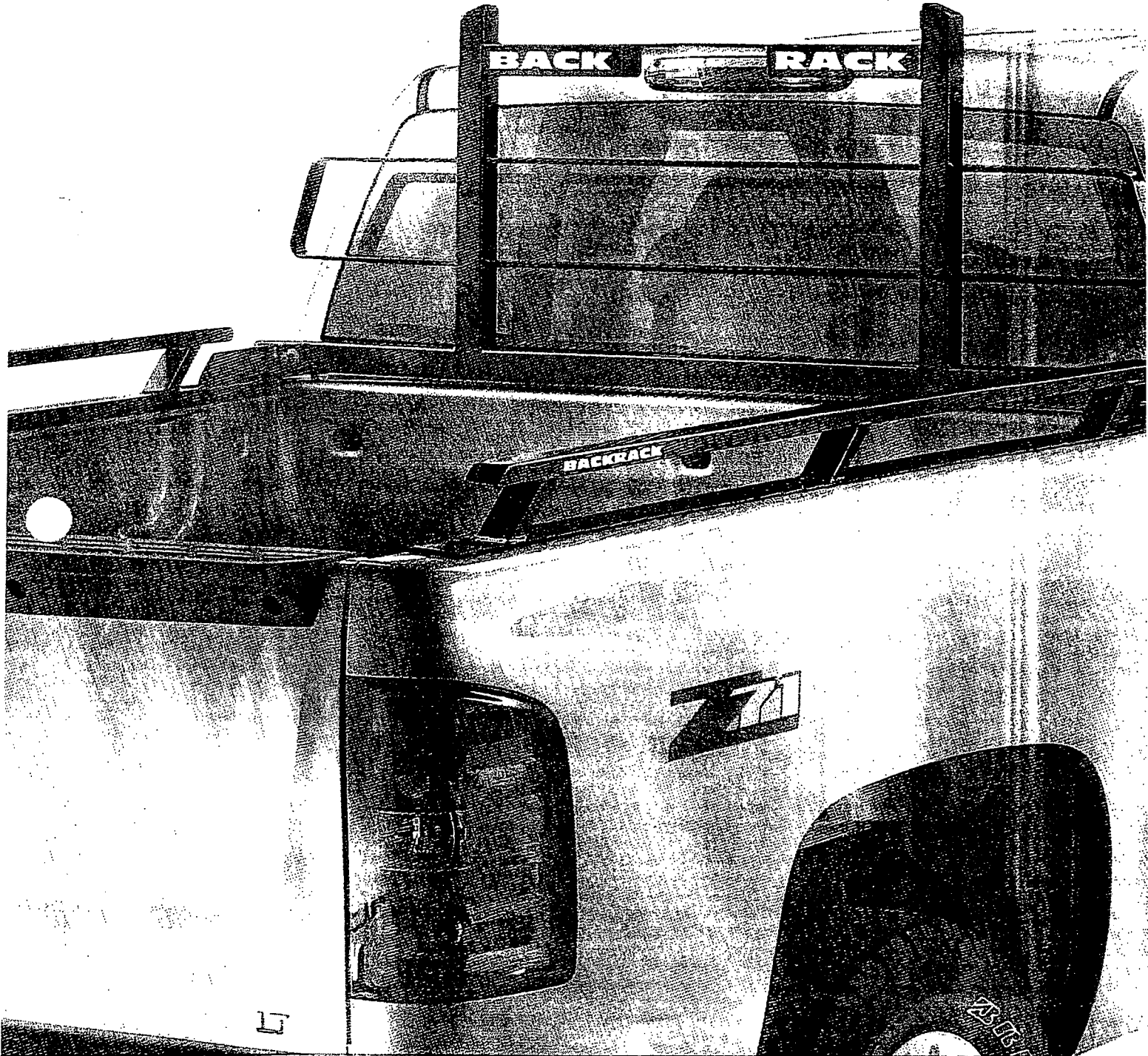
*Attorneys for Registrant
Backrack, Inc.*

DATE: April 30, 2009

EXHIBIT A

BACKRACK™

FUNCTION AND STYLE FOR TODAY'S TRUCKS

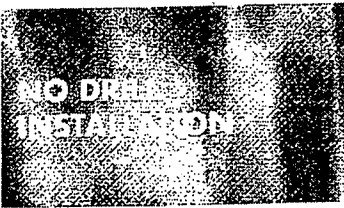


PRODUCT GUIDE

BR00286

BACKRACK™

FUNCTION AND STYLE FOR TODAY'S TRUCKS



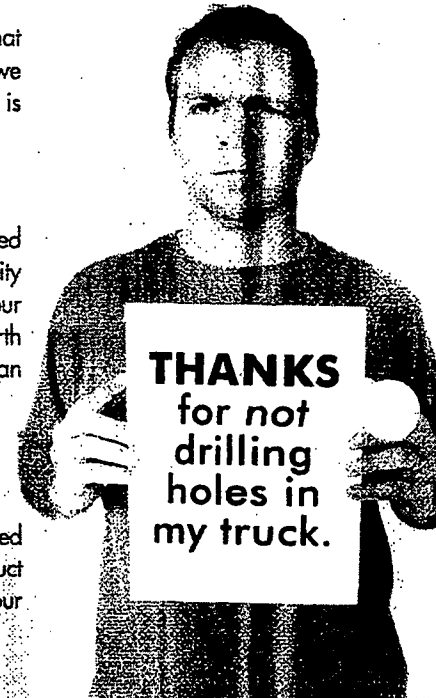
Why settle for less? We're not satisfied with universal mounting systems that require drilling holes, and neither should you be. Wherever possible, we engineer our products to fasten onto your truck without drilling holes. This is what separates BACKRACK from our competitors.



Every BACKRACK product is engineered, manufactured, powder coated and packaged in our Oakville, Ontario plant. To build a consistent quality product, you need constant supervision of all processes. Outsourcing our manufacturing is simply not an option. Our steel is bought direct from North American manufacturers to ensure quality. Abandoning the North American worker to make a quick profit is not part of BACKRACK's culture.



Twenty years ago, we made our first BACKRACK. Twenty years later, the same man still owns the company and, on occasion, still gets his hands dirty in the shop. When a business owner is personally invested and involved in the day-to-day operation of a business, the result is a quality product created by caring employees. Our manufacturing processes are modern; our commitment to quality is old school.



BACKRACK

TOUGH CONSTRUCTION: The strength of a BACKRACK begins with rigid materials. Heavy gauge 2" tubing is robotically welded at each intersection, and all tube ends are robotically welded then polished for a finished look. All tube, flat bar and flat steel are scale free Pickled & Oiled material for minimal corrosion.

DURABLE POWDER COAT FINISH: All BACKRACK products are powder coated in our factory using our state-of-the-art powder coat line. The five-stage pre-treatment process prepares a flawless surface on which to apply the powder. Our digitally controlled automatic application equipment provides a smooth and consistent application of powder for a durable, consistent and attractive finish.

ADAPTABLE TO YOUR BUSINESS: Securing cargo to your BACKRACK is safe and easy. The open design allows for hooks, straps and rope to be easily affixed to the frame. Our accessories simply bolt on to customize your BACKRACK to whatever you need it to be. For example, the REAR BAR makes your BACKRACK an inexpensive and flexible Ladder Rack. Our LIGHT BRACKETS allow you to mount virtually any type of light without drilling holes in your truck. See the Accessories section for a full listing.

SIMPLE INSTALLATION: Each BACKRACK is engineered to fasten securely in the truck's stake pockets, and install in minutes. Installation requires no drilling on the majority of trucks, and each BACKRACK is compatible with over the rail and under the rail bed liners as well as spray in liners.

STYLISH DESIGN: Function and Style for today's truck. Keeps your truck looking great while providing all the utility you need to get the job done.



BR00288

EXHIBIT B

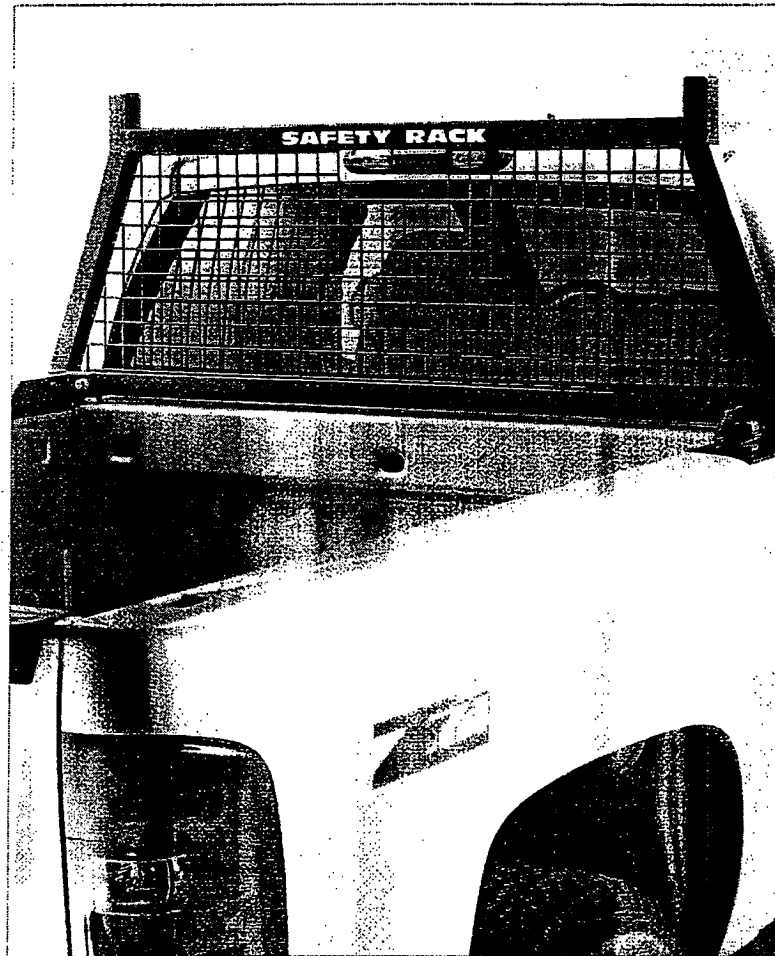
SAFETY RACK

BUILT TOUGH: With a heavy gauge 2" tubular frame surrounding a 3/16" welded wire screen insert, the SAFETY RACK is the toughest cab guard available. Like the BACKRACK, all steel is scale free Pickled & Oiled material for maximum corrosion resistance. The screen insert is spot welded at each intersection then robotically welded into the frame. SAFETY RACK is powdered coated with the same care and quality as the BACKRACK.

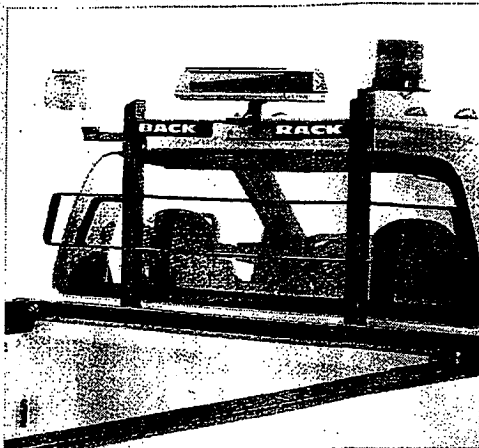
BUILT SAFE: Full screen coverage of the rear window protects both the truck cab and its occupants. In today's world of strict safety standards, SAFETY RACK offers you and your organization the comfort of knowing that your assets are protected. Visibility of the third brake light is maintained with a cut away section in the screen.

BUILT SOLID: The strength of both SAFETY RACK and BACKRACK is in our mounting system. Each mounting system is designed specifically for each truck, allowing for the installation of our racks without drilling holes on most models. Two types of mounts are available: the standard RAILMOUNT BRACKETS, or the TOOLBOX BRACKETS that allow for the installation of a cross bed Toolbox without drilling. Why drill holes in your truck if you don't have to?

BUILT FOR WORK: Get the job done confidently with SAFETY RACK. The low profile design lets you comfortably park in your garage and access underground parking. The multi use # 41000 Light Bracket accessory provides a base to mount numerous lights and accessories. The REAR BAR accessory turns the SAFETY RACK into an inexpensive ladder rack.

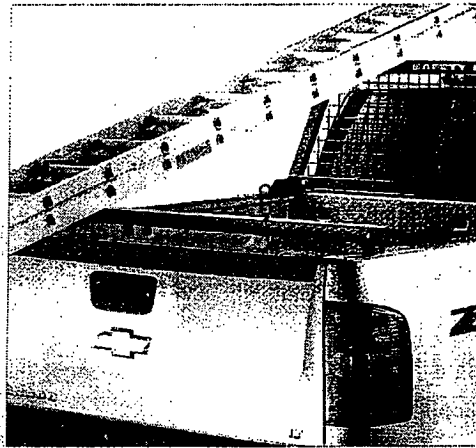


ACCESSORIES (open flap for light brackets)



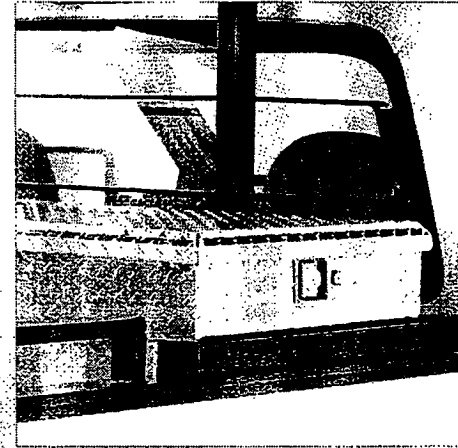
MOUNT LIGHTS WITHOUT DRILLING HOLES

Mount them through the roof! BACKRACK has a built-in accessory bracket that will mount almost anything you can think of adding to your truck.



