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

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| Proceeding | 92056508 |
| Party | Defendant South Hill Herbs Inc. |
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| Submission | Motion for Sanctions |
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| Date | 03/14/2014 |
| Attachments | Motion.pdf(1858864 bytes) Exhibit A.pdf(28195 bytes) Exhibit B - GENERAL Filing.pdf(2663192 bytes) Exhibit C.pdf(449420 bytes) Exhibit D.pdf(13102 bytes) Exhibit E.pdf(92790 bytes) Exhibit F.pdf(257733 bytes) Exhibit G - Part 1.pdf(4322286 bytes) Exhibit G - Part 2.pdf(4488519 bytes) Exhibit G - Part 3.pdf(3971948 bytes) Exhibit H.pdf(1762453 bytes) Exhibit I.pdf(905095 bytes) Exhibit J.pdf(127934 bytes) Exhibit K.pdf(263811 bytes) |

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|------------------------------|---|------------------------------------|
| SOUTH HILL HERBS INC. |) | IN THE UNITED STATES PATENT |
| |) | AND TRADEMARK OFFICE |
| Registrant |) | TRADEMARK TRIAL AND APPEAL |
| |) | BOARD |
| v. |) | CANCELLATION NO. 92056508 |
| JARRETT INC. |) | REGISTRATION NO. 4227018 |
| |) | TRADEMARK: NUTRABEE |
| Petitioner |) | |
| _____ |) | |

REGISTRANT'S COMBINED MOTION FOR SANCTIONS AND MOTION FOR SUMMARY JUDGMENT

Registrant South Hill Herbs Inc., by undersigned counsel, hereby brings this combined Motion for Sanctions and Motion for Summary Judgment against Petitioner Jarrett, Inc. in response to Petitioner's inability and/or refusal to produce responsive documents as directed by the Board in its order dated January 3, 2014.

SUMMARY OF PROCEEDINGS HISTORY

On November 29, 2012 Petitioner filed its Petition for Cancellation of the Registrant's mark.

On December 24, 2012 Petitioner filed a Motion to Strike Pleadings which was primarily denied.

On March 6, 2013 Registrant served on Petitioner its initial disclosures and discovery requests.

On April 2, 2013 Petitioner requested an additional month to complete its responses. Registrant granted Petitioner's request, extending the deadline to May 11, 2013.

On May 13, 2013 Petitioner served its initial responses to Registrant's discovery requests.

On May 30, 2013 Registrant sent Petitioner a letter requesting the production of documents as outlined in Petitioner's response of May 13, 2013 and requested said production on or before June 10, 2013.

On June 2, 2013 Petitioner requested an additional 10 days to produce the documents due to Petitioner's counsel having had recent surgery. Registrant granted the extension.

On June 24, 2013 when Petitioner had not complied with Registrant's discovery requests, Registrant sent Petitioner a letter offering an additional 20 days extension of time in return for consent to an extension of time of 60 days to the discovery period. Registrant requested an answer to its offer no later than June 26, 2013.

On June 26, 2013 Petitioner filed initial disclosures along with a Motion for Summary Judgment which was entirely denied.

On October 25, 2013 Registrant brought a Motion to Compel Production of Documents. Petitioner countered with a "Motion to Compel Suitable Protective Order and Complete Responses to all Interrogatories and Production of Documents".

On January 3, 2014 the Board granted Registrant's Motion and ordered Petitioner to produce its responsive documents. Petitioner's Motions were both denied.

On February 3, 2014 Petitioner provided its documents which are mainly irrelevant and in our opinion the invoices we received are apparent mock-ups.

On February 25, 2014 Registrant requested Petitioner to provide further, relevant document production and clarification regarding documents produced.

Petitioner responded on March 4, 2014 by indicating that there would be no further production of documents, that the mocked up invoices submitted were provided in an appropriate format and that it felt that the large volume of seemingly irrelevant documents were justified. (see details below)

MOTION - SANCTIONS

Upon request and in accordance with Rule 34 of the Federal Rules of Civil Procedure, parties must produce documents that are proper and relevant to the issue at hand. See *Luehrmann v. Kwik Kopy Corp.*, 2 USPQ2d 1303, 1305 (TTAB 1987). A party failing to provide documents is therefore “subject to a motion to compel, and ultimately, **a motion for discovery sanctions.**” See Trademark Trial and Appeal Board Manual of Procedure (“TBMP”) § 401.02 (3rd ed. 2011).

Registrant has made repeated good faith efforts throughout these proceedings but has been continually balked by Petitioner's strong showing of willful evasion which eventually resulted in Registrant filing its Motion to Compel Production of Documents on October 25, 2013, which was granted by the Board on January 3, 2014.

On February 3, 2014 Petitioner forwarded its documents via email; and as agreed upon, Registrant forwarded its documents to Petitioner via email.

Petitioner was made fully aware by the Board decision in this matter dated January 3, 2014 (*footnote 2*), that its numerous responses of "*will produce relevant non privileged documents (if any)*" and "*will produce relevant non privileged documents, to the extent that any can be located after a reasonably diligent search*" are improper because they indicate that Petitioner did not conduct a search of its records prior to preparing and serving those responses [See *No Fear Inc. v. Rule*, 54 USPQ2d 1551, 1555 (TTAB 2000)]. Petitioner was also reminded that it had a duty to correct and supplement its discovery responses in a timely manner in accordance with Fed. R. Civ. P. 37(c)(1). A copy of the Board's decision is attached hereto as **Exhibit "A"**.

Petitioner has not corrected or supplemented its discovery responses to date, despite having had an ample period of time (50 days) within which to do so.

Petitioner forwarded a total of 825 numbered documents, the majority of which are irrelevant to Registrant's document requests. See Declaration of Gina Cluett ("Cluett Decl."), attached hereto as **Exhibit "B"**.

Of the 825 forwarded documents, 504 pages were printouts of trademark registry pages taken from the USPTO Trademark Register website. (Cluett Decl. ¶8).

TBMP § 408.02 states:

In addition, the responding party has a duty "to select and produce the items requested [and to avoid] simply dumping large quantities of unrequested materials onto the discovering party along with the items actually sought under [Fed. R. Civ. P. 34].

Registrant submits that the 504 documents containing copies of USPTO trademark register pages are irrelevant and not responsive to any of its requests for document production, and as such it

can only be assumed that they were included for the sole purpose of being burdensome and evasive.

Petitioner further submitted 215 numbered pages containing what appear to be mock and redacted invoices (Cluett Decl., ¶10-¶17). Registrant believes that the invoices produced by the Petitioner are simply mock ups as the majority lack the most basic information required by generally accepted accounting procedures such as:

- a) invoice number;
- b) customer address, telephone number, fax number - contact information;
- c) shipping information - address, telephone number, contact person;
- d) shipping terms such as method and cost of delivery, shipping date/shipped date;
- e) payment terms.

Registrant also notes that each of the documents purporting to be invoices has been identified as CONFIDENTIAL & TRADE SECRET COMMERCIALY SENSITIVE, despite the fact that they appear to be mostly redacted and contain, in our opinion, not even 'Confidential' information, let alone 'Trade Secrets'. Registrant believes that these documents have been improperly designated based on the definition of a "Trade Secret" as defined by the *Uniform Trade Secrets Act*:

- (d) "**Trade secret**" means information, including a formula, pattern, compilation, program, device, method, technique, or process, that:
 - 1) Derives independent economic value, actual or potential, from not being generally known to the public or to other persons who can obtain economic value from its disclosure or use; and
 - 2) Is the subject of efforts that are reasonable under the circumstances to maintain its secrecy.

Blackhorse v. Pro-Football Inc., 98 USPQ2d 1633, 1635 (TTAB 2011), stands for the proposition that parties must refrain from improperly designating evidence or a show of cause order may issue.

Furthermore, according to the electronic document properties, these documents were generated by way of a Microsoft Excel software application (Cluett Decl. ¶15).

FRCP Rule 34(b)(2)(E) states:

- (i) A party must produce documents as they are kept in the usual course of business or must organize and label them to correspond to the categories in the request;
- (ii) If a request does not specify a form for producing electronically stored information, a party must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms;

Registrant submits that 215 pages of mocked up documents apparently extracted from an electronic database is not in compliance with the requirement that documents be produced as they are kept in usual course of business or ordinarily maintained, nor are they in a reasonably usable form. Registrant submits that a copy of the electronic database may have been a proper submission if said database is Petitioners sole form of record keeping with respect to sales. Registrant has no way of ascertaining the veracity and/or relevance of the information as provided in its current form.

UNRESPONSIVE DOCUMENT DISCLOSURE

Petitioner has not provided any documents or information with respect to its sales or advertising figures as requested in Registrant's Document Requests Nos. 1, 2, 8, 9, 10, 27 and 29 (Cluett Decl. Exhibit 3). This is properly discoverable subject matter in accordance with the TBMP §414 (18) and supported by the decision in *American Optical Corp. v. Exomet Inc.*, 181 USPQ 120, 123 (TTAB 1974).

Petitioner has not provided any documents or information with respect to its actual, intended or right to the use of the mark as requested in Registrant's Document Requests Nos. 1, 2, 4, 5, 6, 7, 11, 16, 19, 20, 25, and 27 (Cluett Decl. Exhibit 3). Evidence as to past, present and planned future use of the mark is proper subject matter for discovery as set out in TBMP §414 (3), (4), (5), (6), (8) and (9).

Petitioner has also not provided any documents or information responsive to Registrant's Interrogatories Nos. 4, 8, 9, 10, 11, 15, 16, 17 and 20 (Cluett Decl. Exhibit 2), all of which concern the development and actual use of Petitioner's NUTRA-BEE trademark.

Through the use of the various disclosures (i.e., initial and expert) and discovery devices (i.e., discovery depositions, interrogatories, requests for production of documents and things, and requests for admission) available to litigants in inter partes proceedings before the Board, a party may ascertain the facts underlying its adversary's case. Discovery of these facts may lead to a settlement of the case, may simplify the issues, or may reveal a basis for a motion for summary judgment, an additional claim (in the case of a plaintiff), or an additional defense or counterclaim (in the case of a defendant). At the very least, taking discovery enables the propounding party to propose to the responding party stipulations of fact, stipulations as to procedures for introducing into the record evidence produced in response to discovery requests, and to otherwise prepare for trial. [TBMP § 401].

Petitioner has not provided the information, properly requested by the Registrant in its discovery requests, which is necessary for Registrant to assess Petitioner's claims that a) it has priority of use, or b) that Registrant's mark is confusing with Petitioner's mark, and to prepare for trial on the basis of those claims.

In keeping with the duty to make good faith efforts, on February 24, 2014, Registrant sent a letter to Petitioner making known that a) the documents sent contained very little responsive material, b) inquiring as to whether any further documents would be forthcoming, c) seeking clarification as to the relevance of documents received and d) in light of the upcoming April 1, 2014 close of the discovery period, requesting that Petitioner provide a response no later than March 4, 2014. A copy of the letter is attached as **Exhibit "C"**.

Petitioner responded to Registrant's letter via email on March 4, 2014 by indicating that, "Petitioner is only required to submit documents to the extent that they exist, and/or are discoverable after a reasonable and diligent search. Petitioner is not required by the FRCP or otherwise, to create or invent documents responsive to your requests." Registrant must infer from this response that Petitioner has no further documents to provide in response to Registrant's document requests. Petitioner also responded that the 215 pages of documents designated as 'Trade Secret', redacted and purporting to be invoices were in fact extracted from an electronic database and that the conversion to electronic form was in compliance with Rule 34 as Petitioner felt that the converted format was a 'reasonably usable form'. Finally, Petitioner responded to our

inquiry regarding the relevance of the 504 pages of Trademark Register printouts by stating that, "they are relevant in that they are a **sampling** (*emphasis added*) of registrants who cover both goods for animal and human consumption, demonstrating the natural expansion for a supplier of animal feed to food for human consumption. As such, they are relevant to this proceeding". Registrant submits that while Petitioner may believe that these documents are relevant to these proceedings, they are neither relevant nor responsive to Registrant's document requests. A copy of Petitioner's email of March 4, 2014 is attached hereto as **Exhibit "D"**.

Petitioner's failure to comply with the Board's order is unacceptable and in keeping with its established pattern of willful evasion. In view thereof, Registrant requests that its Motion for Sanctions be granted and that the Board enter sanctions as it deems appropriate and as defined under TBMP Rule 527.01(a):

If a party fails to comply with an order of the Board relating to discovery, including a protective order or an order compelling discover, the Board may enter appropriate sanctions, as defined in 37 CFR § 2.120(g)(1)...

The sanctions which may be entered by the board include, *inter alia*, **striking all or part of the pleadings of the disobedient party; refusing to allow the disobedient party to support or oppose designated claims or defenses; prohibiting the disobedient party from introducing designated matters in evidence; and entering judgment against the disobedient party.** (*Emphasis added*).

Registrant submits that Petitioner's actions show a grave lack of respect for the proceedings which it has initiated and further requests that the Board consider entering judgment in favour of Registrant in order to bring these proceedings to a conclusion in the interest of justice.

MOTION - SUMMARY JUDGMENT

Summary judgment is appropriate where the movant shows that there is no genuine dispute as to any material fact and that it is entitled to judgment as a matter of law. Fed. R. Civ. P. 56(a). A party asserting that a fact cannot be or is genuinely disputed must support its assertion by either 1) citing to particular parts of materials in the record, or 2) showing that the materials cited do not establish the absence or presence of a genuine dispute, or that an adverse party cannot produce admissible evidence to support the fact. Fed. R. Civ. P. 56(c).

Undisputed Material Facts

Registrant will demonstrate that the following material facts are undisputed and provide the basis for this motion:

1. Registrant has established priority of use of its NUTRABEE trademark.
2. Petitioner has not established any actual use of its NUTRA-BEE trademark.
3. There is no likelihood of confusion between the marks.

1. PRIORITY

Petitioner pled in its Petition to Cancel, attached hereto as **Exhibit "E"**, at ¶1 that its date of first use of the NUTRA-BEE mark is as early as August 10, 2009. In its Response to Registrant's Interrogatories Petitioner stated, **“Jarrett further responds that its first sale was July 20, 2009”** (Cluett Decl. Exhibit 4, ¶10-11).

In reply to Registrant's document requests, Petitioner submitted copies of what appear to be mocked up and redacted invoices extracted from an electronic database, with earliest dates of January 21, 2009, February 22, 2009, July 20, 2009, August 25, 2009 and October of 2009, somewhat consistent with Petitioners pleadings and Interrogatory responses (Cluett Decl., ¶16). However, the very last document submitted by Petitioner, no. 825, sent on its own and in a

separate email, was a document purporting to be an invoice dated December 1, 2007 with no customer address, no shipping address and no invoice number (Cluett Decl. ¶17).

Not only does the date on this invoice contradict all of the previous dates provided by Petitioner in its Pleadings, Interrogatory responses and the Declaration of Keith Jarrett, attached hereto as **Exhibit "K"**, submitted in support of Petitioner's Motion for Summary Judgment filed on June 26, 2013 (¶2, ¶6, ¶9, ¶10, ¶11), there is no way of determining the destination of the goods or how the goods purportedly sold on December 1, 2007 were marked. Registrant submits that Petitioner has compromised Registrant's ability to determine the veracity of these documents. In fact, as discussed below, we have no evidence of use whatsoever provided by Petitioner.

By introducing these unexplained documents, it would appear that Petitioner is alleging an earlier date of first use than that which has been pled, namely August 10, 2009, or even stated, namely July 20, 2009. If indeed this is the case, Petitioner clearly should have amended its pleadings accordingly. In addition to amending its pleadings, Petitioner had a duty to amend its discovery responses. Petitioner has had both the opportunity and an adequate amount of time to do both, but has failed to do so.

Further, according to Petitioner's letter of March 4, 2014 (Exhibit D), "...these invoices are kept by Petitioner in electronic form...". Clearly the information has been available from the outset of these proceedings in electronic form and not filed away on a piece of paper in an inaccessible storage box and/or facility. Petitioner has failed in its duty to be diligent as it did not conduct a search of its records prior to preparing and serving its responses [See *No Fear Inc. v. Rule*, 54 USPQ2d 1551, 1555 (TTAB 2000)].

Registrant submits that if its supposition regarding the possible alleging of a new and different date of first use is accurate, since Petitioner has not fulfilled its duty to amend despite having ample opportunity to do so, it should now be precluded from doing so.

From the outset of these proceedings, Registrant has consistently asserted and provided evidence to the effect that the actual date of first use of its NUTRABEE mark in United States commerce is **April 29, 2008**. See Registrant's Answer to Petition for Cancellation ("Registrant's Answer") ¶4, attached hereto as **Exhibit "F"**. Exhibit A to Registrant's Answer is a copy of the invoice

evidencing its first United States sale to a customer located in St. Louis, Missouri. See also Declaration of Emina Basic ("Basic Decl.", ¶17) attached hereto as **Exhibit "G"**. The product label used at that time is also shown in the accompanying Exhibit E to the Basic Decl. Further, additional samples of Registrant's invoices for sales made to United States customers in the year 2008 are attached hereto as **Exhibit "H"**.

Registrant has established that its ongoing use in commerce in the United States commenced on April 29, 2008, at least one year and three months prior to the Petitioner's earliest heretofore **stated** date of first use, namely July 20, 2009.

Therefore Registrant has established priority of use of its NUTRABEE trademark.

2. ACTUAL USE

Petitioner had a duty to correct and supplement its responses to Registrant's discovery requests, as it was reminded in the Board's decision of January 3, 2014 (Exhibit A, page 2, footnote 2), but it did not. Rather, Petitioner has failed to provide any responsive information and it has not provided a single piece of documentary evidence that shows any actual use of the NUTRA-BEE trademark.

Petitioner did not provide any labels, photographs of the goods and/or their packaging showing the mark, any advertising or promotional materials, nor did it provide at the very least a copy of an original invoice(s) or receipt which may clearly establish the date of the first sale of its goods in association with the mark as related to Registrant's First Set of Interrogatories (Cluett Decl. Exhibit 2, ¶4, ¶9, ¶10, ¶11, ¶15 and ¶16) and Registrant's First Set of Requests for Production of Documents and Things (Cluett Decl. Exhibit 3, ¶1, ¶2, ¶7, ¶8, ¶9, ¶10, ¶11, ¶15, ¶16, ¶19, ¶20, ¶24, ¶26 and ¶29). All of these Interrogatories and Document Requests are directed at obtaining evidence of use. The only production of anything that could possibly be used as or considered to be a label is an image provided in document #000094, titled "Patty Feed Logo" shown below and attached hereto as **Exhibit "I"**.



It is of import to note that the image shown above was obtained by the use of rather indirect 'screen shot' methods. Unfortunately, Registrant found that upon selecting and copying the image directly from the original .pdf document provided by Petitioner the resulting image altered to the image shown below. In our opinion the words “NUTRA-BEE” were electronically pasted on top of “UTAH BEEHIVE STATE L.L.C.”.



Additionally it is not possible to determine any associated product or conclude that the image provided is in fact a product label.

The only information concerning the Petitioner's goods that Registrant was able to locate and which provided a visual representation of the goods were Petitioner's two online 'how to' YouTube videos which show a bee feeding supplement product in large plastic tubs. However, there are no product labels visible on the goods, nor is there any visible display whatsoever of the trademark in association with the goods in either of these videos (Exhibit G, ¶20(a)).

Further, based on Petitioner's response to Registrant's letter of February 25, 2014 (Exhibit D), Petitioner does not have any further documentary evidence to substantiate its alleged use of the mark. Registrant submits that Petitioner has the burden to prove its case and has not produced any credible evidence of the use of its trademark in response to Registrant's 6 Interrogatories and 14 Document Requests directed toward trademark use.

Registrant submits that if there is no actual demonstrated use of Petitioner's mark in association with the goods, then it follows that there can be no confusion between Petitioner's mark and Registrant's mark (which is clearly in use; Exhibit G)

Petitioner has not established any actual use of its NUTRA-BEE trademark.

3. CONFUSION

In determining whether a likelihood of confusion exists sufficient to prevent registration, the Board considers the relevant factors set forth in *In re E.I. du Pont de Nemours & Co.*, 476 F.2d 1357, 1361 (C.C.P.A. 1973), specifically:

- (1) The similarity or dissimilarity of the marks in their entireties as to appearance, sound, connotation and commercial impression.
- (2) The similarity or dissimilarity and nature of the goods or services as described in an application or registration or in connection with which a prior mark is in use.
- (3) The similarity or dissimilarity of established, likely-to-continue trade channels.
- (4) The conditions under which and buyers to whom sales are made, i.e. "impulse" vs. careful, sophisticated purchasing.
- (5) The fame of the prior mark (sales, advertising, length of use).
- (6) The number and nature of similar marks in use on similar goods.
- (7) The nature and extent of any actual confusion.
- (8) The length of time during and conditions under which there has been concurrent use without evidence of actual confusion.
- (9) The variety of goods on which a mark is or is not used (house mark, "family" mark, product mark).
- (10) The market interface between applicant and the owner of a prior mark [...].
- (11) The extent to which applicant has a right to exclude others from use of its mark on its goods.
- (12) The extent of potential confusion, i.e., whether de minimis or substantial.
- (13) Any other established fact probative of the effect of use.

Id. at 1361. While no precise formula for determining confusion exists, courts have held that even a single factor may tip the scales in favor of finding no likelihood of confusion. See *Champagne Louis Roederer, S.A. v. Delicato Vineyards*, 148 F.3d 1373, 1375 (Fed. Cir. 1998).

1. Respective Commercial Impressions Created by the Marks

Petitioner's mark is NUTRA-BEE and is registered for use in association with a protein feed supplement for honey bees. When viewed in association with the goods, the mark conveys the commercial impression of a product that provides nutrients and therefore supports the life of a honey bee.

In contrast, Registrant's mark is NUTRABEE and is registered for use in association with honey and honey infused with herbs and/or bee pollen. When viewed in association with the goods, the mark conveys the impression of nutrient rich product which has been derived from a honey bee for human consumption.

The respective commercial impressions are distinct and different - one clearly denotes a product that feeds a bee, an obvious aspect of animal husbandry; the other product is a food for humans.

2. Goods Are Not the Same, Nor Are They Sufficiently Related

Petitioner's mark for NUTRA-BEE is a class 005 mark for use in association with a "protein feed supplement for honeybees".

Registrant's mark for NUTRABEE is a class 030 mark for use in association with "honey; processed herbs, namely, honey comprised of honey and herbs and honey comprised of honey and bee pollen".

The only similarity between Petitioner's protein feed supplement for honeybees and Registrant's honey is that they are associated with bees.

Petitioner has admitted that its protein feed supplement for honeybees is a fatty acid supplement in the form of pre-mixed, ready to use paste; is for beehive use; is not intended for human

consumption; and is intended for the nourishment of and consumption by honeybees. (Cluett Decl. Exhibit 4, ¶2, ¶3, ¶4, and ¶6).

In contrast Registrant's goods are simply honey as a food product which is intended for human consumption.

Therefore the goods at issue are neither similar nor related in regard to leading consumers to mistake that they originate from the same source. This is also supported by the fact that the marks are registered in two different classes, Petitioner's in class 005 and Registrant's in class 030.

3. The Marks Have Different Channels of Distribution

Petitioner's goods and Registrant's goods do not share the same channels of distribution.

Only beekeepers would be interested in buying Petitioner's goods. Beekeepers would neither look for nor expect to find a protein feed supplement for honeybees in a retail store, grocery store or health food store which sells honey.

Petitioner does not maintain an internet presence nor does it offer its goods for sale through an internet-based website. In contrast, Registrant has been operating a website for the sale of its goods since at least 2005.

Petitioner states: *Jarrett's distribution channels may be through word of mouth, Beehive State LLC, Thomas Hopkins and may include other channels in Fresno-California, Willows-California, and Turtle Lake-North Dakota* .(Cluett Decl. Exhibit 4, ¶12).

Petitioner states in a blog found at www.beesource.com dated Dec, 12, 2011 the following (See the attached **Exhibit "J"**, page 2, 06:32pm):

“Well, to this date we have never taken out ads let alone full page ads to sell our product. We feel that the product will sell itself. The beekeeping world is a small world, word of mouth has been very good to us.”

The differences in the channels of trade are clear:

- Petitioner sells to beekeepers through selective and specialized word of mouth channels.
- Petitioner does not sell protein feed supplement for honeybees for human consumption.
- Petitioner does not maintain a web site for the sale of its product.
- Petitioner has “never taken out ads” and relies mainly on word of mouth for sales.
- Petitioner has stated that “the beekeeping world is a small world”. This would indicate that Petitioner sells to a very small and highly specialized and sophisticated group of potential purchasers.

Whereas,

- Registrant sells to retail outlets selling food for human consumption.
- Registrant has maintained a website for the promotion and sale of its products directly to the consumer for human consumption since at least 2005. (Exhibit G, ¶6-9).

Concluding that the channels of trade are the same would be the same as concluding that cattle feed is sold through the same channels as the milk produced by cattle. The channels of trade are completely different because the end consumer is completely different.

4. Purchasers Sophistication and Potential Impulse Purchase

This factor “recognizes that the likelihood of confusion between the products at issue depends in part on the sophistication of the relevant purchasers.” *Arrow Fastener Co., Inc. v. Stanley Works*, 59 F.3d 384, 399 (2d Cir. 1995). Due to the nature of the parties’ goods, the end users of the goods, and the sophistication of the purchasers of the goods, Registrant submits that consumers are unlikely to be confused as to the source of the respective goods.

Firstly, purchasers of honey make “impulse” purchases. Registrant's honey products sell for anywhere from \$5 to \$30 dollars (Exhibit G, ¶16). This is a price range in which impulse buying is prevalent.

Beekeepers, which are purchasers of Petitioner's protein feed supplement for honeybees would be very careful with this kind of purchase due to the specialized nature of a protein feed supplement and the potential effect on their livelihood. A beekeeper would likely be very careful in his or her purchase.

Consumers of expensive goods are presumed to make more careful, sophisticated purchase decisions than consumers of inexpensive “impulse” goods. See *In re General Motors Corporation*, 23 U.S.P.Q.2D (BNA) 1465 *9 (“in view of the substantial cost of a new automobile, the consumer typically makes a purchasing decision based on style, performance and price rather than on impulse or whim...”). Here, Petitioner’s protein feed supplement costs well over \$250.00 for a 170lb tub (Exhibit G, ¶20(b)). Further, a rational beekeeper would presumably conduct significant research before making such a purchase.

5. Priority of Use

Registrant has established that it has priority of use. Registrant’s first sale in the USA under the NUTRABEE trademark occurred on April 29, 2008 in St Louis, Missouri, USA (Exhibit F, ¶4; Exhibit G, ¶17; and Exhibit H).

Petitioner claims it has sold a protein feed supplement for honeybees since July 20, 2009 under the NUTRA-BEE mark (Cluett Decl. Exhibit 4, ¶10-11), however it has not and cannot provide any evidence of actual use.

6. Petitioner's NUTRA-BEE Mark Is Not Famous

Given the information provided as regards Petitioner's sales and advertising under the NUTRA-BEE mark, and the absence of an internet presence outside of the Beesource Beekeeping forum, (Cluett Decl. Exhibit 4, ¶8-15), it cannot be said that the NUTRA-BEE mark has acquired any general fame or reputation with respect to protein feed supplement for honeybees.

7. Extent of Potential Confusion

Commercial beekeepers in the USA number about 2000 or 0.0006% of the US population, and the total number of beekeepers are estimated at about 212,000 or 0.067% of the US population. The extent of potential confusion is minimal. This is even more persuasive if one accepts the proposition that beekeepers are highly unlikely to purchase honey since, if they are amateur beekeepers, they produce honey for their own consumption and in the case of commercial beekeepers, they likely have no need to purchase other honey.

8. Petitioner Has Shown No Actual Confusion

Petitioner's NUTRA-BEE mark has co-existed with the Registrant mark for nearly four years (Exhibit G, ¶29). Despite this lengthy co-existence, and considering Registrant's considerable internet presence, Petitioner is unable to show even one instance of consumer confusion. This highly suggests that no likelihood of confusion exists between the two marks. The presence or absence of actual confusion is highly effective in showing a high, or a low, likelihood of confusion if there has been ample opportunity for consumer confusion; in this case four (4) years. If consumers have been exposed to two allegedly similar marks in the marketplace for an adequate period of time and no actual confusion is detected either by survey or in actual reported instances of confusion, then that can be a powerful indication that the coexistence of the trademarks does not cause a meaningful likelihood of confusion. *Nabisco, Inc. v. PF Brands, Inc.*, 191 F.3d 208 (2d Cir. 2000).

There is no likelihood of confusion between the marks.

CONCLUSION

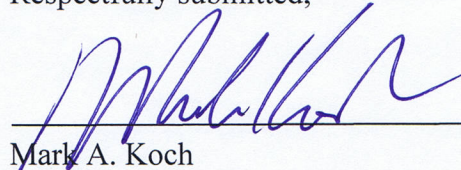
Registrant has established priority of use of its NUTRABEE trademark. Petitioner has not established any actual use of its NUTRA-BEE trademark.

Registrant submits that Petitioner has failed to provide the necessary information and documentary evidence to satisfy its burden of proving a likelihood of confusion by a

preponderance of the evidence. See *Cunningham v. Laser Golf Corp.*, 222 F.3d 943-44 (Fed. Cir. 2000). It is clear that Petitioner has nothing to offer in the way of information or documentation with which to support its allegations. Certainly Petitioner's overwhelming *lack* of evidence does not support its claims that a) it has priority of use, and b) that the marks are confusing.

Therefore, for the reasons set forth above, Registrant requests that the Board grant its motion for Summary Judgment on the basis that Petitioner cannot produce admissible evidence that it has either priority of use or that there is a likelihood of confusion between Petitioner's mark and Registrant's mark.

Respectfully submitted,



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Hamilton, Ontario, Canada L8M 1J4
Telephone: 905-549-5880
Facsimile: 905-296-8709

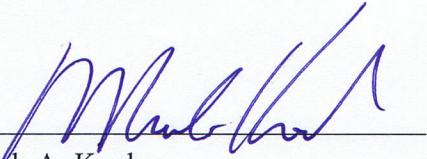
E-mail: koch@lawkoch.com

Attorney for Registrant
South Hill Herbs Inc.

CERTIFICATE OF TRANSMISSION

I hereby certify that a true and correct copy of the attached REGISTRANT'S COMBINED MOTION FOR SANCTIONS AND MOTION FOR SUMMARY JUDGMENT (Cancellation No. 92056508), is being electronically transmitted to the Trademark Trial and Appeal Board on **March 14, 2014.**

/s/ Mark A. Koch

By: 

Mark A. Koch
Mark A. Koch Professional Corporation

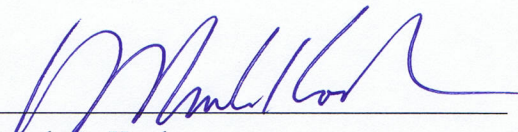
Attorney for Registrant, South Hill Herbs Inc.

CERTIFICATE OF MAILING AND SERVICE

I hereby certify that a true and correct copy of the attached REGISTRANT'S COMBINED MOTION FOR SANCTIONS AND MOTION FOR SUMMARY JUDGMENT (Cancellation No. 92056508), was served on Petitioner by sending a copy thereof via **Federal Express overnight courier** on **March 14, 2014** to:

Kuscha Hatami
Raj Abhyanker P.C.
1580 W El Camino Real, Suite 13
Mountain View, CA 94306
United States of America

Acting on Behalf of Petitioner, Jarrett Inc.

By: 
Mark A. Koch
Mark A. Koch Professional Corporation

Attorney for Registrant, South Hill Herbs Inc.

EXHIBIT A

TTAB ORDER OF JANUARY 3, 2014

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Baxley

Mailed: January 3, 2014

Cancellation No. 92056508

Jarret Inc.

v.

South Hill Herbs Inc.

Andrew P. Baxley, Interlocutory Attorney:

This case now comes up for consideration of (1) respondent's motion (filed October 25, 2013) to compel production of documents, and (2) petitioner's combined motion (filed November 7, 2013) to compel discovery and for entry of a protective order, which was incorporated into its brief in response to the motion to compel.¹

Because respondent's motion to compel document production and petitioner's motion for entry of a protective order involve common issues of law and fact, the Board will first consider those motions together. The Board finds

¹ The Board order suspending this proceeding pending its decision on respondent's motion to compel was issued on November 7, 2013, the filing date of petitioner's combined motion. Although petitioner's motion to compel is not germane to respondent's initial motion to compel, the Board will consider both motions to compel. See Trademark Rule 2.120(e)(2). See also TBMP Section 403.03 (3d ed. rev. 2 2013) (discovery is not governed by any concept of priority; each party is under an obligation to respond to an adversary's request for discovery during the time allowed therefor under the applicable rules).

initially that respondent made a good faith effort to resolve the parties' discovery dispute prior to seeking Board intervention. See Trademark Rule 2.120(e)(1).

The record herein indicates that petitioner served responses to respondent's document requests on May 13, 2013,² but has yet to produce discovery documents. In response, petitioner seeks entry of a protective order prior to producing such documents.

The Board's standard protective order is automatically operative in this proceeding by way of Trademark Rule 2.116(g) and does not require execution by the parties or entry by the Board.³ See TBMP Section 412.01. **"Parties**

² A cursory review of petitioner's responses to document requests indicates that, in at least some of petitioner's responses, petitioner states either that it will produce "relevant non privileged documents (if any) [sic]" (e.g., responses to document request nos. 1-2) or that it "will produce relevant non-privileged documents, to the extent that any can be located after a reasonably diligent search that are responsive to this request" (e.g., response to document request no. 3). Such responses are improper because they indicate that petitioner did not conduct a search of its records prior to preparing and serving those responses. In responding to each document request, a responding party should state either (1) that there are responsive documents and they will be produced or withheld based on an objection or a claim of privilege, or (2) that it has no responsive documents in its possession, custody or control. See *No Fear Inc. v. Rule*, 54 USPQ2d 1551, 1555 (TTAB 2000). Petitioner is reminded that it has a duty to correct and supplement its discovery responses in a timely manner. See Fed. R. Civ. P. 26(e). Petitioner is also reminded that it has the burden of proof herein and that, if it fails to produce properly discoverable information and/or documents, it may be precluded from relying thereon at trial, upon timely objection by respondent. See Fed. R. Civ. P. 37(c)(1).

³ According to the terms of the Board's protective order, within thirty days following termination of a proceeding, the parties and their attorneys must return to each disclosing party the

cannot withhold properly discoverable information on the basis of confidentiality since the terms of the Board's standard protective order automatically apply. In instances where a party has refused to provide discoverable information on such grounds, the Board, where appropriate, may order the party to provide such information consistent with the terms of the protective order." *Id.* (emphasis added). See also *Amazon Technologies Inc. v. Wax*, 93 USPQ2d 1702, 1706 n.6 (TTAB 2009). Accordingly, petitioner's refusal to produce documents until a protective order is entered based on its assertion that some of its responsive documents are of a "sensitive nature" is not well-taken.

Further, it is unclear whether the Board can order parties to enter into a contract that will govern the protection of information after the Board proceeding is concluded. While the Board encourages parties to consider creating a contract to that the protective order survives the proceeding, the parties are responsible for the protection of their confidential information outside of a

protected information disclosed during the proceeding, including any briefs, memoranda, summaries, and the like, which discuss or in any way refer to such information. Alternatively, the disclosing party or its attorney may make a written request that such materials be destroyed rather than returned. TBMP Section 412.03. Parties are free to modify the terms of the Board's standard protective order. See *id.*

However, the Board's jurisdiction over the parties ends with the final determination of the proceeding; any determination of whether the protective order is enforceable outside of the Board

Board proceeding. See *Miscellaneous Changes to Trademark Trial and Appeal Board Rules*, 72 Fed. Reg. 42242, 42251 (August 1, 2007); TBMP Section 412.03. Accordingly, the Board declines to require the parties to execute a copy of the standard protective order and file a copy of the executed protective order with the Board.

Based on the foregoing, respondent's motion to compel is granted, and petitioner's motion for entry of a protective order is denied. Petitioner is allowed until **thirty days** from the mailing date set forth in this order to select, designate and identify the items and documents, or categories of items and documents, to be produced in response to respondent's document requests and to notify petitioner that the selection, designation and identification of such items and documents has been completed.⁴ Confidential and/or commercially sensitive materials may be produced pursuant to the Board's standard protective order. If the materials are voluminous, petitioner may produce a representative sampling and so inform respondent that a representative sampling has been produced. Respondent is allowed until thirty days from

proceeding is for a court to decide should such matter come before it. *Id.*

⁴ However, in Board cases, parties often extend each other the courtesy of producing requested documents by copying the documents and forwarding them to the requesting party at the requesting party's expense. See TBMP Section 406.04.

receipt of notification from petitioner that the items or documents have been selected, designated and identified to inspect and copy the produced materials, as provided for in Fed. R. Civ. P. 34(b) and Trademark Rule 2.120(d)(2), unless the parties otherwise agree.⁵

Turning to petitioner's motion to compel discovery "full and complete" responses to petitioner's interrogatories and documents requests, the Board presumes that petitioner, by its motion, is seeking an order compelling from respondent amended discovery responses without objection.⁶ See TBMP Section 403.03. The filing of petitioner's motion for summary judgment and subsequent suspension tolled the parties' discovery obligations herein. See *Leeds Technologies Ltd. v. Topaz Communications Ltd.*, 65 USPQ2d 1303, 1305-06 (TTAB 2002); TBMP Section 510.03(a). Although not stated expressly in the October 10, 2013 order, the Board, when a case has been suspended during discovery pending a decision on motions, typically allows parties until thirty days from the mailing date of the resumption order to serve responses to any outstanding written

⁵ If petitioner fails to comply with this order, respondent's remedy is to file a motion for sanctions under Trademark Rule 2.120(g)(1).

⁶ Although respondent did not respond to petitioner's combined motion, the Board, in its discretion, declines to grant that motion as conceded. See Trademark Rule 2.127(a); TBMP Section 502.04.

discovery requests. See *Giersch v. Scripps Networks Inc.*, 85 USPQ2d 1306, 1310 (TTAB 2007); *Pioneer Kabushiki Kaisha v. Hitachi High Technologies America Inc.*, 74 USPQ2d 1672, 1680 (TTAB 2005). Cf. Trademark Rule 2.120(a)(3). As such, petitioner's assertion that respondent's discovery responses were due by October 15, 2013, i.e., five days after the Board's decision on the motion for summary judgment, is not well-taken. In view of the filing of petitioner's motion to compel less than thirty days after the resumption of proceedings herein, the Board finds that petitioner did not allow respondent a reasonable time after the resumption of proceedings to prepare and serve discovery responses and therefore failed to make a good faith effort to resolve the parties' discovery dispute prior to seeking Board intervention. See Trademark Rule 2.120(e)(1); TBMP Section 523.02. Accordingly, petitioner's motion to compel is denied. In any event, respondent served discovery responses with objections on November 1, 2013.⁷

⁷ To the extent that petitioner alleges deficiencies in certain of respondent's discovery responses, petitioner's remedy is to file a motion to compel after having made a good faith effort to resolve the parties' discovery dispute and having reduced the number of discovery responses at issue to a reasonable number. See *Sentrol, Inc. v. Sentex Systems, Inc.*, 231 USPQ 666, 667 (TTAB 1986). Such a motion should include citations to authority which supports petitioner's contention that the information and/or documents sought through each discovery request at issue is properly discoverable. See TBMP Section 414 regarding the discoverability of various types of information in Board proceedings.

Cancellation No. 92056508

Proceedings herein are resumed. The parties are allowed until thirty days from the mailing date set forth in this order to serve responses to any other outstanding written discovery requests not addressed in this order.

Remaining dates are reset as follows.

| | |
|---|------------|
| Expert Disclosures Due | 3/2/2014 |
| Discovery Closes | 4/1/2014 |
| Plaintiff's Pretrial Disclosures Due | 5/16/2014 |
| Plaintiff's 30-day Trial Period Ends | 6/30/2014 |
| Defendant's Pretrial Disclosures Due | 7/15/2014 |
| Defendant's 30-day Trial Period Ends | 8/29/2014 |
| Plaintiff's Rebuttal Disclosures Due | 9/13/2014 |
| Plaintiff's 15-day Rebuttal Period Ends | 10/13/2014 |

In each instance, a copy of the transcript of testimony, together with copies of documentary exhibits, must be served on the adverse party within thirty days after completion of the taking of testimony. Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

If either of the parties or their attorneys should have a change of address, the Board should be so informed promptly.

EXHIBIT B

**DECLARATION OF
GINA CLUETT**

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

| | | |
|------------------------------|---|------------------------------------|
| SOUTH HILL HERBS INC. |) | IN THE UNITED STATES PATENT |
| |) | AND TRADEMARK OFFICE |
| Registrant |) | |
| |) | TRADEMARK TRIAL AND APPEAL |
| v. |) | BOARD |
| |) | |
| JARRETT INC. INC. |) | CANCELLATION NO. 92056508 |
| |) | |
| Petitioner |) | REGISTRATION NO. 4227018 |
| _____ |) | TRADEMARK: NUTRABEE |
| |) | |

DECLARATION OF GINA CLUETT

**IN SUPPORT OF
REGISTRANT'S COMBINED MOTION FOR SANCTIONS
AND MOTION FOR SUMMARY JUDGMENT**

Attached please find the declaration of Gina Cluett.

DECLARATION OF GINA CLUETT

I, Gina Cluett, declare as follows:

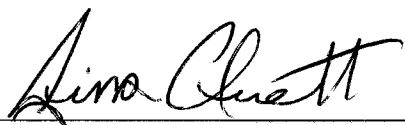
1. I have been employed as a Trademark Specialist at the law firm of Mark A. Koch Professional Corporation since February 2013. I have worked in the field of Trademark law since February 2008 and as such have personal knowledge of the facts stated herein. I have reviewed all of the materials submitted by Jarrett Inc. ("Petitioner") and South Hill Herbs Inc. ("Registrant"). I make this declaration freely and of my own personal knowledge and if called as a witness I would and could competently testify to the matters set forth.
2. On February 3, 2014, by mutual agreement Petitioner and Registrant exchanged via email documents allegedly responsive to Petitioner's and Registrant's respective discovery requests. A copy of Petitioner's enclosing letter sent with its document production is attached hereto as **Exhibit "1"**.
3. A copy of REGISTRANT'S FIRST SET OF INTERROGATORIES is attached hereto as **Exhibit "2"**.
4. A copy of REGISTRANT'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS AND THINGS is attached hereto as **Exhibit "3"**.
5. A copy of PETITIONER'S RESPONSES TO REGISTRANT'S FIRST SET OF INTERROGATORIES is attached hereto as **Exhibit "4"**.
6. A copy of PETITIONER'S RESPONSES TO REGISTRANT'S FIRST SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS AND THINGS is attached hereto as **Exhibit "5"**.
7. Petitioner provided a total of 825 numbered documents, all of which I have personally reviewed.

8. Of the 825 forwarded documents, 504 pages were printouts of trademark registry pages taken from the USPTO Trademark Register website containing register information for a total of 109 different trademarks. Attached hereto as **Exhibit "6"** is a chart which summarizes the document particulars including the Petitioner's document numbers, Trademark name if applicable, Serial Number and associated Classes for each mark.
9. None of these 504 documents are relevant or responsive to either the Registrant's First Set of Interrogatories or the Registrant's First Set of Requests for the Production of Documents and Things. (See Exhibits 1 and 2).
10. The Petitioner provided 215 numbered pages containing what appear to be mocked up copies of 121 invoices. These invoices were sent individually in electronic .pdf file format, most having 2 pages per document.
11. I also noted that each of the documents purporting to be invoices had been identified as CONFIDENTIAL & TRADE SECRET COMMERCIALY SENSITIVE. It would appear that these documents have been improperly designated based on the fact that they appear to be intended to be redacted and do not contain 'Trade Secret' information based on the definition of a 'Trade Secret' as defined by the *Uniform Trade Secrets Act*.
12. Upon review of the electronic files using Adobe Acrobat Reader, I noted that some of the invoices had all or part of the customer information redacted. However, there was no redaction shown on the same documents once they had been printed - ie: the redacted information becomes visible. The attached **Exhibit "7"** provides a visual representation of a) the document as it is being viewed in electronic format, and b) the same document as it appears once it has been printed directly onto paper, revealing the redacted portions.
13. I believe that the purported invoices produced by the Petitioner are simply mock ups as the majority of these documents lack the most basic information required by generally accepted accounting procedures such as invoice number, customer address, contact information, shipping information, shipping terms such as method and cost of delivery, or delivery/shipping date, and payment terms. A general sampling of these documents is attached as **Exhibit "8"**.

14. Further, it is of import to note that the dollar value indicated on these invoices is often in the high thousands of dollars range and sometimes in the tens of thousands of dollars range. The fact that basic transaction/accounting information, such as an invoice number or delivery method/cost has not been recorded for these high volume sales brings the credibility of the information itself into doubt.
15. Due to the odd nature of these documents, I felt that a review of the electronic document properties was warranted. I was able to determine that the documents had been generated from a Microsoft Excel database. Attached hereto as **Exhibit "9"** is a representative sampling of the documents as provided along with a printout of their respective document properties.
16. I did not find any documents purporting to be invoices which would substantiate the Petitioner's date of first use of August 10, 2009. However, I did find documents purporting to be invoices which contained dates of December 1, 2007, January 21, 2009, February 22, 2009, July 20, 2009, August 25, 2009 and October of 2009. Copies of these documents are attached hereto as **Exhibit "10"**.
17. It is of interest to note that the document dated December 1, 2007 and marked as document number 825, was not included in the enclosing letter sent by the Petitioner with its document production (see Exhibit 1), and was the final document sent by the Petitioner under cover of a separate email. See the attached **Exhibit "11"**.
18. The Petitioner did not provide any documents showing sales, advertising and/or marketing summaries for the past five years of use, as requested by the Registrant.
19. The Petitioner did not provide any documents showing how it distributes its goods, as requested by the Registrant.
20. The Petitioner did not provide any representative sales orders or receipts or any representative packaging or labels, or photographs of any kind showing its goods and/or demonstrating how the trademark is associated with the goods, as requested by the Registrant.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge, information and belief.

Executed at Hamilton, Ontario, Canada, this 13th day of March, 2014.

A handwritten signature in cursive script, appearing to read "Gina Cluett", written over a horizontal line.

Gina Cluett

M:\TM\1369T3-US NUTRABEE PROCEEDINGS\Registrants Motions for Sanctions-Summ/Judge\Affidavit of Gina Cluett-SancSummJudgA.docx

DECLARATION OF GINA CLUETT

EXHIBIT 1

**Petitioner's Letter Enclosing
its Document Production**



1580 W. El Camino Real, Suite 13, Mountain View, CA. 94040
Telephone: 650-390-6429 • Kuscha@legalforcelaw.com

Includes Confidential and Trade Secret Information

February 3, 2014

VIA EMAIL

Mark Koch
Mark A. Koch Professional Corporation
583 Main Street East
Hamilton, ON, Canada
L8M 1J4
Koch@lawkoch.com

RE: Nutra-Bee Trademark Trial and Appeal Board Cancellation No. 92056508

Dear Mr. Koch,

Please find Petitioner's Production of Documents to First Request for Production of Documents and Things. Documents are Bates labeled PET.RES.NUTRA 000001 - 000824. Documents which are "Confidential" and "Trade Secret Commercially Sensitive" have been labeled accordingly.

Sincerely,

/Kuscha Hatami/

Kuscha Hatami

Enclosures

DECLARATION OF GINA CLUETT

EXHIBIT 2

Registrant's First Set of Interrogatories

| | | |
|------------------------------|---|------------------------------------|
| SOUTH HILL HERBS INC. |) | IN THE UNITED STATES PATENT |
| |) | AND TRADEMARK OFFICE |
| |) | |
| Registrant |) | |
| |) | TRADEMARK TRIAL AND APPEAL |
| v. |) | BOARD |
| |) | |
| JARRETT INC. |) | CANCELLATION NO. 92056508 |
| |) | |
| Petitioner |) | REGISTRATION NO. 4227018 |
| _____ |) | |

SOUTH HILL HERBS INC.’S FIRST SET OF INTERROGATORIES TO PETITIONER

In accordance with Rule 33 of the Federal Rules of Civil Procedure, Registrant, South Hill Herbs Inc. ("South Hill"), requests that Jarrett Inc., (hereinafter "Jarrett"), within thirty (30) days, answer each of the interrogatories set forth below, subject to the following definitions and instructions:

DEFINITIONS AND INSTRUCTIONS

As used herein the terms listed below are defined as follows:

A. The word "document" refers to any handwritten, typewritten, printed, transcribed or recorded statement, material or tangible item, including electronically stored information in any format in a computer, on microfilm, disk, zip drive, or other form from which information can be obtained, originals, drafts, copies (carbon, photographic, microfilm, microfiche, magnetic card, magnetic disc, optical disc, or otherwise), translations, any copies which are different from the originals or other copies, correspondence, papers, minutes, memoranda, reports, notes, notebooks, photographs, pictures, drawings, sketches, blueprints, data sheets, motion pictures, publications, advertisements, correspondence, invoices, brochures, pamphlets and recordings

(tape, disc, belt, or any other type) that are or have been in the knowledge, possession, custody or control of the Petitioner or its agent(s), attorney (s), servant(s), or employee(s). Said documents are to be provided in their original and unmodified format.

B. Whenever an interrogatory inquires about documents, please furnish a copy of each document, with information including:

1. The date of the document;
2. A general description of the document;
3. A general description of the subject matter to which it pertains;
4. The names and addresses of all persons receiving or shown the documents or copies thereof;
5. The names and addresses of the persons in whose custody, possession or control the documents are presently maintained; and
6. If a privilege is claimed as to a document, identify each such document and state the nature of the privilege claimed.

C. If a privilege is relied upon in declining to provide any information or document in response to an interrogatory or a part thereof, identify the nature of the privilege and

1. For documents, provide the following: (a) the basis for the privilege; (b) the date of the document; (c) the originator of the document, to whom it is addressed, and all persons who were sent or shown copies; and (d) a general description of the type of document and the subject matter to which it pertains; (e) the number of

pages in the document; (f) whether any business or non-legal matter is contained or discussed in the document; (g) an identification of any document or other material transmitted with or attached to the document; (h) the name and last known address of the person having possession, custody or control of the document or tangible thing; and

2. For oral communications, provide the following: (a) the basis of the privilege; (b) the date and place of communication; (c) the name of the person making the communication and the names of persons present while the communication was made and, where not apparent, the relationship of the persons present to the person making the communication; and (d) the general subject matter of the communication; and
3. Provide a privilege log in compliance with the rules.

D. Whenever an interrogatory inquires about the name or identity of a person and that person is an individual, the information requested includes:

1. The person's full name;
2. The person's employer;
3. The person's position or title; and
4. The person's last known address and telephone number.

E. Whenever an interrogatory inquires about the name or identity of a person and the person is a corporation, division, agency or other entity, the information requested includes the full name and current address of said corporation, division, agency or other entity.

F. As used herein, "and" as well as "or" shall be construed disjunctively or conjunctively as necessary in order to bring within the scope of the interrogatory all responses which might otherwise be construed to be outside its scope.

G. As used herein, the singular shall always include the plural and the present tense shall always include the past tense, and vice versa.

H. The word "person" refers to any natural person, individual, corporation, partnership or other entity, facility or organization.

I. The term "Registrant" or "South Hill" shall mean South Hill Herbs Inc., any predecessor or successor entities of South Hill, and any agents or employees, both present and past.

J. The terms "Petitioner" or "Jarrett" or "you" or "your" shall mean and include, collectively and severally, the named Petitioner Jarrett Inc., as well as any officers, directors, agents, employees, and attorneys, both present and past, and further includes any company, corporation, entity, or individual from which or from whom Registrant has a right to obtain information, documents, and/or things by contract or otherwise.

K. "Identification". A request for identification of persons includes the request for the name, age, social security number, occupation, address and telephone number. A request for identification of events, documents or things is a request for all information that specifically

identifies the event, document or thing requested. Such information would include, but not be limited to, dates, names, titles, captions, identification numbers, descriptions and location of the documents or things, current and past custodians, or locations of sources of additional identifying information.

L. The term “things” shall include, without limitation, samples, models, prototypes, devices and any other physical objects known to Petitioner, even though the same may not actually be in their possession.

M. Should Petitioner have any good faith objection or an inability to answer any Request or part thereof, they shall state the specific nature of the objection or inability and whether it applies to the entire Request or to a certain part of the Request. If the objection or inability relates only to a part or parts of a Request, Petitioner shall produce all information or documents responsive to the remaining parts. If Petitioner cannot supply precise information, state your best estimate and indicate as such. Where only representative samples of documents or information are produced, such shall be explicitly stated and such samples shall include the earliest instances of responsive items.

N. The term “products” shall also refer to either products or services.

O. The term “provide” shall include manufacturing, selling, licensing or distributing.

P. The term “Mark” shall refer to any marks (registered or not) containing the term “NUTRA-BEE” alone or in combination with other words, marks or symbols or any variation thereof or any rights associated therewith. The terms “your Mark,” Petitioner’s Mark,” or

“Jarrett’s Mark” shall refer to your use of the Mark. The terms “Registrant’s Mark” or “South Hill’s Mark” shall refer to Registrant’s use of the Mark.

Q. The term “a protein feed supplement for honeybees” shall also refer to all forms of the product provided under your Mark.

R. The terms “refer,” “relate” or any variation thereof means having a legal, factual or logical connection, relationship, correlation, or association with the subject matter of the request or commenting upon the same.

S. The term “costs” means the total cost in US dollars for the subject matter requested. Costs shall be broken down by year for the relevant time period.

T. Unless specified, the relevant time period for which information/documentation is requested shall be April 29, 2008 to present.

U. All requests refer to documents and information in the possession or control of Petitioner. In the event any potentially responsive information, document or communication is not in your possession, control, or custody, please specify the name of the last custodian, what disposition was made of it (such as transfer to another entity or destruction), the date of such disposition, the manner of such disposition, the reason for such disposition, and the name of the person authorizing such disposition. Where the Petitioner has actual knowledge that a document is already in the possession of Petitioner, such document need not be produced.

V. All language not defined herein shall be accorded its ordinary dictionary meaning.

W. These Interrogatories are continuing in nature as per Federal Rules of Civil Procedure 26(e)(1)(A).

INTERROGATORIES

INTERROGATORY NO. 1:

Describe Petitioner's product as provided under the Mark, in terms of the form or forms in which it is offered to customers, being solid, liquid, powder, gel, putty, paste or gas, pre-mixed, ready to use, or a base substance requiring additives of any type.

INTERROGATORY NO. 2:

Describe Petitioner's product as provided under the Mark in terms of how it is used or intended to be used by Your customers.

INTERROGATORY NO. 3:

State whether Petitioner's product is a pollen substitute, which does not contain pollen, or a pollen supplement that contains natural pollen.

INTERROGATORY NO. 4:

Identify every type of goods or services sold under Petitioner's Mark, and provide evidence thereof.

INTERROGATORY NO. 5:

Identify any additional trademarks or trade names, other than Petitioner's Mark, under which Petitioner's product has been or is being provided to customers.

INTERROGATORY NO. 6:

State whether Petitioner's product has been federally approved for human consumption.

INTERROGATORY NO. 7:

Describe Petitioner's customer demographics in terms of approximate total customer numbers by type and size of operation, and by purchasing location.

INTERROGATORY NO. 8:

Provide a detailed breakdown by customer demographic of Petitioner's sales of products relating to the Mark on an annual basis since adoption of the Mark.

INTERROGATORY NO. 9:

Describe Petitioner's total sales relating to all types of product sold in association with the Mark on an annual basis for the relevant time period, breaking the sales down by region, state and/or country.

INTERROGATORY NO. 10:

Identify the first sale or commercial offer for sale of any product under the Mark, and include the amount, purchaser, order date, payment date, and ship date.

INTERROGATORY NO. 11:

Identify the first sale or commercial offer for sale in the US of any product under the Mark, and include the amount, purchaser, order date, payment date, and ship date.

INTERROGATORY NO. 12:

Describe each of Petitioner's channels for sales and distribution of its products.

INTERROGATORY NO. 13:

Identify Petitioner's US distributors for any products sold under the Mark.

INTERROGATORY NO. 14:

Describe each of Petitioner's channels for advertising and marketing of its product.

INTERROGATORY NO. 15:

Identify the amount Petitioner has spent on advertising and marketing its product in the United States in connection with the Mark each year for the relevant time period.

INTERROGATORY NO. 16:

Describe the packaging and lot size used to package products sold in association with Petitioner's Mark.

INTERROGATORY NO. 17:

Identify any instances of actual confusion concerning both Petitioner's Mark and Registrant's Mark.

INTERROGATORY NO. 18:

Identify all disputes that involve or have involved Petitioner's use of the Mark with the exception of the present action.

INTERROGATORY NO. 19:

Identify the persons involved in the creation, adoption, and development of Petitioner's Mark.

INTERROGATORY NO. 20:

Describe all due diligence conducted related to Petitioner's Mark.

INTERROGATORY NO. 21:

State when Petitioner first became aware of Registrant's Mark.

INTERROGATORY NO. 22:

Describe in which states Petitioner has made sales of its product sold in association with the Mark.

Certificate of Service

I hereby certify that a true and complete copy of the forgoing Registrant's First Set of Interrogatories has been served on the Petitioner by transmission by overnight courier and also by electronic mail on the 6th day of March, 2013 to:

Acting on Behalf of Petitioner:

Kuscha Hatami
The Law firm of Raj Abhyanker P.C.
1580 W. El Camino Real, Suite 13
Mountain View, CA 94040
United States of America
Kuscha@legalforcelaw.com
Phone: 650-965-8731

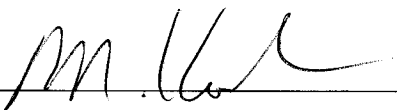
Acting on Behalf of Registrant:

South Hill Herbs Inc.

Dated:

Mar 6 / 13

By:

_____

Mark A. Koch

On Behalf of Registrant

DECLARATION OF GINA CLUETT

EXHIBIT 3

**Registrant's First Set of Requests for
Production of Documents and Things**

| | | |
|------------------------------|---|------------------------------------|
| SOUTH HILL HERBS INC. |) | IN THE UNITED STATES PATENT |
| |) | AND TRADEMARK OFFICE |
| |) | |
| Registrant |) | |
| |) | TRADEMARK TRIAL AND APPEAL |
| v. |) | BOARD |
| |) | |
| JARRETT INC. |) | CANCELLATION NO. 92056508 |
| |) | |
| Petitioner |) | REGISTRATION NO. 4227018 |
| <hr/> |) | |

SOUTH HILL HERBS INC.’S FIRST SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS AND THINGS, NOS. 1 – 38

Pursuant to Rule 2.120(d) of the U.S. Patent and Trademark Office's ("PTO") Trademark Rules of Practice, 37 C.F.R. § 2.120(d), and Rule 34 of the Federal Rules of Civil Procedure ("FRCP"), South Hill Herbs Inc. (hereinafter referred to as "Registrant", or "South Hill") hereby requests that JARRETT INC. (hereinafter referred to as "Petitioner", or "JARRETT"), produce the following documents and things for inspection and copying at the office of counsel for Petitioner, 583 Main Street East, Hamilton, Ontario L8M 1J4, within thirty (30) days of service hereof in accordance with Rule 2.120(a) of the PTO's Trademark Rules of Practice and FRCP 34. Petitioner must supplement its responses from time to time as appropriate in accordance with FRCP 26(e).

DEFINITIONS

A. The terms "Petitioner", and/or "JARRETT" shall refer to JARRETT INC., and any present or former owner, officer, director, employee, servant, agent, attorney or other representative acting on its behalf, and shall include any parent corporation, or wholly-owned or partially-owned subsidiary, predecessor, successor, or affiliate either within the United States or a foreign country.

B. The terms "Registrant" and/or "South Hill" shall refer to South Hill Herbs Inc., and any present or former owner, officer, director, employee, servant, agent, attorney or other representative acting on its behalf, and shall include any parent corporation, or wholly-owned or

partially-owned subsidiary, predecessor, successor, or affiliate either within the United States or a foreign country.

C. The term "you" shall mean the party or person to whom the Interrogatory is propounded, all agents, employees, servants, attorneys, and all other representatives, and persons over whom the person or party to whom the Interrogatory is propounded has the right to or does control or direct any activities.

D. The term "document" shall mean any tangible thing upon which information is or has been stored, recorded, or communicated, and any written, printed, typed and visually or aurally reproduced material of any kind, whether or not privileged, such as (by way of example and not by way of limitation) correspondence including email and other electronic correspondence, letters, notes, memoranda, diaries, invoices, purchase orders, records, minutes, interoffice communications, bills, contracts, agreements, orders, receipts, price lists, studies, drawings or sketches, tapes or discs capable of being mechanically read, films, pictures, catalogs, photographs, electronic mail, advertising or promotional literature, operating manuals or instructional materials, voice recording, cables or telegrams, maps, charts, surveys, test data, HTML code, website pages and reports; every copy of every such writing or record where the original is not in the possession, custody or control of Petitioner, and every copy of every such writing or record where such copy is not identical copy of the original or where such copy contains any commentary that does not appear on the original.

E. The term "thing" shall mean all tangible objects of any type, composition, construction or nature.

F. The term "communication(s)" includes the disclosure, transfer or exchange of information by any means, written, verbal, electronic or otherwise.

G. The term "person" shall include both natural persons and corporate or other business entities, whether or not in the employ of Petitioner, and the acts and knowledge of a person are defined to include the acts and knowledge of that person's directors, officers, members, employees, representatives, agents and attorneys.

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

I. The term "concerning" means relating to, referring to, describing, evidencing or constituting.

J. A document or thing "relating or referring" or which "relates" to any given subject means any document or thing that comprises, constitutes, contains, embodies, reflects, identifies, states, refers to, deals with, or is in any way pertinent to that subject, including, without limitation, documents concerning the preparation of other documents.

K. The term "all" or "each" shall be construed to include all and each.

L. The term "and" shall be construed to include "or" and vice versa, and shall be the logical equivalent of "and/or," as necessary in order to bring within the scope of the request all responses which might otherwise be construed to be outside its scope.

M. The use of the singular form of any word also includes the plural and vice versa.

N. The phrases "use in commerce," "use in United States commerce," "used in commerce" and "used in United States commerce", or similar phrases, shall mean and refer to the definition provided under 15 U.S.C. §1127.

O. The term "Petitioner's Mark" shall mean the NUTRA-BEE mark depicted in Registration No. 3,791,379.

P. The term "Registrant's Mark" shall mean South Hill's NUTRABEE mark depicted in Registration No. 4,227,018.

GENERAL INSTRUCTIONS

1. If you claim that any document requested is privileged, please provide all information falling within the scope of the Request for Production which is not privileged, and identify with sufficient particularity for purposes of a Motion to Compel each item, document or thing, separately, with respect to which you claim a privilege, and state:

- a. the basis on which the privilege is claimed;
- b. the author of the document, if applicable;
- c. each individual or other person to whom the document or copy thereof was sent or otherwise disclosed;
- d. the date of the document;

- e. the type of document (e.g., letter, memorandum, etc.); and;
- f. the general subject matter of the document.

You are not requested to provide privileged information or information for which you claim privilege, but only to identify such information, document or thing.

2. If any document which you would have produced in response to any Request was, but is no longer, in your present possession or subject to your control or is no longer in existence, please state whether any such document is:

- a. missing or lost;
- b. destroyed;
- c. transferred to others; and otherwise disposed of, and in such instance, set forth the surrounding circumstances and any authorization of such disposition and state the approximate date of any such disposition, and the present location and custodian of such document.

3. Petitioner's responses to the following Requests for Production are to be promptly supplemented to include subsequently acquired information in accordance with the requirements of Rule 26(e) of the Federal Rules of Civil Procedure.

REQUEST FOR PRODUCTION NO. 1:

All documents and things identified in response to Registrant's Interrogatories.

REQUEST FOR PRODUCTION NO. 2:

All documents and things consulted in preparing responses to Registrant's Interrogatories.

REQUEST FOR PRODUCTION NO. 3:

All documents and things sufficient to identify each person who participated in the adoption, development, creation, or selection of Petitioner's Mark, or any variation thereof.

REQUEST FOR PRODUCTION NO. 4:

All documents and things sufficient to identify each mark considered by Petitioner as an alternate mark to Petitioner's Mark.

REQUEST FOR PRODUCTION NO. 5:

All documents and things concerning any inquiry or investigation made by or on behalf of Petitioner with respect to any trademark search related to Petitioner's Mark.

REQUEST FOR PRODUCTION NO. 6:

All documents and things concerning any opinion regarding Petitioner's right to use Petitioner's Mark.

REQUEST FOR PRODUCTION NO. 7:

All documents and things sufficient to identify the period or periods of use of Petitioner's Mark, or any variation thereof, since the date of first use of Petitioner's Mark.

REQUEST FOR PRODUCTION NO. 8:

Representative samples of all invoices, purchase orders, sales reports, shipping orders, inventory reports, or other records concerning any sales or offerings of goods or services to any person or entity under Petitioner's Mark, or any variation thereof.

REQUEST FOR PRODUCTION NO. 9:

All documents and things, including financial, accounting and corporate records concerning Petitioner's total income from the sale or license of goods or services sold under Petitioner's Mark, by good or service for each calendar year, from first use of Petitioner's Mark for each such good or service to the present.

REQUEST FOR PRODUCTION NO. 10:

All documents and things, including financial, accounting and corporate records concerning the total amount spent on promoting and advertising Petitioner's Mark, by good or service for each calendar year, from first use of Petitioner's Mark for each such good or service to the present.

REQUEST FOR PRODUCTION NO. 11:

All documents and things sufficient to show how Petitioner has used, uses or intends to use Petitioner 's Mark, or any variation thereof, including but not limited to invoices, advertising and advertising mockups and proposals, promotional materials including emails and websites, catalogs, brochures, forms, letterhead, membership materials, purchase orders, press and/or media kits, point-of-purchase displays, and promotional goods.

REQUEST FOR PRODUCTION NO. 12:

All documents and things sufficient to identify each channel of trade or distribution through which Petitioner has marketed, markets or intends to market its goods or services under Petitioner's Mark, or any variation thereof.

REQUEST FOR PRODUCTION NO. 13:

All documents and things sufficient to identify each type of media or publication through which Petitioner has advertised and promoted, advertises and promotes or intends to advertise and promote goods or services under Petitioner's Mark, or any variation thereof.

REQUEST FOR PRODUCTION NO. 14:

Representative samples of all documents and things concerning market research conducted by Petitioner in connection with Petitioner's Mark, including but not limited to surveys or statistics showing Petitioner's target audience of consumers.

REQUEST FOR PRODUCTION NO. 15:

All documents and things concerning, relating or referring to web related advertising of Petitioner or Petitioner's Mark.

REQUEST FOR PRODUCTION NO. 16:

All documents and things concerning business plans, including but not limited to marketing plans, advertising plans and business forecasts, for Petitioner's goods or services used in connection with Petitioner's Mark.

REQUEST FOR PRODUCTION NO. 17:

All documents and things concerning any efforts to enforce the rights in Petitioner's Mark against any third person(s) or third party(ies).

REQUEST FOR PRODUCTION NO. 18:

All documents and things concerning ownership of any claimed predecessor-in-title to Petitioner's Mark.

REQUEST FOR PRODUCTION NO. 19:

A sample of each product package provided under Petitioner's Mark since its initial adoption.

REQUEST FOR PRODUCTION NO. 20:

All documents and things referring or relating to any trade shows attended by Petitioner, or planned to be attended by Petitioner, where goods or services provided under Petitioner's Mark or any variation thereof were sold, advertised or promoted or are intended to be sold, advertised or promoted.

REQUEST FOR PRODUCTION NO. 21:

All communications between Petitioner and any public relations firm, advertising agency, and marketing firm that has been engaged to advertise or promote Petitioner's goods or services under Petitioner's Mark.

REQUEST FOR PRODUCTION NO. 22:

Each press release issued by or on behalf of Petitioner which refers to Petitioner's Mark, or any variation thereof.

REQUEST FOR PRODUCTION NO. 23:

Each unsolicited press mention, article, release or other story relating to Petitioner and/or Petitioner's Mark, or any variation thereof.

REQUEST FOR PRODUCTION NO. 24:

All advertisements in any magazine, newspaper or other printed publication, web blogs, websites, relating to Petitioner and/or Petitioner's Mark, or any variation thereof

REQUEST FOR PRODUCTION NO. 25:

All documents and things sufficient to identify each retail store or other channel by which Petitioner's goods or services under Petitioner's Mark have been provided, are provided, or are planned to be provided.

REQUEST FOR PRODUCTION NO. 26:

All documents and things sufficient to identify the specific geographic area(s), specifically the States within which Petitioner has provided or is providing goods or services under Petitioner's Mark, or any variation thereof, over the time period in which Petitioner's Mark has or is being used, or is planned to be used.

REQUEST FOR PRODUCTION NO. 27:

All documents and things concerning the marketing, advertisement, promotion or sale of Petitioner's goods or services under Petitioner's Mark, including but not limited to subscription lists and other materials identifying actual or prospective clients and customers in the United States.

REQUEST FOR PRODUCTION NO. 28:

All documents and things concerning, referring, or relating to Petitioner's first awareness of Registrant's Mark.

REQUEST FOR PRODUCTION NO. 29:

All documents and things concerning the sale of each and every good or service in connection with Petitioner's Mark by Petitioner, or a related company or licensee.

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Certificate of Service

I hereby certify that a true and complete copy of the forgoing Registrant's First Set of Requests for Production of Documents has been served on the Petitioner by transmission by overnight courier and also by electronic mail on the 6th day of March, 2013 to:

Acting on Behalf of Petitioner:

Kuscha Hatami
The Law firm of Raj Abhyanker P.C.
1580 W. El Camino Real, Suite 13
Mountain View, CA 94040
United States of America
Kuscha@legalforcelaw.com
Phone: 650-965-8731

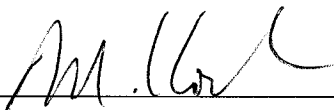
Acting on Behalf of Registrant:

South Hill Herbs Inc.

Dated:

Mar 6/13

By:

 _____

Mark A. Koch

On Behalf of Registrant

DECLARATION OF GINA CLUETT

EXHIBIT 4

**Petitioner's Response to Registrant's
First Set of Interrogatories**

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

In the Matter of Trademark Registration No. 4227018
For the mark: **NUTRABEE**
Filed: July 18, 2011
Published: May, 09, 2012
Registered: October 16, 2012

| | |
|--|-------------------------|
| JARRETT INC., PETITIONER, v. SOUTH HILL HERBS INC. Registrant. | OPPOSITION NO. 92056508 |
|--|-------------------------|

Commissioner of Trademarks
PO Box 1451
Alexandria, CA. 22313-1451

PETITIONER'S RESPONSE TO REGISTRANT'S FIRST SET

INTERROGATORIES TO PETITIONER

Petitioner Jarrett Inc., ("Jarrett") hereby responds to Registrant South Hill Herbs Inc.'s First Set of Interrogatories to Petitioner.

PRELIMINARY STATEMENT

These responses are based on diligent investigation conducted by Jarrett and its counsel to date, and reflect the current status of Jarrett's knowledge, understanding, and belief respecting the Interrogatories. Jarrett's investigation is continuing, and Jarrett reserves the right to modify or supplement its responses herein with whatever pertinent information, facts, or documents that subsequently may be discovered. Jarrett further reserves the right to produce

additional information or other evidence at any time, including trial, and to object on appropriate grounds to the introduction into evidence of any portion of these responses.