REAR BAR MAKES CARRYING LADDERS EASY

Our REAR BAR accessory simply drops into the rear stake holes of your truck. Simply remove it and store it when not needed. An inexpensive alternative to unsightly full-size ladder racks.



TOOLBOX BRACKETS

Toolbox Brackets can be ordered with BACKRACK when you purchase by specifying after the part number when ordering. (ie. 10 TB). If you wish to add them after your purchase they are sold separately but without fasteners.

EXHIBIT C



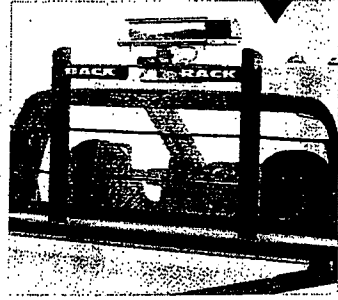
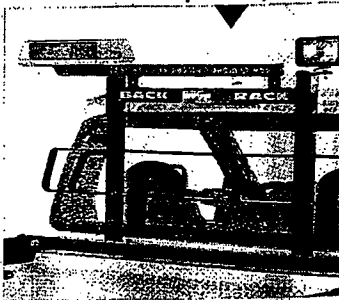
LIGHT BRACKETS

91006



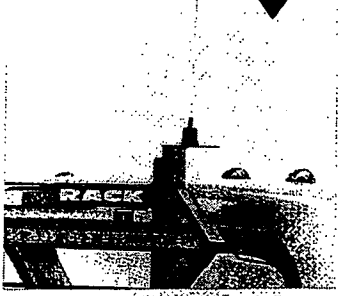
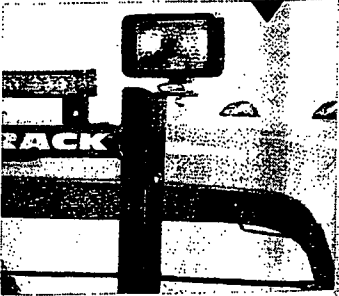
91007, 91004, 91005

91002 REC



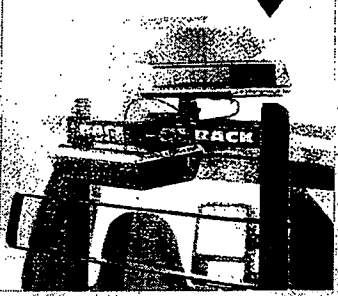
91005

91008



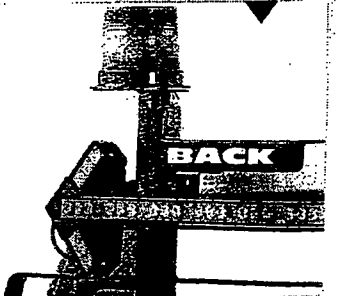
91003

91002 REC F



81001

41000



Safety Rack with Regular Brackets- \$309.95 [Order Now](#)

BackRack™ Toolbox Brackets



- Easily install an over-the-rail style toolbox with your BackRack. Brackets are 21" long.
- Toolbox Brackets mount in truck stake pockets and bolt on to BackRack or Safety Rack.
- Toolbox Brackets work only in combination with BackRack and Safety Rack. Check the partnumber of your rack and find it below to order the correct toolbox brackets.

21" long BackRack Toolbox Brackets - \$37.95

Toolbox Brackets for most Fullsize pickups

[Order Now](#)

Fits BackRack part #: 10503, 10504, 10505, 10506, 10507, 10508, 10509, 10311, 10517, and corresponding Safety Racks.

Toolbox Brackets for most Compact/Midsize pickups

[Order Now](#)

Fits BackRack part #: 10310, 10312, 10313, 10502SC, 10512SC and corresponding Safety Racks.

Toolbox Brackets for Ford SuperDuty 1999-2008

[Order Now](#)

Fits BackRack part #: 10501US, 40501.

Toolbox Brackets for Ford F-150 2004-2008

[Order Now](#)

Fits BackRack part #: 10512, 40512

Toolbox Brackets for Ford F-150 1997-2003

[Order Now](#)

Fits BackRack part #: 10502, 40502.

BackRack™ Rear Bar



BackRack™ Rear Tailgate Bar - \$119.95

- Provides anchor point to secure long cargo like ladders, lumber, or pipe.
- Works with BackRack™ or Safety Rack, same steel construction and finish.
- Easy No Drill installation in stake pockets. Easy to remove when not in use.
- Each bar is designed to work with specific pickup truck models (must have stake pockets).

[\(See all BackRack photos\)](#)

Chevy/GMC Silverado/Sierra, 1999-2006	Order	Ford F-150, 2004-2008	Order
Chevy/GMC C/K Series, 1988-1998	Order	Ford SuperDuty, 1999-2008	Order
Chevy/GMC Fullsize Pickup, 1968-1987	Order	Ford F-150, 1997-2003	Order
Dodge Ram, 2002-2008	Order	Ford F-Series Shortbed, 1975-1996	Order
Dodge Ram, 1994-2001	Order	Ford F-Series Longbed, 1975-1996	Order
Ford Ranger, 1982-2008	Order	Toyota Tundra/T100, 1999-2006	Order

BackRack™ Accessory Brackets



- BackRack Accessory Brackets are constructed of steel with black powdercoat finish.
- All brackets bolt on to the BackRack™ with included hardware, Do Not require Drilling, and work with both BackRack™ and Safety Rack. (unless otherwise noted.)

[\(See all BackRack and Accessory photos\)](#)

Folding Bracket for Round Strobe Lights - 71.95

Regular Bracket for Round Strobe Lights - 49.95



Drivers side, 10.5" base

[Order Now](#)

Passenger side, 10.5" base

[Order Now](#)

- Bracket rotates 180 degrees.
- Light can be stored upside down.



Drivers side, 10.5" base

[Order Now](#)

Passenger side, 10.5" base

[Order Now](#)

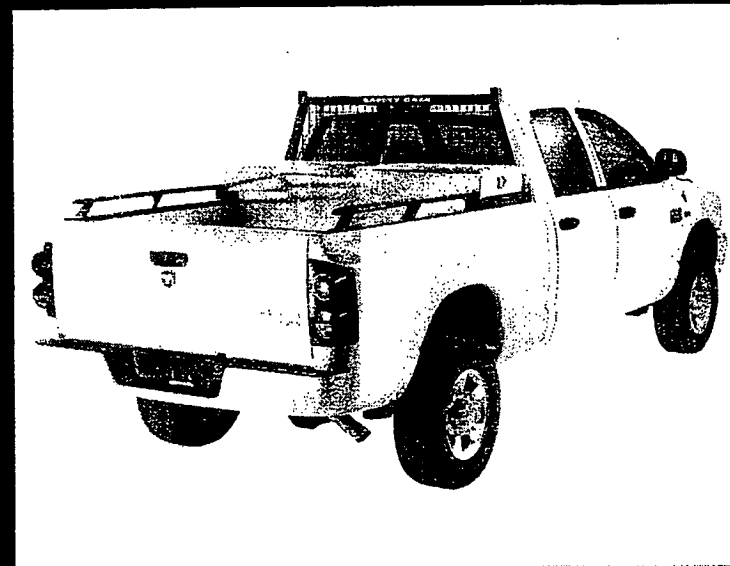
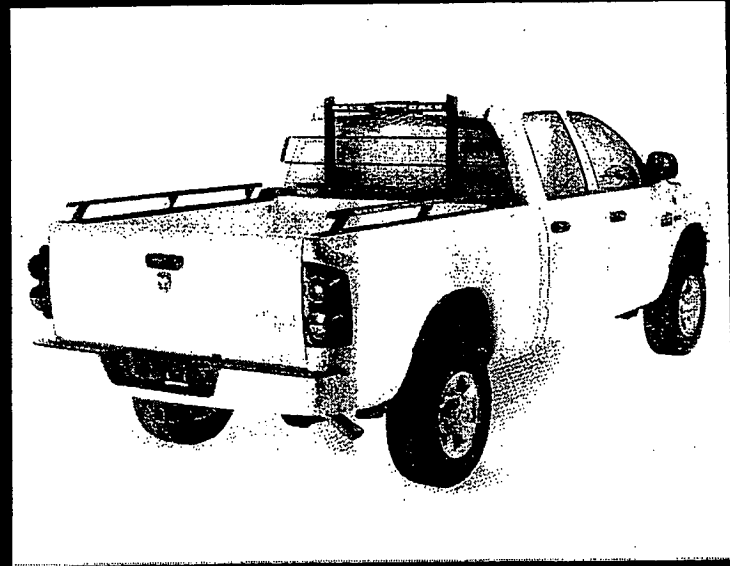
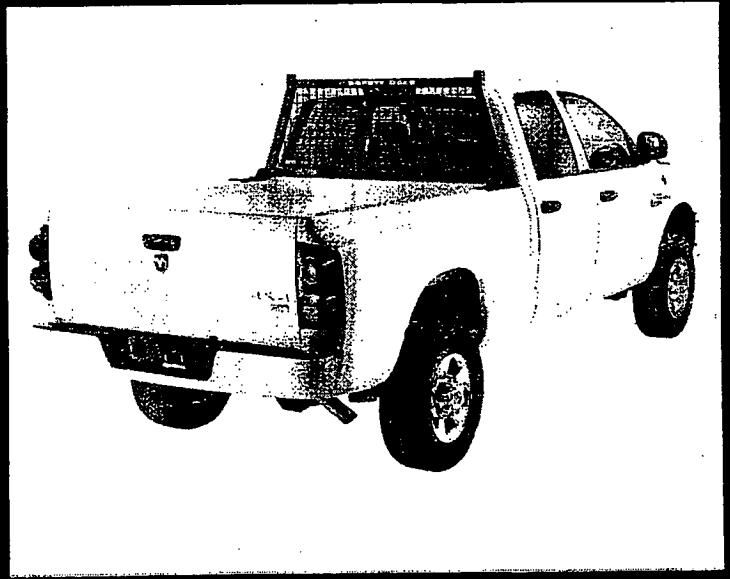
Center Mount, 10.5" base

[Order Now](#)

Drivers side, 6.5" base

[Order Now](#)

BR00251



BR00290

BACKRACK[™]
FUNCTION AND STYLE FOR TODAY'S TRUCKS

Passenger side, 6.5" base **Order Now**

Bracket for Rectangular lights/mini bars -49.95



Side Mount, 16" x 7" **Order Now**

Center Mount, 16" x 7" **Order Now**

Brackets for Sport Lights - 33.95 **Order Now**



- Pair of "L" brackets.
- For sport lights, fog lights, or driving style lights.

Brackets for Light Bars - 49.95 **Order Now**



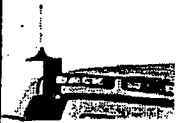
- Pair of Heavy Duty "L" Brackets.
- For fullsize "police style" light bars.

Brackets for Arrow Sticks - 49.95 **Order Now**



- Pair of brackets and self-tapping screws.
- Requires some drilling.

Antenna Bracket - 35.95 **Order Now**



- 3.5" square base.
- Pre-Drilled 7/8" antenna mounting hole.

Universal Light Bracket - 47.95 **Order Now**



- 10.5" square base, self-tapping screws.
- Requires some drilling.
- Does not work with Safety Racks for Dodge Ram, 1994-2001

Related Truck Rack Items at CargoGear:

TracRac Truck Racks - Aluminum alloy Truck Racks and Van Racks.

T-Rac Pro Removable Truck Rack - TracRac brand removable aluminum truck rack.