Information contained in any response pursuant to the Interrogatories is not an admission or acknowledgment by Jarrett that such information is relevant to any claim or defense in this action; is without prejudice to Jarrett's right to contend at trial or in any other or subsequent proceeding, in this action or otherwise, that such information is inadmissible, irrelevant, immaterial, or not proper basis for discovery; and is without prejudice to or waiver of any objection to any future use of such information that Jarrett may be advised to make.

Specific objections to each separate interrogatory are made below. Additionally, Jarrett makes certain general objections to the Interrogatories, also listed below ("General Objections"). These General Objections are incorporated by reference into all of these responses made with respect to each separate interrogatory.

Jarrett's response to each individual interrogatory is submitted without prejudice to, and without in any respect waiving, any General Objections not expressly set forth in that response. Accordingly, the inclusion of any specific objection to an interrogatory in any response below is neither intended as, nor shall in any way be deemed, a waiver of any General Objection or of any other specific objection made herein or that may be asserted at a later date.

GENERAL OBJECTIONS

1. Jarrett objects to each and every interrogatory, including without limitation any portion of the definitions and instructions, that seek information beyond the scope of discovery as provided by the Federal Rules of Civil Procedure (*see* 37 C.F.R. § 2.210)(incorporating Federal

Rules of Civil Procedure) or the Trademark Trial and Appeal Board Manual of Procedure, Third Edition (2011) (“TBMP”), or that purports to impose obligations on Jarrett greater than or inconsistent with those imposed by Rules 26 and 33 of the Federal Rules of Civil Procedure.

2. Jarrett objects to each and every interrogatory, and will not provide any information in response, that seeks information that falls within any relevant privilege, including, without limitation, the attorney-client, the work product doctrine, any joint defense privilege, settlement materials, or trial preparation materials (collectively, “Privileges”). Nothing contained in these responses as intended as, or shall in any way be deemed, a waiver of any relevant privilege.

Responding to each interrogatory, Jarrett will not undertake to provide information that is privileged or protected from discovery by law.

Any statement to the effect that Jarrett will respond to an interrogatory means that the response shall be limited to information that does not fall within the scope of any relevant privilege.

3. Jarrett objects to each and every interrogatory to the extent it seeks information that constitutes confidential, proprietary, private or financial information, or trade secrets protected from disclosure. Jarrett will produce such information, if any, subject to the terms of the Board’s Standard Protective Order.
4. Jarrett objects to each and every interrogatory to the extent that it seeks information that is neither relevant to the subject matter of this action, nor reasonably calculated to lead to the discovery of admissible evidence. Responding to each interrogatory, Jarrett will only provide

information that is relevant to the subject matter of this action or reasonably calculated to lead to the discovery of admission evidence.

5. Jarrett objects to each and every interrogatory to the extent that it is cumulative of other interrogatories in these Interrogatories.
6. Jarrett objects to the definitions of "Registrant" to the extent that these definitions include Jarrett's attorneys and the interrogatories seek work-product and attorney-client privileged communication.
7. Jarrett reserves all objections or other questions as to the competency, relevance, materiality, privilege or admissibility as evidence in any proceeding in or trial of this or any other action of any information, document or thing produced in response to the Interrogatories.

INTERROGATORIES

INTERROGATORY NO. 1:

Describe Petitioner's product as provided under the Mark, in terms of the form or forms in which it is offered to customers, being solid, liquid, powder, gel, putty, paste or gas, pre-mixed, ready to use, or a base substance requiring additives of any type.

RESPONSE TO INTERROGATORY NO. 1:

Jarrett objects to this interrogatory as overbroad, vague, ambiguous, and not reasonably calculated to lead to the discovery of admissible evidence.

Subject to this and its General Objections, Jarrett responds as follows: Jarrett's type of product for which it has used the NUTRA-BEE mark is "a protein feed supplement for honeybees" which is in the form of a paste, pre-mixed ready to use.

INTERROGATORY NO. 2:

Describe Petitioners product as provided under the Mark in terms of how it is used or intended to be used by Your customers.

RESPONSE TO INTERROGATORY NO. 2:

Jarrett objects to this interrogatory on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this interrogatory as overbroad, vague and ambiguous. Jarrett further objects to this interrogatory on the ground that it seeks information not in Jarrett's possession or control. Jarrett further objects to this interrogatory on the grounds that it seeks information not reasonably calculated to lead to the discovery of admissible evidence.

Subject to these and its General Objections, Jarrett responds as follows: To be consumed by honeybees for beehive use.

INTERROGATORY NO. 3:

State whether Petitioners product is a pollen substitute, which does not contain pollen, or a pollen supplement that contains natural pollen.

RESPONSE TO INTERROGATORY NO. 3:

Jarrett objects to this interrogatory on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this interrogatory as overbroad, vague and ambiguous. Jarrett further objects to this interrogatory on the ground that it seeks information not in Jarrett's possession or control. Jarrett further objects to this interrogatory on the grounds that it seeks information not reasonably calculated to lead to the discovery of admissible evidence.

Subject to these and its General Objections, Jarrett responds as follows: Jarrett's type of product for which it has used the NUTRA-BEE mark is a protein feed supplement, in the form of a fatty acid supplement that takes place of natural bee pollen, for honeybees.

INTERROGATORY NO. 4:

Identify every type of good(s) or service(s) sold under Petitioner's Mark, and provide evidence thereof.

RESPONSE TO INTERROGATORY NO. 4:

Jarrett objects to this interrogatory as overbroad, vague, ambiguous, and not reasonably calculated to lead to the discovery of admissible evidence.

Subject to this and its General Objections, Jarrett responds as follows: Jarrett's type of product for which it has used the NUTRA-BEE mark is "a protein feed supplement for honeybees".

INTERROGATORY NO. 5:

Identify any additional trademarks or trade names, other than Petitioner's Mark, under which Petitioner's product has been or is being provided to customers.

RESPONSE TO INTERROGATORY NO. 5:

Jarrett objects to this interrogatory to the extent that it does not seek information reasonably calculated to lead to the discovery of admissible evidence. Jarrett further objects to this interrogatory to the extent that it seeks trade secret, proprietary, or confidential business information.

Subject to these and its General Objections, Jarrett responds as follows: Jarrett Incorporated.

INTERROGATORY NO. 6:

State whether Petitioner's product has been federally approved for human consumption.

RESPONSE TO INTERROGATORY NO. 6:

Jarrett objects to this interrogatory on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this interrogatory as overbroad, vague and ambiguous. Jarrett further objects to this interrogatory on the grounds that it seeks information not reasonably calculated to lead to the discovery of admissible evidence.

Subject to these and its General Objections, Jarrett responds as follows: Jarrett's type of product for which it has used the NUTRA-BEE mark is "a protein feed supplement for honeybees" not intended for human consumption.

INTERROGATORY NO. 7:

Describe Petitioner's customer demographics in terms of approximate total customer numbers by type and size of operation, and by purchasing location.

RESPONSE TO INTERROGATORY NO. 7:

Jarrett objects to the term(s) "customer", "demographics", and "approximate" as overly broad, vague, burdensome, and not reasonably calculated to lead to the discovery of admissible information. Jarrett further objects to this interrogatory as overly broad, vague and ambiguous. Jarrett further objects to this interrogatory to the extent that it seeks information not within the custody of Jarrett but third parties, such as individual resellers and wholesale outlets. Jarrett further objects to this interrogatory to the extent that it seeks specific information not discoverable. *See* TBMP § 414(3) ("the names of customers (including dealers) constitute confidential information, and generally are not discoverable, even under protective order").

Subject to these and its General Objections, Jarrett responds as follows: Jarrett's products identified in its Registration No. 3791379 are or may be purchased by resellers, individual consumers such as beekeepers for honeybees for personal use, and beekeepers for commercial use.

INTERROGATORY NO. 8:

Provide a detailed breakdown by customer demographic of Petitioner's sales of products relating to the Mark on an annual basis since adoption of the Mark.

RESPONSE TO INTERROGATORY NO. 8:

Jarrett objects to this interrogatory on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the grounds that it is overbroad, vague, and ambiguous. Jarrett further objects to the term(s) "customer" and "demographics" as overly broad, vague, burdensome, and not reasonably calculated to lead to the discovery of admissible information. Jarrett further objects to this interrogatory to the extent that it seeks specific information not discoverable. *See* TBMP § 414(3) ("the names of customers (including dealers) constitute confidential information, and generally are not discoverable, even under protective order").

INTERROGATORY NO. 9:

Describe Petitioner's total sales relating to all types of product sold in association with the Mark on an annual basis for the relevant time period, breaking the sales down by region, state, and/or country.

RESPONSE TO INTERROGATORY NO. 9:

Jarrett objects to this interrogatory on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this

Request on the grounds that it is overbroad, vague, and ambiguous. Jarrett further objects to the term(s) “total”, “sales”, “products”, “annual”, and “time” as overly broad, vague, burdensome, and not reasonably calculated to lead to the discovery of admissible information. Jarrett further objects to this interrogatory to the extent that it seeks “total sales” information; a sample set is sufficient. *See* TBMP § 414(2).

Subject to these and its General Objections, Jarrett responds as follows: Products bearing the relevant marks are sold nationally and internationally.

INTERROGATORY NO. 10:

Identify the first sale or commercial offer for sale of any product under the Mark, and include the amount purchaser, order date, payment date, and ship date.

RESPONSE TO INTERROGATORY NO. 10:

Jarrett objects to the term(s) “sale”, “offer”, and “any” as overly broad, vague, burdensome, and not reasonably calculated to lead to the discovery of admissible information. Jarrett further objects to this interrogatory as overly broad, vague and ambiguous. Jarrett further objects to this interrogatory to the extent that it seeks information not within the custody of Jarrett but third parties, such as retail and wholesale outlets. Jarrett further objects to this interrogatory to the extent that it seeks specific information not discoverable. *See* TBMP § 414(3) (“the names of customers (including dealers) constitute confidential information, and generally are not discoverable, even under protective order”).

Subject to these and its General Objections, Jarrett responds that: Jarrett’s products identified in its Registration No. 3791379 are or may be purchased by resellers, individual consumers such as beekeepers for honeybees for personal use,

and beekeepers for commercial use. Jarrett further responds that its first sale was July 20, 2009.

INTERROGATORY NO. 11:

Identify the first sale or commercial offer for sale in the U.S. of any product under the Mark, and include the amount purchaser, order date, payment date, and ship date.

RESPONSE TO INTERROGATORY NO. 11:

Jarrett objects to the term(s) “sale”, “offer”, and “any” as overly broad, vague, burdensome, and not reasonably calculated to lead to the discovery of admissible information. Jarrett further objects to this interrogatory as overly broad, vague and ambiguous. Jarrett further objects to this interrogatory to the extent that it seeks specific information not discoverable. *See* TBMP § 414(3) (“the names of customers (including dealers) constitute confidential information, and generally are not discoverable, even under protective order”).

Subject to these and its General Objections, Jarrett responds that: Jarrett’s products identified in its Registration No. 3791379 are or may be purchased by resellers, individual consumers such as beekeepers for honeybees for personal use, and beekeepers for commercial use. Jarrett further responds that its first sale was July 20, 2009.

INTERROGATORY NO. 12:

Describe each of Petitioner’s channels for sales and distribution of its products.

RESPONSE TO INTERROGATORY NO. 12:

Jarrett objects to this interrogatory to the extent that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this

Request on the grounds that it is overbroad, vague, and ambiguous. Jarrett further objects to the term(s) “channels” and “distribution” as overly broad, vague, burdensome, and not reasonably calculated to lead to the discovery of admissible information. Jarrett further objects to this interrogatory to the extent that it seeks specific information not discoverable. *See* TBMP § 414(3) (“the names of customers (including dealers) constitute confidential information, and generally are not discoverable, even under protective order”).

Subject to these and its General Objections, Jarrett responds as follows: Jarrett’s distribution channels or may be through word of mouth, Beehive State LLC, Thomas Hopkins and may include other channels in Fresno-California, Willows-California, and Turtle Lake-North Dakota.

INTERROGATORY NO. 13:

Identify Petitioner’s U.S. Distributors for any products sold under the Mark.

RESPONSE TO INTERROGATORY NO. 13:

Jarrett objects to this interrogatory as overly broad, vague, and ambiguous. Jarrett further objects to this interrogatory to the extent that it seeks information not within the custody of Jarrett but third parties, such as retail outlets. Jarrett further objects to the interrogatory to the extent that it seeks specific information not discoverable. *See* TBMP § 414(3) (“the names of customers (including dealers) constitute confidential information, and generally are not discoverable, even under protective order”).

Subject to these and its General Objections, Jarrett responds as follows: Jarrett’s distribution channels or may be through word of mouth, Beehive State LLC and Thomas Hopkins.

INTERROGATORY NO. 14:

Describe each of Petitioner's channels for advertising and marketing of its product.

RESPONSE TO INTERROGATORY NO. 14:

Jarrett objects to this interrogatory as overbroad to the extent that it seeks "each channel for advertising" information; a sample set is sufficient. See TBMP § 414(2). Jarrett further objects to this interrogatory to the extent that it seeks information not within the custody of Jarrett, such as advertisements, catalogs, flyers, price lists, or other items of advertising or promotional material referring to Jarrett's Mark that are developed and used by third parties, such as private bee keepers and retail outlets. Jarrett further objects to this interrogatory to the extent that it seeks trade secret, proprietary, or confidential business information. Subject to these and its General Objections, Jarrett responds as follows:

www.beesource.com and honeybee conventions.

INTERROGATORY NO. 15:

Identify the amount Petitioner has spent on advertising and marketing its product in the United States in connection with the Mark each year for the relevant time period.

RESPONSE TO INTERROGATORY NO. 15:

Jarrett objects to the term "spent", "advertising" and "marketing" as overly broad, vague, burdensome, and not reasonably calculated to lead to the discovery of admissible information. Jarrett further objects to this interrogatory to the extent that it seeks trade secret, proprietary, or confidential business information.

Subject to these and its General Objections, Jarrett responds that the exact amount spent each year for advertising, marketing and sales of a particular product is currently unknown.

INTERROGATORY NO. 16:

Describe the packaging and lot size used to package products sold in association with Petitioner's Mark.

RESPONSE TO INTERROGATORY NO. 16:

Jarrett objects to the terms "packaging" and "lot size" as overly broad, vague, ambiguous and burdensome, and not reasonably calculated to lead to the discovery of admissible evidence. Jarrett further objects to this interrogatory on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this interrogatory on the grounds that it seeks information not reasonably calculated to lead to the discovery of admissible evidence.

INTERROGATORY NO. 17:

Identify any instances of actual confusion concerning both Petitioner's Mark and Registrant's Mark.

RESPONSE TO INTERROGATORY NO. 17:

Jarrett objects to this interrogatory to the extent that "any instances" is overbroad and unduly burdensome. Jarrett further objects to the extent that the interrogatory seeks information subject to, without limitation, the attorney-client privilege and/or the attorney work product doctrine. Jarrett further objects to the extent that it improperly seeks the disclosure of trial evidence before trial and is premature because Registrant possesses information about its channels of trade, etc.

INTERROGATORY NO. 18:

Identify all disputes that involve or have involved Petitioner's use of the Mark with the exception of the present action.

RESPONSE TO INTERROGATORY NO. 18:

Jarrett objects to this interrogatory as overly broad and burdensome and not reasonably calculated to lead to the discovery of admissible evidence. Jarrett further objects to the word "disputes" as vague and ambiguous. Jarrett further objects to this interrogatory to the extent that it seeks information from a third party. Jarrett further objects to the extent that the interrogatory seeks information subject to, without limitation, the attorney-client privilege and/or the attorney work product doctrine. Jarrett further objects to this interrogatory to the extent that it seeks information about proceedings that is not discoverable. *See* TBMP § 414(1) ("Information concerning litigation and controversies including settlement and other contractual agreements...is discoverable. However, the only information which must be provided with respect to a legal proceeding is the names of the parties thereto, the jurisdiction, the proceeding number, the outcome of the proceeding, and the citation of the decision (if published).").

Subject to these and its General Objections, no other formal disputes have been filed.

INTERROGATORY NO. 19:

Identify the persons involved in the creation, adoption, and development of Petitioner's Mark.

RESPONSE TO INTERROGATORY NO. 19:

Jarrett objects to this interrogatory on the grounds that it seeks information subject to, without limitation, the attorney-client privilege, the work product doctrine, or any other applicable privilege. Jarrett further objects to this interrogatory on the grounds that it is overbroad, vague, and ambiguous and that it seeks information not reasonably calculated to lead to the discovery of admissible evidence. Jarrett further objects to this request on the grounds that it seeks information irrelevant to this proceeding.

Subject to these and its General Objections, Jarrett responds as follows: Keith Jarrett

INTERROGATORY NO. 20:

Describe all due diligence conducted related to Petitioner's Mark

RESPONSE TO INTERROGATORY NO. 20:

Jarrett objects to this interrogatory on the grounds that it seeks information subject to, without limitation, the attorney-client privilege, the work product doctrine, or any other applicable privilege. Jarrett further objects to this interrogatory on the grounds that it is overbroad, vague, and ambiguous and that it seeks information not reasonably calculated to lead to the discovery of admissible evidence. Jarrett further objects to this request on the grounds that it seeks information irrelevant to this proceeding.

Subject to these and its General Objections, Jarrett responds as follows: Jarrett will produce non-privileged information, to the extent that any can be located after a reasonably diligent search, concerning the source of creating and selecting the relevant Mark.

INTERROGATORY NO. 21:

Sate when Petitioner first became aware of Registrant's Mark.

RESPONSE TO INTERROGATORY NO. 21:

Jarrett objects to this interrogatory as vague and ambiguous.

Subject to this and General Objections, Jarrett responds: 2nd quarter 2012.

INTERROGATORY NO. 22:

Describe in which states Petitioner has made sales of its product sold in association with the Mark

RESPONSE TO INTERROGATORY NO. 22:

Jarrett objects to this interrogatory on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the grounds that it is overbroad, vague, and ambiguous. Jarrett further objects to the term(s) “which” as overly broad, vague, burdensome, and not reasonably calculated to lead to the discovery of admissible information. Jarrett further objects to this interrogatory to the extent that it seeks information regarding all of Petitioner’s sales; a sample set is sufficient. *See* TBMP § 414(2). Subject to these and its General Objections, Jarrett responds as follows: Products bearing the relevant marks are sold nationally and internationally and may include California, Oregon, Washington, Nevada, Arizona, Texas, Vermont, Montana, North Dakota, South Dakota, Wisconsin, Iowa, Nebraska, Idaho, Minnesota, Utah and Canada.

Dated: 05/06/2013

Raj Abhyanker P.C.
dba LegalForce R.A.P.C. Worldwide

By: /Kuscha Hatami Fard/
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Attorneys for Petitioner NUTRA-BEE

CERTIFICATE OF MAILING AND SERVICE

The undersigned hereby certifies that a true and correct copy of this document entitled **PETITIONER'S RESPONSE TO REGISTRANT'S FIRST SET OF REQUESTS FOR ADMISSION TO PETITIONER** is being served by priority mail with the U.S. Postal Service, postage prepaid on attorney for Registrant on 05/13/2013 to:

Mark A. Koch
Mark A. Koch Professional Corporation
583 Main Street East
Hamilton Ontario, L8M 1J4
Canada
Koch@lawkoch.com

Attorney for Registrant Nutrabee

/s/ Kuscha Hatami Fard
Kuscha Hatami Fard
Raj Abhyanker P.C.

DECLARATION OF GINA CLUETT

EXHIBIT 5

**Petitioner's Response to Registrant's First Set of
Requests for Production of Documents and Things**

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

In the Matter of Trademark Registration No. 4227018
For the mark: **NUTRABEE**
Filed: July 18, 2011
Published: May, 09, 2012
Registered: October 16, 2012

| | |
|--|-------------------------|
| JARRETT INC., PETITIONER, v. SOUTH HILL HERBS INC. Registrant. | OPPOSITION NO. 92056508 |
|--|-------------------------|

Commissioner of Trademarks
PO Box 1451
Alexandria, CA. 22313-1451

**PETITIONER'S RESPONSE TO REGISTRANT'S FIRST SET OF REQUESTS
FOR PRODUCTION OF DOCUMENTS AND THINGS**

Petitioner Jarrett Inc., ("Jarrett") hereby responds to Registrant South Hill Herbs Inc.'s First Set of Interrogatories to Petitioner.

PRELIMINARY STATEMENT

1. Discovery in this action is continuing and Jarrett has not completed its own investigation and discovery into this case or the matters related the Requests. Jarrett therefore reserves its right to make changes in these responses if it appears that omissions or errors have been made in them or that further and more accurate information is available. The following responses and objections state Jarrett's knowledge,

information, and belief as of the date of such responses and objections, and Jarrett expressly reserves the right to rely upon and/or introduce into evidence at trial such additional information or facts as it may discover thereafter. Further, Jarrett reserves the right to submit additional objections to these Requests or any other discovery requests of any kind. Jarrett reserves the right to change any and all responses herein as additional facts and further information are obtained, new analyses are made, and legal research is completed. Jarrett does not by any response or objection to any request admit to the accuracy of any factual matter asserted in the text of any such request. Jarrett makes the following responses without waiving its right to produce evidence at trial of any subsequently ascertained facts.

2. Jarrett does not concede the relevance or the materiality of any information requested or provided or of the subject matter to which such information refers. Jarrett's responses are made subject to and without waiving any questions or objections as to the competency, relevance, materiality or admissibility as evidence or for any other purpose, of any of the information or documents referred to herein, or of the subject matter thereof, in any subject proceeding, including the trial of this action or any other action.

GENERAL OBJECTIONS

1. Jarrett objects to each and every request to the extent that it seeks to impose obligations on it that exceed or are inconsistent with requirements under the Federal Rules of Civil Procedure or any other applicable law.

2. Jarrett objects to each and every request to the extent and on the grounds that it is unduly burdensome, overbroad, vague, and ambiguous, fails to describe requested information with reasonable particularity, and /or seeks information that is neither relevant to the subject matter of this action nor reasonably calculated to lead to the discovery of admissible evidence.
3. Jarrett objects to each and every request to the extent that it seeks information that constitutes attorney work product, attorney-client communications, joint defense communications, documents protected by the right of privacy or is otherwise privileged and not subject to discovery or disclosure. Jarrett will not produce such information.
4. Jarrett objects to each and every request to the extent that it seeks disclosure of confidential, proprietary, or otherwise commercially sensitive information, or where disclosure would invade privacy. Jarrett will only provide such information, as applicable, subject to the Board's Standard Protective Order.
5. Jarrett objects to the defined term "Document" to the extent and on the grounds that discovery of all electronically stored information (ESI) and non-electronically stored information is unduly burdensome and not reasonably calculated to lead to the discovery of admissible evidence. Jarrett believes that the burdens placed on it during this litigation, including discovery, must be reasonable in terms of the costs and efforts involved. As part of its collection efforts, Jarrett will locate and collect for review and production such reasonably accessible ESI

and non-electronically stored information that Jarrett reasonably identifies as potentially relevant.

6. Jarrett objects to the defined term “Person” to the extent and on the grounds that it seeks information and documents in the possession, custody, or control of entities other than Jarrett. As part of its collection efforts, Petitioner will conduct a reasonable search for information and documents in its offices where it reasonably believes that potentially relevant documents may exist.
7. Jarrett objects to the defined term “thing” to the extent and on the grounds that it seeks information, documents and tangible objects in the possession, custody, or control of entities other than Jarrett. As part of its collection efforts, Petitioner will conduct a reasonable search for information and documents in its offices where it reasonably believes that potentially relevant documents may exist. Jarrett further objects on the grounds that it, and each and every request in which it is used, is overbroad, unduly burdensome, and seeks irrelevant information that is not reasonably calculated to lead to the discovery of admissible evidence, insofar as it is not limited to Jarrett.
8. Jarrett objects to the defined term “communication(s)” on the grounds that it, and each and every request in which it is used, is overbroad, unduly burdensome, and seeks irrelevant information that is not reasonably calculated to lead to the discovery of admissible evidence, insofar as it is not limited to Jarrett.
9. Jarrett objects to the defined term “You” on the grounds that it, and each and every request in which it is used, is overbroad, unduly

burdensome, and seeks irrelevant information that is not reasonably calculated to lead to the discovery of admissible evidence, insofar as it is not limited to Jarrett.

10. Jarrett objects to the defined terms “trademark” or “mark” on the grounds that they, and each and every request in which they are used, is overbroad, unduly burdensome, and seeks irrelevant information that is not reasonably calculated to lead to the discovery of admissible evidence, insofar as they are not limited to Jarrett.
11. Jarrett objects to the defined term “concerning” on the grounds that it, and each and every request in which it is used, is overbroad, unduly burdensome, and seeks irrelevant information that is not reasonably calculated to lead to the discovery of admissible evidence, insofar as it is not limited to Jarrett.
12. Jarrett objects to the defined terms “relating or referring” and “relates” to the extent and on the grounds that it seeks information, documents and tangible objects in the possession, custody, or control of entities other than Jarrett. As part of its collection efforts, Petitioner will conduct a reasonable search for information and documents in its offices where it reasonably believes that potentially relevant documents may exist. Jarrett further objects on the grounds that it, and each and every request in which it is used, is overbroad, unduly burdensome, and seeks irrelevant information that is not reasonably calculated to lead to the discovery of admissible evidence, insofar as it is not limited to Jarrett.

13. Jarrett objects to the defined terms “all” and “each” on the grounds that they, and each and every request in which they are used, is overbroad, unduly burdensome, and seeks irrelevant information that is not reasonably calculated to lead to the discovery of admissible evidence, insofar as they are not limited to Jarrett.
14. Jarrett objects to the defined terms “and”, “or”, and “and/or” on the grounds that they, and each and every request in which they are used, is overbroad, unduly burdensome, and seeks irrelevant information that is not reasonably calculated to lead to the discovery of admissible evidence, insofar as they are not limited to Jarrett.
15. Jarrett objects to the defined terms “use in commerce”, “use in United States Commerce”, “used in commerce”, and “used in United States Commerce” on the grounds that they, and each and every request in which they are used, is overbroad, unduly burdensome, and seeks irrelevant information that is not reasonably calculated to lead to the discovery of admissible evidence, insofar as they are not limited to Jarrett.
16. Jarrett objects to the defined terms “Petitioner’s Mark” and “Registrant’s Mark” on the grounds that they, and each and every request in which they are used, is overbroad, unduly burdensome, and seeks irrelevant information that is not reasonably calculated to lead to the discovery of admissible evidence, insofar as they are not limited to Jarrett.

17. Jarrett objects to each Request to the extent that the Request is not reasonably calculated to lead to the discovery of admissible information.

REQUESTS

REQUEST FOR PRODUCTION NO. 1:

All documents and things in response to Registrant's Interrogatories.

RESPONSE PRODUCTION REQUEST NO.1:

Petitioner objects to this request as being vague and ambiguous, and indefinite, in that the term "things" is undefined and has no clear meaning in the context of this request. Petitioner objects to this request in the grounds that it is overbroad, burdensome, and calls for documents that are not relevant and no reasonably calculated to lead to the discovery of admissible evidence. Petitioner objects to this request on the basis that it calls for documents that are confidential, proprietary, and/or trade secret, and documents that are protected by the attorney-client privilege and work product doctrine.

Subject to these and its General Objections, upon entry of a suitable protective order, Petitioner will produce relevant non privileged documents (if any) identified in its answer to Registrant's first set of interrogatories in its possession, custody, or control that are responsive to this request,

REQUEST FOR PRODUCTION NO. 2:

All documents and things consulted in preparing responses to Registrant's Interrogatories.

RESPONSE PRODUCTION REQUEST NO.2:

Petitioner objects to this request as being vague and ambiguous, and indefinite, in that the term “things” is undefined and has no clear meaning in the context of this request. Petitioner objects to this request in the grounds that it is overbroad, burdensome, and calls for documents that are not relevant and no reasonably calculated to lead to the discovery of admissible evidence. Petitioner objects to this request on the basis that it calls for documents that are confidential, proprietary, and/or trade secret, and documents that are protected by the attorney-client privilege and work product doctrine.

Subject to these and its General Objections, upon entry of a suitable protective order, Petitioner will produce relevant, non privileged documents (if any) identified in its answer to Registrant’s first set of interrogatories in its possession, custody, or control that are responsive to this request.

REQUEST FOR PRODUCTION NO. 3:

All documents and things sufficient to identify each person who anticipated in the adoption, development, creation, or selection of Petitioner’s Mark, or any variation thereof.

RESPONSE PRODUCTION REQUEST NO.3:

Jarrett objects to this request on the grounds that it seeks information subject to, without limitation, the attorney-client privilege, the work product doctrine, or any other applicable privilege. Jarrett further objects to this Request on the grounds that it is overbroad, vague, and ambiguous. Name further objects to this request on the grounds that it seeks information not reasonably calculated to lead to the

discovery of admissible evidence. Jarrett further objects to this request on the grounds that it seeks information irrelevant to this proceeding.

Subject to these and its General Objections, Jarrett responds as follows: Upon entry of a suitable protective order, Jarrett will produce relevant non-privileged documents, to the extent that any can be located after a reasonably diligent search that are responsive to this request.

REQUEST FOR PRODUCTION NO. 4:

All documents and things sufficient to identify each mark considered by Petitioner as an alternate mark to Petitioner's Mark.

RESPONSE PRODUCTION REQUEST NO.4:

Jarrett objects to this request on the grounds that it seeks information subject to, without limitation, the attorney-client privilege, the work product doctrine, or any other applicable privilege. Jarrett further objects to this Request on the grounds that it is overbroad, vague, and ambiguous. Name further objects to this request on the grounds that it seeks information not reasonably calculated to lead to the discovery of admissible evidence. Jarrett further objects to this request on the grounds that it seeks information irrelevant to this proceeding.

Subject to these and its General Objections, Jarrett responds as follows: Upon entry of a suitable protective order, Jarrett will produce relevant non-privileged documents, to the extent that any can be located after a reasonably diligent search that are responsive to this request.

REQUEST FOR PRODUCTION NO. 5:

All documents and things concerning any inquiry or investigation made by or on behalf of Petitioner with respect to any trademark search related to Petitioner's Mark.

RESPONSE PRODUCTION REQUEST NO.5:

Jarrett objects to this request on the grounds that it seeks information subject to, without limitation, the attorney-client privilege, the work product doctrine, or any other applicable privilege. Jarrett further objects to this Request on the grounds that it is overbroad, vague, and ambiguous. Name further objects to this request on the grounds that it seeks information not reasonably calculated to lead to the discovery of admissible evidence. Jarrett further objects to this request on the grounds that it seeks information irrelevant to this proceeding.

Subject to these and its General Objections, Jarrett responds as follows: Upon entry of a suitable protective order, Jarrett will produce relevant non-privileged documents, to the extent that any can be located after a reasonably diligent search that are responsive to this request.

REQUEST FOR PRODUCTION NO. 6:

All documents and things concerning any opinion regarding Petitioner's right to use Petitioner's Mark.

RESPONSE PRODUCTION REQUEST NO.6:

Jarrett objects to this request on the grounds that it seeks information subject to, without limitation, the attorney-client privilege, the work product doctrine, or any other applicable privilege. Jarrett further objects to this Request on the grounds that it is overbroad, vague, and ambiguous. Name further objects to this request on

the grounds that it seeks information not reasonably calculated to lead to the discovery of admissible evidence. Jarrett further objects to this request on the grounds that it seeks information irrelevant to this proceeding.

Subject to these and its General Objections, Jarrett responds as follows: Upon entry of a suitable protective order, Jarrett will produce relevant non-privileged documents, to the extent that any can be located after a reasonably diligent search, that are responsive to this request.

REQUEST FOR PRODUCTION NO. 7:

All documents and things sufficient to identify the period or periods of use of Petitioner's Mark, or any variation thereof, since the date of first use of Petitioner's Mark.

RESPONSE PRODUCTION REQUEST NO.7:

Jarrett objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the grounds that it seeks information protected by the attorney client privilege and/or work product doctrine. Jarrett further objects to this Request on the grounds that it is overly broad and unduly burdensome.

Subject to these and its General Objections, Jarrett responds as follow: Jarrett will produce relevant non-privileged documents, to the extent that any can be located, which will identify the period or periods of use of Petitioner's Mark, or any variation thereof, since the date of first use of Petitioner's Mark.

REQUEST FOR PRODUCTION NO. 8:

Representative samples of all invoices, purchase orders, sales reports, shipping orders, inventory reports, or other records concerning any sales or offerings of

goods or services to any person or entity under Petitioner's Mark, or any variation thereof.

RESPONSE PRODUCTION REQUEST NO.8:

Jarrett objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the grounds that it seeks information protected by the attorney client privilege and/or work product doctrine. Jarrett further objects to this Request on the grounds that it is overly broad and unduly burdensome.

Subject to these and its General Objections, Jarrett responds as follows: Jarrett will produce relevant non-privileged documents, to the extent that any can be located after a reasonably diligent search, that will contain sales figures.

REQUEST FOR PRODUCTION NO. 9:

All documents and things, including, financial, accounting and corporate records concerning Petitioner's total income from the sale or license of goods or services sold under Petitioner's Mark, by good or service for each calendar year, from first use of Petitioner's Mark for each such good or service to the present.

RESPONSE PRODUCTION REQUEST NO.9:

Jarrett objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the grounds that it is overbroad, vague, and ambiguous.

Subject to these and its General Objections, Jarrett responds as follows: Upon entry of a suitable protective order, Jarrett will produce relevant non-privileged documents, to the extent that any can be located after a reasonably diligent search, that will contain sales figures.

REQUEST FOR PRODUCTION NO. 10:

All documents and things, including financial, accounting and corporate records concerning the total amount spent on promoting and advertising Petitioner's Mark, by good or service for each calendar year, from first use of Petitioner's Mark for each such good or service to the present.

RESPONSE PRODUCTION REQUEST NO.10:

Jarrett objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the grounds that it is overbroad, vague, and ambiguous.

Subject to these and its General Objections, Jarrett responds as follows: Jarrett will produce relevant non-privileged documents, to the extent that any can be located after a reasonably diligent search, that will contain information regarding Petitioner's advertising and promotional efforts for its products.

REQUEST FOR PRODUCTION NO. 11:

All documents and things sufficient to show how Petitioner has used, uses or intends to use Petitioner's Mark, or any variation thereof, including but not limited to invoices, advertising and advertising mockups and proposals, promotional materials including emails and websites, catalogs, brochures, forms, letterhead, membership materials, purchase orders, press and/or media kits, point of purchase displays, and promotional goods.

RESPONSE PRODUCTION REQUEST NO.11:

Jarrett objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this

Request on the grounds that it seeks information protected by the attorney client privilege and/or work product doctrine.

Subject to these and its General Objections, Jarrett responds as follows: Upon entry of a suitable protective order, Jarrett will produce relevant non-privileged documents, to the extent that any can be located after a reasonably diligent search, that show how Petitioner has used and intends to use its Mark.

REQUEST FOR PRODUCTION NO. 12:

All documents and things sufficient to identify each channel of trade or distribution through which Petitioner has marketed, markets or intends to market its goods or services under petitioner's Mark, or any variation thereof.

RESPONSE PRODUCTION REQUEST NO.12:

Jarrett objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the grounds that it is overbroad, vague, and ambiguous. Jarrett further objects to this request on the grounds that it seeks information not reasonably calculated to lead to the discovery of admissible evidence. Jarrett further objects to this Request to the extent that it seeks information equally available to Registrant. Jarrett further objects to this Request to the extent that it seeks specific information not discoverable. *See* TBMP § 414(3) ("the names of customers (including dealers) constitute confidential information, and generally are not discoverable, even under protective order").

Subject to these and its General Objections, Jarrett responds as follows: Upon entry of a suitable protective order, Jarrett will produce relevant non-privileged documents, to the extent that any can be located after a reasonably diligent search,

to show a representative sample of Jarrett's channels of trade for products relevant to this proceeding.

REQUEST FOR PRODUCTION NO. 13:

All documents and things sufficient to identify each type of media or publication through which petitioner has advertised and promoted, advertises and promotes or intends to advertise and promote goods or services under Petitioner's Mark, or any variation thereof.

RESPONSE PRODUCTION REQUEST NO.13:

Jarrett objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the grounds that it is overbroad, vague, and ambiguous. Jarrett further objects to this Request on the grounds that it seeks "each" type because it would be overly broad and unduly burdensome; Jarrett is entitled to produce a representative sample. *See* TBMP § 414(2).

Subject to these and its General Objections, Jarrett responds as follows: Jarrett will produce a representative sample of its advertisements and/or promotions for the products relevant to this proceeding, to the extent that any exist.

REQUEST FOR PRODUCTION NO. 14:

Representative samples of all documents and things concerning market research conducted by Petitioner in connection with Petitioner's Mark, including but not limited to surveys or statistics showing Petitioner's target audience of consumers.

RESPONSE PRODUCTION REQUEST NO.14:

Jarrett objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the grounds that it is overbroad, vague, and ambiguous. Jarrett further objects to this request on the grounds that it seeks information not reasonably calculated to lead to the discovery of admissible evidence. Jarrett further objects to this Request to the extent that it seeks specific information not discoverable. *See* TBMP § 414(3) (“the names of customers (including dealers) constitute confidential information, and generally are not discoverable, even under protective order”).

REQUEST FOR PRODUCTION NO. 15:

All documents and things concerning, relating or referring to web related advertising of Petitioner or Petitioner’s Mark.

RESPONSE PRODUCTION REQUEST NO.15:

Jarrett objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the grounds that it is overbroad, vague, and ambiguous. Jarrett further objects to this Request on the grounds that it seeks “each” type because it would be overly broad and unduly burdensome; Jarrett is entitled to produce a representative sample. *See* TBMP § 414(2).

Subject to these and its General Objections, Jarrett responds as follows: Jarrett will produce a representative sample of its advertisements and/or promotions for the products relevant to this proceeding, to the extent that any exist.

REQUEST FOR PRODUCTION NO. 16:

All documents and things concerning business plans, including but not limited to marketing plans, advertising plans and business forecasts, for Petitioner's goods or services used in connection with Petitioner's Mark.

RESPONSE PRODUCTION REQUEST NO.16:

Jarrett objects to this request on the grounds that it seeks information subject to, without limitation, the attorney-client privilege, the work product doctrine, or any other applicable privilege. Jarrett further objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the grounds that it is overbroad, vague, and ambiguous. Jarrett further objects to this request on the grounds that it seeks information not reasonably calculated to lead to the discovery of admissible evidence. Jarrett further objects to this request on the grounds that it seeks information irrelevant to this proceeding.

Subject to these and its General Objections, Jarrett responds as follows: Upon entry of a suitable protective order, Jarrett will produce relevant non-privileged documents, to the extent that any can be located after a reasonably diligent search, that are responsive to this request.

REQUEST FOR PRODUCTION NO. 17:

All documents and things concerning any efforts to enforce the rights in Petitioner's Mark against any third person(s) or third party(ies).

RESPONSE PRODUCTION REQUEST NO.17:

Jarrett objects to this Request on the ground that it is overly broad and unduly burdensome in that it seeks information regarding Jarrett's litigation and

enforcement activities regarding trademark infringement or unfair competition in general. Jarrett further objects on the ground that it seeks irrelevant information not reasonably calculated to lead to the discovery of admissible evidence.

REQUEST FOR PRODUCTION NO. 18:

All documents and things concerning ownership of any claimed predecessor in title to Petitioner's Mark.

RESPONSE PRODUCTION REQUEST NO.18:

Petitioner objects to this request as being vague and ambiguous, and indefinite, in that the term "things" is undefined and has no clear meaning in the context of this request. Petitioner objects to this request in the grounds that it is overbroad, burdensome, and calls for documents that are not relevant and no reasonably calculated to lead to the discovery of admissible evidence. Petitioner objects to this request on the basis that it calls for documents that are confidential, proprietary, and/or trade secret, and documents that are protected by the attorney-client privilege and work product doctrine. Jarrett further objects on the ground that it seeks irrelevant information not reasonably calculated to lead to the discovery of admissible evidence.

REQUEST FOR PRODUCTION NO. 19:

A sample of each product package provided under Petitioner's Mark since its initial adoption.

RESPONSE PRODUCTION REQUEST NO.19:

Jarrett objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the

grounds that it is overbroad, vague, and ambiguous. Jarrett further objects to this request on the grounds that it seeks information not reasonably calculated to lead to the discovery of admissible evidence. Jarrett further objects to this Request on the grounds that it seeks information equally available to the Applicant.

Subject to these and its General Objections, Jarrett responds as follows: Jarrett will produce labels (if any) for products relevant to this proceeding.

REQUEST FOR PRODUCTION NO. 20:

All documents and things referring or relating to any trade shows attended by Petitioner, or planned to be attended by Petitioner, where goods or services provided under Petitioner's Mark or any variation thereof were sold, advertised or promoted or are intended to be sold, advertised or promoted.

RESPONSE PRODUCTION REQUEST NO.20:

Jarrett objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the grounds that it is overbroad, vague, and ambiguous. Jarrett further objects to this request on the grounds that it seeks information not reasonably calculated to lead to the discovery of admissible evidence. Jarrett further objects to this Request to the extent that it seeks specific information not discoverable. *See* TBMP § 414(3) ("the names of customers (including dealers) constitute confidential information, and generally are not discoverable, even under protective order").

REQUEST FOR PRODUCTION NO. 21:

All communications between Petitioner and any public relations firm, advertising agency, and marketing firm that has been engaged to advertise or promote Petitioner's goods or services under Petitioner's Mark.

RESPONSE PRODUCTION REQUEST NO.21:

Jarrett objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the grounds that it seeks information protected by the attorney client privilege and/or work product doctrine. Jarrett further objects to this Request on the grounds that it is overly broad and unduly burdensome. Jarrett further objects to this request on the grounds that it is vague and ambiguous. Jarrett further objects to this request on the grounds that it is not relevant, and not reasonably calculated to lead to discoverable evidence.

REQUEST FOR PRODUCTION NO. 22:

Each press release issued by or on behalf of Petitioner which refers to Petitioner's Mark or any variation thereof.

RESPONSE PRODUCTION REQUEST NO.22:

Jarrett objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the grounds that it seeks information protected by the attorney client privilege and/or work product doctrine. Jarrett further objects to this Request on the grounds that it is overly broad and unduly burdensome. Jarrett further objects to this request on the grounds that it is vague and ambiguous. Jarrett further objects to this request on the grounds that is duplicative.

Subject to these and its General Objections, Jarrett responds as follows: Jarrett will produce relevant non-privileged documents, to the extent that any can be located after a reasonably diligent search, of press releases by or on behalf of Petitioner referring to Petitioner's Mark.

REQUEST FOR PRODUCTION NO. 23:

Each unsolicited press mention, article, release or other story relating to Petitioner and/or Petitioner's Mark, or any variation thereof.

RESPONSE PRODUCTION REQUEST NO.23:

Jarrett objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the grounds that it seeks information protected by the attorney client privilege and/or work product doctrine. Jarrett further objects to this Request on the grounds that it is overly broad and unduly burdensome. Jarrett further objects to this request on the grounds that it is vague and ambiguous.

Subject to these and its General Objections, Jarrett responds as follows: Jarrett will produce relevant non-privileged documents, to the extent that any can be located after a reasonably diligent search, of unsolicited press releases.

REQUEST FOR PRODUCTION NO. 24:

All advertisements in any magazine, newspaper or other printed publication, web blogs, websites, relating to Petitioner and/or Petitioner's Mark, or any variation thereof.

RESPONSE PRODUCTION REQUEST NO.24:

Jarrett objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the

grounds that it is overbroad, vague, and ambiguous. Jarrett further objects to this Request on the grounds that it seeks “each” type because it would be overly broad and unduly burdensome; Jarrett is entitled to produce a representative sample. *See* TBMP § 414(2). Jarrett further objects to this Request on the grounds that it is duplicative.

Subject to these and its General Objections, Jarrett responds as follows: Jarrett will produce a representative sample of its advertisements and/or promotions for the products relevant to this proceeding, to the extent that any exist.

REQUEST FOR PRODUCTION NO. 25:

All documents and things sufficient to identify each retail store or other channel by which Petitioner’s goods or services under Petitioner’s Mark have been provided, are provided, or are planned to be provided.

RESPONSE PRODUCTION REQUEST NO.25:

Jarrett objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the grounds that it is overbroad, vague, and ambiguous. Jarrett further objects to this request on the grounds that it seeks information not reasonably calculated to lead to the discovery of admissible evidence. Jarrett further objects to this Request to the extent that it seeks information equally available to Registrant. Jarrett further objects to this Request to the extent that it seeks specific information not discoverable. *See* TBMP § 414(3) (“the names of customers (including dealers) constitute confidential information, and generally are not discoverable, even under protective order”). Jarrett further objects to this request on the grounds that it is duplicative.

Subject to these and its General Objections, Jarrett responds as follows: Upon entry of a suitable protective order, Jarrett will produce relevant non-privileged documents, to the extent that any can be located after a reasonably diligent search, to show a representative sample of Jarrett's channels of trade for products relevant to this proceeding.

REQUEST FOR PRODUCTION NO. 26:

All documents and things sufficient to identify the specific geographic area(s), specifically the States within which Petitioner has provided or is providing goods or services under Petitioner's Mark, or any variation thereof, over the time period in which Petitioner's Mark has or is being used, or is planned to be used.

RESPONSE PRODUCTION REQUEST NO.26:

Jarrett objects to this Request as overbroad to the extent that it seeks "all" information, sample is sufficient. *See TBMP* § 414(2). Jarrett further objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the grounds that it is overbroad, vague, and ambiguous. Jarrett further objects to this request on the grounds that it seeks information not reasonably calculated to lead to the discovery of admissible evidence. Jarrett further objects to this Request to the extent that it seeks information equally available to Registrant. Jarrett further objects to this Request to the extent that it seeks specific information not discoverable. *See TBMP* § 414(3) ("the names of customers (including dealers) constitute confidential information, and generally are not discoverable, even under protective order"). Jarrett further objects to this request on the grounds that it is duplicative.

Subject to these and its General Objections, Jarrett responds as follows: Jarrett will produce relevant non-privileged documents, to the extent that any can be located after a reasonably diligent search, to show a representative sample of Jarrett's channels of trade for products relevant to this proceeding.

REQUEST FOR PRODUCTION NO. 27:

All documents and things concerning the marketing, advertisement, promotion or sale of Petitioner's goods or services under Petitioner's Mark, including but not limited to subscription lists and other materials identifying actual or prospective clients and customers in the United States.

RESPONSE PRODUCTION REQUEST NO.27:

Jarrett objects to this Request as overbroad to the extent that it seeks "all" information, sample is sufficient. *See TBMP § 414(2)*. Jarrett further objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the grounds that it is overbroad, vague, and ambiguous. Jarrett further objects to this request on the grounds that it seeks information not reasonably calculated to lead to the discovery of admissible evidence. Jarrett further objects to this Request to the extent that it seeks information equally available to Registrant. Jarrett further objects to this Request to the extent that it seeks specific information not discoverable. *See TBMP § 414(3)* ("the names of customers (including dealers) constitute confidential information, and generally are not discoverable, even under protective order"). Jarrett further objects to this request on the grounds that it is duplicative.

Subject to these and its General Objections, Jarrett responds as follows: Jarrett will produce relevant non-privileged documents, to the extent that any can be located after a reasonably diligent search, to show a representative sample of Jarrett's channels of trade for products relevant to this proceeding.

REQUEST FOR PRODUCTION NO. 28:

All documents and things concerning, referring, or relating to Petitioner's first awareness of Registrant's Mark.

RESPONSE PRODUCTION REQUEST NO.28:

Jarrett objects to this request as overbroad, vague and ambiguous. Jarrett further objects to this request on the grounds that it is duplicative.

Subject to these and its General Objections, Jarrett responds as follows: Jarrett will produce relevant non-privileged documents, to the extent that any can be located after a reasonably diligent search, to show when Jarrett became aware of Petitioner's Mark.

REQUEST FOR PRODUCTION NO. 29:

All documents and things concerning the sale of each and every good or service in connection with Petitioner's Mark by Petitioner, or related company or licensee.

RESPONSE PRODUCTION REQUEST NO.29:

Jarrett objects to this Request on the grounds that it seeks trade secret, proprietary, or confidential business information. Jarrett further objects to this Request on the grounds that it seeks information protected by the attorney client privilege and/or work product doctrine. Jarrett further objects to this Request on the grounds that it is overly broad and unduly burdensome.

Subject to these and its General Objections, Jarrett responds as follows: Upon entry of a suitable protective order, Jarrett will produce relevant non-privileged documents, to the extent that any can be located after a reasonably diligent search, that are responsive to this request.

Dated: 05/06/2013

Raj Abhyanker P.C.
dba LegalForce R.A.P.C. Worldwide

By: /Kuscha Hatami Fard/
Kuscha Hatami Fard
1580 W. El Camion Real
Suite 13
Mountain View, CA. 94040
650-390-6429
Kuscha@legalforcelaw.com

Attorneys for Petitioner Nutra-Bee

CERTIFICATE OF MAILING AND SERVICE

The undersigned hereby certifies that a true and correct copy of this document entitled **PETITIONER'S RESPONSE TO REGISTRANT'S FIRST SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS AND THINGS** is being served by priority mail with the U.S. Postal Service, postage prepaid on attorney for Registrant on 05/13/2013 to:

Mark A. Koch
Mark A. Koch Professional Corporation
583 Main Street East
Hamilton Ontario, L8M 1J4
Canada
Koch@lawkoch.com

Attorney for Registrant Nutrabee

/s/ Kuscha Hatami Fard
Kuscha Hatami Fard
Raj Abhyanker P.C.

DECLARATION OF GINA CLUETT

EXHIBIT 6

**Trademark Register Pages
Document Listing**

Petitioner's Document Production
Document Numbers 104 - 313 and 529 - 824
Total Number of Pages: 504
Total Number of Marks: 109

| Document No. | Trademark | Serial No. | Class(es) |
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| 000104-000106 | NUTRIFEN | 77523389 | 005, 030 |
| 000107-000110 | EFFICIENT BY NATURE | 77530579 | 001, 005, 030, 031 |
| 000111-000112 | ESSENTIALYTE | 77552562 | 005, 030 |
| 000113-000114 | FLUXOME | 77646693 | 001, 005, 029, 030, 031 |
| 000115-000119 | HOMESTEAD ORGANICS | 77664055 | 001, 005, 016, 029, 030, 031, 035, 037, 039, 040 |
| 000120-000123 | GALACTIC | 77677468 | 001, 003, 005, 016, 030, 040, 042 |
| 000124-000127 | XECTOLIN | 77692851 | 001, 003, 005, 029, 030, 031, 032, 033 |
| 000128-000130 | CHAVEKA | 77806884 | 005, 029, 030 |
| 000131-000135 | MEIJI | 77815148 | 001, 005 |
| 000136-000140 | MUSIM MAS | 77855282 | 001, 003, 004, 005, 016, 029, 030, 031, 035, 039, 040 |
| 000141-000144 | MUSIM MAS | 77856446 | 001, 003, 004, 005, 016, 029, 030, 031, 035, 039, 040 |
| 000145-000148 | ACTISTAR | 78253824 | 005, 029, 030, 031, 032 |
| 000149-000152 | VITALUS | 78259060 | 001, 005, 029, 030 |
| 000153-000154 | CRISTALFEED | 78569691 | 005, 030, 031 |
| 000155-000157 | REDOXBOTICS | 78833141 | 001, 005, 030, 031 |
| 000158-000161 | SEED TO PLATE | 78980775 | 001, 005, 029, 030, 035, 036, 039 |
| 000161-000163 | VITACEL | 79001558 | 001, 005, 030, 031 |
| 000164-000167 | LESAFFRE GROUP | 79003126 | 001, 005, 030, 031 |
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| 000172-000175 | DURUM MAX | 79016319 | 005, 030, 031 |
| 000176-000179 | BIG BON | 79016755 | 003, 005, 029, 030, 031, 033, 034 |
| 000180-000183 | DANISCO | 79019211 | 001, 003, 005, 009, 016, 029, 030, 031, 042, 044 |
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| 000189-000192 000193-000196 *DUPLICATE | NATBIO | 79032320 | 001, 003, 005, 030 |

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| 000279-000284 | BIO L | 79123232 | 003, 005, 006, 008, 009, 011, 012, 014, 015, 016, 017, 018, 019, 020, 021, 022, 023, 024, 025, 026, 027, 028, 029, 030, 031, 032, 033, 034, 035 |
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| 000535-000539 | PURINA | 71552716 | 001, 005, 029, 030, 031, 032 |
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| 000546-000551 | MALLINCKRODT | 72296373 | 003, 006, 007, 009, 010, 013, 014, 015, 016, 017, 018, 019, 020, 021, 022, 024, 026, 027, 028, 029, 030, 031, 032, 034, 035, 036, 037, 038, 039, 040, 041, 042 |
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| 000593-000595 | ORAFI | 74642108 | 001, 005, 029, 030, 031 |
| 000596-000598 | RAFTIFEED | 74642122 | 001, 005, 029, 030, 031 |
| 000599-000601 | SWISS DELICE | 74705813 | 005, 029, 030, 031, 032 |
| 000602-000606 | CHR HANSEN | 74725602 | 001, 002, 005, 029, 030, 031 |
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| 000619-000623 | MELTREX | 75151364 | 001, 003, 005, 029, 030, 031, 032, 040 |
| 000624-000627 | ALLTECH | 75321970 | 001, 005, 016, 030, 031, 041 |
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| 000645-000658 | BETLE | 75924868 | 002, 004, 005, 006, 007, 008, 009, 010, 011, 012, 013, 015, 019, 020, 023, 026, 028, 029, 030, 031, 032, 033, 034, 035, 036, 037, 038, 039, 040, 041, 042 |
| 000659-000663 | EQUINE AMERICA | 75977566 | 003, 005, 025, 030 |
| 000664-000666 | BALCHEM ENCAPSULATES | 75982226 | 001, 005, 030 |

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| 000679-000684 | SOLVAY | 76135353 | 001, 003, 005, 010, 012, 016, 017, 018, 019, 022, 030, 031, 040, 042 |
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| 000739-000743 | DEGUSSA | 76324142 | 001, 002, 003, 004, 005, 006, 009, 011, 017, 019, 029, 030, 031, 032, 033, 034, 035, 040, 042 |
| 000744-000747 | HIMALAYA | 76354591 | 003, 005, 030, 032 |
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| 000775-000777 | PHYTO K | 76652445 | 005, 029, 030 |
| 000778-000780 | ANLENE EXPERT IN BONE NUTRITION | 76652446 | 005, 029, 030 |
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| 000801-000803 | PROLINE | 77032228 | 001, 005, 030, 031 |
| 000804-000807 | BETATEC | 77207268 | 001, 005, 030, 031, 040, 042 |
| 000807-000810 | INSPIRED MOLECULAR SOLUTIONS | 77308724 | 001, 005, 030, 031 |
| 000811-000813 | SENSUS | 77375027 | 001, 005, 030 |
| 000814-000816 | NUTRACEA | 77396048 | 005, 030, 031 |
| 000817-000818 | MEDI-COST | 77397304 | 005, 030, 031 |
| 000819-000820 | TOXI-COST | 77397313 | 005, 030, 031 |
| 000821-000824 | XYLECOSE | 77405312 | 001, 005, 030, 031 |

DECLARATION OF GINA CLUETT

EXHIBIT 7

**Sample of Redacted and Printed
Electronic Document**

DECLARATION OF GINA CLUETT

EXHIBIT 8

General Sampling of Electronic Documents

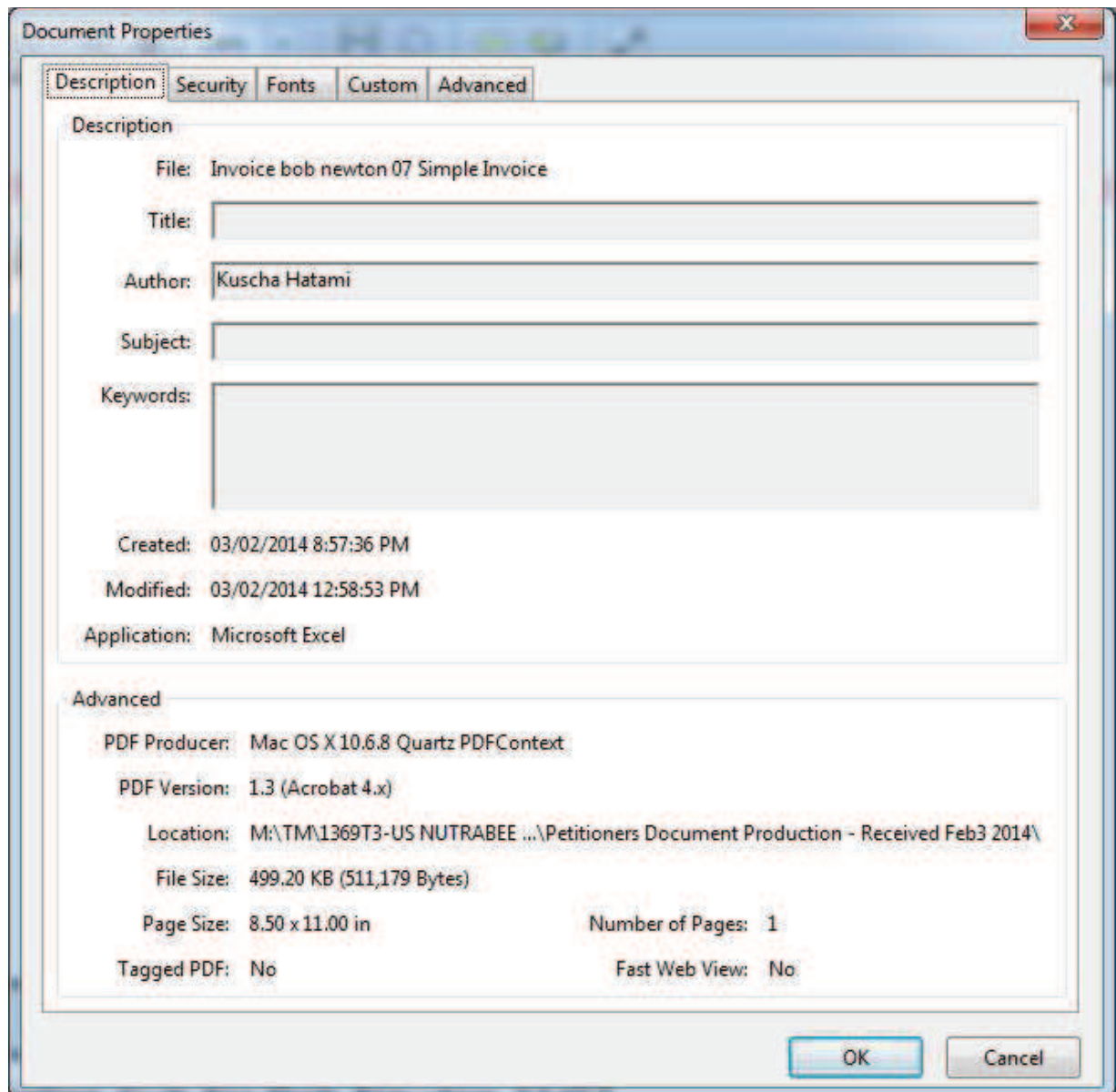
DECLARATION OF GINA CLUETT

EXHIBIT 9

**Sample of Electronic Documents and
Corresponding Document Properties**

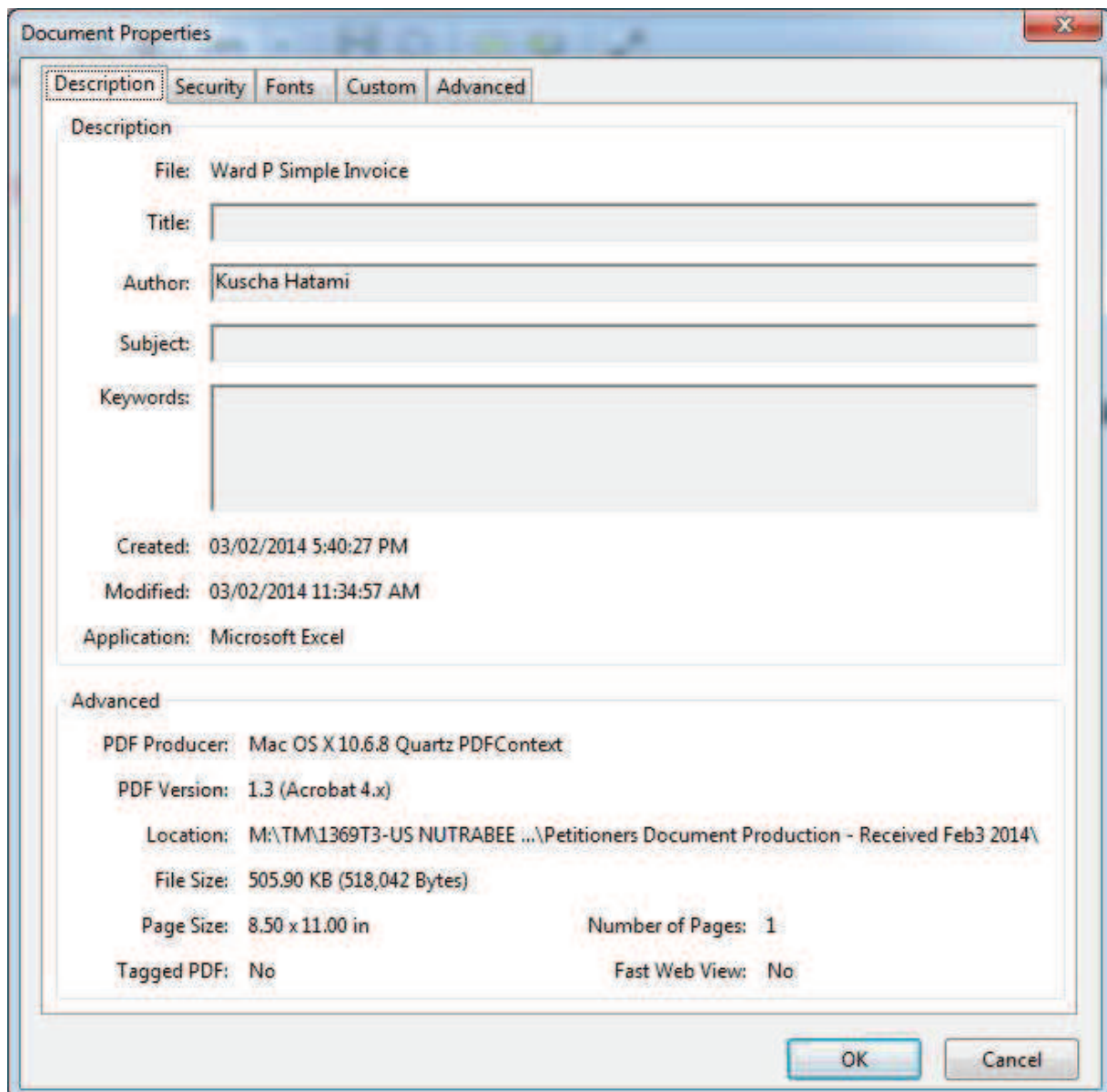
Document Properties:

PET.RES.NUTRA 000825 Confidential and Trade Secret Commercially Sensitive



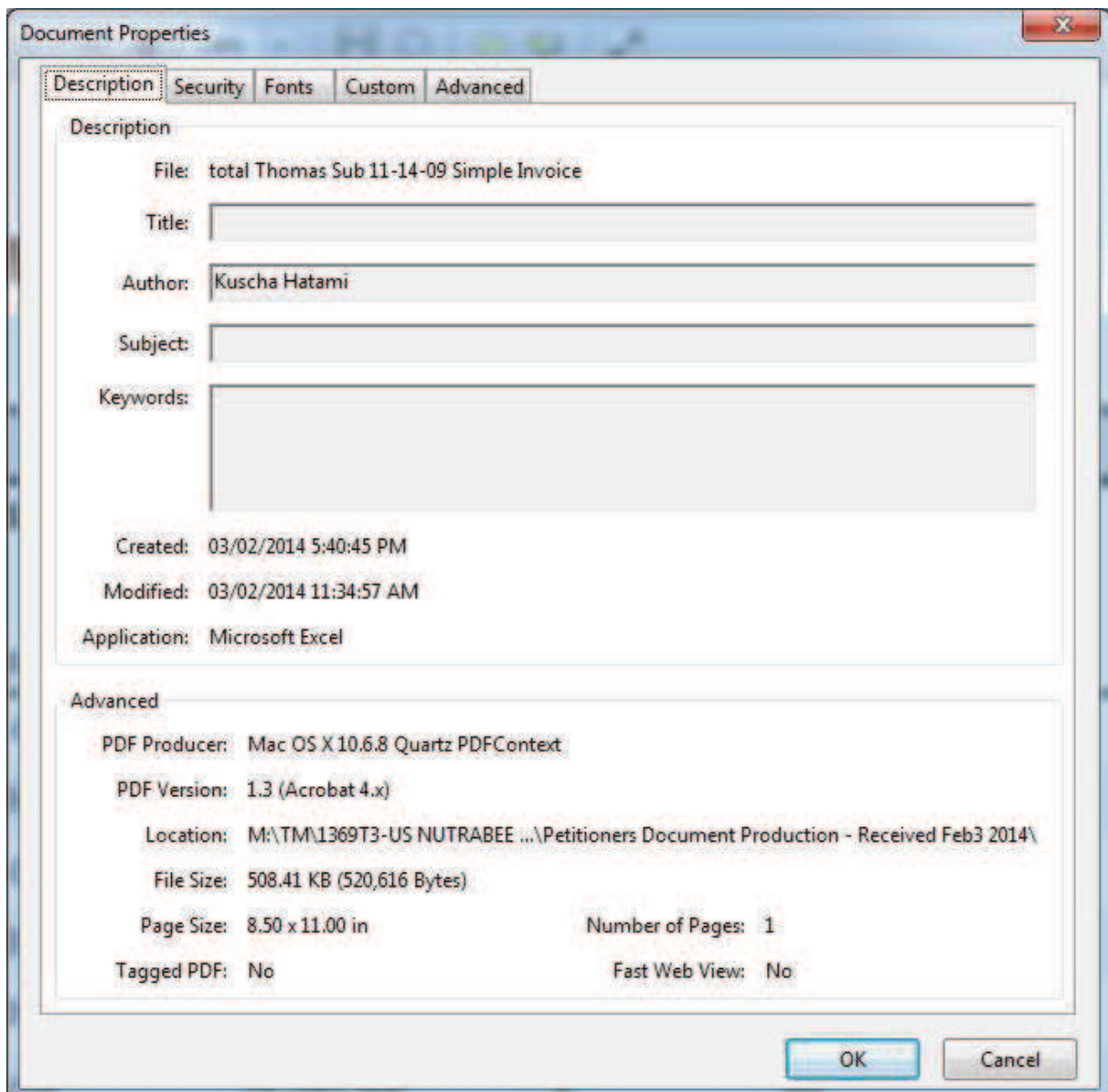
Document Properties:

PET.RES.NUTRA000327 Confidential & Trade Secret Commercially Sensitive



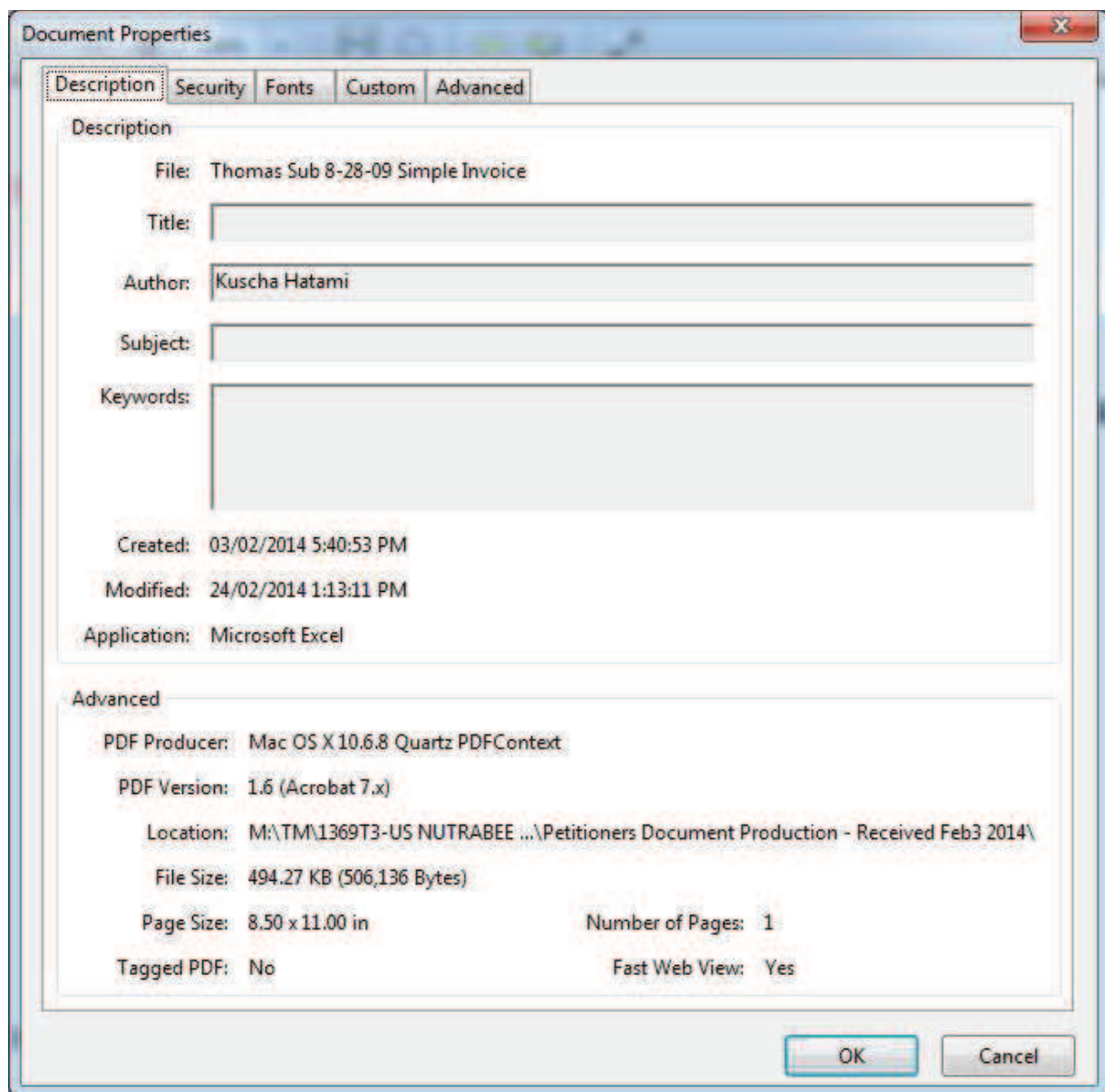
Document Properties:

PET.RES.NUTRA000326 Confidential & Trade Secret Commercially Sensitive



Document Properties:

PET.RES.NUTRA000325 Confidential & Trade Secret Commercially Sensitive



DECLARATION OF GINA CLUETT

EXHIBIT 10

Sample of Earliest Dated Electronic Documents

DECLARATION OF GINA CLUETT

EXHIBIT 11

**Email Enclosing Final Document
No. 825**

Subject: Additional Bates No. 825 not on intro letter - Nutra Bee 92056508 Doc Requests Email 17
From: Kuscha Hatami - Attorney at Law - LegalForce RAPC Worldwide <kuscha@legalforcelaw.com>
Date: 03/02/2014 4:26 PM
To: Mark Koch <koch@lawkoch.com>

--

Kuscha Hatami
Associate Counsel
Intellectual Property Litigation & Prosecution

LinkedIn Profile:

<http://www.linkedin.com/pub/kuscha-hatami/43/22/2b1>

LegalForce Profile:

<http://www.legalforcelaw.com/our-team/kuscha-hatami/>

Website:

www.legalforcelaw.com

LegalForce Raj Abhyanker P.C. Worldwide

Raj Abhyanker P.C.
Professional Law Corporation

Headquarters and Mailing Address

LegalForce RAPC Worldwide

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1580 W. El Camino Real Suite 13
Mountain View, CA 94040
Direct Line: 650-390-6429
Email: kuscha@legalforcelaw.com

Walk in Location

LegalForce - Book Flip

323 University Avenue
Palo Alto, CA. 94301

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— Attachments: _____

Invoice bob newton 07 Simple Invoice.pdf

499 kB

EXHIBIT C

REGISTRANT'S LETTER OF FEBRUARY 25, 2014

Mark A. Koch Professional Corporation

583 Main Street East
Hamilton, Ontario
Canada, L8M 1J4



Tel: 905.549.5880
Fax: 905.296.8709
Email: koch@lawkoch.com

Feb. 25, 2014

Our File No: 1369T3

Kuscha Hatami
LegalForce RAPC Worldwide
1580 W. El Camino Real Suite 13
Mountain View, CA 94306
USA

BY EMAIL: *kuscha@legalforcelaw.com*

Dear Mr. Hatami:

United States Trademark Cancellation Proceedings
Registration No. 4227018 - NUTRABEE
Cancellation No. 92056508
Petitioner's Production of Documents and Things

The Registrant has received your documents sent in response to our discovery requests. Upon review of the documents we note that we have not received any documents relevant to our following document requests:

Nos. 1, 2, 3, 4, 5, 6, 9, 10, 14, 16, 17, 18, 19, 20, 21, 26.