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BR00252

BACKRACK™

INSTALLATION GUIDE

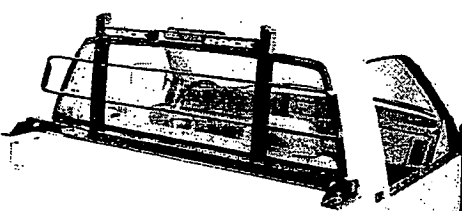
YEAR	MAKE / MODEL	"the original" BACKRACK™ (Comes complete with mounting hardware)	SAFETY RACK FRAME ONLY (Choose hardware kit from next column on right)	INSTALLATION HARDWARE (Works with Backrack™ and Safety Rack)	REAR BAR
CHEV/GMC					
1999-TD	Silverado, Sierra	10509	10400	30109	11509
2007-08	Silverado, Sierra, GMT900 (New Body Style)	10519	10400	30119	11519
1988-98	CK Series, Classic Body Style	10503	10400	30103	11503
1968-88	Full Size Pick-up, All	10504	10400	30103	11504C
2005-TD	Colorado and Canyon	10316	10200	30116	
1982-2005	S10-S15, Sonoma	10312	10200	30110	
DODGE					
2002-TD	1500 (new body)	10517	10400	30117	11517
2003-TD	2500, 3500 (new body)	10517	10400	30117	11517
1994-2001	1500, 2500, 3500	10507	10400	30107	11507
1969-1993	Full Size Pick-ups, All	10504	10400	30103	11504D
2005-TD	Dakota	10314	10200	30113	
1987-2004	Dakota	10313	10200	30113	
FORD					
2004-TD	F150 (Except Heritage)	10512	10400	30112	11512
1999-TD	F-Super Duty (Not UPS Shippable)	10501	10300	30201	11501
2004-TD	F150-Supercrew (No Stakepockets)	10512 SC	10400	30104	
1997-2003	F150, 250 Light Duty (and 2004 Heritage)	10502	10400	30102	11502
1975-1996	F-Series 8 ft bed	10506	10400	30106	11506
1975-1996	F-Series 6-1/2 ft bed	10505	10400	30105	11506
1999-2003	F150-Supercrew (Heritage) (No Stakepockets)	10502 SC	10400	30104	
1993-2005	Ranger	10311	10200	30111	11310R
MAZDA					
1989-1992	B-Series	10310	10200	30110	
1993-2005	B-Series	10311	10200	30111	11310R
NISSAN					
1987-2004	Pick-up & Frontier	10312	10200	30110	
2004-TD	Titan	10511	10400	30511	
2005	Frontier	10314	10200	30113	
TOYOTA					
1984-1998	Pick-up	10310	10200	30110	
1993-1998	T-100	10508	10400	30108	
1997-2004	Tacoma (no rack available for 2005)	10313	10200	30113	
1999-2005	Tundra	10508	10400	30108	11508
2008	Tundra	10518	10400	30118	11518
2005-TD	Tacoma	N/A			

Notes: No applications for stepside trucks and flareside trucks.

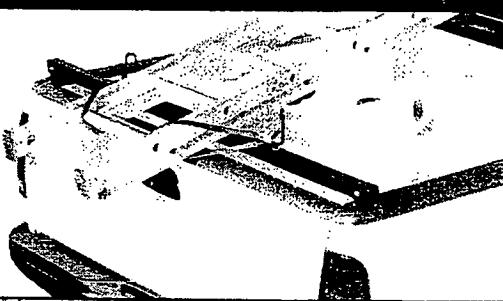
BACKRACK™, SAFETY RACK and Hardware Kits may be ordered with 21" Toolbox brackets at a lower price than if purchased separately. Add "TB" to the end of the part # when ordering.

BACKRACK INC. LIMITED WARRANTY This limited warranty is made by BACKRACK INC., to the original retail purchaser of BACKRACK products. BACKRACK INC. warrants that BACKRACK products will be free from defects in material and workmanship for so long as the purchaser owns the vehicle on which it is originally installed. This warranty does not apply to: • Defects caused by the improper installation of its products • Damage caused by failure of any vehicle attachment points • Products which have been subject to misuse, misapplication, modification or accidental damage • Surface rust or corrosion that has not perforated the product. If the purchaser discovers that the BACKRACK product fails to fulfill the Warranty, the purchaser shall contact BACKRACK INC. to make arrangements for an inspection of the product. If BACKRACK INC. determines a defect exists, BACKRACK INC. shall, at its option and expense, repair or replace any defective part. All Warranty repairs shall be made by an authorized BACKRACK product dealer or BACKRACK INC. approved service company. THE WARRANTY PRINTED ABOVE IS THE ONLY WARRANTY APPLICABLE TO THIS PURCHASE. ALL OTHER WARRANTIES, EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO THE IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE ARE HEREBY DISCLAIMED. BACKRACK INC. SHALL NOT BE LIABLE FOR ANY INCIDENTAL OR CONSEQUENTIAL DAMAGES ARISING OUT OF ANY BREACH OF THIS WARRANTY. NOR SHALL THE DAMAGES EXCEED THE RETURN AMOUNT OF THE PURCHASE PRICE PAID BY THE ORIGINAL PURCHASER. This Warranty is in lieu of all other Warranties express or implied. The terms of this Warranty shall not be modified by any party, their successors or assigns. This Warranty gives you specific legal rights, and you may also have other rights, which vary from state to state.

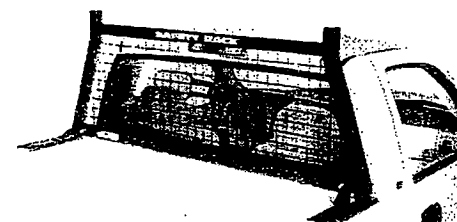
"the original" BACKRACK



REAR BAR



SAFETY RACK

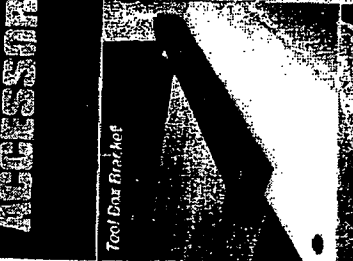
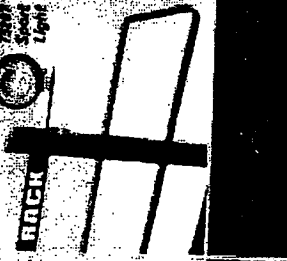
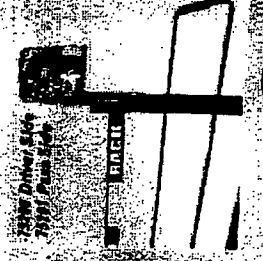
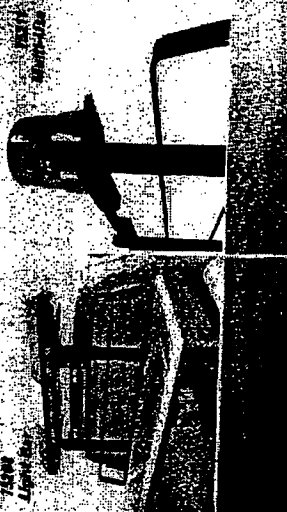
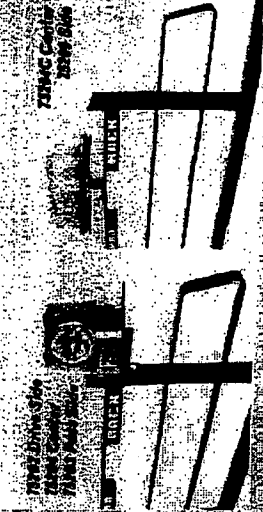
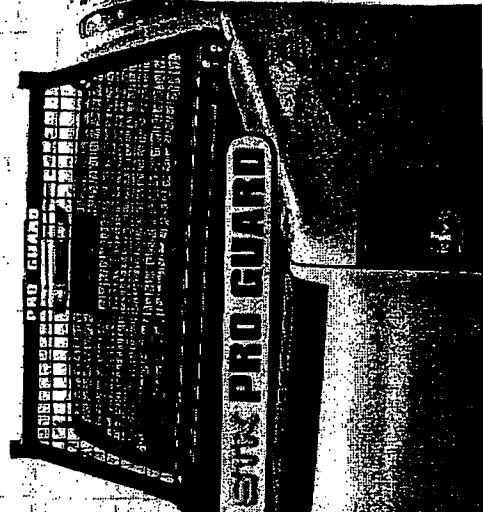


BR00292

EXHIBIT D



TWOTOUGH TRUCKRACKS



LIGHT BAR BRACKETS
 allow mounting of many styles of warning lights or sirens. Also features brackets for mounting fog lights and other accessories.

ACCESSORY BRACKET
 The Pro Rack™ and Pro Guard™ are designed to support almost any type of accessory.

TOOL BOX BRACKET
 allow you to hold your favorite accessory tool box. The Tool Box Bracket provides an additional click-and-ride™ P.T.C. tool box. Especially useful for extra deep boxes.

TAIL GATE
 allows you to easily load or unload boxes with the Pro Rack™ or Pro Guard™. The Tail Bar simply clicks into the main stake pockets. Is easily removed and does not interfere with opening or closing of the tailgate.

STX
 The Pro Rack™ and Pro Guard™ are designed to support almost any type of accessory. For more information, visit us at www.stx.com.

PRO RACK

TOUGH CONSTRUCTION

With robotically welded, 2" thick steel tubing, 5/16" flat-bar, thick-reinforced steel brackets and rail plates that are custom designed for each application, the ProRack™ is tough enough to handle almost anything you can throw at it. Zinc plated hardware, ultra-clean scale-free steel and an extra thick powder coated finish will keep the ProRack™ looking great throughout years of service.

SENSIBLE PROTECTION

The STK ProRack™ offers more than great protection against personal injury by shifting cargo. It also provides a sturdy structure to carry ladders, manage cargo, or to mount lights, toolboxes, antennas and more in almost limitless combinations. Providing for an optimal rear view and structured so that the rear brake light is visible, ProRack™ delivers one of the most safety-conscious designs available.

SIMPLE INSTALLATION

The ProRack™ mounting system employs the truck's stake pockets where available and in most cases installation does not require drilling. ProRack™ installs in minutes.

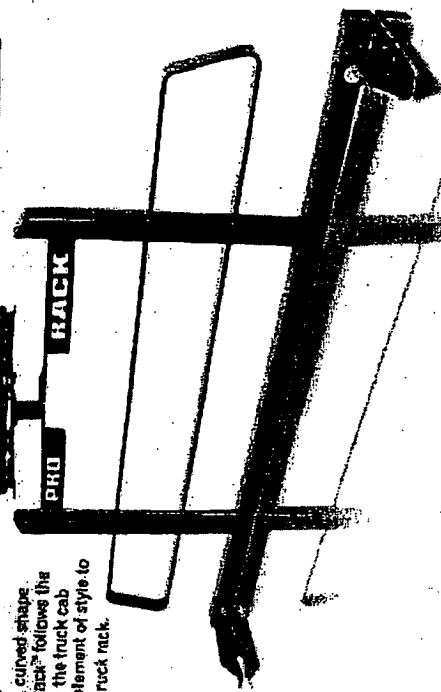
FLEXIBLE USAGE

With multiple accessory brackets to choose from, you can mount any kind of strobe, light bar, arrow stick, antenna or toolbox in various configurations on your ProRack™. Perfect for your work truck, personal truck or a large fleet, ProRack™ can be installed with bedliners and toolboxes.



TAIL BARS allow you to carry ladders or other long loads with the ProRack™ or ProGuard™. The Tail Bar simply slides into the rear stake pockets, as with normal tow bars, and remains with opening or closing of the tailgate.

STK PRO RACK™



STYLISH DESIGN

The unique, curved shape of the ProRack™ follows the contours of the truck cab adding an element of style to this tough truck rack.

TWO TOUGH TRUCK RACKS

PRO GUARD

BUILT TOUGH

The ProGuard™ features an ultra sturdy 2" square tubular steel frame and a custom cut 3/16" diameter cold rolled steel mesh inlay robotically welded into the frame. For safety, a custom maintains visibility of the third brake light. ProGuard™ uses the same custom mounting system as the ProRack™, with thick reinforced steel brackets and rail plates to provide the strongest stake pocket installation available. Each ProGuard™ uses zinc plated

BUILT SAFE

With the heaviest wire mesh screen on the market and tough 2" x 2" wide, thick steel tubing, the STK ProGuard™ delivers both form and function in a window and cab guard. Built strong to protect the cab against vehicle damage better than any other rack. This tough rack is ideal for use on work trucks that carry large tools, equipment, construction materials and other possibly dangerous cargo, yet maintains a fashionable look for any user.

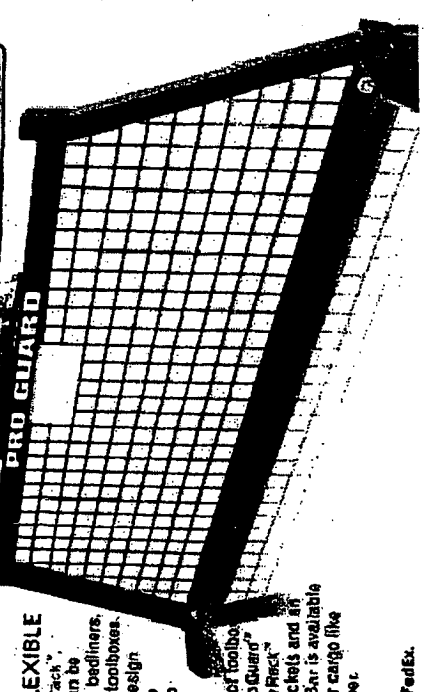
BUILT FLEXIBLE

Like the ProRack™, ProGuard™ can be installed with bedliners, rail caps and toolboxes. The flexible design enables cargo and ladders to be secured, and provides for mounting of toolboxes and lights. ProGuard™ uses most ProRack™ accessory brackets and an optional Tail Bar is available to carry longer cargo like pipe and lumber.

BUILT SIMPLE

Stake pocket mounting system is custom designed for each truck, eliminating the need for drilling into the bedrails on most full size trucks. ProGuard™ installs in minutes.

STK PRO GUARD™



ProRack™ & ProGuard™ can ship via UPS or FedEx.

EXHIBIT E

From: STK [Product-Info@email.admail.net]
Sent: Tuesday, April 22, 2008 2:31 PM
To: Adrian Jayne
Subject: Two New Truck Racks From STK

Follow Up Flag: Follow up
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STK NEW PRODUCT ANNOUNCEMENT

ASK HOW YOU CAN BECOME A PREMIER DISTRIBUTOR!

STK PRO RACK

TWO TOUGH TRUCK RACKS

PROUDLY MADE IN THE USA

STK PRO GUARD

FEATURES:

- Tough, Sturdy, Durable
- Easy No-Drill Installation
- Premium Quality Materials & Construction
- Custom Fit For Your Truck
- Flexible Use - Stylish Looks
- Thick, UV Stable Powder Coat Finish

BR00212

Unlike our competitor, Pro Rack® and Pro Guard™ truck racks are manufactured in the USA using 100% components that come from the USA. We do not use components imported from China.

PROUDLY MADE IN THE
USA

QUALITY PRODUCTS PROUDLY MADE IN THE USA SINCE 1999

www.stkusa.com **STK** STKmail@STKLLC.com

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EXHIBIT F



The Ultimate in Truck Bed Protection!

STK is the leader in truck bed innovation, creating thermoformed truck protection products like drop-in bedliners molded of high density polyethylene with skid resistant technology and award winning tonneau covers.

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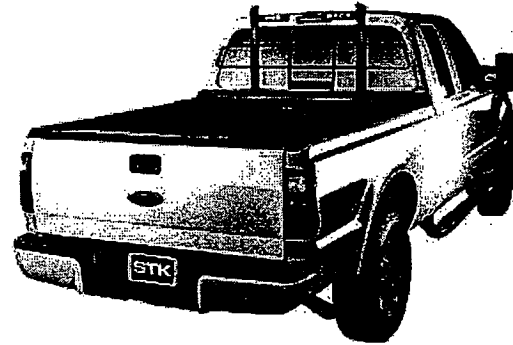
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BR00694

Pro Rack Cab Protection

TOUGH TRUCK RACKS

STK Pro Rack truck racks offer stylish protection against personal injury or cab damage caused by shifting cargo. These tough truck racks provide a sturdy structure to carry ladders, manage cargo and more. Many accessory brackets are available to mount lights, antennas and toolboxes in multiple configurations. Pro Rack truck racks come complete with installation hardware and brackets in one box.

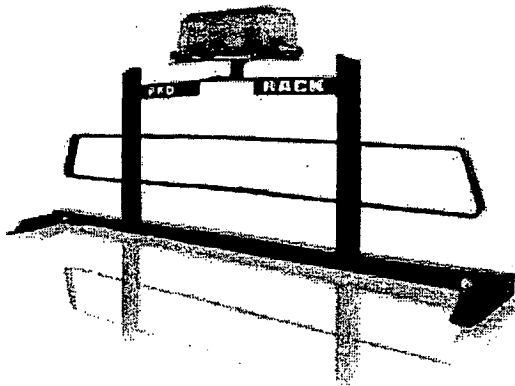


VERSATILITY

Multiple accessory brackets are available to mount strobes, light bars, arrow sticks, antennas and toolboxes in various configurations. Part numbers ending in a "B" include 21" tool box brackets (to accommodate most cross-bed style tool boxes). Tool box brackets may also be purchased separately. Extra wide tool boxes require a 31" long tool box bracket which can only be purchased separately.

ADDITIONAL ACCESSORIES

- [Tail Bar](#)
- [Light Bar Brackets](#)
- [Tool Box Brackets](#)



Pro Rack Application Guide

Year	Model	With Standard Bracket	With 21" Tool Box Bracket
CHEVROLET/GMC			
04-09	Chevy Colorado & GMC Canyon	71104	71104B
82-04	Chevy S-10 & GMC Canyon*	71105	

BR00695

99-06	Chevy Silverado & GMC Sierra	71103	71103B
2007	Chevy Silverado & GMC Sierra Classic	71103	71103B
07-09	Chevy Silverado & GMC Sierra**	71106	71106B
88-98	Chevy/GMC	71102	71102B
68-87	Chevy/GMC*	71101	71101B
DODGE			
05-09	Dakota (including Quad Cab)	71302	71302B
87-04	Dakota (including Quad Cab)	71301	71301B
94-02	Dodge (except 2002 1500 Series)	71300	71300B
02-09	Dodge 1500 Series	71303	71303B
03-09	Dodge 2500/3500	71303	71303B
68-93	Dodge*	71101	
FORD MOTOR COMPANY			
75-96	Ford (also 97 F-250 HD & F-350 HD) 6.5'	71202	71201B
75-96	Ford (also 97 F-250 HD & F-350 HD) 8' Bed	71201	71201B
04-08	Ford F-150	71205	71205B
97-03	Ford F-150	71203	71203B
04-08	Ford F-150 Super Crew 5.5' Bed	71206	71206B
00-03	Ford F-150 Super Crew 5.5' Bed	71204	71204B
93-09	Ford Ranger	71208	71208B
82-92	Ford Ranger	71301	71301B
99-09	Ford Super Duty F-250 - F-550	71207	71207B
ISUZU			
82-95	Isuzu	71301	71301B
MAZDA			
94-09	Mazda	71208	71208B
86-93	Mazda	71301	71301B
NISSAN			
05-09	Nissan Frontier	71302	71302B
86-04	Nissan Hard Body & Frontier*	71105	71105B
04-08	Nissan Titan	71501	71501B
TOYOTA			
84-95	Toyota	71301	71301B
93-98	Toyota T100	71401	71401B
95-04	Toyota Tacoma	71301	71301B
05-09	Toyota Tacoma (2 parts)	71403-2 73405	
07-08	Toyota Tundra	71402	71402B
99-06	Toyota Tundra	71401	71401B

BR00696

* Tool Box Brackets are only available separately for this application.
** 2007 + Chevy/GMC If truck is equipped with a cargo management system, it must be removed or modified.

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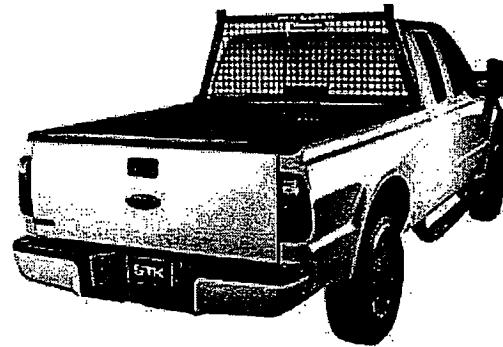
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Pro Guard Cab Protection

TOUGH PROTECTION

STK Pro Guard truck racks deliver the safest cab guard design available. These tough cab guards are ideal for use on work trucks that carry large tools, equipment, construction materials and other possibly dangerous cargo. Their flexible design enables cargo and ladders to be secured and provides for mounting of toolboxes and lights. Both a Main Unit and Install Kit must be purchased to install a Pro Guard cab guard.

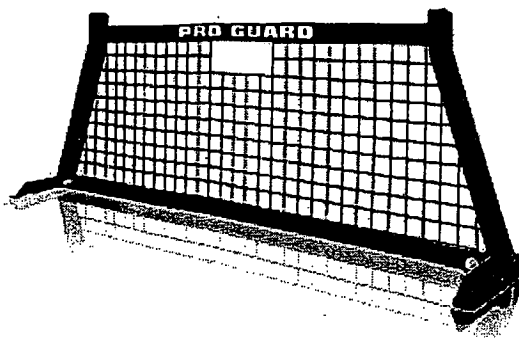


FEATURES

- Can be Installed with Bedliners, Rail Caps and Toolboxes
- Accommodates Most Pro Rack Accessory Brackets
- Manufactured/Assembled Utilizing Industry Benchmark "Total Quality Management" (TQM) Procedures to Meet or Exceed Military 105 Standards
- All Tubing Meets or Exceeds North American ASTM A-513 Specs
- Heaviest Screen on the Market - Custom Cut 3/16 inch Diameter Cold Rolled Steel Mesh Inlay Screen Robotically Welded at Intersections and into Frame Constructed of Ultra Tough 2" x 2" Thick Steel Tubing
- Nine-Step Powdercoat Process Ensures Superior Durability
- Installs in Minutes using Stake Pocket Mounting System Custom Designed for Each Truck - No Drilling on Most Full-Size Trucks
- Both a Main Unit and an Install Kit Must be Purchased to Install a Pro Guard cab guard

ADDITIONAL ACCESSORIES

- [Tail Bar](#)
- [Light Bar Brackets](#)
- [Tool Box Brackets](#)



BR00698

Pro Guard Application Guide

Year	Model	Main Unit	Install Kit with Standard Bracket	Install Kit with 21" Tool Box Bracket
CHEVROLET/GMC				
04-09	Chevy Colorado & GMC Canyon	73000	73104	73104B
82-04	Chevy S-10 & GMC S-15	73000	73301	73301B
99-06	Chevy Silverado & GMC Sierra	73002	73103	73103B
2007	Chevy Silverado & GMC Sierra Classic	73002	73103	73103B
07-09	Chevy Silverado & GMC Sierra**	73003	73105	73105B
88-98	Chevy/GMC	73002	73101	73101B
68-87	Chevy/GMC	73002	73101	73101B
DODGE				
05-09	Dakota (including Quad Cab)	73000	73301	73301B
87-04	Dakota (including Quad Cab)	73000	73301	73301B
68-93	Dodge	73002	73101	73101B
94-02	Dodge (except 2002 1500 Series)	73002	73302	73302B
02-09	Dodge 1500 Series	73002	73303	73303B
03-09	Dodge 2500/3500	73002	73303	73303B
FORD MOTOR COMPANY				
75-96	Ford (also 97 F-250 HD & F-350 HD) 6.5' Bed	73002	73202	73202B
75-96	Ford (also 97 F-250 HD & F-350 HD) 8' Bed	73002	73200	73200B
04-08	Ford F-150	73003	73205	73205B
97-03	Ford F-150	73002	73203	73203B
04-08	Ford F-150 Super Crew 5.5' Bed	73003	73204	73204B
00-03	Ford F-150 Super Crew 5.5' Bed	73002	73204	73204B
93-09	Ford Ranger	73000	73208	73208B
82-92	Ford Ranger	73000	73301	73301B
99-09	Ford Super Duty F-250 - F-550	73001	73201	73201B
ISUZU				
82-95	Isuzu	73000	73301	73301B
MAZDA				
94-09	Mazda	73000	73208	73208B
86-93	Mazda	73000	73301	73301B
NISSAN				
05-09	Nissan Frontier	73000	73301	73301B
86-04	Nissan Hard Body & Frontier	73000	73301	73301B
04-08	Nissan Titan	73002	73501	73501B
TOYOTA				
05-09	Tacoma	73000	73405	

BR00699

84-95	Toyota	73000	73301	73301B
93-98	Toyota T100	73002	73401	73401B
95-04	Toyota Tacoma	73000	73301	73301B
07-09	Toyota Tundra	73003	73402	73402B
99-06	Toyota Tundra*	73002	73401	73401B

* Tundra ProGuard requires drilling of the main unit.

** 2007+ Chevy/GMC If truck is equipped with a cargo management system, it must be removed or modified.

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Armor Deck Dealer Locator

America's leading distributor of quality truck accessories. We also keep an extensive inventory of many other truck accessories including bed liners, tool boxes, tonneau covers, painted wings, spoilers, grill guards, ladder racks, and many other automotive accessories.

<http://dealers.armordeck.us/>

MVS Wings - Custom Wings and Hood Scoops

MVS manufactures only quality blow molded plastic spoilers, and has spent considerable time and money in developing a complete paint system designed to ensure a superior finish.

<http://www.mvswings.us/>

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1010tires.com - Tire & Wheel

The absolute authority on tires and wheels featuring hundreds of high-performance, aftermarket wheels and tires.

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[4 X 4 Plus LLC](#)

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[4x4 Connection](#)

4x4 Connection offers many full lines of 4x4, off-road parts and accessories.

[Armor Deck Truck Accessories](#)

Distributor of automotive aftermarket accessories including bed liners, tool boxes, tonneau covers, wings and spoilers.

[Auto-Visor.com](#)

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Our goal here at BigBoys-CustomToys.com is to satisfy all your Big Boy Toys needs.

[Buffalo Hoods](#)

After market hoods for Dodge, Chevy, & Ford Trucks.

[BUMPER BOOKS - AUTOMOBILE OWNERS MANUALS](#)

We carry a selection of automobile owners manuals for both American and import cars and trucks.

[BuyAutoTruckAccessories.com - Truck Accessories](#)

America's leading retailer of drop-in bed liners. We also keep an extensive inventory of many other quality truck accessories including wings/spoilers, running boards, tonneau covers, bug shields, ladder racks and much more.