We confirm from this response that the Petitioner has no documentary evidence to address these requests.

Further, we confirm from the documents that you did supply that these documents respond fully to our requests numbered **7, 8, 11, 12, 13, 15, 22, 23, 24, 25, 27, 28 and 29.**

Protective Order

The Registrant is not seeking any information regarding the Petitioner's proprietary, confidential or trade-secret information that is not covered under the Board's standard protective order. For example, we are not seeking any information regarding the protein feed supplement ingredients or recipe. Our client's products do not compete nor do their respective customers overlap. Finally, the Board agrees with this position and indicated that the Board standard protective order is in place and is sufficient.

Documents Received

Invoices

We note that the invoices we received appear to be mock ups or recreations of electronically stored information. They do not appear to be "as kept in the normal course of business" as required under FRCP 34(b)(2)(E)(i) & (ii). The invoices clearly lack conventional information found on commercially acceptable documents.

Please immediately provide copies of original invoices "as kept in the normal course of business" as required under the TTAB rules.

Copies of Trademark Registrations

Please explain the relevance of the numerous (about 209 pages) of trademark registry documents that you forwarded to this office. These documents do not appear to be "as kept in the normal course of business" as required under FRCP 34(b)(2)(E)(i) & (ii). Please indicate which of our document requests they respond to.

In our opinion the Petitioner's response to the Registrant's document requests is unresponsive and does not comply with the board order.

We require a complete response by **March 4, 2014**.

Remain yours very truly,

On behalf of the Registrant;

Mark A. Koch Professional Corporation



Per: Mark A. Koch

EXHIBIT D

**PETITIONER'S REPLY AND EXPLANATION OF
DOCUMENTS PRODUCED
DATED MARCH 4, 2014**

Subject: Nutrabee Response to Letter Dated February 25, 2014

From: Kuscha Hatami - Attorney at Law - LegalForce RAPC Worldwide <kuscha@legalforcelaw.com>

Date: 04/03/2014 5:29 PM

To: Mark Koch <koch@lawkoch.com>, kochoffice <koch@bellnet.ca>

FRE 408

Mr. Koch,

I am writing this email in response to your letter dated February 25, 2014.

In regards to your allegations that, you have not received all of the requested documents, we respond that Petitioner is only required to submit documents to the extent that they exist, and/or are discoverable after a reasonable and diligent search. Petitioner is not required by the FRCP or otherwise, to create or invent documents responsive to your requests.

Invoices

FRCP 34 specifically provides that requests can be organized and labeled to correspond to the categories in the request; or if a request does not specify a form for producing electronically stored information, a party must produce it in a form or form in which it is ordinarily maintained or in reasonably usable form or forms...

It is clear from your letter and our submission that you know these are invoices, and that they are responsive to your requests. In addition, these invoices are kept by Petitioner in electronic form and have been converted to PDF files for convenience in compliance with Rule 34. Specifically, under Rule 34 respondent is not required to produce electronically stored information in the form which it is ordinarily maintained, as long as it is produce in a reasonably usable form, PDF versions of the electronically stored information is reasonable.

Copies of Trademark Registrations

The numerous trademark registrations provided, are public information as provided for by the USPTO and have been submitted in an acceptable format. They are relevant in that they are a sampling of registrants who cover both goods for animal and human consumption, demonstrating the natural expansion for a supplier of animal feed to food for human consumption. As such, they are relevant to this proceeding.

In our opinion Petitioner's responses to Registrant's requests are responsive and comply with the board's order. We also feel that this is a mere attempt by your office to detract from the issues at hand and your gamesmanship amounts to wasteful behavior.

Sincerely,

Kuscha Hatami

--

Kuscha Hatami
Intellectual Property Counsel
IP Group/Branding

LinkedIn Profile:

<http://www.linkedin.com/pub/kuscha-hatami/43/22/2b1>

LegalForce Profile:

<http://www.legalforcelaw.com/our-team/kuscha-hatami/>

Website:

www.legalforcelaw.com

LegalForce Raj Abhyanker P.C. Worldwide

Raj Abhyanker P.C.
Professional Law Corporation

Headquarters and Mailing Address

LegalForce RAPC Worldwide

Raj Abhyanker P.C.
1580 W. El Camino Real Suite 13
Mountain View, CA 94040
Direct Line: 650-390-6429
Email: kuscha@legalforcelaw.com

Walk in Location

LegalForce - Book Flip

323 University Avenue
Palo Alto, CA. 94301

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EXHIBIT E

PETITION TO CANCEL

ESTTA Tracking number: **ESTTA508330**

Filing date: **11/29/2012**

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

Petition for Cancellation

Notice is hereby given that the following party requests to cancel indicated registration.

Petitioner Information

| | | | |
|---------|---|-------------|------------|
| Name | Jarret Inc. | | |
| Entity | Corporation | Citizenship | California |
| Address | 845 East State Highway 88 Jackson, CA 95642 UNITED STATES | | |

| | | | |
|----------------------|---|--|--|
| Attorney information | Kuscha Hatami 1580 W El Camino Real Suite 13 Mountain View, CA 94040 UNITED STATES trademarks@rajpatent.com, kuscha@legalforcelaw.com, michelle@legalforcelaw.com Phone:650-965-8731 | | |
|----------------------|---|--|--|

Registration Subject to Cancellation

| | | | |
|-----------------|--|-------------------|------------|
| Registration No | 4227018 | Registration date | 10/16/2012 |
| Registrant | South Hill Herbs Inc. 44 Ridge Point Dr. St. Catharines, Ontario, L2T2T1 CANADA | | |

Goods/Services Subject to Cancellation

Class 030. First Use: 2010/02/21 First Use In Commerce: 2010/02/21
All goods and services in the class are cancelled, namely: Honey; processed herbs, namely, honey comprised of honey and herbs and honey comprised of honey and bee pollen

Grounds for Cancellation

| | |
|--------------------------------------|----------------------------|
| Priority and likelihood of confusion | Trademark Act section 2(d) |
|--------------------------------------|----------------------------|

Mark Cited by Petitioner as Basis for Cancellation

| | | | |
|-----------------------|------------|-----------------------|------------|
| U.S. Registration No. | 3791379 | Application Date | 06/02/2009 |
| Registration Date | 05/18/2010 | Foreign Priority Date | NONE |
| Word Mark | NUTRA-BEE | | |

| | |
|---------------------|--|
| Design Mark | <h1>Nutra-Bee</h1> |
| Description of Mark | NONE |
| Goods/Services | Class 005. First use: First Use: 2009/08/10 First Use In Commerce: 2009/08/10 A protein feed supplement for honeybees |

| | |
|-------------|--|
| Attachments | 77750572#TMSN.jpeg (1 page)(bytes) PETITION TO CANCEL 2nd Draft.pdf (5 pages)(83958 bytes) |
|-------------|--|

Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

| | |
|-----------|-----------------|
| Signature | /Kuscha Hatami/ |
| Name | Kuscha Hatami |
| Date | 11/29/2012 |

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

In the matter of trademark Registration No. 4227018
For the mark: NUTRABEE
Date registered: October 16, 2012

| | |
|--|--------------------------------|
| <p>Jarrett Inc.</p> <p style="text-align:center">Petitioners,</p> <p style="text-align:center">v.</p> <p>South Hill Herbs Inc.</p> <p style="text-align:center">Registrant</p> | <p>Cancellation No.</p> |
|--|--------------------------------|

PETITION TO CANCEL

JARRET INC., a California Corporation, located at 845 East State Highway 88, Jackson California 95642 (hereinafter “Petitioner”) believe that it is and will be damaged by the continued registration of the mark shown in Registration No. 4227018 (“the ‘018 Registration”), registered October 16, 2012, by South Hill Herbs Inc., TA Nutrabee, located at 44 Ridge Point Dr., St. Catharines, Ontario L2T2T1, Canada (hereinafter “Registrant”), and hereby petition to cancel the registration of such mark under Section 14 of the Trademark Act of July 5, 1946 (15 U.S.C. § 1064). The grounds for cancellation are as follows:

1. Petitioner has continuously used the NUTRA-BEE mark in interstate commerce in the United States in connection with nutritional supplements for bees since as early as August 10, 2009. On June 2, 2009, Petitioner Jarrett Inc. filed an application for

registration of the NUTRA-BEE mark in International class 005 (Serial Number 77750572) for a protein feed supplement for honeybees.

2. Petitioner was granted registration for its NUTRA-BEE Mark on May 18, 2010, U.S. Registration No. 3791379.
3. Registrant filed an application for registration of the NUTRABEE mark on July 18, 2011 in International Class 030 (Serial Number 85373424) for Honey; processed herbs, namely, honey comprised of honey and herbs and honey comprised of honey and bee pollen. Such goods are closely related and in some instances identical to those of Petitioner.
4. On October 16, 2012, Registrant was granted the '018 Registration providing a stated date of first use as February 21, 2010 and a date of first use in interstate commerce as February 21, 2010.
5. Petitioner's use of its NUTRA-BEE mark and Petitioner's filing of the application for the 3791379 Registration pre-date both Registrant's first use of, and application for registration of, the NUTRA-BEE mark, and establishes the priority of Petitioner's NUTRA-BEE mark.
6. Petitioner's use of its NUTRA-BEE mark has been valid and continuous since its date of first use.
7. Registrant's NUTRABEE mark is virtually identical to Petitioner's NUTRA-BEE mark in that both marks are exactly the same, incorporating the terms "NUTRA" and "BEE", with the only variances are that Petitioner's mark has a hyphen between the terms "NUTRA" and "BEE" and Registrant's mark is one word "NUTRABEE."

| Petitioner's Mark | Registrant's Mark |
|--------------------------|--------------------------|
| NUTRA-BEE | NUTRABEE |

As a result of the identical nature between Petitioner's mark and Registrant's mark and the highly related nature of the goods associated with each party's respective mark, Registrant's mark is likely to cause confusion, mistake or deception in the trade and among purchasers as to the source, origin, or sponsorship of the parties' respective goods and services.

8. Continued registration of Registrant's mark will result in damage to Petitioner under the provisions of §2(d) of the Lanham Act, 15 U.S.C. §1052(d) and §43(a) of the Lanham Act, 15 U.S.C. 1125(a), pursuant to the allegations stated above.
9. If the Registration is permitted to continue, the Registration would presumptively entitle Registrant to prima facie exclusive ownership and rights to the NUTRABEE mark. Such registration would cause confusion or mistake among the minds of consumers and the trade as to the separate and distinct source of Registrant's goods and Petitioner's goods and the relationship of Registrant to Petitioner, leading consumers and the trade to believe that Registrant's goods are those of Petitioner or are endorsed, sponsored, or otherwise affiliated with Petitioner, thereby damaging Petitioner's goodwill in Petitioner's mark, diluting the value thereof, and resulting in irreparable harm to the purchasing public, the trade, and Petitioner's business and reputation, all to the detriment of Petitioner.
10. Petitioner deems that it is or will be damaged by Registration No. 4227018.

WHEREFORE, Petitioners file this Petition to Cancel and pray that the 4227018 Registration of South Hill Herbs Inc. be cancelled in its entirety in International class 030; and for such other relief as may be deemed just and proper.

The fee required by §2.6(a)(16) is enclosed herewith.

Please recognize as attorneys for Petitioner in this proceeding Kuscha Hatami and the law firm of Raj Abhyanker P.C., 1580 W. El Camino Real, Suite 13, Mountain View, California 94306.

Please address all communications to Kuscha Hatami at the above address.

Dated: November 29, 2012

Respectfully submitted,

/s/Kuscha Hatami

Kuscha Hatami

Raj Abhyanker, P.C.

dba LegalForce R.A.P.C. Worldwide

1580 W. El Camino Real, Suite 13

Mountain View, CA 94040

Phone: (650) 965-8731

Fax: (650) 989-2131

Attorneys for Petitioner Jarrett Inc.

CERTIFICATE OF SERVICE

I Certify that on this 30th day of November, 2012, a true copy of the foregoing Petition To Cancel is being served by mailing a copy thereof by first class mail addressed to the following individual, identified in Registrant's Registration as the attorney of record and correspondent:

Mark Koch
Mark A Koch Professional Corporation
583 Main Street East
Hamilton, Ontario L8M1J4
Canada

With Copy to:

South Hill Herbs Inc.
TA Nutrabee
44 Ridge Point Dr.
St. Catharines, Ontario L2T2T1
Canada

/s/Kusha Hatami
Kuscha Hatami
Raj Abhyanker, P.C.
dba LegalForce R.A.P.C. Worldwide
1580 W. El Camino Real, Suite 13
Mountain View, CA 94040
Phone: (650) 965-8731
Fax: (650) 989-2131
Attorneys for Petitioner

EXHIBIT F

ANSWER TO PETITION TO CANCEL

ESTTA Tracking number: **ESTTA512138**

Filing date: **12/20/2012**

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

| | |
|------------------------|---|
| Proceeding | 92056508 |
| Party | Defendant South Hill Herbs Inc. |
| Correspondence Address | SOUTH HILL HERBS INC TA NUTRABEE, 44 RIDGE POINT DR ST CATHARINES, L2T2T1 CANADA |
| Submission | Answer |
| Filer's Name | Mark Koch |
| Filer's e-mail | koch@lawkoch.com |
| Signature | /Mark A. Koch/ |
| Date | 12/20/2012 |
| Attachments | 1369T3AnswertoPetition.pdf (8 pages)(520143 bytes) |

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

Cancellation No. 92056508
Registration No. 4,227,018
Mark: NUTRABEE
Date Registered: October 16, 2012

JARRET INC.
(Petitioner)

v.

SOUTH HILL HERBS INC
(Registrant)

**ANSWER TO PETITION FOR CANCELLATION
OF REGISTRATION NO. 4,227,018**

Registrant, South Hill Herbs Inc., trading as NutraBee is a corporation organized and existing under laws of Canada having a place of business at 44 Ridge Point Drive, St. Catharines, Ontario, Canada, L2T 2T1 and answers Jarret Inc.'s (referred to as Jarrett) petition for cancellation of registration number 4,227,018.

The registrant (referred to as South Hill) hereby responds solely for the purpose of this proceeding to each of the grounds set forth in the petition for cancellation as follows:

1. Registrant South Hill, is without knowledge or information sufficient to form a belief as to the truth of the allegations asserted in this paragraph and therefore denies on that basis.
2. Registrant South Hill, admits that the public record would indicate that the trademark NUTRA-BEE was registered on May 18, 2010 and under registration number 3791379.

The referenced documents and their contents are a matter of public record in the USPTO and the registrant admits that those documents speak for themselves as to what they contain.

3. The Registrant South Hill, admits that it applied for registration of the trademark NUTRABEE on July 18, 2011 in international class 030 and obtained registration on October 16, 2012 under registration number 4,227,018. The registrant however strictly denies the statement “such goods are closely related and in some instances are identical to those of petitioner”
4. The referenced documents and the contents of these documents are a matter of public record in the USPTO and the registrant admits that these documents speak for themselves as to what they contain. Otherwise denied.
5. Denied.
6. Registrant is without of knowledge or information sufficient to form a belief as to the truth of the allegations asserted in the paragraph and therefore denies on that basis.
7. We admit both marks contain the terms “nutra” and “bee”, otherwise denied.
8. Denied
9. Denied
10. Denied

AFFIRMATIVE DEFENCES

1. Petitioner Jarrett’s petition fails to state a claim against registrant on which relief can be granted.

2. Petitioner Jarrett has not shown on any valid case that controversy exists in this proceeding.
3. Petitioner has not alleged that there is likelihood of confusion and in fact considering the marks as used on their respective products, the examining attorney assigned to registrants South Hill's trademark application, has accepted the registrants South Hill's, application taking into consideration the petitioners Jarrett's registration.
4. The registrant has been continuously using the trademark NUTRABEE in United States commerce since at least as early as April 29, 2008 in the United States of America and therefore has common law rights to the trademark NUTRABEE for use in association with honey; processed herbs, namely honey comprised of honey and herbs and honey comprised of honey and bee pollen. This predates the Petitioner's Jarrett's published date of first use. For example the registrant South Hill Herbs Inc., has common law usage of this term at least as early as April 29, 2008 in the state of Missouri in the United States. Attached is a sample invoice marked EXHIBIT A showing sales of honey in the state of Missouri.
5. The registrant South Hill, sells honey; processed herbs, namely honey comprised of honey and herbs and honey comprised of honey and bee pollen (South Hill's goods). The Petitioner Jarrett claims to sell "Protein feed supplement for honeybees" (Jarrett's goods). Upon information and belief South Hill's goods and Jarrett's goods have nothing in common other than they are associated with bees.
6. The registrant South Hill, sells South Hill's goods for eventual retail sale to the general public. Upon information and belief the petitioner Jarrett sells "protein feed supplement for honey bees" only to beekeepers. Upon information and belief South Hill's goods and Jarrett's goods are sold through distinctly different channels of trade.
7. The Registrant; South Hill, sells South Hill's goods only for human consumption.

8. Upon information and belief the petitioner Jarrett's protein feed supplement for honeybees is sold for eventual consumption by honey bees.
9. Upon information and belief the petitioner Jarrett's protein feed supplement for honeybees is not fit for human consumption.
10. Upon information and belief the registrant has determined that a protein feed supplement for honeybees would only be useful to beekeepers. The beekeeping industry and bee keepers in particular are specialized and sophisticated.
11. Upon information and belief the registrant has determined that bee keepers are concerned with the health of their bees and the petitioners goods namely protein feed supplements for honeybees is purchased by beekeepers who are sophisticated purchasers of feed for their bees.
12. Registrant operates and maintains an online ecommerce site at www.nutrab.com wherein the registrants goods are sold online directly to the end consumer for human consumption.
13. Based on information and belief the registrant has determined that the petitioner Jarret Inc., has no ecommerce website nor does it maintain any retail locations that display the sale of their product.
14. Upon information and belief the petitioner Jarrett and the registrant South Hil have been co-existing amicably each using his own mark and selling his own very different goods in the marketplace. The registrant South Hill has been selling South Hill's goods under the name NUTRABEE since at least as early as April 29, 2008 with no actual cases of confusion.

The registrant hereby appoints Mark A. Koch at the firm of:

Mark A. Koch Professional Corporation

583 Main Street East

Hamilton, Ontario, Canada

L8M 1J4

Telephone: 905-549-5880

Fax: 905-296-8709

Email: koch@lawkoch.com

To act as attorney in this matter of the cancellation proceedings identified above to prosecute and to transact all business in the patent and trademark office in the United States courts connected with the cancellation and to sign its name on all papers which are hereinafter to be filed in connection therewith and to receive all communication relating to the same.

Wherefore the registrant prays that the trademark trial and appeal board dismiss the petition for cancellation with prejudice.

Respectfully Submitted:

//Mark A. Koch//

Mark A. Koch Professional Corporation

583 Main Street East,

Hamilton, Ontario, Canada

L8M 1J4

Tel: 905 549-5880

Email: koch@lawkoch.com

Dated: Dec. 20, 2012

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the forgoing Answer to the Petition for Cancellation of registration No: 4227018 regarding NUTRABEE has been served on Jarret Inc., by transmission by overnight courier to the following identified in the Petition as the attorney of record and correspondent:

Kuscha Hatami
Law Firm of Raj Abhyanker P.C.
1580 W. El Camino Real, Suite 13
Mountain View, CA 94306
United States

AND To: kuscha@legalforcelaw.com

Dated: December 20, 2012

By:



Mark Koch

Mark A. Koch Professional Corporation

583 Main Street East

Hamilton, Ontario, L8M 1J4

Canada

EXHIBIT A

Exhibit A

nutraBee
Be Natural - Be Healthy

| Order No. | Order Date | Cust No. | P.O. No. | Terms |
|-----------|----------------|----------|----------|-------|
| 3481 | April 29, 2008 | SVH08 | | |

Sold To:
HASNIJA NEZIREVIC
 1738 GRAVOIS
 ST LOUIS MO
 63116

Shipped from:
 Nutra Bee
 1623 Military Rd #525
 Niagara Falls, Ny 14304
 1-800-660-2805

| Quantity | Description | Unit Price | Total Price |
|------------------|--------------------------|------------|-----------------------|
| 3 | Safa Special | \$100.00 | \$300.00 |
| 5 | Safa | \$29.00 | \$145.00 |
| 2 | Crna Meda | \$18.00 | \$36.00 |
| 3 | Amika | \$23.00 | \$69.00 |
| 3 | Venon | \$23.00 | \$69.00 |
| | Distributor discount 30% | | \$619.00 -\$185.70 |
| | Total | | \$433.30 |
| Comments: | | | Total: |

Drug, 11/1/08

Del. out for a BW maybe — — 2 BW 336²⁰

EXHIBIT G

DECLARATION OF EMINA BASIC

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

| | | |
|------------------------------|---|------------------------------------|
| SOUTH HILL HERBS INC. |) | IN THE UNITED STATES |
| |) | PATENT AND TRADEMARK OFFICE |
| Registrant |) | |
| |) | TRADEMARK TRIAL AND APPEAL |
| |) | BOARD |
| v. |) | |
| |) | CANCELLATION NO. 92056508 |
| JARRETT INC. |) | |
| |) | REGISTRATION NO. 4227018 |
| Petitioner |) | |
| _____ |) | TRADEMARK: NUTRABEE |

**DECLARATION OF EMINA BASIC
IN SUPPORT OF
REGISTRANT'S OPPOSITION TO
PETITIONER'S MOTION FOR
SUMMARY JUDGMENT**

Attached please find the declaration of Emina Basic.

DECLARATION OF EMINA BASIC

I, Emina Basic, declare as follows:

1. I am the Marketing Director and an equal shareholder of South Hill Herbs Inc., doing business as NutraBee (hereinafter referred to as '**my Company**'). As the Marketing Director of my Company, I have personal knowledge of the history and use of the NUTRABEE trademark and the goods sold therewith, namely honey; processed herbs, namely, honey comprised of honey and herbs and honey comprised of honey and bee pollen (herein after referred to as '**my Goods**'). As the Marketing Director, I am responsible for the operation and management of my business, including product development and branding, manufacturing, sales, advertising, and marketing. I make this declaration freely and of my own personal knowledge and if called as a witness I would and could competently testify to the matters set forth.
2. Originally founded on September 24, 1998, South Hills Herbs Inc. began operating publically under the NUTRABEE name on April 23, 2008, selling honey and honey products as a food source and for the promotion of good health. My Goods are made from 100% pure unprocessed Canadian honey which has been produced pesticide free. My Goods are additive free and those that contain herbs are made with USDA and OPCC/Pro Cert Canada certified organic herbs.
3. My Goods are packaged in glass jars containing 7.7fl.oz, 12.35fl.oz, and 24.6fl.oz quantities and are sold under the NUTRABEE trademark in the United States and worldwide to food retailers and herbal product retailers as well as directly to consumers, all for human consumption.
4. My goods are not sold in bulk quantities, nor are they repackaged or private labelled for resale. My Company packages and labels all of my Goods for final sale under the NUTRABEE trademark.

5. The honey used in the manufacture of my Goods is sourced from a 4th generation family owned apiary in Ontario which maintains a pollution free environment and does not use its bees to pollenate pesticide sprayed orchards.
6. My Goods are available for purchase online through my website, *www.nutrab.com*, my store location at 2E Tremont Drive, St. Catharine's, Ontario, industry trade shows, and through independent distributing retail locations in Canada and the United States.
7. Goods ordered through my website, *www.nutrab.com*, are shipped directly to individual consumers and also to retailers.
8. My website was established in September 2005 and accounts for approximately 30% of total sales in both Canada and the United States.
9. Since September 2005 my website has received over 47,000 visitors from the United States. My website has had visitors from each State in America as well as the District of Columbia. Attached hereto as **Exhibit A** is a Google Analytics chart providing a breakdown by State of visitor activity on my website.
10. In addition to providing a venue for purchasing my Goods, my website also provides consumers with general information on the nutritional benefits of honey, honey products and various herbs.
11. Since July 15, 2011 I have actively maintained a public Facebook page, *NutraBee Pure Gourmet Honey Products*, which provides an online social networking venue for consumers to obtain, exchange and share general information relating to the benefits of honey products as well as to share personal experiences regarding their use of my Goods.
12. I have received overwhelmingly positive customer product reviews and comments through my website, my Facebook page as well as by regular letter mail, indicating that my Goods have been well received, are efficacious and are in demand. As in any business there are a small percentage of negative comments; less than 0.5% of all comments received. Attached hereto as **Exhibit B** is a representative sampling of the aforementioned customer comments and reviews.

13. Since 2008, when I began using the trademark NUTRABEE in association with honey and honey products, I have not been made aware of any instances where a consumer had mistakenly believed that my Goods and those of Jarrett's, namely a protein feed supplement for honeybees, were in any way related to one another.
14. In the United States, my Goods are also sold at physical retail locations in the following states: New York, Florida, Missouri, Connecticut, Illinois, Virginia, North Carolina, Maryland, Ohio and Texas. Attached hereto as **Exhibit C** is a list of retail locations in the United States where my Goods are currently being sold.
15. All of my Goods are offered under the NUTRABEE trademark. Attached hereto as **Exhibit D** is a representative sampling of the product packaging and labelling used on my Goods and sold under the NUTRABEE trademark.
16. My Goods typically sell for between \$5.00 and \$30.00 USD per unit, depending upon the product, size and number of units being purchased.
17. The first sale of my Goods in the United States under the NUTRABEE trademark was made via a telephone order on April 29, 2008 to a customer located in St. Louis, Missouri. Attached hereto as **Exhibit E** is a copy of the invoice evidencing the sale and a copy of the label representing the NUTRABEE product associated with that order.
18. Total sales of my Goods under the NUTRABEE trademark in the United States since 2008 are approximately \$1,000,000.00 CDN. The chart below provides a breakdown of sales in the United States since 2008:

| Year | US Sales - \$ CDN |
|-----------------|--------------------------|
| 2008 | \$135,000 |
| 2009 | \$150,000 |
| 2010 | \$175,000 |
| 2011 | \$190,000 |
| 2012 | \$200,000 |
| 2013 (Jan-July) | \$150,000 |

Attached hereto as **Exhibit F** is a representative sampling of invoices for customers located in the United States for the period 2008 to 2013.

19. Since 2008, my Company has spent approximately \$50,000.00 CDN on advertising and promotional activities for both Canada and the United States. The advertising and promotional activities include, but are not limited to: signage for retail store locations, radio advertising, online advertisements on various natural health websites, print media advertisements, trade shows, trade show promotions, third party internet marketing services. Attached hereto as **Exhibit G** are representative samples of advertising and promotional materials for my Goods.
20. I have performed a search of the internet for Jarrett's business activities and located the following information:
- a) Two YouTube videos located at <http://www.youtube.com/user/NutraBee>, demonstrating how to use the protein feed supplement in an actual beehive to enable the bees to feed from it. The protein feed supplement is shown as a solid gelatinous substance contained in what appear to be large plastic tubs (170lb approx.), several of which are shown on the back of a flat bed truck and located in an open field studded with several beehives. The protein feed supplement is emptied onto a cart and is then mixed or dusted with either brewers yeast or sugar, cut into large manageable sections (5-6lb approx.) and then sectioned again into smaller pieces or 'patties', for placement in the beehive. At no time during these videos did I see any visible reference to the trade-mark NUTRA-BEE on the product tubs, or on any other material present in the video. Attached hereto as **Exhibit H** are representative screenshots taken from the videos.
 - b) The only other references to Jarrett's NUTRA-BEE trade-mark found in my search were some mentions in beekeeper newsletters and a beekeeper blog located at www.beesource.com - an online community for beekeeping and beekeepers - and a charity auction held in 2011 conducted via an online forum which was hosted by and on behalf of www.beesource.com, where Jarrett was offering to donate small quantities of his product (30lb boxes vs. 170lb tub), at a discounted price determined by the highest bid (final bid \$180.00 for a 30lb box). Jarrett mentions at the beginning of the auction that he does not sell his product in small quantities. Attached hereto as

Exhibit I are printouts representing some of the posts and comments made on Beesource Beekeeping blogs.


- c) I was unable to find any online reference to a business or corporate address or any references to an online website associated with NUTRA-BEE and Jarrett Inc. I did find a Jarrett Apiaries located in Baldwin, Georgia however this business is unrelated to Jarrett Inc. or NUTRA-BEE.
 - d) I could not find any general product information or any regular pricing information on the internet for Jarrett's NUTRA-BEE product and the only contact information found for Jarrett were a cell phone and a telephone number mentioned in a Beesource blog and the following email address placed at the end of one of the YouTube videos mentioned herein, namely <http://www.youtube.com/watch?v=y6B5qm2ut18>. Attached hereto as **Exhibit J** are a printed excerpt from the blog and a screenshot from the YouTube video.
21. I have contacted all of my retail locations and inquired whether any of these locations sell a 'protein feed supplement for honeybees'. Without exception, each of the retailers answered that they had no idea what I was referring to, nor did they sell such goods. Further, they had no intentions of selling such goods as they are not a food for human consumption.
22. I have carefully searched the internet for sellers and distributors of 'protein feed supplements for honeybees' and found the following: Global Patties, MegaBee, Mann Lake Ltd., Better Bee Inc., Dadant & Sons Inc., Dakota Bees.com, C.B. Palmer & Co., IFA (Intermountain Farmers Association). None of these businesses sell honey. Further, most of these businesses are specialized beekeeping suppliers and/or agricultural and farming supply outlets.
23. I have contacted the beekeepers from whom I source my honey and asked if they knew what a 'protein feed supplement for honeybees' was and if so, whether such a product would be something that the average consumer would have knowledge of. They indicated that they did have knowledge of what a 'protein feed supplement for honeybees' was and

that this was a highly specialized product that only persons associated with beekeeping would have knowledge of.

24. According to the United States Department of Agriculture (USDA), it is estimated that there are about 212,000 beekeepers in the United States, representing approximately 0.067% of the population of the United States. Attached hereto as **Exhibit K** is a copy of the report.
25. I located an online article in USA Today dated April 8 2008, http://usatoday30.usatoday.com/news/nation/2008-04-08-beekeepers_N.htm?csp=1, attached hereto as **Exhibit L**, which indicated that there were approximately 1,820 commercial beekeepers in the United States who produce more than 6,000lbs of honey annually. This indicates that the commercial beekeeping industry is extremely small - approximately .00056% of the population of the United States.
26. The American Beekeeping Federation has approximately 1,200 members, the majority of which are beekeepers.
27. Beekeeping is a small industry that requires specialized equipment, knowledge and ongoing care.
28. I have found that overall the definition of a beekeeper is consistent and very straightforward. Wikipedia defines a beekeeper as: A person who keeps honeybees. Attached hereto as **Exhibit M** is a printout from the Wikipedia website defining 'beekeeper'.
29. My Goods have been sold in the United States since April 29, 2008 and have co-existed with Jarrett's "protein feed supplement for honeybees" in the United States market since his claimed date of first use, namely August 10, 2009 - close to four (4) years - without any instances of consumer confusion being brought to my attention.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge, information and belief.

Executed at St. Catharines, Ontario, Canada, this 19th day of July, 2013.