[Car and Truck Bumpers](#)

Featuring new replacement and aftermarket bumpers for most cars, trucks, vans, and suvs for car repair shops, body shops, mechanics, auto recyclers, salvage yards, used car dealers, insurance adjusters and hobbyists at wholesale price.

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Manufacturer of light truck, pickup and suv accessories. Aluminum, running boards, tool boxes, nerf steps, grill guards, rails, bed caps, tailgate protectors, hood shields and more.

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Selling new Haynes auto, truck, motorcycle, and ATV repair manuals at 30% below retail.

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We are one of the few auto extended warranty companies that offer 'Bumper to Bumper' coverage even if the vehicle original manufacturer's warranty has already

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Custom car parts delivered to your door. Choose from import car body kits, SUV and truck accessories, car headlights, auto fog lights and more.

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We are a leading manufacturer of soft products and accessories for the automotive aftermarket.

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Grille-Tech is your automotive & truck grille insert specialist.

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Auto & truck lights wholesaler offering OEM replacement & aftermarket headlights, taillights, head lights, tail lights, side marker lights, signal lights, fog lights and lamps for American, European and Japanese cars, trucks, pickups, and suv's for body shops, car repair shops and consumers.

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We offer the lowest prices and free shipping on Replacement, OEM, Aftermarket, and Performance Parts.

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The place to be for everything that is custom trucking.

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Pro Hitch specializes in all kinds of hitch covers. Over 600 available.

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Scrapez sells billet mirrors, AC knobs, truck accessories, show clothing, and affordable unique billet items for Truck and Car Clubs.

[Sport Trucks Specialty -](#)

Wheels, Tires & Accessories for your Truck or SUV. We carry Hypertech, K&N, Eagle Alloys, Boss Motorsport Wheels, Nerf Bars, Grill Guards, Billet Grills and many more accessories to customize and enhance your Truck or SUV.

[Wheels, Tires and Accessories](#)[The Diesel Page.com](#)

The Diesel Page, information resource for the 6.2, 6.5 and Duramax diesel engines.

[TireandWheelDeals.com](#)

Tire and wheel deals offers truck wheels, Falken tire, truck tires, truck wheels, chrome wheels, custom wheels, off-road tires, performance tires, and all-weather tires for cars, trucks, and SUV.

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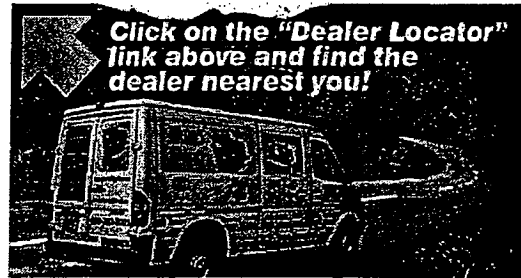
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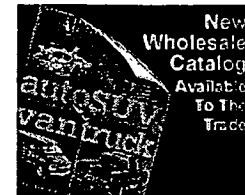
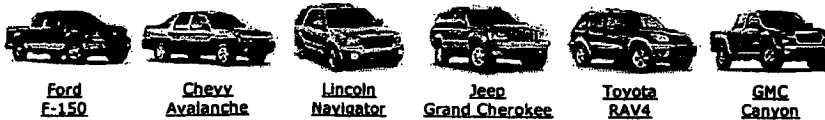
Car and Truck Accessories from Armor Deck

Looking for a great selection of truck accessories or car accessories? Armor Deck can quickly supply you with the auto accessory you need from the best aftermarket accessory manufacturers around. We carry the lines that others don't and we can equip you with accessories from some of the most popular manufacturers in the business. With our superior product knowledge, you can be sure you're getting the right car, SUV, or truck accessories.



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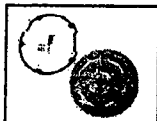
Patriot Shield
by EGR®



Pro Guard
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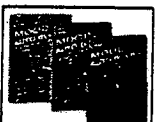
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Every SUV and Van Accessory as Well

We're not talking only trucks and cars, either: Armor Deck also carries SUV accessories and all kinds of van accessory. As one of America's leading distributors of aftermarket accessories for cars, trucks, vans and SUV's, Armor Deck has the knowledge and the track record to find the very best deals - and pass them on to you!

For instance, we are the USA's number one distributor of drop-in bed liners. We also keep an extensive inventory of many other truck accessories including wings and spoilers, running boards, bug shields, window visors, rear wings, tonneau covers, tool boxes, hitches, nerf bars, air horns, lighting, grill guards, ladder racks and much more.

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Aftermarket Accessories for Trucks and Autos

As a member of SEMA, Armor Deck keeps up to date with market trends in specialty automotive equipment. In particular, we closely follow the all-important aftermarket for autos, trucks, SUV's and vans.

We even developed our own state-of-the-art custom paint facility, with a professional team of painters, so that our painted accessories are industry leaders in the field. Armor Deck's extensive inventory includes these categories: Exterior Accessories, Horns and Security, Interior Accessories, Towing and Accessories, Lighting, Contractor/Industrial.

If your needs are not covered by our highly extensive stock of truck and auto accessories, then contact us with details of your desired aftermarket accessory. With our many contacts throughout the industry, we may be able to find it for you! At Armor Deck, we pride ourselves on our commitment to customer service. Allow us to help you find the auto accessories and truck accessories you need!



Specialty Equipment Market Association Member

Become an Authorized Automotive Accessories Dealer!

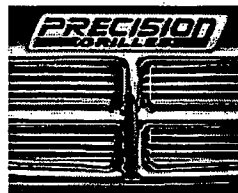


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Automotive News:



automaker's recent debt swap.

S&P upgrades Ford credit ratings (AFP)

Mon, 13 Apr 2009 20:01:44 GMT



AFP - Ratings agency Standard & Poor's Monday said it had raised Ford's credit ratings to "CCC+" from "SD," or selective default, after the US automaker announced it had slashed its debt pile.

Armor Deck News:

STK INTRODUCES TWO TOUGH TRUCK RACK AND CAB GUARDS - Pro Rack and Pro Guard
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04/14/06

GOVERNMENT REPORT: Preventing Asthma and Death in Spray-On Bedliner Industry
04/18/05

STK, L.L.C. and Penda Corporation Settle Litigation
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STK INTRODUCES TWO TOUGH TRUCK RACK AND CAB GUARDS – PRO RACK AND PRO GUARD

Lemont Furnace, PA - May. 20, 2008 -

Pro Rack® truck rack - Designed for optimum versatility without sacrificing your truck's good looks, the new Pro Rack® truck racks provide a sturdy structure to carry ladders, manage cargo and more. Multiple accessory brackets are available to mount strobes, light bars, arrow sticks, antennas and toolboxes in various configurations.

Pro Rack® truck racks use a custom mounting system that requires no drilling (on most trucks) installs in minutes, and provides the strongest installation available. Pro Rack® truck rack is perfect for your work truck, personal truck, or large fleet.

Pro Guard™ truck rack - Built to protect the cab against damage better than any other rack, Pro Guard™ truck racks deliver the safest cab guard design available. Pro Guard™ truck racks feature the heaviest grid on the market, using a custom cut 3/16" diameter cold rolled steel mesh inlay robotically welded into a frame constructed of ultra tough 2" x 2" steel tubing. They install in minutes using the same custom mounting system as the Pro Rack® truck rack. Pro Guard™ truck rack boasts the strongest window guard on the market today

Like Pro Rack®, Pro Guard™ truck racks can be installed with bedliners, rail caps and toolboxes. Its design enables cargo and ladders to be easily carried and secured. Pro Guard™ truck racks accommodate most Pro Rack® accessory brackets. This tough rack is ideal for use on work trucks that carry large tools, equipment, construction materials and other potentially dangerous cargo.

For more information, contact Dan Kuritz, Customer Service Manager (888) 785-1574

STK, LLC

STK is a manufacturer of pickup truck bedliners, truck racks and hard tonneau covers located in Lemont Furnace, PA.

STK, LLC

STK is a manufacturer of pick-up truck bedliners and hard tonneau covers located in Uniontown, PA. STK specializes in quality thermoformed plastic drop-in bedliners.

Armor Deck

Armor Deck is America's leading distributor of drop-in bedliners and a leading distributor of various automotive aftermarket and truck accessories. Headquartered in Saddle Brook, N.J., Armor Deck's goal is to operate with integrity and vision while being ever receptive to our customers' needs.

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Contractor-Industrial

HOME > CONTRACTOR-INDUSTRIAL > LADDER RACKS

Ladder Racks



1. AMER-RAC®

AMER-RAC manufactures superior van and truck racks built in America. They offer light- and heavy-duty racks that can be used with bedliners, toolboxes and other accessories.

[Heavy-Duty Pickup Truck Racks](#)

[Heavy-Duty Van Racks](#)

[Light-Duty Pickup Truck Racks](#)



2. BACKRACK™

BACKRACK is fast becoming standard equipment on fleet vehicles across North America.

[Backrack™ Truck Racks and Cab Guards](#)

[Safety Rack™](#)



3. Kargo Master®

Kargo Master has been manufacturing the strongest, most stylish, and most durable modular truck and van racks available.

[Pro II Truck Rack](#)



4. STK®

STK prides itself on being a customer-driven company that is quick to react to the needs of its business partners. This is the distinguishing characteristic that sets STK apart from the competition.

[Pro Guard](#)

[Pro Rack](#)

Ladder racks and truck racks

Truck **ladder racks** are the ideal solution for storing long items and ladders above the cab and bed of your vehicle. Fixed to the roof of the vehicle, a ladder rack can provide a greatly expanded storage facility. Just the thing when you're heading on a job that requires a large ladder.

There are four main types of *truck racks*, classified according to the type of usage:

Mini step and cube van rack.

Full size van rack.

Light duty truck rack.

Heavy duty truck rack.

PRINCIPLES OF LOADING A TRUCK RACK

Heavy cargo should be evenly distributed throughout.

Frequently needed items should be loaded where they can be easily accessed.

Do not exceed the vehicle's maximum load capacity (from the truck manual).

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Contractor-Industrial

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Here is a list of our **Contractor-Industrial** categories. Click on any of the links below to view a list of products by brand. Browse at your leisure among our extensive selection: you're sure to find something you need among these Contractor-Industrial products!

- | | | |
|-------------------------------------|--------------------------------|------------------------------|
| Bed Caps | Bed Mats | Bed Rails |
| Bedliners | Cab Guards | Fuel Pumps |
| Fuel Transfer Tanks | Job Site Boxes | Ladder Racks |
| Ramps | Tie-Downs | Tool Boxes |
| Wheel Simulators | Wheels | |

Truck wheels, tool boxes, ladder racks, bedliners: truck accessories for contractors

Professional contractors and industrial truck user have a particular need for high-quality, reliable truck accessories. As a contractor, whether you're looking for **tool boxes**, **bedliners**, wheel simulators, or ladder racks, you know you can't afford to be let down by an unreliable truck accessory. Here at Armor Deck we've assembled a catalog of high-quality, professional-grade truck accessories from proven and reputable manufacturers. Our customers have high standards for their accessories, from tool boxes and bedliners to ladder racks and more. We're glad to reflect those high standards in our range of contractor/industrial truck accessories!

TRUCK ACCESSORY CATALOG FEATURING FUEL TRANSFER TANKS, JOB SITE TOOL BOXES, BED RAILS AND MORE

As a contractor, you have unique needs for aftermarket truck accessories and equipment that the average recreational vehicle owner may not need such as fuel transfer tanks, job site tool boxes, or heavy duty cab guards. So get it right the first time and buy your truck accessories through Armor Deck.

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Cab Guards



1. BACKRACK™

BACKRACK is fast becoming standard equipment on fleet vehicles across North America.

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- [Light Bar Brackets](#)
- [Safety Rack™](#)
- [Tool Box Brackets](#)



2. STK®

STK prides itself on being a customer-driven company that is quick to react to the needs of its business partners. This is the distinguishing characteristic that sets STK apart from the competition.

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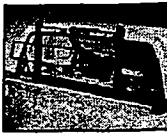

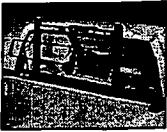

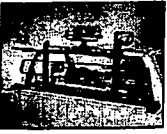

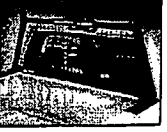

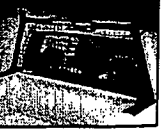



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BACKRACK™



BACKRACK INC, based in Ontario, Canada, is a private family-owned business established in 1989. Their mission is to manufacture pickup truck racks that offer the best combination of strength, versatility and appearance.

Factory sponsored Sub-Distributor programs are available to qualified customers. Call your Armor Deck sales representative for more details.

1.  **Backrack™ Truck Racks and Cab Guards** 
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 Our truck racks are built from strong durable steel tubing that is pickled and oiled which has a smooth finish and provides maximum rust resistance. The fi ... | [View More](#)
<http://products.armordeck.us/backrack/backrack/>
2.  **Backrack™ Truck Racks and Cab Guards** 
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 Our truck racks are built from strong durable steel tubing that is pickled and oiled which has a smooth finish and provides maximum rust resistance. The fi ... | [View More](#)
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3.  **Light Bar Brackets** 
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 Light Bar Brackets allow you to mount most styles of warning lights or antennas. Most light brackets bolt or clamp right to the Backrack eliminating the ne ... | [View More](#)
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4.  **Safety Rack™** 
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<http://products.armordeck.us/backrack/safety-rack/>
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 Tool Box Brackets allow you to add your favorite crossed tool box to the pickup bed. The Tool Box Bracket provide an additional 2" of clearance under the ... | [View More](#)
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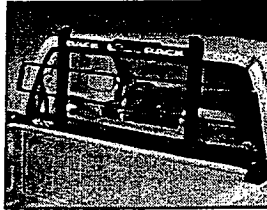
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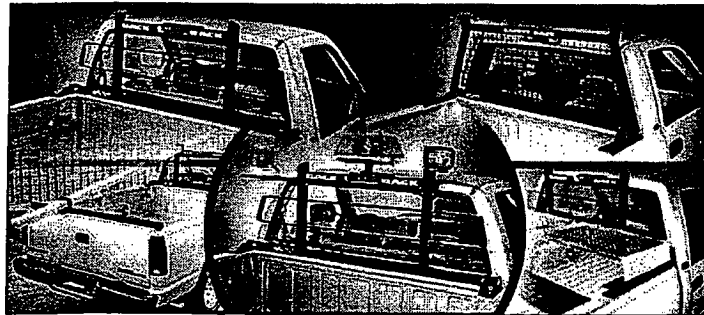
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Backrack™ Truck Racks and Cab Guards
By BACKRACK™

Our truck racks are built from strong durable steel tubing that is pickled and oiled which has a smooth finish and provides maximum rust resistance. The flat bar protecting the rear window of your pickup truck is scale free, and each intersection of material is fully welded for maximum strength. The backrack truck racks is finished with an attractive and long-lasting black powder coat, and all the fasteners used on the Backrack are plated with zinc dichromate, meeting automakers specifications. The Backrack truck cab guards provides strength, versatility and style that can not be matched by any pickup truck rack or cab guard on the market.

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Click here to view [General Accessories for Backrack™ Truck Racks and Cab Guards.](#)

This product is available for vehicles from the following manufacturers:

Chevrolet - GMC	Dodge	Ford Motor Company
Isuzu	Mazda	Nissan
Toyota		



Select an auto manufacturer to view available applications.

Chevrolet/GMC

CHEVROLET/GMC					
Year	Model	With Standard Bracket	With 21" Tool Box Bracket	Rear Bars	Image
68-87	Pickup	10504	**	11504-C	N/A
99-05	Pickup (new body style)	10509	10509TB	11509	N/A
88-98	Pickup (old body style)	10503	10503TB	11503	N/A
04-05	Pickup, Colorado & Canyon	10316	10316TB		N/A
01-05	Pickup, Heavy-Duty Dually (new body style)	10590DW	10509TB	11509	N/A
82-03	Pickup, S-10	10312	10312TB		N/A
88-98	Pickup, Sportside (old body style)			11803	N/A

BR00667

* Tacoma - The Safety Rack is preferred for this application; Backrack is not recommended as it obstructs the brake lights
** Tool Box Brackets must be ordered separately

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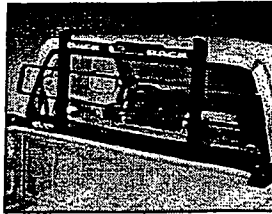
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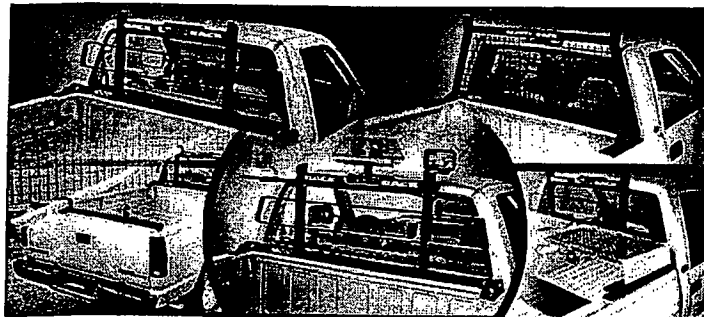
General Accessories

HOME > PRODUCTS > BACKRACK™ > BACKRACK™ TRUCK RACKS AND CAB GUARDS



**Backrack™ Truck Racks and Cab Guards
By BACKRACK™**

Our truck racks are built from strong durable steel tubing that is pickled and oiled which has a smooth finish and provides maximum rust resistance. The flat bar protecting the rear window of your pickup truck is scale free, and each intersection of material is fully welded for maximum strength. The backrack truck racks is finished with an attractive and long-lasting black powder coat, and all the fasteners used on the Backrack are plated with zinc dichromate, meeting automakers specifications. The Backrack truck cab guards provides strength, versatility and style that can not be matched by any pickup truck rack or cab guard on the market.



[Back to Product Page](#)

Select a product to view available part numbers.

Light and Accessory Brackets

LIGHT AND ACCESSORY BRACKETS

Description	Size	Part No.	Image
Driver side utility light bracket for small round strobe lights (Octagonal)	6-1/2	81001	N/A
Passenger side utility light bracket for small round strobe lights (Octagonal)	6-1/2	81003	N/A
Drivers side utility light bracket for round strobe lights (Octagonal)	6-1/2"	91001	N/A
Center Mount utility light bracket for round strobe lights (Octagonal)	10-1/2	91002	N/A
Center mount utility light bracket for small rectangular lights (not full light bars) (Rectangular)	16"	91002REC	N/A
Passenger side utility light bracket for round strobe lights (Octagonal)	10-1/2"	91003	N/A
Arrow Stick light brackets (pair)	-	91004	N/A
Sport Light brackets to mount fog/driving style lights (pair)	-	91005	N/A
Light Bar brackets for mounting full light bars similar to police lights (pair)	-	91006	N/A
Driver or Passenger side utility bracket	16" x 17"	91007	N/A

BR00669

Antenna Bracket (mounts one antenna per bracket)	-	91008	N/A
Round folding bracket (driver side, rotates 180 degrees)	10-1/2"	91001F	N/A
Round folding bracket (passenger side, rotates 180 degrees)	10-1/2"	91003F	N/A

* Tacoma - The Safety Rack is preferred for this application; Backrack is not recommended as it obstructs the brake lights
** Tool Box Brackets must be ordered separately

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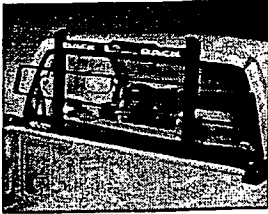
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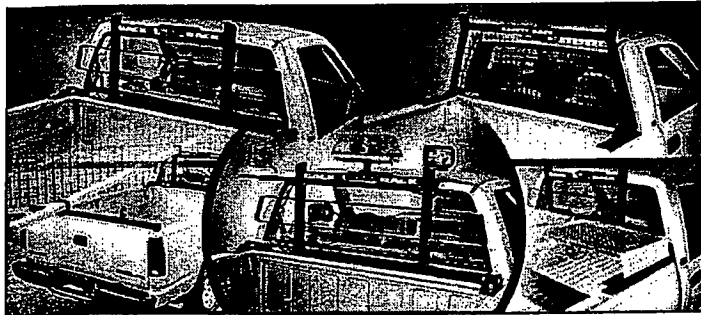
HOME > PRODUCTS > BACKRACK™ > BACKRACK™ TRUCK RACKS AND CAB GUARDS



Backrack™ Truck Racks and Cab Guards By BACKRACK™

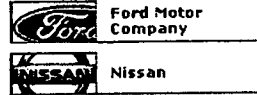
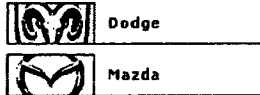
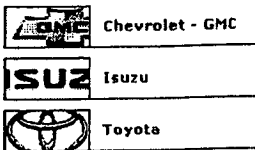
Our truck racks are built from strong durable steel tubing that is pickled and oiled which has a smooth finish and provides maximum rust resistance. The flat bar protecting the rear window of your pickup truck is scale free, and each intersection of material is fully welded for maximum strength. The backrack truck racks is finished with an attractive and long-lasting black powder coat, and all the fasteners used on the Backrack are plated with zinc dichromate, meeting automakers specifications. The Backrack truck cab guards provides strength, versatility and style that can not be matched by any pickup truck rack or cab guard on the market.

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Click here to view [General Accessories for Backrack™ Truck Racks and Cab Guards.](#)

This product is available for vehicles from the following manufacturers:



Select an auto manufacturer to view available applications.

Chevrolet/GMC

CHEVROLET/GMC

Year	Model	With Standard Bracket	With 21" Tool Box Bracket	Rear Bars	Image
68-87	Pickup	10504	**	11504-C	N/A
99-05	Pickup (new body style)	10509	10509TB	11509	N/A
88-98	Pickup (old body style)	10503	10503TB	11503	N/A
04-05	Pickup, Colorado & Canyon	10316	10316TB		N/A
01-05	Pickup, Heavy-Duty Dually (new body style)	10590DW	10509TB	11509	N/A
82-03	Pickup, S-10	10312	10312TB		N/A
88-98	Pickup, Sportside (old body style)			11803	N/A

BR00671

* Tacoma - The Safety Rack is preferred for this application; Backrack is not recommended as it obstructs the brake lights
** Tool Box Brackets must be ordered separately

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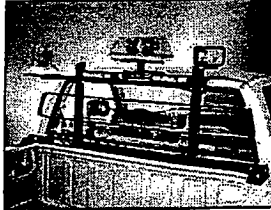
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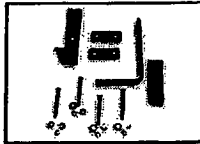
HOME > PRODUCTS > BACKRACK™ > LIGHT BAR BRACKETS



Light Bar Brackets By BACKRACK™

Light Bar Brackets allow you to mount most styles of warning lights or antennas. Most light brackets bolt or clamp right to the Backrack eliminating the need to drill into the body or cab.

LOOKING FOR THE BEST DEALS? [CLICK HERE TO FIND THE DEALERS NEAR YOU, FAST!](#)



Light Bar Brackets

Light Bar Brackets allow you to mount most styles of warning lights or antennas. Most light brackets bolt or clamp right to the Backrack eliminating the need to drill into the body or cab.



Select a product to view available part numbers.

Light Bar Brackets

LIGHT BAR BRACKETS

Description	Size	Shape	Part No.	Image
Antenna brackets (mounts one antenna per bracket)			91008	View
Arrow stick light brackets (pair)			91004	View
Center mount utility light bracket for round strobe lights	10-1/2"	Octagonal	91002	View
Center mount utility light bracket for small rectangular lights	16" x 7"	Rectangular	91002REC	View
Driver or Passenger side utility brackets	16" x 7"	Rectangular	91007	View
Drivers side utility light brackets for round strobe lights	10-1/2"	Octagonal	91001	View
Drivers side utility light brackets for small round strobe lights	6-1/2"	Octagonal	81001	View
Folding bracket (driver side, rotates 180 degrees)	10-1/2"	Round	91001F	View
Folding bracket (passenger side, rotates 180 degrees)	10-1/2"	Round	91003F	N/A
Light Bar Brackets for mounting full light bars (pair)			91006	View
Passenger side utility bracket for small round strobe lights	6-1/2"	Octagonal	81003	View
Passenger side utility light bracket for round strobe lights	10-1/2"	Octagonal	91003	View
Sport light brackets to mount fog/driving style lights (pair)			91005	View
Universal light bracket - fits all Safetyracks except 40507 & 40507TB	10-1/2"	Square	41000	View

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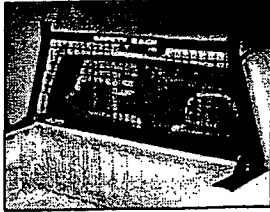
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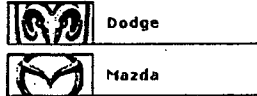
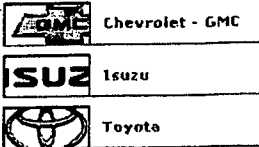
**Safety Rack™
By BACKRACK™**

The Safety Rack is manufactured from strong, durable pickled and oiled steel tubing and cold rolled 3/16" wire. These quality materials are then assembled on our state of the art robotic welding equipment. The screen protecting your window is a 3/16" diameter cold rolled wire that is spot welded at each intersection and robotically welded into the square tube frame. The Safety Rack is finished with an attractive and durable black powder coat finish. All fasteners used to secure the Safety Rack are plated with zinc dichromate meeting automaker specifications. The Safety Rack provides strength, versatility, and style that is unmatched by any other cab guard.

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Click here to view [General Accessories for Safety Rack™](#).