Emina Basic

EXHIBIT A
DECLARATION OF
EMINA BASIC

Jan 1, 2005 - Jun 30, 2013

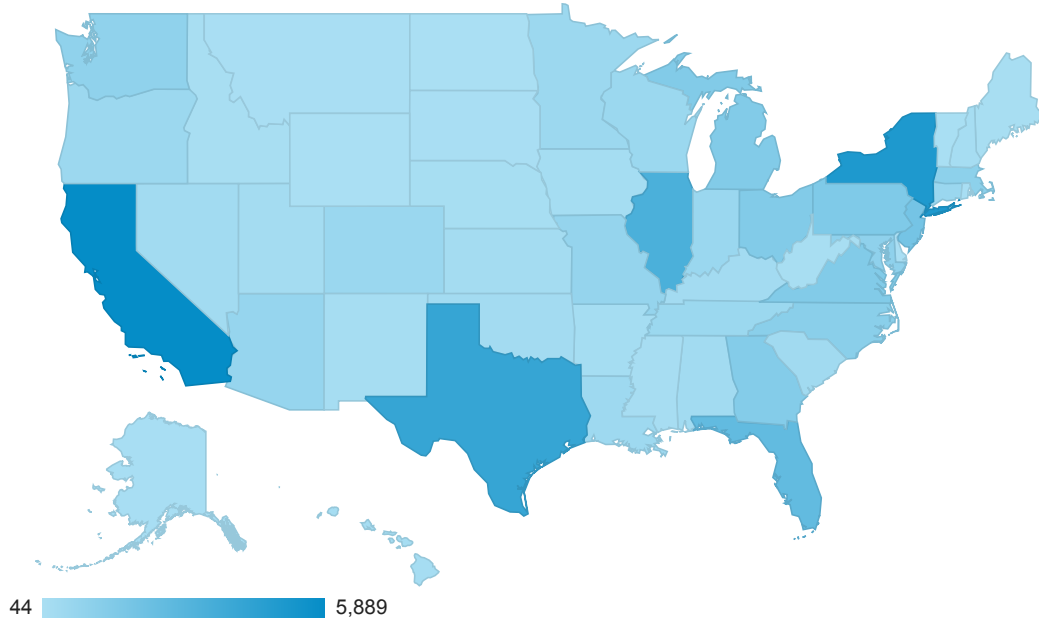
Location

ALL » COUNTRY / TERRITORY: United States

 % of visits: 53.71%

Map Overlay

Site Usage



| Region | Visits | Pages / Visit | Avg. Visit Duration | % New Visits | Bounce Rate |
|--------------------|--|---------------------------------------|---|--|---|
| | 47,223 % of Total: 53.71% (87,919) | 3.19 Site Avg: 3.07 (4.02%) | 00:02:17 Site Avg: 00:02:15 (1.10%) | 84.90% Site Avg: 85.16% (-0.31%) | 63.15% Site Avg: 62.87% (0.45%) |
| 1. California | 5,889 | 2.47 | 00:01:37 | 86.84% | 69.20% |
| 2. New York | 5,015 | 3.71 | 00:02:32 | 80.58% | 57.95% |
| 3. Texas | 4,154 | 3.67 | 00:03:40 | 86.49% | 53.78% |
| 4. Illinois | 3,417 | 5.43 | 00:04:03 | 72.99% | 47.15% |
| 5. Florida | 2,581 | 2.88 | 00:02:06 | 88.73% | 66.64% |
| 6. New Jersey | 1,935 | 3.78 | 00:02:37 | 79.12% | 59.43% |
| 7. (not set) | 1,693 | 2.55 | 00:01:46 | 90.61% | 65.45% |
| 8. Pennsylvania | 1,558 | 2.45 | 00:01:32 | 89.35% | 67.72% |
| 9. Michigan | 1,471 | 3.79 | 00:02:44 | 83.75% | 58.94% |
| 10. Virginia | 1,455 | 3.95 | 00:02:50 | 75.33% | 58.69% |
| 11. Ohio | 1,447 | 2.65 | 00:01:29 | 86.80% | 69.25% |
| 12. Georgia | 1,400 | 2.88 | 00:01:43 | 88.57% | 65.29% |
| 13. North Carolina | 1,174 | 2.96 | 00:02:11 | 85.26% | 64.91% |
| 14. Massachusetts | 1,067 | 3.36 | 00:02:12 | 86.97% | 63.45% |
| 15. Maryland | 1,014 | 3.79 | 00:02:35 | 81.16% | 62.03% |
| 16. Washington | 967 | 2.22 | 00:01:24 | 91.21% | 70.94% |

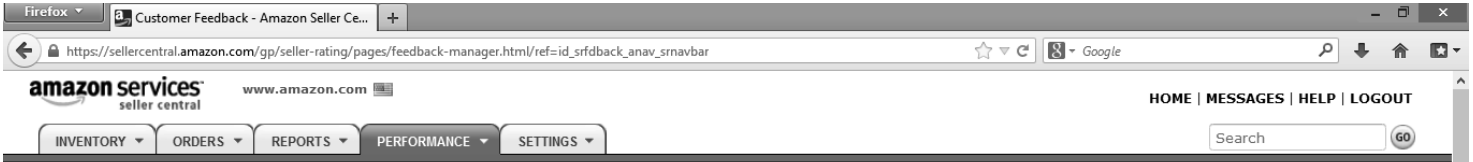
| | | | | | | |
|-----|--------------------------------------|------------|------|----------|--------|--------|
| 17. | Missouri | 803 | 3.90 | 00:02:54 | 83.81% | 58.66% |
| 18. | Arizona | 754 | 2.49 | 00:01:11 | 91.64% | 71.75% |
| 19. | Connecticut | 623 | 3.98 | 00:02:28 | 83.95% | 55.22% |
| 20. | Colorado | 600 | 2.10 | 00:01:09 | 90.50% | 72.17% |
| 21. | Indiana | 599 | 2.75 | 00:01:32 | 90.48% | 70.12% |
| 22. | Wisconsin | 570 | 2.63 | 00:01:43 | 91.23% | 65.61% |
| 23. | Tennessee | 566 | 2.30 | 00:01:22 | 91.17% | 70.32% |
| 24. | Minnesota | 550 | 2.45 | 00:01:29 | 92.36% | 66.00% |
| 25. | Oregon | 529 | 2.36 | 00:01:31 | 89.79% | 72.78% |
| 26. | District of Columbia | 480 | 4.25 | 00:03:36 | 83.96% | 60.00% |
| 27. | Louisiana | 470 | 1.61 | 00:00:46 | 53.62% | 85.11% |
| 28. | South Carolina | 377 | 2.27 | 00:01:21 | 90.19% | 68.17% |
| 29. | Alabama | 340 | 2.74 | 00:01:47 | 87.94% | 67.35% |
| 30. | Nevada | 311 | 2.14 | 00:00:58 | 87.78% | 72.67% |
| 31. | Oklahoma | 301 | 1.68 | 00:01:00 | 90.03% | 78.74% |
| 32. | Kentucky | 297 | 2.11 | 00:01:17 | 94.95% | 70.37% |
| 33. | Kansas | 262 | 2.08 | 00:01:01 | 95.80% | 76.34% |
| 34. | Utah | 249 | 1.90 | 00:00:57 | 89.56% | 71.89% |
| 35. | Arkansas | 222 | 1.98 | 00:01:44 | 93.24% | 72.52% |
| 36. | Iowa | 216 | 2.48 | 00:01:37 | 89.81% | 60.19% |
| 37. | Hawaii | 203 | 1.86 | 00:01:09 | 83.74% | 78.82% |
| 38. | New Hampshire | 176 | 2.42 | 00:01:05 | 83.52% | 70.45% |
| 39. | New Mexico | 175 | 1.94 | 00:01:02 | 88.57% | 75.43% |
| 40. | Mississippi | 152 | 2.88 | 00:01:54 | 94.74% | 69.08% |
| 41. | Nebraska | 149 | 1.80 | 00:00:40 | 86.58% | 77.18% |
| 42. | West Virginia | 130 | 2.10 | 00:01:19 | 91.54% | 66.15% |
| 43. | Idaho | 128 | 2.49 | 00:01:30 | 90.62% | 64.84% |
| 44. | Maine | 113 | 2.65 | 00:01:56 | 95.58% | 67.26% |
| 45. | Alaska | 105 | 2.81 | 00:01:51 | 78.10% | 66.67% |
| 46. | Rhode Island | 103 | 2.64 | 00:10:04 | 97.09% | 74.76% |
| 47. | Montana | 96 | 2.22 | 00:01:43 | 87.50% | 69.79% |
| 48. | Delaware | 85 | 4.49 | 00:06:29 | 89.41% | 65.88% |
| 49. | South Dakota | 80 | 2.21 | 00:01:32 | 86.25% | 70.00% |
| 50. | Vermont | 73 | 3.59 | 00:01:54 | 94.52% | 63.01% |
| 51. | North Dakota | 55 | 2.69 | 00:00:47 | 89.09% | 76.36% |
| 52. | Wyoming | 44 | 1.84 | 00:00:55 | 93.18% | 70.45% |

EXHIBIT B
DECLARATION OF
EMINA BASIC

NUTRABEE CUSTOMER REVIEWS

Amazon.com

1. NutraBee customer feedback report for products sold on Amazon.com



Customer Satisfaction

Summary NEW Account Health Seller Rating **Customer Feedback** Reports ▾

Feedback Manager

Use the Feedback Manager to track buyer satisfaction with your service. You can view short- and long-term metrics, as well as detailed feedback entries, including buyer e-mails and Order IDs. Click the Order ID to view transaction details within the Manage Orders section of Seller Central. [Learn more.](#)

Feedback Rating: ★★★★★ 5.0 stars during time selling on Amazon. (5 ratings)

| | 30 days | 90 days | 365 days | Lifetime |
|-----------------|---------|----------|----------|----------|
| Positive | - | 100% (1) | 100% (3) | 100% (5) |
| Neutral | - | 0% (0) | 0% (0) | 0% (0) |
| Negative | - | 0% (0) | 0% (0) | 0% (0) |
| Count | 0 | 1 | 3 | 5 |

This table displays the corresponding feedback percentages and feedback counts. [See how your feedback displays to buyers on Amazon.](#) Due to rounding, the values displayed may not add up to 100%.

View Current Feedback

[Download feedback reports](#) [View all your feedback](#)

| Date | Rating | Comments | Arrived on Time | Item as Described | Customer Service | Order ID | Rater Email | Rater Role |
|---------|--------|---|-----------------|-------------------|------------------|-------------------------------------|--|------------|
| 5/12/13 | 5 | Great, thanks RESPOND | Yes | Yes | Yes | 108-2132294-2327451 | 78zzzn1ygsd9nrm@marketplace.amazon.com | Buyer |
| 1/30/13 | 5 | EXTREMELY well packaged and very fast shipping. Thank you!!! RESPOND | Yes | Yes | - | 106-9857041-5345068 | t0g3kp87sxt4lw@marketplace.amazon.com | Buyer |
| 1/28/13 | 5 | I like the mixture of honey and cinnamon although the taste is a little too sweet even when mixed with yogurt or put on toast. Not sure I will buy again but it's supposed to be good for you. RESPOND | Yes | Yes | - | 107-9705451-6135418 | 130z9v2mmcsqhkx@marketplace.amazon.com | Buyer |
| 8/25/11 | 5 | my mornings is better than the best part of waking up with coffee. my mind is extremely alert. very energize. this particular brand of buckwheat actually does beyond what i was expecting. i try other type/brand of buckwheat honey, only to found out that they are/were mix. was not pure buckwheat honey. the best buckwheat honey comes from canada. joan 754-244-6355 thank you nutrab inc. RESPOND | Yes | Yes | Yes | 002-8065458-5420254 | 89cmnr152246wjk@marketplace.amazon.com | Buyer |
| 6/7/11 | 5 | This is my second order from this seller. Item is high quality and fresh. Fast shipping. Will order again. RESPOND | Yes | Yes | - | 102-0970337-3045015 | r10pxfk3yv33mv2@marketplace.amazon.com | Buyer |

Rate this page | [Contact Seller Support](#)

NutraBee Pure Gourmet Honey Products © 1999-2013, Amazon.com, Inc. or its affiliates



2. Additional positive customer review on Amazon.com for a NutraBee Product that was rated poorly.

Firefox Amazon.com: Customer Reviews: Immu...
www.amazon.com/Immuno-Bee-Black-Seed-Honey/product-reviews/B003DVKBQK/ref=dp_top_cm_cr_acr_txt?ie=UTF8&showViewpoints=1

amazon Celebrate 4th of July Shop now
Your Amazon.com Today's Deals Gift Cards Sell Help
Shop by Department Search Health & Personal Care Go Hello, Sign in Your Account Join Prime Cart Wish List
Health & Personal Care Best Sellers New Arrivals Baby & Child Care Nutrition & Wellness Household Supplies Health Care Personal Care Sexual Wellness Men's Grooming Sales & Special Offers

Customer Reviews

Immuno Bee - Black Seed in Pure Honey

2 Reviews
Average Customer Review: ★★★★★ (2 customer reviews)
Share your thoughts with other customers
Create your own review

5 star: (1)
4 star: (0)
3 star: (0)
2 star: (0)
1 star: (1)

Questions? Get fast answers from reviewers

What do you want to know about this product?
Ask

This product

Immuno Bee - Black Seed in Pure Honey by NutraBee
\$19.95
In Stock
Add to Cart Add to Wish List

The most helpful favorable review

★★★★★ **Amazing mix of pure Canadian honey and black seed**
Not sure why the earlier reviewer didn't like this product.
Black seed (aka Nigella Sativa, Kalonji, Habba Sauda (Arabic)) is a known cure for a lot of diseases and ailments and has been used for centuries in the Middle East and South/Central Asia. It's a spice so it will taste a bit sour or bitter but it just adds spice to the honey and complements it in a...
[Read the full review >](#)
Published 1 month ago by Al-Maghrib
> See more **5 star**, 4 star reviews

Vs.

The most helpful critical review

1 of 2 people found the following review helpful
★★★★★ **Honey**
Not happy with product. Unable to use it.I gave it as a gift & they hesitated to tell me that could not eat it. Money wasted.
Published 5 months ago by Gale
> See more 3 star, 2 star, **1 star** reviews

Search Customer Reviews

Only search this product's reviews

Advertisement: Prime Instant Video, Amazon, Thousands of TV shows, Start Free Trial

Customers who viewed this item also viewed

- Black Seed Honey Immune Boost 16 fl. oz. by Amazing Herbs - Theramune
★★★★★ (2)
Buy new: \$14.99
In Stock
- Buzz Off - Bee Pollen in Pure Honey by NutraBee
Buy new: \$19.95
In Stock
- Y.S. Eco Bee Farms Raw Honey - 22 oz. Pack Of 2 by YS Royal Jelly/Honey Bee
★★★★★ (329)
Buy new: \$22.85
In Stock

Help other customers find the most helpful reviews
Was this review helpful to you? Yes No
[Report abuse](#) [Permalink](#)
 [Comment](#)

1 of 2 people found the following review helpful
★★★★★ **Honey**, January 4, 2013
By **Gale** - [See all my reviews](#)
Amazon Verified Purchase ([What's this?](#))
This review is from: **Immuno Bee - Black Seed in Pure Honey (Health and Beauty)**
Not happy with product. Unable to use it.I gave it as a gift & they hesitated to tell me that could not eat it. Money wasted.
Help other customers find the most helpful reviews
Was this review helpful to you? Yes No
[Report abuse](#) [Permalink](#)
 [Comment](#)

Most Helpful First | Newest First

5:36 PM 6/28/2013

Product Review - Bee Beautiful

12/12/2011, said:



Fantastic product! It increases my alertness, cognitive functions, helps me stay focused and supplements my energy levels. You have to try to see results. - See more at: <http://www.nutrabe.com/p-10-nutrabee-bee-beautiful.aspx#.UdGu65wkykY>

NutraBee™
PURE GOURMET HONEY PRODUCTS

1-800-660-2805
MY SHOPPING CART

NutraBee Bee Beautiful

Anti-Aging Naturally

What is Royal Jelly? A creamy white honeybee secretion, royal jelly is fed exclusively to queen larva and adult queen bees throughout their life cycle. Nutrient-rich, royal jelly contains B-complex and C vitamins, and a broad spectrum of amino acids, trace minerals, proteins, sugars, essential fatty acids and enzymes.

Royal jelly is traditionally used in anti-aging and memory supplements, and elixirs. Topical uses include skin care cream for wound healing, and in body care products such as honey soaps, facial honey masks and body creams. Also used as a natural, healthy sweetener in food and beverages.

Fresh royal jelly is difficult to find, as without refrigeration and careful processing, the nutrient value of royal jelly degrades within 48 hours after harvest. Only pure fresh royal jelly is used in NutraBee's Bee Beautiful. Our fresh royal jelly is combined with 100% pure unprocessed Canadian honey for truly unique gourmet honey super food.

How to Use

- 1 teaspoon (10 g) per day to start.
- Delicious straight off the spoon.
- For a health tonic, add to a shake, smoothie or add to warm water as a tea.

Honey Health Tip - Mrs. Bee's Royal Jelly Honey Mask

For a revitalized and younger looking skin, try this nourishing royal jelly honey mask. Use 1 or 2 times per week. Great for those with sensitive skin. After cleansing (try our honey soap), apply 1 tsp. of Bee Beautiful in an even layer of over the face and neck. Leave mask on for 10 minutes, then rinse off with warm water. Pat dry.

Customer Reviews

Product Rating: ★★★★★ (5.00) # of Ratings: 2 [Rate It!](#) [Click](#)
[Here to rate this product](#)

Sort: New to Old RE-SORT
COMMENTS: [New to Old](#)

Showing comments 1-1 of 1

1. **Anonymous User** on 12/12/2011, said:
★★★★★ *Fantastic product!*
It increases my alertness, cognitive functions, helps me stay focused and supplements my energy levels. You have to try to see results.
Was this comment helpful? yes no (3 people found this comment helpful, 0 did not)
Showing comments 1-1 of 1

Bee Beautiful Product Information

Made by NutraBee, purveyors of Pure Gourmet Honey Products, this product is available in single jars of 350 g/12.35 oz. Serving size, 1 teaspoon (10 g). Servings per jar, 35. Discount available when ordering 3 or more jars.

Bee Beautiful Order Information

For easy Honey Health gifting, Bee Beautiful is also available in Bee Young & Active Combo and Bee Young & Active Combo Plus. Combos include regular-sized jars of two of our most popular products: Bee Beautiful for the anti-aging effects of fresh royal jelly, and Bee Active™ with 12 certified-organic herbs for energy. Our Plus combo set also includes 1 bar of Honey Soap. Order today and save.

Save on Combos

Bee Beautiful, Bee Young & Active Combo, Bee Young & Active Combo Plus

12:11 PM 7/1/2013

Product Reviews - Bee Active

9/12/2011, said:



I just started using this product for a few months but after just a few weeks I could feel the difference. I was having numbness in my legs and the MRI said I had inflammation on the spine. The doctor and the neurologist had no advice for me at all except to get a brain MRI. I told the owner of this company about my inflammation at a bazaar where she was selling and she told me to try Safa. I thought why not, its worth a shot. From barely walking with legs like logs I am now walking quickly and my kids were so surprised. My neurologist noticed I was walking better right away and said I probably had a virus and that's why the honey and herbs were working but they still haven't ruled out MS. All I know is that I have improved so much. I hope this testimony will help even one person to get back their mobility. God is the best healer and He led me to this product. All praise is due to God.

- See more at: <http://www.nutraab.com/p-8-nutrabee-bee-active.aspx#.UdGvTZwkykY>

8/22/2011, said:



I am using this product since last 3 years. I will only say its GREAT. Aqif

- See more at: <http://www.nutraab.com/p-8-nutrabee-bee-active.aspx#.UdGvTZwkykY>

The screenshot shows a Firefox browser window displaying the NutraBee website. The page features the NutraBee logo with the tagline "PURE GOURMET HONEY PRODUCTS". A navigation menu includes "HOME | PRODUCTS | ABOUT NUTRABEE | QUESTIONS? | CUSTOMER SERVICE |". The product "NutraBee Bee Active Natural Energy Booster" is highlighted. A product image shows a jar of Bee Active with 12 certified-organic herbs and 100% pure unprocessed Canadian honey and bee pollen. A "View larger image" link is provided. The text describes the benefits of raw honey and the Bee Active formula, which includes 12 herbs like ginger, fenugreek, sage, senna, fennel, cumin, cinnamon, mustard seed, anise, coriander, ginger, cloves, fenugreek, and echinacea. A small image of two people on a bicycle is also visible.

Customer Reviews

Product Rating: ★ ★ ★ ★ ★
 (5.00) # of Ratings: 3 [Rate It!](#) [Click Here](#) to rate this product


Sort: New to Old RE-SORT
 COMMENTS: [New to Old](#)

Showing comments 1-2 of 2

1. **Anonymous User** on 9/12/2011, said:
 ★ ★ ★ ★ ★ *I just started using this product for a few months but after just a few weeks I could feel the difference. I was having numbness in my legs and the MRI said I had inflammation on the spine. The doctor and the neurologist had no advice for me at all except to get a brain MRI. I told the owner of this company about my inflammation at a bazaar where*

How to Use

- 1 teaspoon (10 g) per day to start.
- Delicious straight off the spoon or spread on toast.
- For a health tonic, add to a shake, smoothie or add to warm water as a tea.



Honey Health Tip - Mrs. Bee's Daily Energy Boost



For a natural energy drink and quick pick-me-up, fill a PBA-free water bottle with chlorine-free H₂O or your favorite bottled water. Add 1 tsp. of Bee Active raw honey and raw bee pollen with 12 certified-organic herbs, shake and drink as needed.

Bee Active™ Product Information

Made by NutraBee, purveyors of Pure Gourmet Honey Products, this product is available in single jars of 350 g/12.35 oz. Serving size, 1 teaspoon (10 g). Servings per jar, 35. Discount available when ordering 3 or more jars.

Bee Active Order Information

For added energy and to boost immunity, try our Loose Weight Feel Great Combo. This combo combines Bee Active™ and Immuno Bee with Black Seed.

For added energy and for bone and joint health, try our Bee Strong & Active Combo. This combo combines Bee Active™ and Bee Strong with Ceylon cinnamon.

For added energy and for anti-aging and improve memory, try our Bee Young & Active Combo and Bee Young & Active Combo Plus. These combos combines Bee Active™ with Bee Beautiful with fresh royal jelly. Our Plus



Firefox Natural Energy Booster

www.nutrab.com/p-8-nutrabee-bee-active.aspx#UdGvTZwkykY

unprocessed Canadian honey and bee pollen, Mrs. Bee's answer to low energy.


Customer Reviews

my legs and the MRI said I had inflammation on the spine. The doctor and the neurologist had no advice for me at all except to get a brain MRI. I told the owner of this company about my inflammation at a bazaar where she was selling and she told me to try Safa. I thought why not, its worth a shot. From barely walking with legs like logs I am now walking quickly and my kids were so surprised. My neurologist noticed I was walking better right away and said I probably had a virus and that's why the honey and herbs were working but they still haven't ruled out MS. All I know is that I have improved so much. I hope this testimony will help even one person to get back their mobility. God is the best healer and He led me to this product. All praise is due to God.


Was this comment helpful? yes no (3 people found this comment helpful, 0 did not)

How to Use

- 1 teaspoon (10 g) per day to start.
- Delicious straight off the spoon or spread on toast.
- For a health tonic, add to a shake, smoothie or add to warm water as a tea.



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For added energy and for bone and joint health, try our Bee Strong & Active Combo. This combo combines Bee Active™ and Bee Strong with Ceylon cinnamon.

For added energy and for anti-aging and improve memory, try our Bee Young & Active Combo and Bee Young & Active Combo Plus. These combos combines Bee Active™ with Bee Beautiful with fresh royal jelly. Our Plus

Save on Combos

Taskbar with icons for Firefox, Natural Energy Booster, and system tray showing 12:33 PM 7/1/2013.

unprocessed Canadian honey and bee pollen, Mrs. Bee's answer to low energy.



Customer Reviews

my kids were so surprised. My neurologist noticed I was walking better right away and said I probably had a virus and that's why the honey and herbs were working but they still haven't ruled out MS. All I know is that I have improved so much. I hope this testimony will help even one person to get back their mobility. God is the best healer and He led me to this product. All praise is due to God.

Was this comment helpful? yes no (3 people found this comment helpful, 0 did not)

2. **Aqif** on 8/22/2011, said:
 ★ ★ ★ ★ ★ *I am using this product since last 3 years. I will only say its GREAT. Aqif*


Was this comment helpful? yes no (6 people found this comment helpful, 0 did not)

Showing comments 1-2 of 2


NutraBee has enhanced the natural energy boosting properties of raw honey in Bee Active™ by adding 12 certified-organic (USDA and OPCC/Pro Cert. Canada) herbs and botanicals. Sage, senna, fennel, cumin, cinnamon, mustard seed, anise, coriander, ginger, cloves, fenugreek and echinacea are combined with 100% pure unprocessed Canadian honey and raw bee pollen, for a great-tasting, natural energy boost.

How to Use

- 1 teaspoon (10 g) per day to start.
- Delicious straight off the spoon or spread on toast.
- For a health tonic, add to a shake, smoothie or add to warm water as a tea.



Honey Health Tip - Mrs. Bee's Daily Energy Boost



For a natural energy drink and quick pick-me-up, fill a PBA-free water bottle with chlorine-free H₂O or your favorite bottled water. Add 1 tsp. of Bee Active raw honey and raw bee pollen with 12 certified-organic herbs, shake and drink as needed.

Bee Active™ Product Information

Made by NutraBee, purveyors of Pure Gourmet Honey Products, this product is available in single jars of 350 g/12.35 oz. Serving size, 1 teaspoon (10 g). Servings per jar, 35. Discount available when ordering 3 or more jars.

Bee Active Order Information

For added energy and to boost immunity, try our Loose Weight Feel Great Combo. This combo combines Bee Active™ and Immuno Bee with Black Seed.

For added energy and for bone and joint health, try our Bee Strong & Active Combo. This combo combines Bee Active™ and Bee Strong with Ceylon cinnamon.

For added energy and for anti-aging and improve memory, try our Bee Young & Active Combo and Bee Young & Active Combo Plus. These combos combines Bee Active™ with Bee Beautiful with fresh royal jelly. Our Plus



Product Reviews- Bee Guard

4/1/2013, said:



Hello everyone. As most of you probably are aware this season has been very bad for allergy sufferers such as my self. My condition almost every year will get so bad that I will need a treatment of antibiotic until i tried Nutrabee Guard. I am still in awe of the positive impact this product has had on me. M. Salar

- See more at: <http://www.nutrab.com/p-13-nutrabee-bee-guard.aspx#.UdGwuZwkykY>

9/27/2011, said:



I have been using NutraBee products for about 5 years now where it began by purchasing the honey for myself. Every time someone else tried the different kinds they were immediately convinced. Now I am buying all kinds of different honey on a regular basis for myself and my extended family. I strongly suggest that you try it for yourself and you will be convinced of the superiority of these products. - Wasim A. Ismail

- See more at: <http://www.nutrab.com/p-13-nutrabee-bee-guard.aspx#.UdGwuZwkykY>

7/8/2011, said:



Good Product

The screenshot shows a Firefox browser window displaying the NutraBee website. The page title is "Cold Relief Naturally". The URL is www.nutrab.com/p-13-nutrabee-bee-guard.aspx#.UdGqTpwkykY. The website header includes the NutraBee logo with the tagline "PURE GOURMET HONEY PRODUCTS", a phone number "1-800-660-2805", and a "MY SHOPPING CART" button. Navigation links include "HOME | PRODUCTS | ABOUT NUTRABEE | QUESTIONS? | CUSTOMER SERVICE". The main content area features a product image of two bottles of Bee Guard, a "View larger image" link, and a description: "Bee Guard is a combination of 100% pure, light, wild flower honey and propolis for all-natural cold relief." Below the description are social media icons for Facebook, Twitter, YouTube, and LinkedIn. To the right, there is a section titled "NutraBee Bee Guard" with a sub-heading "Cold Relief Naturally". This section includes a "Propolis, what is it?" text block, a small image of two people, and a paragraph explaining the traditional uses of propolis for cold relief and as a natural sore throat treatment. It also mentions that the propolis used in Bee Guard is collected by bees from over 250 wildflowers and trees and harvested from hives in a pesticide-free Canadian environment.

Customer Reviews

Product Rating: ★ ★ ★ ★ ★
 (5.00) # of Ratings: 4 [Rate It!](#) [Click Here](#) to rate this product


Sort: New to Old RE-SORT
 COMMENTS: [New to Old](#)

Showing comments 1-3 of 3


1. **Anonymous User** on 4/1/2013, said:
 ★ ★ ★ ★ ★ *Hello everyone. As most of you probably are aware this season has been very bad for allergy sufferers such as my self. My condition almost every year will get so bad that I will need a treatment of antibiotic until I tried Nutrabee Guard. I am still in awe of the positive impact this product has had on me. M. Salar*
 Was this comment helpful? yes no

How to Use

- 1 teaspoon (10 g) per day to start.
- Delicious straight off the spoon.
- For a health tonic, add to a shake, smoothie or to warm water as a tea. For sore throat relief or for a treat, carry NutraBee™ Sweet Treats, our all-natural honey candy.



Honey Health Tip - Mrs. Bee's Sore Throat Relief



For a sore throat from a cough, cold or the flu, take Bee Guard to coat and soothe your throat. Take 1 tsp. of Bee Guard and swallow slowly so that the honey coats and soothes the throat for natural relief. Repeat as necessary. Carry NutraBee™ Sweet Treats in purse or lunch bags. To soothe sore throat, suck candy slowly for 8-10 minutes.

Bee Guard Product Information

Made by NutraBee, purveyors of Pure Gourmet Honey Products, this product is available in two sizes: 330 g/7.8 fluid oz bottle and 700 g/16.9 fluid oz. bottle. Serving size, 1 teaspoon (10 g). Servings per regular bottle, 33. Servings per larger bottle, 70. Discount available when ordering 3 or more bottles.

Bee Guard Order Information

For easy Honey Health gifting or for home, office and school, Bee Guard is available in our Kids Cold Buster Combo. This combo includes a regular jar of Bee Guard and 1 package of all-natural, throat soothing NutraBee Sweet Treats.




Firefox Cold Relief Naturally

www.nutrab.com/p-13-nutrabee-bee-guard.aspx#UdGqTpwkykY

for all-natural cold relief.

unprocessed propolis with pure unprocessed wildflower honey for a great tasting honey. Like all NutraBee gourmet honey products, this 100% pure unprocessed Canadian honey is a healthy honey everyone can enjoy.


Customer Reviews

2. **Anonymous User** on 9/27/2011, said:
 ★ ★ ★ ★ ★ *I have been using NutraBee products for about 5 years now where it began by purchasing the honey for myself. Every time someone else tried the different kinds they were immediately convinced. Now I am buying all kinds of different honey on a regular basis for myself and my extended family. I strongly suggest that you try it for yourself and you will be convinced of the superiority of these products. - Wasim A. Ismail*
 Was this comment helpful? yes no (3 people found this comment helpful, 0 did not)


3. **Anonymous User** on 7/8/2011, said:
 ★ ★ ★ ★ ★ *Good Product*
 Was this comment helpful? yes no (0 people found this comment helpful, 1 did not)

How to Use

- 1 teaspoon (10 g) per day to start.
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Honey Health Tip - Mrs. Bee's Sore Throat Relief





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12:12 PM 7/1/2013

Product Reviews - Bee Heart Healthy

5/22/2013, said:

★★★★★

I absolutely love the blueberty flavour of the Bee Heart Healthy honey! I had to buy some for all my family!

- See more at: <http://www.nutrab.com/p-14-nutrabee-bee-heart-healthy.aspx#.UdGxSJwkykY>

9/27/2011, said:

★★★★★

I have been using NutraBee products for about 5 years now where it began by purchasing the honey for myself. Every time someone else tried the different kinds they were immediately convinced. Now I am buying all kinds of different honey on a regular basis for myself and my extended family. I strongly suggest that you try it for yourself and you will be convinced of the superiority of these products. - Wasim A. Ismail

- See more at: <http://www.nutrab.com/p-14-nutrabee-bee-heart-healthy.aspx#.UdGxSJwkykY>

8/14/2011, said:

★★★★★

Awaiting the delivery of my order, I had many thoughts go through my mind. As I have been using products from the bee-hive for over 20 years, I consider myself quite a discriminating consumer. I must say the products are wonderful. My particulat favourite is Bee Heart Health.....superb ! Jul of Toledo, Ohio.

- See more at: <http://www.nutrab.com/p-14-nutrabee-bee-heart-healthy.aspx#.UdGxSJwkykY>



1-800-660-2805

Register | My Account

MY SHOPPING CART

HOME | PRODUCTS | ABOUT NUTRABEE | QUESTIONS? | CUSTOMER SERVICE



[View larger image](#)

Bee Heart Healthy is a dark, amber-coloured buckwheat honey combined with wild blueberries for a rich-tasting heart smart honey.



NutraBee Bee Heart Healthy

Heart Smart Buckwheat Honey

What is Buckwheat honey? Despite the name, buckwheat is not a cereal grain, but the seed of *Fagopyrum esculentum*, a plant related to sorrels and rhubarb. Planted as a second crop or in cooler climates, a short growing season makes buckwheat the predominant flora available to bees for nectar collection. The honey produced from buckwheat is dark, amber-coloured, and rich in antioxidants.



Buckwheat contains rutin which strengthens capillary walls and magnesium, helping blood vessels relax and decreasing blood pressure, so the herb is traditionally used to improve circulation and heart health. Recent research has focused on the antioxidant benefits of buckwheat honey to cardiovascular health. A 2004 Cornell University newsletter reported on a study showing volunteers, who drank 80 g of a buckwheat honey drink, increased their antioxidant capacity by 7 per cent. Increasing antioxidant capacity helps reduce LDL (bad) cholesterol while increasing HDL (good) cholesterol which is good for the heart.

The dark, amber-coloured buckwheat honey in Bee Heart Healthy is a 100% pure unprocessed Canadian honey to which we have added a wild blueberry extract for that extra antioxidant punch. Like all NutraBee, pure gourmet honey products, this is a rich-tasting, healthy honey everyone can enjoy.

Customer Reviews

Product Rating: ★ ★ ★ ★ ★
 (5.00) # of Ratings: 4 [Rate It](#) [Click](#)
[Here to rate this product](#)

Sort: New to Old RE-SORT
 COMMENTS: [New to Old](#)

Showing comments 1-3 of 3

1. **Anonymous User** on 5/22/2013, said:
 ★ ★ ★ ★ ★ | *absolutely love the blueberry flavour of the Bee Heart Healthy honey! I had to buy some for all my family!*
 Was this comment helpful? yes no (0 people found this comment helpful, 0 did not)

2. **Anonymous User** on 9/27/2011, said:

How to Use

- 1 teaspoon (10 g) per day to start.
- Add to Greek yogurt or fruit for breakfast or lunch.
- For a health tonic, add to a shake, smoothie or add to warm water as a tea.



Honey Health Tip - Mrs. Bee's Heart Healthy Breakfast



For a heart healthy breakfast, add your favorite berries (try blueberries) to ½ cup of low fat yogurt and top with one teaspoon of Bee Heart Healthy. For added texture, sprinkle crunchy granola on top.

Bee Heart Healthy Product Information

Bee Heart Healthy is a dark, robust, 100% pure unprocessed Canadian buckwheat honey combined with wild blueberry extract. Made by NutraBee, purveyors of Pure Gourmet Honey Products, this product is available in two sizes: 330 g/7.8 fluid oz bottles and 700 g/16.9 fluid oz bottles. Serving size, 1 teaspoon, 10 g. Servings per regular bottle, 33. Servings per larger bottle, 70. Discount available when ordering 3 or more bottles.

Bee Heart Healthy Order Information

For easy Honey Health gifting or for family use, Bee Heart Healthy is available in two combos. Our Bee Heart Healthy Combo includes 1 bottle each of Bee Heart Healthy and Bee Guard, and is available in two sizes: 330g/7.8 fluid oz bottles and 700 g/16.9 fluid oz bottles. Also available, is our Bee Heart Healthy Combo Plus which combines 1 bottle each of Bee Heart Healthy and Bee Guard, and 1 NutraBee Raw Honey Comb and 1 package of all-natural, throat-soothing NutraBee™ Sweet Treats.



with wild blueberries for a rich-tasting heart smart honey.

[f](#) [t](#) [e](#) [+](#) [1](#)

Customer Reviews

2. **Anonymous User** on 9/27/2011, said:
 ★ ★ ★ ★ ★ *I have been using NutraBee products for about 5 years now where it began by purchasing the honey for myself. Every time someone else tried the different kinds they were immediately convinced. Now I am buying all kinds of different honey on a regular basis for myself and my extended family. I strongly suggest that you try it for yourself and you will be convinced of the superiority of these products. - Wasim A. Ismail*
 Was this comment helpful? yes no (5 people found this comment helpful, 0 did not)

3. **Julius** on 8/14/2011, said:
 ★ ★ ★ ★ ★ *Awaiting the delivery of my order, I had many thoughts go through my mind. As I have been using products from the bee-hive for over 20 years, I consider*

The dark, amber-coloured buckwheat honey in Bee Heart Healthy is a 100% pure unprocessed Canadian honey to which we have added a wild blueberry extract for that extra antioxidant punch. Like all NutraBee, pure gourmet honey products, this is a rich-tasting, healthy honey everyone can enjoy.

How to Use

- 1 teaspoon (10 g) per day to start.
- Add to Greek yogurt or fruit for breakfast or lunch.
- For a health tonic, add to a shake, smoothie or add to warm water as a tea.

Honey Health Tip - Mrs. Bee's Heart Healthy Breakfast

For a heart healthy breakfast, add your favorite berries (try blueberries) to ½ cup of low fat yogurt and top with one teaspoon of Bee Heart Healthy. For added texture, sprinkle crunchy granola on top.

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Bee Heart Healthy Order Information

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Save on Combos

12:13 PM
7/1/2013

with wild blueberries for a rich-tasting heart smart honey.