This product is available for vehicles from the following manufacturers:

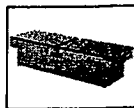


Select an auto manufacturer to view available applications. **Chevrolet/GMC**

Year	Model	CHEVROLET/GMC			Image
		With Standard Brackets	With 21" Tool Box Brackets	Rear Bars	
99-05	Pickup	40509	40509TB	11509	N/A
68-87	Pickup	40503	40503TB	11504-C	N/A
88-98	Pickup (old body style)	40503	40503TB	11503	N/A
04-05	Pickup, Colorado & Canyon	40316	40316TB		N/A
01-05	Pickup, Heavy-Duty Dually (new body style)	40509DW	40509TB	11509	N/A
82-03	Pickup, S-10	40310	40310TB		N/A

Drilling and additional hardware may be needed to install brackets on Safetyrack main unit

* Tacoma - The Safety Rack is preferred for this application; Backrack is not recommended as it obstructs the brake lights
** Tool Box Brackets must be ordered separately



**Challenger Series
Gull Wing Crossovers**
by Deflecta-Shield®



Tool Box Brackets
by BACKRACK™



Light Bar Brackets
by BACKRACK™

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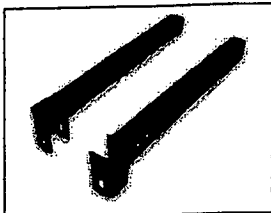
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Product Information

HOME > PRODUCTS > BACKRACK™ > TOOL BOX BRACKETS



**Tool Box Brackets
By BACKRACK™**

Tool Box Brackets allow you to add your favorite crossed tool box to the pickup bed. The Tool Box Bracket provide an additional 2" of clearance under the tool box. Especially useful with extra deep boxes.

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This product is available for vehicles from the following manufacturers:

Chevrolet - GMC	Dodge	Ford Motor Company
Isuzu	Mazda	Nissan
Toyota		



Select an auto manufacturer to view available applications.

Chevrolet/GMC



CHEVROLET/GMC		21"	31"	Image
68-87	Pickup	91010	91010-31	N/A
99-05	Pickup (new body style)	91010	91010-31	N/A
88-98	Pickup (old body style)	91010	91010-31	N/A
2004	Pickup, Colorado & Canyon	91010		N/A
01-05	Pickup, Heavy-Duty Dually (new bodystyle)	91010	91010-31	N/A
82-03	Pickup, S-10	91010-C		N/A

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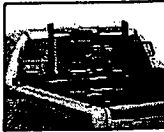



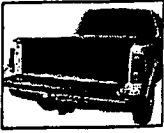

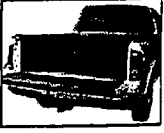



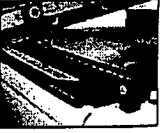




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STK®

STK specializes in creating thermoformed truck accessories, and is dedicated to remaining at the forefront of product innovation. Their technologically advanced bed protection products (bedliners and hard tonneau covers) complement the company's strategy to provide the best truck bed protection and accessory solutions the market has to offer. STK prides itself on being a customer-driven company that is quick to react to the needs of its customers---this characteristic is a distinguishing difference that sets STK apart from the competition.

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 STK Pro Racks offer stylish protection against personal injury or cab damage caused by shifting cargo. These racks provide a sturdy structure to carry ladd ... | [View More](#)
<http://products.armordeck.us/stk/pro racks/>
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 Category: [Contractor-Industrial > Cab Guards](#)
 Tail Bar allows you to carry ladders or other long loads with the Pro Rack or Pro Guard. The Tail Bar simply drops into the rear stake pockets, is easily r ... | [View More](#)
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 ... | [View More](#)
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18. **Tool Box Brackets** 
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 Tool box Brackets allow you to add your favorite crossbed tool box. The Tool Box Brackets provide an additional 2" of clearance under the tool box. Especia ... | [View More](#)

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19.



Universal Bed and Tailgate Mats 

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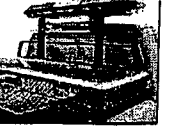

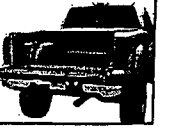

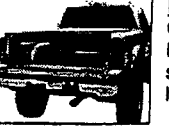




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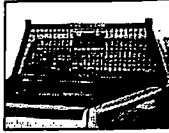
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STK specializes in creating thermoformed truck accessories, and is dedicated to remaining at the forefront of product innovation. Their technologically advanced bed protection products (bedliners and hard tonneau covers) complement the company's strategy to provide the best truck bed protection and accessory solutions the market has to offer. STK prides itself on being a customer-driven company that is quick to react to the needs of its customers---this characteristic is a distinguishing difference that sets STK apart from the competition.

Next >>

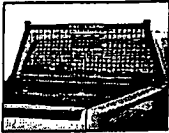
1.  **Bug Shields** 
Category: [Exterior Accessories > Bug Shields](#)
... | [View More](#)
<http://products.armordeck.us/stk/bug-shields/>
2.  **Bull Bars** 
Category: [Exterior Accessories > Grille Guards & Bull Bars](#)
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<http://products.armordeck.us/stk/bull-bars/>
3.  **In-Channel Window Visors** 
Category: [Exterior Accessories > Window Visors](#)
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<http://products.armordeck.us/stk/in-channel-window-visors/>
4.  **Light Bar Brackets** 
Category: [Contractor-Industrial > Cab Guards](#)
Light Bar (Accessory) Brackets allow mounting of most styles of warning lights or antennas. Most Light Bar Brackets bolt or clamp right to the Pro Ra ... | [View More](#)
<http://products.armordeck.us/stk/light-bar-brackets/>
5.  **Line-A-Bed SR™** 
Category: [Exterior Accessories > Bedliners](#)
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<http://products.armordeck.us/stk/line-a-bed/>
6.  **Line-A-Bed SR™** 
Category: [Contractor-Industrial > Bedliners](#)
From the leader in truck bed innovation, the original Line-A-Bed bedliner is now better than ever. "SR" skid resistant te ... | [View More](#)
<http://products.armordeck.us/stk/line-a-bed/>
7.  **Line-A-Bedmat** 
Category: [Exterior Accessories > Bed Mats](#)
The Line-A-Bedmat provides a custom-fit to protect the floor of most pickup trucks, and works great with camper tops and tonneau covers. Made of thick blac ... | [View More](#)
<http://products.armordeck.us/stk/line-a-bedmat/>
8. **Pro Guard** 
Category: [Contractor-Industrial > Cab Guards](#)
STK Pro Guards deliver the most safety-conscious window and cab guard design available. These tough cab guards are ideal for use on work trucks that carry ... | [View More](#)

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9.



Pro Guard

Category: [Contractor-Industrial](#) > [Ladder Racks](#)

STK Pro Guards deliver the most safety-conscious window and cab guard design available. These tough cab guards are ideal for use on work trucks that carry ... | [View More](#)

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10.



Pro Rack

Category: [Contractor-Industrial](#) > [Cab Guards](#)

STK Pro Racks offer stylish protection against personal injury or cab damage caused by shifting cargo. These racks provide a sturdy structure to carry ladd ... | [View More](#)

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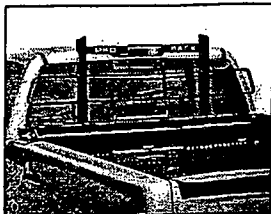
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Product Information

HOME > PRODUCTS > STK® > PRO RACK



**Pro Rack
By STK®**

STK Pro Racks offer stylish protection against personal injury or cab damage caused by shifting cargo. These racks provide a sturdy structure to carry ladders, manage cargo or to mount lights, toolboxes, antennas and more. Pro Racks come complete with installation hardware and brackets in one box. Part numbers ending in a "B" contain 21" brackets to accommodate most cross-bed style tool boxes. Tool box brackets may also be purchased separately. Extra wide tool boxes require a 31" long tool box bracket which can only be purchased separately.

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This product is available for vehicles from the following manufacturers:



STK

Select an auto manufacturer to view available applications. **Chevrolet/GMC**

CHEVROLET/GMC

Year	Model	With Standard Bracket	With 21" Tool Box Bracket	Image
04-09	Chevy Colorado & GMC Canyon	71104	71104B	N/A
82-04	Chevy S-10 & GMC Canyon*	71105		N/A
99-06	Chevy Silverado & GMC Sierra	71103	71103B	N/A
2007	Chevy Silverado & GMC Sierra Classic	71103	71103B	N/A
07-09	Chevy Silverado & GMC Sierra**	71106	71106B	N/A
88-98	Chevy/GMC	71102	71102B	N/A
68-87	Chevy/GMC*	71101	71101B	N/A

* Tool Box Brackets are only available separately for this application.
** 2007 + Chevy/GMC If truck is equipped with a cargo management system, it must be removed or modified.

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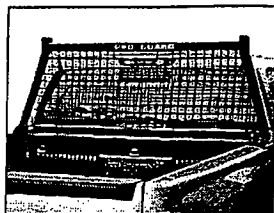
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Product Information

HOME > PRODUCTS > STK® > PRO GUARD



Pro Guard By STK®

STK Pro Guards deliver the most safety-conscious window and cab guard design available. These tough cab guards are ideal for use on work trucks that carry large tools, equipment or construction materials and will maintain a stylish look on your truck. Both a Main Unit and Install Kit must be purchased to install a Pro Guard.

- Flexible Design Enables Cargo and Ladders to be Secured and Provides for Mounting of Toolbox and Lights
- Manufactured and Assembled Utilizing the Industry Benchmark "Total Quality Management" (TQM) Procedures to Meet or Exceed Military 105 Standards
- All Tubing Meets or Exceeds North American ASTM A-513 Specs
- Heaviest Wire Mesh Screen on the Market - Custom Cut 3/16 inch Diameter Cold Rolled Steel Mesh Inlay
- Mesh Inlay is Robotically Welded at each Intersection and into Frame
- Frame Constructed of Ultra Tough 2" x 2" Thick Steel Tubing
- Nine-Step Powdercoat Process Ensures Superior Durability
- Thick Reinforced Steel Brackets and Rail Plates
- All Hardware is Zinc Plated for Greater Protection against Corrosion
- Installs in Minutes using Stake Pocket Mounting System Custom Designed for Each Truck - No Drilling on Most Full-Size Trucks
- Can be Installed with Bedliners, Rail Caps and Toolboxes

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This product is available for vehicles from the following manufacturers:

Chevrolet - GMC	Dodge	Ford Motor Company
Isuzu	Mazda	Nissan
Toyota		



Select an auto manufacturer to view available applications. [Chevrolet/GMC](#)

Year	Model	Main Unit	With Standard Brackets	With 21" Tool Box Bracket	Image
04-09	Chevy Colorado & GMC Canyon	73000	73104	73104B	N/A
82-04	Chevy S-10 & GMC S-15	73000	73301	73301B	N/A
99-06	Chevy Silverado & GMC Sierra	73002	73103	73103B	N/A
2007	Chevy Silverado & GMC Sierra Classic	73002	73103	73103B	N/A
07-09	Chevy Silverado & GMC Sierra**	73003	73105	73105B	N/A
88-98	Chevy/GMC	73002	73101	73101B	N/A
68-87	Chevy/GMC	73002	73101	73101B	N/A

** 2007+ Chevy/GMC If truck is equipped with a cargo management system, it must be removed or modified. * Tundra ProGuard requires drilling of the main unit.

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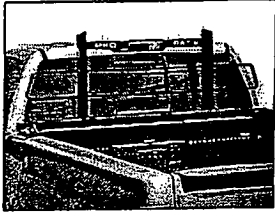
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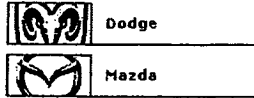
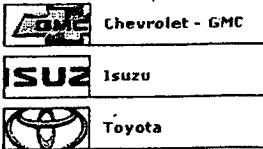


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By STK®

STK Pro Racks offer stylish protection against personal injury or cab damage caused by shifting cargo. These racks provide a sturdy structure to carry ladders, manage cargo or to mount lights, toolboxes, antennas and more. Pro Racks come complete with installation hardware and brackets in one box. Part numbers ending in a "B" contain 21" brackets to accommodate most cross-bed style tool boxes. Tool box brackets may also be purchased separately. Extra wide tool boxes require a 31" long tool box bracket which can only be purchased separately.

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This product is available for vehicles from the following manufacturers:



STK

Select an auto manufacturer to view available applications. [Chevrolet/GMC](#)

CHEVROLET/GMC

Year	Model	With Standard Bracket	With 21" Tool Box Bracket	Image
04-09	Chevy Colorado & GMC Canyon	71104	71104B	N/A
82-04	Chevy S-10 & GMC Canyon*	71105		N/A
99-06	Chevy Silverado & GMC Sierra	71103	71103B	N/A
2007	Chevy Silverado & GMC Sierra Classic	71103	71103B	N/A
07-09	Chevy Silverado & GMC Sierra**	71106	71106B	N/A
88-98	Chevy/GMC	71102	71102B	N/A
68-87	Chevy/GMC*	71101	71101B	N/A

* Tool Box Brackets are only available separately for this application.
** 2007 + Chevy/GMC If truck is equipped with a cargo management system, it must be removed or modified.