[f](#) [t](#) [e](#) [+](#) [1](#)

Customer Reviews

extended family. I strongly suggest that you try it for yourself and you will be convinced of the superiority of these products. - Wasim A. Ismail
 Was this comment helpful? yes no (5 people found this comment helpful, 0 did not)

3. **Julius** on 8/14/2011, said:
 ★ ★ ★ ★ ★ *Awaiting the delivery of my order, I had many thoughts go through my mind. As I have been using products from the bee-hive for over 20 years, I consider myself quite a discriminating consumer. I must say the products are wonderful. My particular favourite is Bee Heart Health....superb! Jul of Toledo, Ohio.*
 Was this comment helpful? yes no (4 people found this comment helpful, 0 did not)

Showing comments 1-3 of 3

The dark, amber-coloured buckwheat honey in Bee Heart Healthy is a 100% pure unprocessed Canadian honey to which we have added a wild blueberry extract for that extra antioxidant punch. Like all NutraBee, pure gourmet honey products, this is a rich-tasting, healthy honey everyone can enjoy.

How to Use

- 1 teaspoon (10 g) per day to start.
- Add to Greek yogurt or fruit for breakfast or lunch.
- For a health tonic, add to a shake, smoothie or add to warm water as a tea.

Honey Health Tip - Mrs. Bee's Heart Healthy Breakfast

For a heart healthy breakfast, add your favorite berries (try blueberries) to ½ cup of low fat yogurt and top with one teaspoon of Bee Heart Healthy. For added texture, sprinkle crunchy granola on top.

Bee Heart Healthy Product Information

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Bee Heart Healthy Order Information

For easy Honey Health gifting or for family use, Bee Heart Healthy is available in two combos. Our Bee Heart Healthy Combo includes 1 bottle each of Bee Heart Healthy and Bee Guard, and is available in two sizes: 330g/7.8 fluid oz bottles and 700 g/16.9 fluid oz bottles. Also available, is our Bee Heart Healthy Combo Plus which combines 1 bottle each of Bee Heart Healthy and Bee Guard, and 1 NutraBee Raw Honey Comb and 1 package of all-natural, throat-soothing NutraBee™ Sweet Treats.

Save on Combos

12:13 PM
7/1/2013

Product Review - Bee Strong

10/20/2012, said:



I recently decided to try my first bottle after a viral infection, to my amazement not only i felt better but my blood pressure went down as well. Indeed a blessed natural product.

- See more at: <http://www.nutraab.com/p-9-nutrabee-bee-strong.aspx#.UdGxrJwkykY>

The screenshot shows the NutraBee website interface. At the top, there's a navigation bar with the NutraBee logo, contact information (1-800-660-2805), and a shopping cart. The main content area features a product image of a jar of Bee Strong Ceylon Cinnamon. To the right of the image is a detailed description of Ceylon Cinnamon, its benefits for bone and joint health, and a reference to a study from Mayo Clinic. Below the description are sections for 'How to Use' and 'Honey Health Tip - Mrs. Bee's Healthy Cinnamon Toast'. A 'Customer Reviews' section is visible on the left, showing a 5-star rating and a review from 'Zaheer' dated 10/20/2012, which is identical to the text provided in the prompt. At the bottom, there's a 'Save on Combos' badge and images of product bundles.

NutraBee™

PURE GOURMET HONEY PRODUCTS

NutraBee Bee Strong

Ceylon Cinnamon for Bone and Joint Health

What is Ceylon Cinnamon? A tropical evergreen tree, Ceylon Cinnamon or *Cinnamomum verum*, also known as the True Cinnamon, differs in texture, taste and aroma from the widely used Chinese cinnamon or cassia. Harvested from shoots, the tougher outer bark is scrapped off, leaving the softer, lighter-coloured, sweeter-tasting inner bark. The bark is dried and rolled into quills, or can be easily ground into powder or further processed to extract the volatile oils.

Ceylon Cinnamon bark has been traditionally used in oriental warming tonics to improve blood circulation, complexion and memory, and for nervous tension. Cinnamon is used by western herbalists as a natural anti-inflammatory (for bone and joint health), for gastrointestinal problems, for respiratory ailments due to colds and flu, and in dental hygiene products. In a 2009 study on cinnamon and diabetes, people with Type 2 diabetes who ate cinnamon twice per day for a period of 90 days saw their blood sugar levels drop. The study reported at www.MayoClinic.com, suggested that cinnamon may improve how the body handles sugar.

Ceylon Cinnamon used in Bee Strong is certified-organic (USDA and OPCC/Pro Cert. Canada), free from pesticides, and is processed from bark that has not been irradiate or fumigated. Combined with 100% pure unprocessed Canadian honey, Bee Strong cinnamon and honey is a healthy honey everyone can enjoy.

How to Use

- 1 teaspoon (10 g) per day to start.
- Delicious straight off the spoon or spread on toast.
- For a health tonic, add to a shake, smoothie or add to warm water as a tea.

Honey Health Tip - Mrs. Bee's Healthy Cinnamon Toast

For a quick, healthy cinnamon toast, spread 1 tsp. of Bee Strong on toasted bread (suggest whole wheat, brown, multigrain or ancient grains). Instead of sugar, use as a spread for French Toast or add 1 tsp. to batter.

Customer Reviews

Product Rating: ★ ★ ★ ★ ★
(5.00) # of Ratings: 3 [Rate It!](#) [Click Here](#) to rate this product

Sort: New to Old RE-SORT
COMMENTS: [New to Old](#)

Showing comments 1-1 of 1

1. **Zaheer** on 10/20/2012, said:
★ ★ ★ ★ ★ *I recently decided to try my first bottle after a viral infection, to my amazement not only i felt better but my blood pressure went down as well. Indeed a blessed natural product.*

Was this comment helpful? yes no (2 people found this comment helpful, 1 did not)

Showing comments 1-1 of 1

Bee Strong Product Information

Made by NutraBee, purveyors of Pure Gourmet Honey Products, this product is available in single jars of 350 g/12.35 oz. Serving size, 1 teaspoon (10 g). Servings per jar, 35. Discount available when ordering 3 or more jars.

Bee Strong Order Information

For easy Honey Health gifting, Bee Strong is available in our Bee Strong & Active Combo. Bee Strong with Ceylon cinnamon for bone and joint health, and, Bee Active™ with 12 certified-organic herbs for energy.

Save on Combos

Product Reviews - Buzz Off

12/11/2012, said:

★★★★★

I have been an accountant, auditor and tax consultant for over 44 years. In 1978 a doctor told me that I was allergic to paper (of all things). I have tried many, many products for my allergy over the years. Finally, I found your Buzz Off Raw Bee Pollen and Honey, and it works!! I encourage everyone to buy it. Bilal Yasin El-Amin Richmond, VA

- See more at: <http://www.nutrab.com/p-11-nutrabee-buzz-off.aspx#.UdGxw5wkykY>

8/9/2012, said:

★★★★★

was very interesting to find out what bee pollen was. a recipe called for it and i was all like what is bee pollen....

- See more at: <http://www.nutrab.com/p-11-nutrabee-buzz-off.aspx#.UdGxw5wkykY>

6/25/2012, said:

★★★★★

still finding Buzz Off the very product Jul

- See more at: <http://www.nutrab.com/p-11-nutrabee-buzz-off.aspx#.UdGxw5wkykY>

7/22/2011, said:

★★★★★

I have been using health producing products from the bee hive for over 20 years now. Buzz Off is simply "The Best" You won't be disappointed! Jul of Ohio

- See more at: <http://www.nutrab.com/p-11-nutrabee-buzz-off.aspx#.UdGxw5wkykY>



1-800-660-2805

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MY SHOPPING CART

HOME | PRODUCTS | ABOUT NUTRABEE | QUESTIONS? | CUSTOMER SERVICE |



[View larger image](#)

Buzz Off, raw bee pollen and 100% pure unprocessed Canadian honey for natural allergy relief.



Customer Reviews

Product Rating: ★ ★ ★ ★ ★
 (5.00) # of Ratings: 4 [Rate It!](#) [Click Here](#) to rate this product

Sort: New to Old RE-SORT
 COMMENTS: [New to Old](#)

Showing comments 1-4 of 4

1. **Anonymous User** on 12/11/2012, said:
 ★ ★ ★ ★ ★ *I have been an accountant, auditor and tax consultant for over 44 years. In 1978 a doctor told me that I was allergic to paper (of all things). I have tried many, many products for my allergy over the years. Finally, I found your Buzz Off Raw Bee Pollen and Honey, and it works!! I encourage everyone to buy it. Bilal Yasin, El Amin, Richmond, VA*

NutraBee Buzz Off

Allergy Relief Naturally

What is Bee Pollen? Honey bee pollen is created from flower pollen bees bring back to the hive. Mixed with nectar and enzymes secreted by worker bees who pack the pollen granules into comb cells, these granules, known as bee pollen or bee bread, are the primary source of protein for bees.



Bee pollen varies in composition depending on the floral pollen collected. In general, bee pollen consists of 55% carbohydrates, 35% proteins (and all 22 protein-building amino acids), 3% vitamins (carotenoids, B-complex etc.), minerals (mostly phosphorus, potassium, calcium and magnesium), 2% fatty acids, and 5% other compounds (enzymes, trace elements and antioxidants).

The benefits of bee pollen are many. Traditional uses include natural allergy relief, for building stamina, strength and endurance in athletes, as an immune system booster, for gastrointestinal problems and as a natural anti-inflammatory. Recent research provides a scientific basis for the traditional healing potential of honey. A 2010 Turkish study on a honey bee pollen mixture versus bee pollen, showed the combination improved anti-inflammatory activity, improved antioxidant defense and improved sensitivity to allergens.

Bee pollen used in NutraBee's Buzz Off is harvested from hives at a Canadian apiary located in a pollution-free environment. Combining the benefits of bee pollen with the healing potential of 100% pure unprocessed Canadian honey, try Buzz Off for natural allergy relief.

How to Use

- 1 teaspoon (10 g) per day to start.
- Delicious straight off the spoon.
- For a health tonic, add to a shake, smoothie or add to warm water as a tea.



Honey Health Tip - Mrs. Bee's Protein Smoothie



For a quick and easy way to add protein and improve diet, add 1 cup of your favorite fruits, 1 tsp. of Buzz Off, and 1 cup of milk for an instant protein smoothie. Bee pollen contains all 22 protein-building amino acids.

Buzz Off Product Information

Made by NutraBee, purveyors of Pure Gourmet Honey Products, this product is available in single jars of 350 g/12.35 oz. Serving size, 1 teaspoon (10 g). Servings per jar, 35. Discount available when ordering 3 or more jars.

| | | | | |
|--------------------|--------------|-------|--------------------------------|-----------------------------|
| Buzz Off | \$22.95 each | ORDER | <input type="text" value="1"/> | Add To Cart |
| Buzz Off 3 or More | \$19.95 each | ORDER | <input type="text" value="3"/> | Add To Cart |

Firefox | Allergy Relief Naturally | www.nutra.com/p-11-nutraBee-buzz-off.aspx#UdGrD5wkyKY | Allergy relief.

Customer Reviews

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 ★ ★ ★ ★ ★ *I have been an accountant, auditor and tax consultant for over 44 years. In 1978 a doctor told me that I was allergic to paper (of all things). I have tried many, many products for my allergy over the years. Finally, I found your Buzz Off Raw Bee Pollen and Honey, and it works!! I encourage everyone to buy it. Bilal Yasin El-Amin Richmond, VA*
 Was this comment helpful? yes no (1 people found this comment helpful, 0 did not)

2. **Anonymous User** on 8/9/2012, said:
 ★ ★ ★ ★ ★ *was very interesting to find out what bee pollen was. a recipe called for it and i was all like what is bee pollen....*
 Was this comment helpful? yes no (0 people found this comment helpful, 0 did not)

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Honey Health Tip - Mrs. Bee's Protein Smoothie

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Buzz Off Product Information

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Buzz Off \$22.95 each ORDER 1 Add To Cart ▶

Buzz Off 3 or More \$19.95 each ORDER 3 Add To Cart ▶

12:15 PM 7/1/2013

Firefox | Allergy Relief Naturally | www.nutra.com/p-11-nutraBee-buzz-off.aspx#UdGrD5wkyKY | Allergy relief.

Customer Reviews

like what is bee pollen....
 Was this comment helpful? yes no (0 people found this comment helpful, 0 did not)

3. **Anonymous User** on 6/25/2012, said:
 ★ ★ ★ ★ ★ *still finding Buzz Off the very product Jul*
 Was this comment helpful? yes no (1 people found this comment helpful, 0 did not)

4. **Julius** on 7/22/2011, said:
 ★ ★ ★ ★ ★ *I have been using health producing products from the bee hive for over 20 years now. Buzz Off is simply "The Best!" You won't be disappointed! Jul of Ohio*
 Was this comment helpful? yes no (3 people found this comment helpful, 0 did not)

Showing comments 1-4 of 4

problems and as a natural anti-inflammatory. Recent research provides a scientific basis for the traditional healing potential of honey. A 2010 Turkish study on a honey bee pollen mixture versus bee pollen, showed the combination improved anti-inflammatory activity, improved antioxidant defense and improved sensitivity to allergens.

Bee pollen used in NutraBee's Buzz Off is harvested from hives at a Canadian apiary located in a pollution-free environment. Combining the benefits of bee pollen with the healing potential of 100% pure unprocessed Canadian honey, try Buzz Off for natural allergy relief.

How to Use

- 1 teaspoon (10 g) per day to start.
- Delicious straight off the spoon.
- For a health tonic, add to a shake, smoothie or add to warm water as a tea.

Honey Health Tip - Mrs. Bee's Protein Smoothie

For a quick and easy way to add protein and improve diet, add 1 cup of your favorite fruits, 1 tsp. of Buzz Off, and 1 cup of milk for an instant protein smoothie. Bee pollen contains all 22 protein-building amino acids.

Buzz Off Product Information

Made by NutraBee, purveyors of Pure Gourmet Honey Products, this product is available in single jars of 350 g/12.35 oz. Serving size, 1 teaspoon (10 g). Servings per jar, 35. Discount available when ordering 3 or more jars.

Buzz Off \$22.95 each ORDER 1 Add To Cart ▶

Buzz Off 3 or More \$19.95 each ORDER 3 Add To Cart ▶

12:16 PM 7/1/2013

Product Reviews - Immuno Bee

1/24/2012, said:



Amazing product

1/21/2012, said:



Great product...try it as a delicious Tea, just add warm water... sip it and relax.

- See more at: <http://www.nutrabe.com/p-12-nutrabee-immuno-bee.aspx#.UdGyrpwkykY>

NutraBee™
PURE GOURMET HONEY PRODUCTS

1-800-660-2805 MY SHOPPING CART

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HOME | PRODUCTS | ABOUT NUTRABEE | QUESTIONS? | CUSTOMER SERVICE |

NutraBee Immuno Bee

Black Seed For Immune Health

Black Seed, what is it? *Nigella sativa* or Black Seed herb is a flowering herb native to the Middle East and southwest Asia. The seeds of the fruit are used as a spice, in confectionary, in food, and in liquors. Also known as Black Cumin, Kalonji, Habbat Al-Barakah or Seed of Blessing, in the traditional healing systems of the region, Black Seed is used as a natural anti-inflammatory, as a digestive aid, and for parasitic infections.

The immune system boosting properties of Black Seed was noted in (Ibn Sina) Avicenna's 1025 A.D. Canon of Medicine, who used the seed for stimulating the body's energy and speed recovery from fatigue. Interestingly, recent scientific studies indicate Black Seed, a natural antibiotic, fights staph infections (such as MRSA), and Black Seed oil protects the immune system (against radiation). Black Seed contains over 100 chemical compounds, and studies reveal the fighting disease ability of some of these compounds which boost production of bone marrow, natural interferon and immune cell production.

NutraBee uses only certified-organic whole Black Seed which is added to 100% pure unprocessed Canadian honey. In a cool, temperature-controlled environment, we process small batches, crushing the seed to release the oil directly into the honey. For a natural immune system boost, try Immuno Bee today for a unique taste experience.

Immuno Bee, a gourmet blend of organic Black Seed and 100% pure unprocessed Canadian honey.

[View larger image](#)

Facebook Twitter Email Plus 0

Customer Reviews

Product Rating: ★ ★ ★ ★ ★
 (5.00) # of Ratings: 3 [Rate It!](#) [Click](#)
[Here](#) to rate this product

Sort: New to Old RE-SORT
 COMMENTS: [New to Old](#)

Showing comments 1-2 of 2


1. **Anonymous User** on 1/24/2012, said:
 ★ ★ ★ ★ ★ *Amazing product*
 Was this comment helpful? yes no (1 people found this comment helpful, 0 did not)

2. **Julius** on 1/21/2012, said:
 ★ ★ ★ ★ ★ *Great product...try it as a delicious Tea, just add warm water... sip it and relax.*
 Was this comment helpful? yes no (2 people found this comment helpful, 0 did not)

Showing comments 1-2 of 2

How to Use

- 1 teaspoon (10 g) per day to start.
- Delicious straight off the spoon.
- For a health tonic, add to a shake, smoothie or add to warm water as a tea.



Honey Health Tip - Mrs. Bee's Weight Loss Blues Beater



When peeling off the pounds, protect against weight loss fatigue with this quick immune system boost. Upon waking, take 1 tsp. of Immuno Bee straight off the spoon, and slowly savor the flavour and texture.

Immuno Bee Product Information

Made by NutraBee, purveyors of Pure Gourmet Honey Products, this product is available in single jars of 350 g/12.35 oz. Serving size, 1 teaspoon (10 g). Servings per jar, 35. Discount available when ordering 3 or more jars.

Immuno Bee Order Information

For easy Honey Health gifting, Immuno Bee is available in our Lose Weight Feel Great Combo. For an immune system boost, Immuno Bee with organic Black Seed combined with Bee Active™ with 12 certified-organic herbs for energy, for natural weight loss solution.

Other people who use Immuno Bee also found [Bee Guard](#) with propolis good for an immune system boost.



Firefox | Black Seed For Immune Health | www.nutrabe.com/p-12-nutrabe-immuno-bee.aspx#_UdGzJwkyK

Canadian honey.

Customer Reviews

Sort: New to Old RE-SORT
 COMMENTS: [New to Old](#)

Showing comments 1-2 of 2


1. **Anonymous User** on 1/24/2012, said:
 ★ ★ ★ ★ ★ *Amazing product*
 Was this comment helpful? yes no (1 people found this comment helpful, 0 did not)

2. **Julius** on 1/21/2012, said:
 ★ ★ ★ ★ ★ *Great product...try it as a delicious Tea, just add warm water... sip it and relax.*
 Was this comment helpful? yes no (2 people found this comment helpful, 0 did not)


Showing comments 1-2 of 2

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For easy Honey Health gifting, Immuno Bee is available in our Lose Weight Feel Great Combo. For an immune system boost, Immuno Bee with organic Black Seed combined with Bee Active™ with 12 certified-organic herbs for energy, for natural weight loss solution.

Other people who use Immuno Bee also found [Bee Guard](#) with propolis good for an immune system boost.



Product Review - Complete Product Set

2/25/2013, said:



Honestly never liked honey before trying out this one.....but now I'm hooked on this one .Its very refreshing light and has nice smell.

- See more at: <http://www.nutraBee.com/p-58-mrs-bees-healthy-honey-combo.aspx#.UdGyY5wkykY>

Firefox Mrs. Bee's Healthy Honey Combo
www.nutraBee.com/p-58-mrs-bees-healthy-honey-combo.aspx#.UdGyY5wkykY

NutraBee™
PURE GOURMET HONEY PRODUCTS

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Mrs. Bee's Healthy Honey Combo

Healthy Honey Mega Deal

Enjoy all the benefits of great-tasting 100% unprocessed Canadian honey and certified-organic botanicalherbs, and save money with Mrs. Bee's Healthy Honey Combo.

Raw honey contains enzymes produced by bees. By combining raw honey with specifically selected certified-organic ingredients which enhance honey's health benefits, we hand process each batch to ensure a consistently fresh product.

For other products which incorporate bee products such as pollen, propolis or fresh royal jelly, you can be assured that we select the best ingredients and hand process each batch carefully.

From Canadian bees, collecting nectar in Canadian fields and forests, handcrafted to Canadian standards, Mrs. Bee's Healthy Honey Combo is a gift you can give with pride. For a 100% unprocessed Canadian healthy honey for family or friends, order Mrs. Bee's Healthy Honey Combo today, from NutraBee, purveyors of Pure Gourmet Honey Products.

Mrs. Bee's Healthy Honey Combo includes:

- 1 - 330/7.8 fluid oz. bottle of
Serving Size, 1 teaspoon 10 g.
Servings per bottle, 33
- 1 - jar each of 350 g/12.35 oz.
Serving size, 1 teaspoon, 10 g.
Servings per jar, 35.
- 1 - 12 pieces of [NutraBee Sweet Treats](#)
- 1 - 250g/8.82 oz. [NutraBee Raw Honey Comb](#)
- [Mountain Gold Wildflower Honey](#) for the table.
- [Bee Guard](#) (propolis & wildflower honey)
- [Bee Heart Healthy](#) (dark, rich buckwheat honey & wild blueberry extract)
- [Bee Active™](#) with 12 herbs for Natural Energy
- [Buzz Off](#) with raw bee pollen for Allergy Relief
- [Immuno Bee](#) with Black Seed for Immune Health
- [Bee Strong](#) with organic Ceylon Cinnamon for Bone & Joint Health
- [Bee Beautiful](#) with Fresh Royal Jelly

Mrs. Bee Healthy Honey Combo \$139.95 each ORDER 1 Add To Cart

Customer Reviews

Product Rating: ★★★★★ (5.00) # of Ratings: 2 [Rate It!](#) [Click Here](#) to rate this product

Sort: New to Old RE-SORT COMMENTS:
New to Old

Showing comments 1-1 of 1

1. Anonymous User on 2/25/2013, said:
★★★★★ *Honestly never liked honey before trying out this one.....but now I'm hooked on this one .Its very refreshing light and has nice smell.*

Was this comment helpful? yes no (0 people found this comment helpful, 0 did not)

Showing comments 1-1 of 1

Facebook.com - NutraBee User Comments

Source - <https://www.facebook.com/pages/NutraBee-Pure-Gourmet-Honey-Products/147706091971288>

Chantal Ross this product is so good....amazing stuff
January 24 at 11:52am · Like

'Nader Khan' · 1,610 followers
January 14, 2012 at 12:59am ·

- My favourite brand of honey - NutraBee. Connect with them and reap the benefits. <http://www.nutrabe.com/>

Camille Grimes wrote on NutraBee Pure Gourmet Honey Products's timeline.

I just got my Nutrabee products. The bee active and the bee beautiful! OMG they are so AMAZING and delicious!!! Now I want to try all of them!!! This is seriously the only honey I will ever eat from now on and the fact that it's organic and good for you puts it over the top. If your thinking about ordering don't hesitate!

Joan Morris wrote on NutraBee Pure Gourmet Honey Products's timeline.

can you please sign joan morris up facebook friendship or account with nutrabee please

The screenshot shows a Facebook page for NutraBee. The header includes the Facebook logo and navigation links like 'Settings' and 'Logout'. The main content area displays the NutraBee logo, which consists of a stylized bee and the text 'NutraBee™ Pure Gourmet Honey Products'. Below the logo is a circular seal with the text 'NATURALLY HEALTHY SIMPLY GOOD'. Underneath the seal, the page name 'NutraBee Pure Gourmet Honey Products' is shown with '152 likes · 4 talking about this'. There are buttons for 'About', 'Photos', 'Likes', and 'Events'. The page is viewed in a Firefox browser window with the URL 'https://www.facebook.com/pages/NutraBee-Pure-Gourmet-Honey-Products/147706091971288'. The system tray at the bottom shows the time as 4:38 PM on 6/28/2013.

Firefox Amazon Seller Central NutraBee Pure Gourmet Honey Prod... +

https://www.facebook.com/pages/NutraBee-Pure-Gourmet-Honey-Products/147706091971288?sk=allactivity

facebook Settings Logout

Activity Log

- All
- About
- Photos
- Video
- Spam
- Your Posts
- Comments
- Posts by Others
- Questions
- Notes
- Events
- Offers

Ads Manager

- 2010s
- 2013
- 2012
- Joined Facebook

All

May 2012

MAY 29

Ju Ju Banks wrote on NutraBee Pure Gourmet Honey Products's timeline. you guys rocked at Ina

April 2012

APRIL 1

Joan Morris wrote on NutraBee Pure Gourmet Honey Products's timeline. can you please sign joan morris up facebook friendship or account with nutrabee please. 754-244-6355

March 2012

MARCH 24

NutraBee Pure Gourmet Honey Products shared a link.

Buzz Off - Encourages Allergies to Buzz Off Raw Bee Pollen in Pure, Raw Honey - NutraBee
www.nutrab.com

Spring is around the corner, find out what Buzz Off can do for your allergies before they start!
http://www.nutrab.com/p-11-buzz-off.aspx

February 2012

FEBRUARY 29

NutraBee Pure Gourmet Honey Products commented on a post.

Danijela Stanculj Starcevic

4:42 PM 6/28/2013

Firefox Amazon Seller Central NutraBee Pure Gourmet Honey Prod... +

https://www.facebook.com/pages/NutraBee-Pure-Gourmet-Honey-Products/147706091971288?sk=allactivity

facebook Settings Logout

Activity Log

- All
- About
- Photos
- Video
- Spam
- Your Posts
- Comments
- Posts by Others
- Questions
- Notes
- Events
- Offers

Ads Manager

- 2010s
- 2013
- 2012
- Joined Facebook

All

JANUARY 14

NutraBee Pure Gourmet Honey Products updated their status. Thanks Nader for the nice feedback! We take a lot of pride in producing high quality health products for everyone to enjoy and better their health. Enjoy the weekend.

NutraBee Pure Gourmet Honey Products was tagged in 'Nader Khan's' link.

NutraBee Organic Herbs and Raw Honey for better health.
www.nutrab.com

My favourite brand of honey - NutraBee. Connect with them and reap the benefits. http://www.nutrab.com/

NutraBee Pure Gourmet Honey Products shared a link.

Bee Strong - Organic Cinnamon in Raw Honey - NutraBee
www.nutrab.com

The contest prize for the week ... http://www.nutrab.com/p-9-bee-strong-stronger-bones-for-a-stronger-you.aspx

JANUARY 13

NutraBee Pure Gourmet Honey Products updated their status. Check back Sunday night at 7pm for this weeks contest question. The prize is a Bee Strong - Organic Cinnamon and Pure Honey.

NutraBee Pure Gourmet Honey Products updated their status. It's Friday! Time to start saving this weekend. Save 15% OFF all orders today through Sunday 9pm EST. Simply use PROMO CODE: FRIDAYSAVE13 Make it a sweet weekend.

JANUARY 12

NutraBee Pure Gourmet Honey Products shared a link.

Diabetes treatment: Can cinnamon lower blood sugar? - MayoClinic.com
www.mayoclinic.com

4:43 PM 6/28/2013

Firefox Amazon Seller Central NutraBee Pure Gourmet Honey Prod... +

https://www.facebook.com/pages/NutraBee-Pure-Gourmet-Honey-Products/147706091971288?sk=allactivity

facebook Settings Logout

Activity Log

- All
- About
- Photos
- Video
- Spam
- Your Posts
- Comments
- Posts by Others
- Questions
- Notes
- Events
- Offers

All

DECEMBER 21

Camille Grimes wrote on NutraBee Pure Gourmet Honey Products's timeline.

I just got my Nutrabee products. The bee active and the bee beautiful! OMG they are so AMAZING and delicious!! Now I want to try all of them!!! This is seriously the only honey I will ever eat from now on and the fact that it's organic and good for you puts it over the top. If your thinking about ordering don't hesitate!

DECEMBER 20

NutraBee Pure Gourmet Honey Products shared a link.

All-purpose healing herb Echinacea strengthens immune system
www.naturalnews.com

The wonderful herb Echinacea and what it can do for you...
<http://www.naturalnews.com/005454.html>
Our Bee Active has organic Echinacea in it to help you feel great!

DECEMBER 19

NutraBee Pure Gourmet Honey Products shared a link.

NutraBee Organic Herbs and Raw Honey for better health.
www.nutrab.com

If you are in the Detroit area and need our natural and deliciously healthy products call Basem and Iman. They are full of energy and would love to see you. Here are their contact details
<http://www.nutrab.com/t-contact.aspx>

DECEMBER 17

NutraBee Pure Gourmet Honey Products updated their status.

Saturday SAVINGS...until tomorrow night SAVE 15% OFF everything. Simply use promo code: WEEKEND17

NutraBee Pure Gourmet Honey Products

I added a spoonful of Bee Active to my smoothie this morning

2010s

Joined Facebook

- December
- November
- October
- September
- August
- July

4:43 PM 6/28/2013

Written Customer Comments

Subject: FW: a thought of thanks

From: NutraBee [mailto:customerservice@nutrab.com]
Sent: August-13-11 8:27 AM
To: customerservice@nutrab.com
Subject: a thought of thanks

Name: joan morris
Email: jmvdavids@gmail.com
Phone: 7542446355

a thought of thanks

Goodmorning this Saturday morning, only wish I was their in Canada. I just would like to say thank you, thank you, thank you. What I am really thanking you mostly for is the Knowledge, and wisdom you have impart in me of the power of Honey. And confident and honesty of your product
Sincerely Joan Morris 754-244-6355

Subject: FW: NutraBee Pure Gourmet Honey Products Order 100335 Shipped

From: Linda Zgela <linda.zgela@att.net>
Date: January 15, 2013, 1:41:18 AM GMT
To: Emina Basic <emina@nutrab.com>
Subject: Re: NutraBee Pure Gourmet Honey Products Order 100335 Shipped

Hello Emina,

Thank you and to you and your family! Our 2013 is off to all kinds of challenges already!
I received my order, thank you for such wonderful service. On that note, I just got an email of a special your having, buy 3 get one free. Had I known I would have waited a week and caught the special. Is it to late to ask for an adjustment? If it is that's okay. Are you going to have these specials again next month?
One more question, we had spoken a few months back. You had made mention that your product might go to Whole Foods. Did that plan ever go through? I check there every so often and they look at me like I am "nuts". Was just curious, other friends of mine are asking as well:)
Wishing you continued success!
Linda Zgela

EXHIBIT C
DECLARATION OF
EMINA BASIC

USA - NutraBee Retail Distribution Locations

| | |
|----|---|
| 1 | Millennium Pharmacy 3420 Fulton Street, Brooklyn, NY 11208 |
| 2 | Parker Pharmacy 2158 Starling Ave, Bronx, NY 10462 |
| 3 | Sanda Vitamins and Herbs 1184 Mary Jane Ln, Dunedin, FL 34698 |
| 4 | Genett Naturopathic Clinic 925 Sedgley Road, Catonsville, FL 21228 |
| 5 | Salam Market 14063 Manchester Road, Ballwin, MO 63011 |
| 6 | Mini Market 547 Franklin Ave, Hartford, CT 06114-3019 |
| 7 | Pita Inn Market 3924 Dempster Street, Skokie, IL 60076 |
| 8 | Old Town Restaurant 1738 Gravius Road, St.Louis, MO 63116-2437 |
| 9 | IQRA Book Center 2751 W. Devon Ave, Chicago, IL 60659 |
| 10 | Halalco Supermarket 155 Hillwood Avenue, Falls Church, VA 22046 |
| 11 | Sultan Books and Gifts 2412 West Devon Ave, Chicago, IL 60659 |
| 12 | Elsafi Supermarket 532 Main Street, Springfield, MD 01089 |
| 13 | Alkareem Supermarket 10285 Chapel Hill Road, Morrisville, NC 27560 |
| 14 | Tiger Bakery 4215 Monroe St Toledo, OH 43606 |
| 15 | Pakeeza Market 282 N Frederick Ave, Gaithersburg, MD 20877 |
| 16 | Shiffa Gourmet Honey 2424 Summerhill Rd, Texarkana, TX 75501 |
| 17 | Euro Ducan Grocery Store 623 Franklin Ave, Hartford, CT 06114 |
| 18 | Huney Net L.C.C 13539 Method Street, Dallas, TX 75243 |
| 19 | World Fresh Market 243 Divan Ave West, Chicago, IL 60659 |

EXHIBIT D
DECLARATION OF
EMINA BASIC



NutraBee™

Directions: Adult 1-2 tsp a day. Store in a cool place. Contains no artificial coloring, preservatives, sweeteners or flavoring.

Mode d'emploi: Adultes 1-2 c à thé a par jour. Conserver dans un endroit frais. Ne contient ni agent de conservation, no colorant ou arôme artificiels.

Product of Canada
Manufactured and Distributed by /Fabrique Par:
NutraBee a Division of South Hill Herbs Inc.,
St. Catharines, L2T 3B2 Canada
1-905-227-6618
www.nutrabee.com

Bee Active™

HONEY AND HERBS
Miel et Herbes

*A unique blend of pure creamy unprocessed honey,
raw bee pollen and 12 organic herbs.*

Nutrition Facts
Serving Size 1 tsp. (10g)
Servings per Container 35

| Amount Per Serving | % Daily Value* |
|-----------------------|----------------|
| Calories 30 | |
| Total Fat 0g | 0% |
| Sodium 0g | 0% |
| Total Carbohydrate 9g | 3% |
| Sugars 8g | |
| Protein 0g | 0% |

* Percent Daily Values are based on a 2,000 calorie diet.

INGREDIENTS: UNPROCESSED HONEY, BEE POLLEN, SAGE, SENNA, FENNEL, CUMMIN, CARAWAY, MUSTARD SEED, ANISE SEED, CORIANDER, GINGER, CLOVES, FENUGREEK, ECHINACEA.
INGRÉDIENTS: MIEL, POLLEN D'ABEILLE, SAGE, SENNA, FENOUIL, CUMMIN, CANNELLE, GRAINE DE MOUTARDE, GRAINE D'ANIS, CORIANDRE, GENGEMBRE, CLOUS DE GIROFLE, FENFREC, D'ÉCHINACEE.
All herbs and spices in this product are certified organic. Toutes les herbes et épices dans ce produit sont certifiées organiques.

6 27843 06223 3

NutraBee™
100% Pure & Natural
NET WT. 350g / 12.35oz



EXHIBIT E
DECLARATION OF
EMINA BASIC

n u t r a Bee

Be Natural - Be Healthy

| Order No | Order Date | Cust No | P.O. No | Terms |
|----------|----------------|---------|---------|-------|
| 3481 | April 29, 2008 | SVH08 | | |

Sold To:
 HASNIJA NEZIREVIC
 1738 GRAVOIS
 ST LOUIS MO
 63116

Shipped from
 Nutra Bee
 1623 Military Rd #525
 Niagara Falls, Ny 14304
 1-800-660-2805

| Quantity | Description | Unit Price | Total Price |
|----------|--------------------------|------------|-----------------------|
| 3 | Safa Special | \$100.00 | \$300.00 |
| 5 | Safa | \$29.00 | \$145.00 |
| 2 | Crna Meda | \$18.00 | \$36.00 |
| 3 | Amika | \$23.00 | \$69.00 |
| 3 | Venon | \$23.00 | \$69.00 |
| | Distributor discount 30% | | \$619.00 -\$185.70 |
| | Total | | \$433.30 |

Comments:

Drug, 1 nu choras

Total:

\$433.30

Del. Del 408 @ BW maye

2 BW

336

Directions:
Adult 1 tsp a day.

Posologie: Adultes 1
cuillerées à coulier à parjour.

Store in a cool place.
Conserver magasin dans un
endroit frais.

Product of Canada.

Manufactured by/
Fabriqué Par:
South Hill Herbs Inc.
St.Catharines, L2T2T1
Canada

1-800-660-2805
www.nutrabe.com

Best Before/Meilleur Avant:

n u t r a [®] Bee

Be Natural - Be Healthy



SAFA

HONEY & HERBS

MEIL & HERB

NET WT. 350gr/12.35oz.