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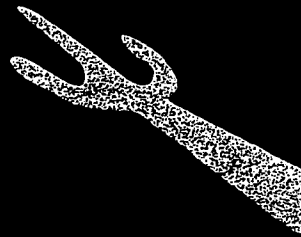
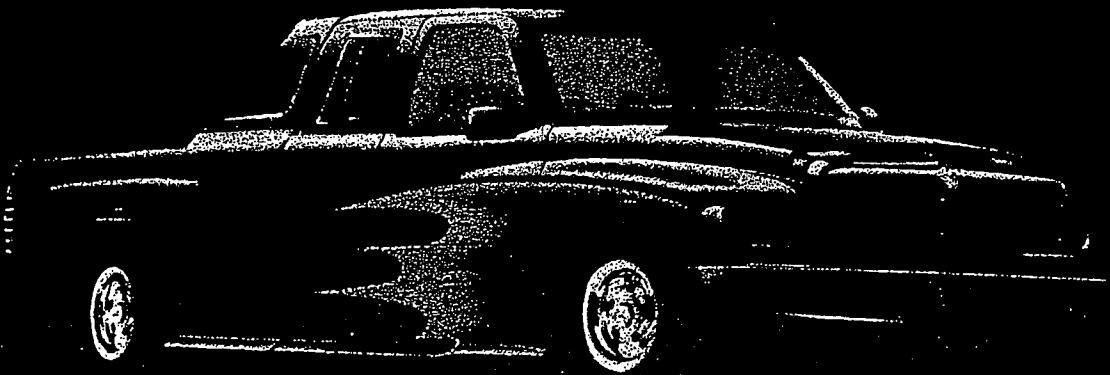
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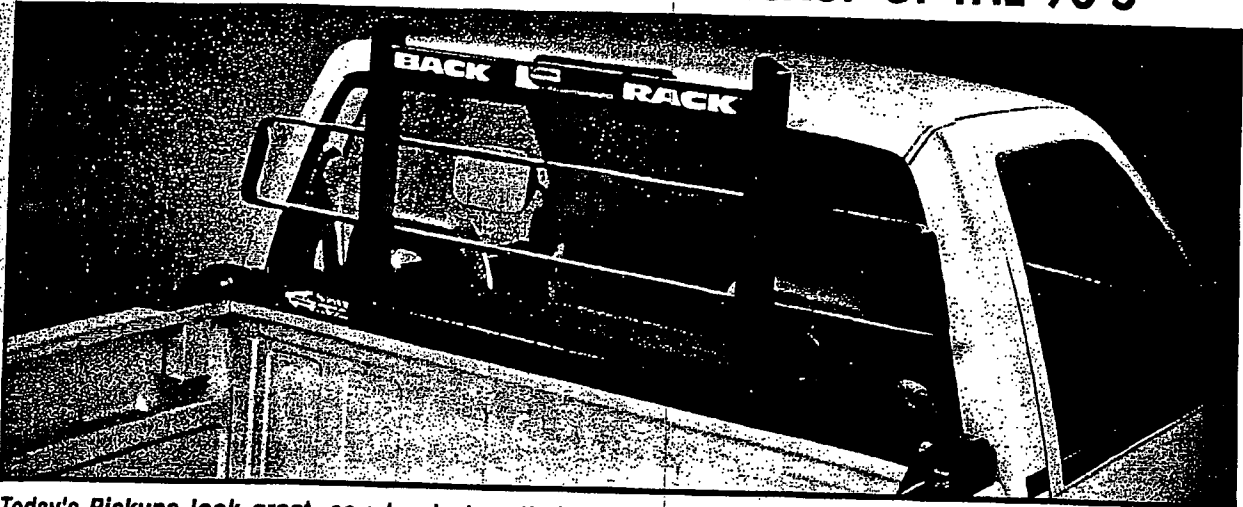
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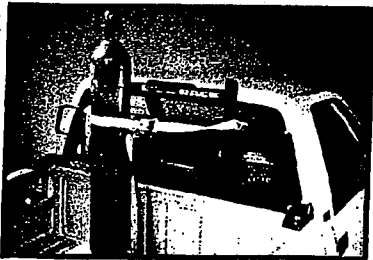
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BACKRACK™

FUNCTION & STYLE FOR THE PICKUP OF THE 90'S



Today's Pickups look great, so why destroy their good looks with an awkward full frame rack? Backrack combines the strength & utility you demand with distinctive styling that compliments your truck. Backracks are made using 2" heavy gauge "Pickled & Oiled" steel tubing, giving a clean, scale-free steel finish for maximum rust resistance.

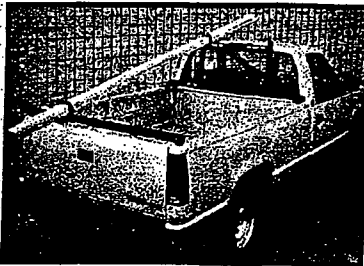


SECURE CARGO and tie shifting loads to the Backrack. The Backrack's strength and rigidity make it ideal for industrial, commercial and construction applications. Backrack's no-mesh design makes it easy to tie ropes, attach straps, or hook rubber cords used to hold cargo.



ADD ACCESSORIES TO SUIT YOUR NEEDS

MOUNT LIGHTS and other accessories with our 5 models of Light Brackets. Shown here are the optional driver and center mount utility light brackets and the passenger mounted sport bracket.



CARRY LADDERS or any long loads on the Backrack with or without the REAR BAR accessory. Backrack's drill-free railmount installation system makes it quick and easy to install into the bed stake pockets on most applications, even on trucks with over the rail bedliners.

BACKRACK PART#

PART#	DESCRIPTION
10210	BACKRACK S-10 82-93
10310	BACKRACK RANGER/DAKOTA/MAZDA/TOYOTA /D-50
10312	BACKRACK S-10 94-TD/NISSAN 86.5-TD
10503	BACKRACK CHEVY 88-TD
10504	BACKRACK CHEVY 68-87/DODGE 68-93
10505	BACKRACK FORD 75-TD (6 1/2' bed only)
10506	BACKRACK FORD 75-TD (8' bed only)
10507	BACKRACK DODGE 94-TD
10803	BACKRACK CHEVY SPORTSIDE 88-TD

BACKRACK REAR BARS

PART#	DESCRIPTION
11310-D	REAR BAR: DAKOTA
11310-R	REAR BAR: RANGER
11503	REAR BAR: CHEVY 88-TD
11504-C	REAR BAR: CHEVY 68-87
11504-D	REAR BAR: DODGE 68-93
11506	REAR BAR: FORD 75-TD
11507	REAR BAR: DODGE 94-TD
11803	REAR BAR: CHEVY SPORTSIDE 88-TD

BACKRACK ACCESSORIES

PART#	DESCRIPTION
91001	DRIVERS SIDE UTILITY LIGHT BRKT
91002	CENTER MOUNT UTILITY LIGHT BRKT
91003	PASSENGER SIDE UTILITY LIGHT BRKT
91005	SPORT LIGHT BRKT (Pt)
91009	LIGHT BAR BRKT (police type lights)
91010	TOOL BOX BRACKETS

BACKRACK IS AN ATTRACTIVE AND VERSATILE ALTERNATIVE TO FULLSIZE TRUCK RACKS OR WINDOW AND CAB GUARDS!

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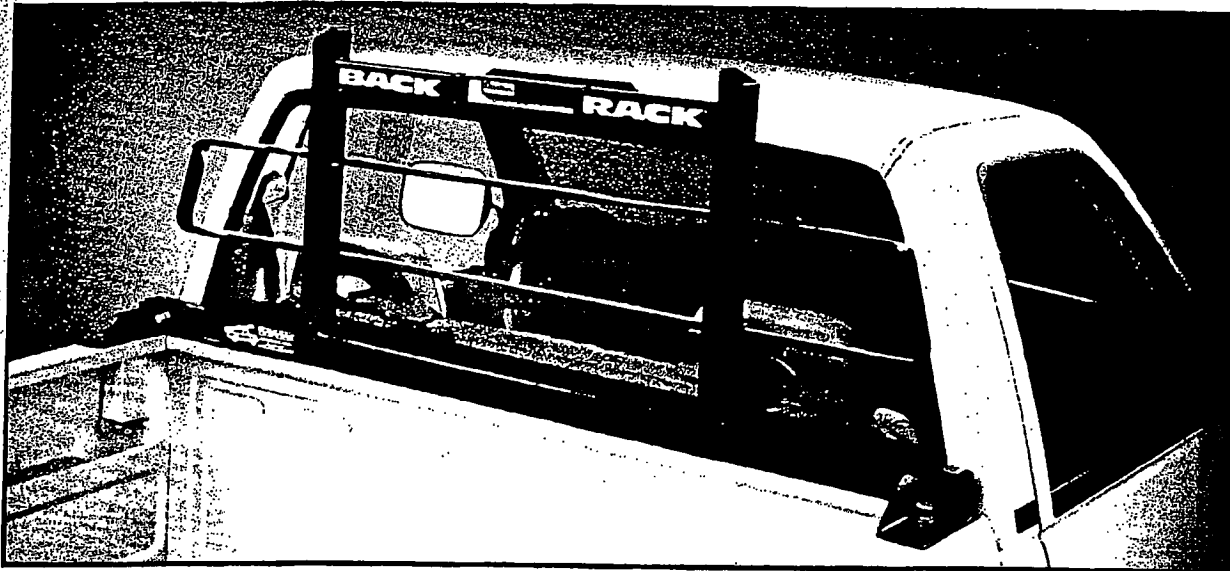
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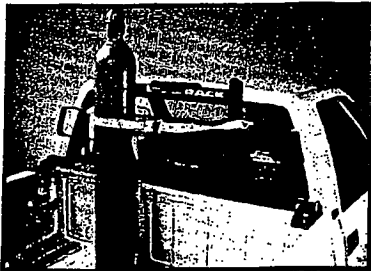
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BACKRACK™

FUNCTION & STYLE FOR THE PICKUP OF THE 90'S



Today's Pickups look great, so why destroy their good looks with an awkward full frame rack? BACKRACK combines the strength & utility you demand with distinctive styling that compliments your truck. BACKRACKS are made using 2" heavy gauge "Pickled & Oiled" steel tubing, giving a clean, scale-free steel finish for maximum rust resistance.

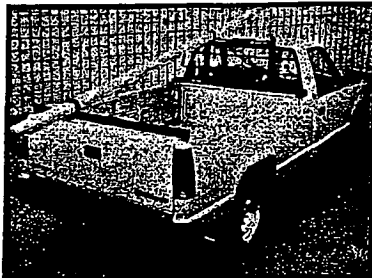


SECURE CARGO and tie shifting loads to the BACKRACK. The BACKRACK's strength and rigidity make it ideal for industrial, commercial and construction applications. BACKRACK's no-mesh design makes it easy to tie ropes, attach straps, or hook rubber cords used to hold cargo.



ADD ACCESSORIES TO SUIT YOUR NEEDS

MOUNT LIGHTS and other accessories with one of our several models of Light Brackets. Shown here are the optional driver and center mount utility light brackets and the passenger mounted sport bracket.



CARRY LADDERS or any long loads on the BACKRACK with or without the REAR BAR accessory. BACKRACK's drill-free railmount installation system makes it quick and easy to install into the bed stake pockets on most applications, even on trucks with over the rail bedliners.

BACKRACK - MAIN UNIT

PART#	W/TOOL BOX BRKT. INCL.	DESCRIPTION
10503	10503TB	BACKRACK: CHEVY 88-TD
10504	10504TB	BACKRACK: CHEVY 68-87/DODGE 68-93
10803	10803TB	BACKRACK: CHEVY SPORTSIDE 88-TD
10312	10312TB	BACKRACK: S-10 82-TD/NISSAN 86.5-TD
10507	10507/TB	BACKRACK: DODGE 94-TD
10505	10506/7TB	BACKRACK: FORD 75-96 (6 1/2' bed only)
10506	10506/7TB	BACKRACK: FORD 75-96 (8' bed only)
10502	10502TB	BACKRACK: FORD 97-TD
10310	10310TB	BACKRACK: RAN/DAK/MAZ/TOY/D-50/SUZU
10503T1	10503T1TB	BACKRACK: TOYOTA T-100 93-TD

BACKRACK - REAR BARS

PART#	DESCRIPTION
11503	REAR BAR: CHEVY 88-TD
11504-C	REAR BAR: CHEVY 68-87
11803	REAR BAR: CHEVY SPORTSIDE 88-TD
11310-D	REAR BAR: DAKOTA
11504-D	REAR BAR: DODGE 68-93
11507	REAR BAR: DODGE 94-TD
11310-R	REAR BAR: RANGER
11506	REAR BAR: FORD 75-96
11502	REAR BAR: FORD 97-TD
11508	REAR BAR: TOYOTA T-100 93-TD

BACKRACK - ACCESSORIES

PART#	DESCRIPTION
91001	DRIVERS SIDE UTILITY LIGHT BRACKET
91002	CENTER MOUNT UTILITY LIGHT BRACKET
91003	PASSENGER SIDE UTILITY LIGHT BRACKET
91005	SPORT LIGHT BRACKETS (pair)
91006	LIGHT BAR BRACKETS (police type lights)
91007	D.O.I. LIGHT BRACKETS (pair)
91010	TOOL BOX BRACKETS (pair) - except '97 Ford
91012	'97 FORD TOOLBOX BRACKET (pair)
91010-31	31" TOOL BOX BRACKETS (pair)

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