Nutrition Facts

Serving Size 1 tsp. (10g)
Servings per Container 35

| Amount Per Serving | |
|------------------------------|-------------------------------|
| Calories 30 | |
| | <small>% Daily Value*</small> |
| Total Fat 0g | 0% |
| Sodium 0g | 0% |
| Total Carbohydrate 9g | 3% |
| Sugars 8g | |
| Protein 0g | 0% |

*Percent Daily Values are based on a
2,000 calorie diet.

Ingredients: Honey, Bee
Pollen, Sage, Senna, Fennel,
Cummin, Cinnamon, Mustard
Seed, Anise Seed, Coriander,
Black Pepper, Ginger,
Cloves, Fenugreek,
Echinacea.

Ingrdeient: Miel, Pollen
D'abeille, Sage, Séné,
Fenouil, Cummin, Cannelle,
Graine de Moutarde, Graine
d'anis, Coriandre, Poivre de
Black, Gengembre, Clous de
Girofle, Fenufrec, d'Echinacé.

EXHIBIT F
DECLARATION OF
EMINA BASIC

NutraBee Invoices Sample 2008 - 2013

Year - 2008

Phone Order Invoice - Plus Payment Stub

| Order No. | Order Date | Cust No. | P.O. No. | Terms |
|-----------|---------------|----------|----------|---------|
| 3484 | Sept 10, 2008 | SVH08 | | Invoice |

Sold To:

Pitta Inn
3924 Dempster St
Skokie, IL 60676

Shipped from

Nutra Bee
1623 Military Rd #525
Niagara Falls, NY 14304
1-800-660-2805

| Quantity | Description | Unit Price | Total Price |
|----------|---------------------|------------|-------------|
| 24-2c | Black Seed in Honey | \$10.00 | \$240.00 |
| 24-2c | Bee Pollen In Honey | \$10.00 | \$240.00 |
| 12-1c | Royal Jelly | \$15.00 | \$180.00 |
| 12-1c | Mountain Gold Honey | \$7.50 | \$90.00 |
| 1 | sample | 0 | \$0.00 |
| Total | | | \$750.00 |
| Shipping | | \$86.45 | \$0.00 |
| | | | \$750.00 |

Comments:

PITA INN MARKET, INC.

\$750.00

| | | | | |
|-----------|---------------|--------------|----------|---------|
| | | 10/6/2008 | | 2641 |
| Reference | Original Amt. | Balance Due | Discount | Payment |
| 3484 | 750.00 | 750.00 | | 750.00 |
| | | Check Amount | | 750.00 |

750.00

Phone Order Invoice

| Order No. | Order Date | Cust No. | P.O. No. | Terms |
|-----------|---------------|----------|----------|---------|
| 3483 | Sept 10, 2008 | SVH08 | | Invoice |

Sold To:

World Fruit Market
 243 Devon W
 Chicago, IL 60659

Shipped from

Nutra Bee
 1623 Military Rd #525
 Niagara Falls, Ny 14304
 1-800-660-2805

| Quantity | Description | Unit Price | Total Price |
|------------------|---------------------|--------------|-------------------|
| 48 -4 C | Black Seed in Honey | \$10.00 | \$480.00 |
| 36-3C | Bee Pollen In Honey | \$10.00 | \$360.00 |
| 24-2c | Bee Pollen | \$10.00 | \$240.00 |
| 10 X12 1 kg | Mountain Gold Honey | \$8.00 | \$960.00 |
| | Total | | \$2,040.00 |
| | Shipping | \$125.40 | \$0.00 |
| Comments: | | Total | \$2,040.00 |

Year - 2010

Direct Delivery to Customer Invoice

581901

NUTRA BEE
HONEY & NATURALS
2E TREMONT DR. UNIT 3
ST. CATHARINES, ON L2T 3B2
Tel: 905-227-6618

| | | | |
|--------------|------------|--|--|
| DATE | May 28, 10 | | |
| TAX REG. NO. | | | |
| ORDER NO. | | | |

SOLD TO: Bosna Market
ADDRESS: 860 - 296 - 7923 ISMETA/
SHIP TO: Hartford, CT
ADDRESS: _____

| | | | | |
|---------------|-----|-------|-------|---------|
| SHIPPING DATE | VIA | TERMS | BUYER | SOLD BY |
| | | | | |

| QUANTITY | DESCRIPTION | PRICE | AMOUNT |
|----------|----------------------------|-------|----------|
| 1 12 | Safa | 25 | 300 |
| 2 12 | Royal Jelly / Matina Alyca | 25 | 300 |
| 3 12 | Black Seed | 16 | 192 |
| 4 | Curuk u Medu | | |
| 5 16 | Ceni Med / Buckwheat | 20 | 320 |
| 6 16 | Propolis Med / Bee Gaid | 20 | 320 |
| 7 12 | 1kg Med | 12 | 144 |
| 8 12 | Cinnamon u Medu | 20 | 240 |
| 9 | | | |
| 11 | Total | | 1816 |
| 12 | 30% Discount | | - 544.80 |
| 13 | | | |
| 14 | | GST | 0 |
| 15 | | PST | 0 |
| 16 | | TOTAL | 1271.20 |

pd by check 1196

SIGNATURE _____

SALES ORDER

STMPR 52E

Direct Delivery to Customer Invoice



Canada: 2E Tremont Dr. #3, St. Catharines, ON, L2T 3B2
 USA: 1623 Military Rd, # 525, Niagara Falls, NY 14304
 Tel: 1-905-227-6618 - www.nutrabe.com

Customer's Order No. Healthy Planet Date June 23, 2012
 M 15 Kingston, Toronto, Canada
 Address _____

| SOLD BY | | CASH | C.O.D. | CHARGE | ON ACCT. |
|---------|-----------------------|-------|--------|--------|----------|
| QTY | DESCRIPTION | PRICE | AMOUNT | | |
| ✓ 24 | Maintain Gold Gourmet | \$10 | 240 | - | |
| ✓ 24 | Bee Heart Healthy | \$10 | 240 | - | |
| ✓ 24 | Bee Beard | \$10 | 240 | - | |
| ✓ 12 | Bee Strong | \$20 | 240 | - | |
| ✓ 12 | Buzz Off | \$20 | 240 | - | |
| ✓ 12 | Immuno Bee | \$20 | 240 | - | |
| ✓ 12 | Bee Active | \$25 | 300 | - | |
| ✓ 12 | Bee Beautiful | \$25 | 300 | - | |
| | | | \$2040 | - | |
| | -30% | | -612 | - | |
| 16 | Bee H. Healthy 10@20 | \$370 | \$1428 | - | |

$2240 - 612 = 1628$
 PD CASH. 30% 96 + 224 =
 $2240 - 1652 = 588$

NO. 1048

ALL claims and returned goods MUST be accompanied by this bill.
 Received by _____

TRIPLICATE

Amazon Online Order

Manage Orders

<https://sellercentral.amazon.com/gp/orders-v2/packing-slip?ie=UTF8&or..>

Ship To:

Alicia Caine
205 MARKERT RD
WILCOX, PA 15870-5605

Order ID: 102-8792502-6779425

Thank you for buying from NutraBee on Amazon Marketplace.

| | |
|---|--|
| Shipping Address: Alicia Caine 205 MARKERT RD WILCOX, PA 15870-5605 | Order Date: Nov 4, 2012 Shipping Service: Standard Buyer Name: Alicia Caine Seller Name: NutraBee |
|---|--|

| Quantity | Product Details | Price | Total | |
|-----------------------------|---|---------|---------------------------------------|----------------|
| 1 | Bee Active - Pure Honey, Bee Pollen and 12 Organic Herbs Merchant SKU: 51-FY2T-900P ASIN: B003DWLBM8 Listing ID: 0110M8316MR Order-Item ID: 03984313338098 Condition: New | \$24.95 | Subtotal: \$24.95 Shipping: \$5.00 | Total: \$29.95 |
| 1 | Immuno Bee - Black Seed in Pure Honey Merchant SKU: R6-ZCA4-T3R0 ASIN: B003DWKBQK Listing ID: 0110M83TVML Order-Item ID: 39010680311402 Condition: New | \$19.95 | Subtotal: \$19.95 Shipping: \$4.00 | Total: \$23.95 |
| ORDER TOTAL: \$53.90 | | | | |

Returning your item:

Go to "Your Account" on Amazon.com, click "Your Orders" and then click the "seller profile" link for this order to get information about the return and refund policies that apply.

Visit <http://www.amazon.com/returns> to print a return shipping label. Please have your order ID ready.

Online Order Receipt from www.nutrabe.com

On Nov 23, 2012, at 11:02 AM, NutraBee™ <customerservice@nutrabe.com> wrote:

NutraBee Receipt

*** PLEASE PRINT RECEIPT OUT AND RETAIN IT FOR FUTURE REFERENCE ***

Order Number 100300
Customer ID 64527
Order Date 11/23/2012 9:02:00 AM

Bill To:

Klara Farkas
43 South Beers St
Holmdel, NJ 07733
United States
732 3355566
1kfarkas@gmail.com

Ship To:

Klara Farkas
43 South Beers St
Holmdel, NJ 07733
United States
732 3355566

| | |
|--|-------------------------------------|
| Order Date: 11/23/2012 9:02:00 AM | Locale/Currency: en-US / CAD |
| Coupon Code: balrpsavings | Coupon Details: 10.00 % |
| Payment Method: CREDITCARD | Name On Card: Klara Farkas |
| Card Type: VISA | Card Number: ****2115 |

| SKU: | Product | Quantity | Price | Ext. Price |
|------|---|----------|---------|------------|
| | Heart Healthy Combos-Heart Healthy Combo Tall | 2 | \$37.90 | \$75.80 |
| | Bee Beautiful-Bee Beautiful | 1 | \$24.95 | \$24.95 |
| | Bee Strong-Bee Strong | 1 | \$19.95 | \$19.95 |

| | | |
|-----------------------------|--|----------|
| Order Notes: None | SubTotal: | \$120.70 |
| | Net SubTotal: | \$108.63 |
| | Shipping: Shipping Cost (Based on Total): | \$20.00 |
| | Tax: | \$0.00 |
| | Total: | \$128.63 |

Year - 2013

Phone Order Invoice



| Order No. | Order Date | Cust No. | P.O. No. | Terms |
|-----------|-------------|----------|----------|------------|
| 130118 | Jan 18 2013 | AA | | Pd Cr Card |

Sold To:

Shipped from:

AL KAREEM
 10285 Chapel Hill Rd
 Suit 100
 Morrisville, NC 27560
 919-336-3174

Nutra Bee Honey
 6391 Walmore Rd
 Niagara Falls, NY 14304
 Tel: 800-660-2805
info@nutrab.com

| Quantity | Description | Unit Price | Total Price |
|--|--------------------------|------------|-------------|
| 12 | BEE BEAUTIFUL | \$27.35 | \$328.20 |
| 12 | BEE ACTIVE | \$27.35 | \$328.20 |
| 12 | BEE STRONG | \$21.95 | \$263.40 |
| 12 | IMMUNO BEE | \$21.95 | \$263.40 |
| 12 | BUZZ OFF | \$21.95 | \$263.40 |
| 24 | BEE GUARD HONEY | \$11.95 | \$286.80 |
| 24 | BEE HEARTH HEALTHY HONEY | \$11.95 | \$286.80 |
| 12 | PURE HONEY COMB | 11.95 | \$286.80 |
| | 1Sample of ech product | \$156.40 | \$0.00 |
| | | Sub Total: | \$2,307.00 |
| | | 30% | -\$692.10 |
| | Shipping | | \$64.00 |
| Comments: Pd by Muhammad Anwar Cr Card | | TOTAL | \$1,678.90 |

Direct Delivery to Customer Invoice



Canada: 2E Tremont Dr. #3, St. Catharines, ON, L2T 3B2
 USA: 1623 Military Rd, # 525, Niagara Falls, NY 14304
 Tel: 1-905-227-6618 - www.nutrabe.com

Customer's Order No. Healthy Planet Date April 11, 2013
 M. Dial
 Address Islington Ave, Toronto, Canada

| SOLD BY | | CASH | C.O.D. | CHARGE | ON ACCT. |
|---------|-------------------------|-------|------------------|--------|----------|
| QTY | DESCRIPTION | PRICE | AMOUNT | | |
| 6 | 3 pack gourmet gift | 36 | 216 | - | |
| 6 | 2 pack gourmet gift | 24 | 144 | - | |
| 36 | BEE 4 HEALTHY - GOURMET | 11.95 | 430 | 20 | |
| 24 | MOUNTAIN GOLD GOURMET | 11.95 | 286 | 80 | |
| 12 | BEE GARD GOURMET | 11.95 | 143 | 40 | |
| 10 | HONEY COMB | 11.95 | 119 | 50 | |
| 16 | BEE 4 HEALTHY - LARGE | 22.95 | 367 | 20 | |
| 15 | BE GARD - LARGE | 22.95 | 344 | 25 | |
| 12 | BEE ACTIVE | 27.95 | 335 | 40 | |
| 12 | BEE BEAUTIFUL | 27.95 | 335 | 40 | |
| | | | \$2722.15 | | |

PAGE 1

[Signature]
 Received
 Apr 11

NO 1089 ALL claims and returned goods MUST be accompanied by this bill.

Received by _____

DUPLICATE *pd* *[Signature]*

NutraBee Pure Gourmet Honey Products Receipt
 *** PLEASE PRINT RECEIPT OUT AND RETAIN IT FOR FUTURE REFERENCE ***

Order Number 100443
Customer ID 69738
Order Date 6/18/2013 7:33:33 PM

Bill To:
 Karmin DeClercq
 111 E. Franklin Ave., #106
 Minneapolis, MN 55404
 United States
 612.222.5676
 karmin.declercq@gmail.com

Ship To:
 Karmin DeClercq
 111 E. Franklin Ave., #106
 Minneapolis, MN 55404
 United States
 612.222.5676

| | |
|---|--------------------------------------|
| Order Date: 6/18/2013 7:33:33 PM | Locale/Currency: en-US / CAD |
| Payment Method: CREDITCARD | Name On Card: Karmin DeClercq |
| Card Type: VISA | Card Number: ****2618 |

| SKU: | Product | Quantity | Price | Ext. Price |
|------|--------------------------------|----------|---------|------------|
| | NutraBee Bee Strong-Bee Strong | 1 | \$22.95 | \$22.95 |

| | | |
|-----------------------------|---|---------|
| Order Notes: None | SubTotal: | \$22.95 |
| | Shipping: Shipping Cost (Based on Total): | \$9.00 |
| | Tax: | \$0.00 |
| | Total: | \$31.95 |

Ship To:

Christina Wilson
1370 Sloane Ave
Apt 914
Lakewood, OH 44107-3161

Order ID: 106-9857041-5345068

Thank you for buying from NutraBee on Amazon Marketplace.

| | |
|---|---|
| Shipping Address: Christina Wilson 1370 Sloane Ave Apt 914 Lakewood, OH 44107-3161 | Order Date: Jan 25, 2013 Shipping Service: Standard Buyer Name: C Wilson Seller Name: NutraBee |
|---|---|

| Quantity | Product Details | Price | Total |
|----------|---|---------|---|
| 1 | Bee Strong - Organic Cinnamon and Pure Honey Merchant SKU: 8V-7U74-HRJO ASIN: B003DWWK48 Listing ID: 0110M83LZ4X Order-Item ID: 36926964376490 Condition: New | \$19.95 | Subtotal: \$19.95 Shipping: \$5.49 <hr/> Total: \$25.44 |
| | | | ORDER TOTAL: \$25.44 |

Returning your item:

Go to "Your Account" on Amazon.com, click "Your Orders" and then click the "seller profile" link for this order to get information about the return and refund policies that apply.

Visit <http://www.amazon.com/returns> to print a return shipping label. Please have your order ID ready.

NutraBee Labels

Sample of Labels up to 2010

Directions: Adult 1 tbsp a day, Posologie: Adultes 1 tbsp a jour.
 100% Pure Canadian No.1 unpasteurized Honey. Contains No Artificial Colouring, Preservatives, Sweeteners or Flavouring. Ne Contient aucun, edulcorant ou assaisonnement de artificiel de preservatifs de coloration.

Product of Canada.
 Manufactured and Distributed by/Fabrique Par: NutraBee a Division of South Hill Herbs Inc., St.Catharines, L2T 3B2 Canada 1-905-227-6618
www.nutrab.com
 Best Before/Melieur Avant:

nutraBee

Cinnamon & Honey

CANNELLE ET MIEL

NET WT. 350 gr/12.35 fl oz.

| Nutrition Facts | |
|---------------------------|----------------|
| Serving Size 1 Tbsp (15g) | |
| Amount Per Serving | |
| Calories 60 | % Daily Value* |
| Total Fat 0g | 0% |
| Sodium 0g | 0% |
| Total Carbohydrate 15g | 3% |
| Sugars 15g | |
| Protein 0g | 0% |

Ingredients:
 Honey and Cinnamon.
Ingredient: Miel et Cannelle.

Warning: Do not feed honey to infants under one year of age.
Avertissement: N'alimentez pas le miel aux enfants en bas age - au-dessous de un an.

nutraBee

Bee Guard

PROPOLIS & HONEY

MIEL ET PROPOLIS

NET WT. 500 ml/16.9 fl oz.

nutraBee

Buckwheat Honey

NET WT. 500 ml/16.9 fl oz.

Suggested Use: Adults 1 tbsp a day.

100% Pure Canadian #1 unpasteurized honey

Distributed By: South Hill Herbs Inc. St.Catharines, L2T 2T1 Canada
 1-800-660-2805
www.nutrab.com
 Best Before/Melieur Avant:

nutraBee

Honey Comb Miel

NET WT. 275gr/9.6oz.

| Nutrition Facts | |
|---------------------------|----------------|
| Serving Size 1 Tbsp (15g) | |
| Amount Per Serving | |
| Calories 60 | % Daily Value* |
| Total Fat 0g | 0% |
| Sodium 0g | 0% |
| Total Carbohydrate 15g | 3% |
| Sugars 15g | |
| Protein 0g | 0% |

Ingredients:
 Honey Comb
Ingredient: Miel

Warning: Do not feed honey to infants under one year of age.

Directions:
Adult 1-2 tbsp a day.
Posologie: Adultes 1-2 tbsp
à parjour.

100% Pure Canadian
#1 unpasturized Honey.

Contains No Artificial Colouring, Preservatives,
Sweeteners or Flavouring.
Ne Contient aucun, edulcorant ou
assaisonnement de artificiel de persvatifs de
coloration.

Product of Canada.

Distributed by:
NutraBee a Division of
South Hill Herbs Inc.
St.Catharines, L2T2T1 Canada
1-800-660-2805
www.nutrab.com

Best Before/Meilleur Avant:



n u t r a B e e

Be Natural - Be Healthy

Mountain Gold Honey

Honey/Meil

NET WT. 1 kg/2.2 lb.

Nutrition Facts

Serving Size 1 tsp. (10g)
Servings per Container 100

| Amount Per Serving | |
|-----------------------|----------------|
| Calories 30 | |
| | % Daily Value* |
| Total Fat 0g | 0% |
| Sodium 0g | 0% |
| Total Carbohydrate 9g | 3% |
| Sugars 8g | |
| Protein 0g | 0% |

*Percent Daily Values are based on a
2,000 calorie diet.

Ingredients: Honey.

Ingredient: Miel.

Warning: Do not feed honey to
infants under one year of age.
Avertissement: N'alimentez pas
le miel aux enfants en bas âge
au-dessous de un an.

Directions:
Adult 1 tsp a day.

Posologie: Adultes 1
cuillerées à coulier à parjour.

Store in a cool place.
Conserver magasin dans un
endroit frais.

Product of Canada.

Manufactured by/
Fabriqué Par:
South Hill Herbs Inc.
St.Catharines, L2T2T1
Canada

1-800-660-2805
www.nutrab.com

Best Before/Meilleur Avant:

n u t r a B e e

Be Natural - Be Healthy



SAFA

HONEY & HERBS
MEIL & HERB

NET WT. 350gr/12.35oz.

Nutrition Facts

Serving Size 1 tsp. (10g)
Servings per Container 35

| Amount Per Serving | |
|-----------------------|----------------|
| Calories 30 | |
| | % Daily Value* |
| Total Fat 0g | 0% |
| Sodium 0g | 0% |
| Total Carbohydrate 9g | 3% |
| Sugars 8g | |
| Protein 0g | 0% |

*Percent Daily Values are based on a
2,000 calorie diet.

Ingredients: Honey, Bee
Pollen, Sage, Senna, Fennel,
Cummin, Cinnamon, Mustard
Seed, Anise Seed, Coriander,
Black Pepper, Ginger,
Cloves, Fenugreek,
Echinacea.

Ingrdeient: Miel, Pollen
D'abeille, Sage, Séné,
Fenouil, Cummin, Cannelle,
Graine de Moutarde, Graine
d'anis, Coriandre, Poivre de
Black, Gengembre, Clous de
Girofle, Fenufrec, d'Echinacé.

Sample of Labels from 2010 to Current

NutraBee™

Directions: Adult 1-2 tsp a day. Store in a cool place. Contains no artificial coloring, preservatives, sweeteners or flavoring.

Mode d'emploi: Adultes 1-2 c à thé a par jour. Conserver dans un endroit frais. Ne contient ni agent de conservation, ni colorant ou arôme artificiels.

Product of Canada
Manufactured and Distributed by / Fabriqué Par:
NutraBee a Division of South Hill Herbs Inc.,
St. Catharines, L2T 3B2 Canada
1-905-227-6618
www.nutrabe.com



6 27843 06223 3



Bee Active™

HONEY AND HERBS
Miel et Herbes

*A unique blend of pure creamy unprocessed honey,
raw bee pollen and 12 organic herbs.*

Nutrition Facts
Serving Size 1 tsp. (10g)
Servings per Container 35

| Amount Per Serving | % Daily Value* |
|-----------------------|----------------|
| Calories 30 | |
| Total Fat 0g | 0% |
| Sodium 0g | 0% |
| Total Carbohydrate 9g | 3% |
| Sugars 8g | |
| Protein 0g | 0% |

* Percent Daily Values are based on a 2,000 calorie diet.

INGREDIENTS: UNPROCESSED HONEY, BEE POLLEN, SAGE, SENNA, FENNEL, CUMMIN, CINNAMON, MUSTARD SEED, ANISE SEED, CORIANDER, GINGER, CLOVES, FENUGREEK, ECHINACEA.

INGRÉDIENTS: MIEL, POLLEN D'ABELLE, SAGE, SENNA, FENOUIL, CUMMIN, CANNELLE, GRAINE DE MOUTARDE, GRAINE D'ANIS, CORIANDRE, GENGEMBRE, CLOUS DE GIROFLE, FENUGREC, D'ECHINACE.

All herbs and spices in this product are certified organic. Toutes les herbes et épices dans ce produit sont certifiées organiques.

NutraBee™
100% Pure & Natural
NET WT. 350g / 12.35oz

NutraBee™

Directions: Adult 1-2 tsp a day. Store in a cool place. Contains no artificial coloring, preservatives, sweeteners or flavoring.

Mode d'emploi: Adultes 1-2 c. à thé a par jour. Conserver dans un endroit frais. Ne contient ni agent de conservation ni colorant ou arôme artificiels.

Product of Canada
Manufactured and distributed by /
Fabriqué et distribué par:
NutraBee a Division of South Hill Herbs Inc.,
St. Catharines, L2T 3B2 Canada
1-905-227-6618
www.nutrabe.com



6 27843 06224 0



Bee Beautiful

PURE ROYAL JELLY AND HONEY
Pur Gelée Royale et Miel

A unique blend of pure royal jelly and pure creamy unprocessed honey.

Nutrition Facts
Serving Size 1 tsp. (10g)
Servings per Container 35

| Amount Per Serving | % Daily Value* |
|-----------------------|----------------|
| Calories 30 | |
| Total Fat 0g | 0% |
| Sodium 0g | 0% |
| Total Carbohydrate 9g | 3% |
| Sugars 8g | |
| Protein 0g | 0% |

* Percent Daily Values are based on a 2,000 calorie diet.

INGREDIENTS: UNPROCESSED HONEY AND PURE ROYAL JELLY.

INGRÉDIENTS: MIEL ET GELÉE ROYALE PUR.

NutraBee™
100% Pure & Natural
NET WT. 350g / 12.35 oz.

NutraBee™

Directions: Adult 1-2 tsp a day. Store in a warm place. Contains No Artificial Colouring, Preservatives, Sweeteners or Flavouring.

Posologie: Adultes 1-2 tsp a par jour. Conserver magasin dans un endroit chaleureux. No contient aucun, edulcorant ou assaisonnement de artificiel de preservatifs de coloration.

Product of Canada
Manufactured and Distributed by /Fabrique Par:
NutraBee a Division of South Hill Herbs Inc.,
St. Catharines, L2T 3B2 Canada
1-905-227-6618
www.nutrab.com



6 27843 06227 1



Bee Guard

PROPOLIS AND HONEY

Propolis et Miel

A unique blend of natural propolis and pure unprocessed wild flower honey.

NutraBee™

100% Pure & Natural
NET WT. 330g / 7.8 fl.oz.

Nutrition Facts

Serving Size 1 tsp, (10g)
Servings per Container 33

| Amount Per Serving | % Daily Value* |
|-----------------------|----------------|
| Calories 30 | |
| Total Fat 0g | 0% |
| Sodium 0g | 0% |
| Total Carbohydrate 9g | 3% |
| Sugars 8g | |
| Protein 0g | 0% |

* Percent Daily Values are based on a 2,000 calorie diet.

INGREDIENTS: HONEY AND PROPOLIS.

INGRÉDIENTS: MIEL ET PROPOLIS.

Warning: Do not feed honey to infants under one year of age.

Mise en garde: N'alimentez pas le miel aux enfants qui sont moins puis un an.

NutraBee™

Directions: Adult 1-2 tsp a day. Store in a warm place. Contains no artificial coloring, preservatives, sweeteners or flavoring.

Mode d'emploi: Adultes 1-2 c à thé a par jour. Conserver dans un endroit chaleureux. Ne contient ni agent de conservation, no colorant ou arôme artificiels.

Product of Canada
Manufactured and Distributed by /Fabrique Par:
NutraBee a Division of South Hill Herbs Inc.,
St. Catharines, L2T 3B2 Canada
1-905-227-6618
www.nutrab.com



6 27843 06220 2



Bee Heart Healthy

BUCKWHEAT HONEY

Miel de Sarrasin

A pure unprocessed dark and robust honey collected from the nectar of the delicate buckwheat flower.

NutraBee™

100% Pure & Natural
NET WT. 330g / 7.8 fl.oz.

Nutrition Facts

Serving Size 1 tsp, (10g)
Servings per Container 33

| Amount Per Serving | % Daily Value* |
|-----------------------|----------------|
| Calories 30 | |
| Total Fat 0g | 0% |
| Sodium 0g | 0% |
| Total Carbohydrate 9g | 3% |
| Sugars 8g | |
| Protein 0g | 0% |

* Percent Daily Values are based on a 2,000 calorie diet.

INGREDIENTS: BUCKWHEAT HONEY.

INGRÉDIENTS: MIEL DE SARRASIN.

Warning: Do not feed honey to infants under one year of age.

Mise en garde: N'alimentez pas le miel aux enfants qui sont moins puis un an.

NutraBee™

Directions: Adult 1-2 tsp a day. Store in a cool place. Contains no artificial coloring, preservatives, sweeteners or flavoring.

Mode d'emploi: Adultes 1-2 c à thé a par jour. Conserver dans un endroit frais. Ne contient ni agent de conservation, no colorant ou arôme artificiels.

Product of Canada

Manufactured and Distributed by/Fabrique Par:
NutraBee a Division of South Hill Herbs Inc.,
St. Catharines, L2T 3B2 Canada
1-905-227-6618

www.nutrabe.com



Bee Strong

ORGANIC CINNAMON AND HONEY
Organique Cannelle et Miel

A unique blend of organic cinnamon and pure creamy unprocessed honey.

NutraBee™

100% Pure & Natural
NET WT. 350g / 12.35oz

Nutrition Facts

Serving Size 1 tsp. (10g)
Servings per Container 35

| Amount Per Serving | |
|-----------------------|----------------|
| Calories 30 | |
| | % Daily Value* |
| Total Fat 0g | 0% |
| Sodium 0g | 0% |
| Total Carbohydrate 9g | 3% |
| Sugars 8g | |
| Protein 0g | 0% |

* Percent Daily Values are based on a 2,000 calorie diet.

INGREDIENTS: UNPROCESSED HONEY AND ORGANIC CINNAMON.
INGRÉDIENTS: MIEL ET ORGANIQUE CANNELLE.

NutraBee™

Directions: Adult 1-2 tsp a day. Store in a cool place. Contains no artificial coloring, preservatives, sweeteners or flavoring.

Mode d'emploi: Adultes 1-2 c à thé a par jour. Conserver dans un endroit frais. Ne contient ni agent de conservation, no colorant ou arôme artificiels.

Product of Canada

Manufactured and Distributed by/Fabrique Par:
NutraBee a Division of South Hill Herbs Inc.,
St. Catharines, L2T 3B2 Canada
1-905-227-6618

www.nutrabe.com



Buzz Off

RAW BEE POLLEN AND HONEY
Pollen D'abeille Cru et Miel

A unique blend of raw bee pollen and pure creamy unprocessed wild flower honey.

NutraBee™

100% Pure & Natural
NET WT. 350g 12.35oz

Nutrition Facts

Serving Size 1 tsp. (10g)
Servings per Container 35

| Amount Per Serving | |
|-----------------------|----------------|
| Calories 30 | |
| | % Daily Value* |
| Total Fat 0g | 0% |
| Sodium 0g | 0% |
| Total Carbohydrate 9g | 3% |
| Sugars 8g | |
| Protein 0g | 0% |

* Percent Daily Values are based on a 2,000 calorie diet.

INGREDIENTS: UNPROCESSED HONEY AND BEE POLLEN.
INGRÉDIENTS: MIEL ET POLLEN D'ABEILLE CRU.



Directions: Adult 1-2 tsp a day.
Store in a cool place. Contains no artificial coloring, preservatives, sweeteners or flavoring.

Mode d'emploi: Adultes 1-2 c. à thé a par jour.
Conserver dans un endroit frais. Ne contient ni agent de conservation ni colorant ou arôme artificiels

Product of Canada

Manufactured and distributed by/
Fabrique et distribue par:
NutraBee a Division of South Hill Herbs Inc.,
St. Catharines, L2T 3B2 Canada
1-905-227-6618

www.nutrabe.com



Immuno Bee

BLACK SEED AND HONEY
Noire de Graine et Miel

*A unique blend of black seed (black cummin) and
pure creamy unprocessed honey.*

NutraBee™

100% Pure & Natural
NET WT. 350g / 12.35oz

Nutrition Facts

Serving Size 1 tsp. (10g)
Servings per Container 35

| Amount Per Serving | % Daily Value* |
|-----------------------|----------------|
| Calories 30 | |
| Total Fat 0g | 0% |
| Sodium 0g | 0% |
| Total Carbohydrate 9g | 3% |
| Sugars 8g | |
| Protein 0g | 0% |

* Percent Daily Values are based on a 2,000 calorie diet.

INGREDIENTS: UNPROCESSED HONEY AND BLACK SEED (BLACK CUMMIN).
INGRÉDIENTS: MIEL ET NOIRE DE GRAINE.

| Nutrition Facts | |
|---------------------------|----------------|
| Serving size 1 tsp. (10g) | |
| Servings per container 35 | |
| Amount Per Serving | % Daily Value* |
| Calories 30 | |
| Total Fat 0g | 0% |
| Sodium 0g | 0% |
| Total Carbohydrate 9g | 3% |
| Sugars 8g | |
| Protein 0g | 0% |

* Percent Daily Values are based on a 2,000 calorie diet.

NutraBee™
100% Pure & Natural
NET WT. 350g / 12.35oz

STORE AT ROOM
TEMPERATURE. CONSERVEZ
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NaturalNews.com

TSA agents steal \$40,000 from passenger luggage; sentenced to only five months in prison

Saturday, January 14, 2012 by: Jonathan Benson, staff writer

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(NaturalNews) Any normal person found guilty of stealing \$40,000 from, say, a bank or an employer, would likely be sentenced to *at least* five years of prison. But when you work for the US Transportation Security Administration (TSA), you can expect to be given special legal treatment and sent on your way.

The Associated Press reports that two former TSA screeners, 44-year-old Coumar Persad and 31-year-old Davon Webb, both of which worked at John F. Kennedy International Airport in New York, have pleaded guilty to grand larceny, obstructing governmental administration, and official misconduct, for stealing nearly \$40,000 from an airport traveler's luggage. But rather than receive a normal prison sentence for such crimes, the two were sentenced to just six months in prison with five years of probation.

Reports indicate that Persad, who was an X-ray luggage screener at the time, had spotted the wad of cash in a suitcase while monitoring the X-ray screen. He reportedly then contacted Webb, who worked in another baggage area, to watch for the bag and mark it with special tape. Persad later intercepted the bag in another baggage handling area, and proceeded to

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Women with high cholesterol live longer, have fewer heart attacks and strokes

Wednesday, October 26, 2011 by: Elizabeth Walling
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Tired of allergies? Need more energy? Get relief and feel energized with organic herbs, bee pollen and raw honey. Try it today and feel the difference!

(NaturalNews) If the diagnosis of high cholesterol sounds like a death sentence to your ears, you may be the victim of cholesterol propaganda. It's not uncommon to believe that lower is better when it comes to cholesterol, but new research shows otherwise. In fact, a recent study in Norway says women with high cholesterol live longer and suffer from fewer heart attacks and strokes than those with low cholesterol.

Can High Cholesterol Save Your Life?

Researchers at the Norwegian University of Science and Technology looked at 52,087 individuals between the ages of 20 and 74. After adjusting for factors like age, smoking and blood pressure, researchers found women with high cholesterol (more than 270 mg/dl) had a 28 percent lower mortality risk than women with low cholesterol (under 193 mg/dl). Risk for heart disease, cardiac arrest and stroke also declined as cholesterol levels rose.

The researchers involved in the study admit this contradicts commonly accepted beliefs about

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NEW IN DIET & NUTRITION.

4. Online Advertising Banner used in 2008-2009.



5. Retail Store Standard Signage used from 2011 to present.

A large retail store signage graphic with a yellow background and a honeycomb pattern. At the top, it says "100% Pure Honey Products" in large, bold, brown letters. Below this, the NutraBee logo is displayed. The signage features several jars and bottles of honey products, each with a corresponding health benefit label in a dark brown box. The products and their benefits are: "Bee Active" (Energy Booster), "Bee Strong" (Blood Sugar Support), "Immuno Bee" (Immune Booster), "Bee Beautiful" (Beauty & Health), "Buzz Off" (Allergy Support), "Bee Heart Healthy" (Heart Health), and "Bee Guard" (Cough, Cold, Sore Throat). The NutraBee logo includes the tagline "NATURALLY HEALTHY. SIMPLY GOOD." and a bee icon. The products are shown in various sizes and colors, including blue, red, grey, purple, green, and orange.

6. Retail Store Standard Signage used from 2012 to present.





BEE HEART HEALTHY
1 oz Pure Buckwheat Honey and Wild Blueberries
***Supportive Of Health Cholesterol Blood Pressure**



BEE ACTIVE
1 oz Honey, Bee Pollen & 12 Organic Herbs
Pure Natural Energy and Endurance Booster



BEE BEAUTIFUL
Pure Royal Jelly in Raw Honey
***Healthier Skin & Hair
 *Revitalizes with Antioxidants and B Complex Vitamins**



BEE STRONG
Organic Cinnamon in Raw Honey
**Supportive of Healthy Blood Sugar
 Supportive of Strong Bones and Body**



BUZZ OFF
Raw Bee Pollen in Pure Honey
**Ease Seasonal Allergy Symptoms
 Rich in Vitamins and Minerals**



IMMUNO BEE
Black Seed in Raw Honey
**Supportive of Healthier Immune System
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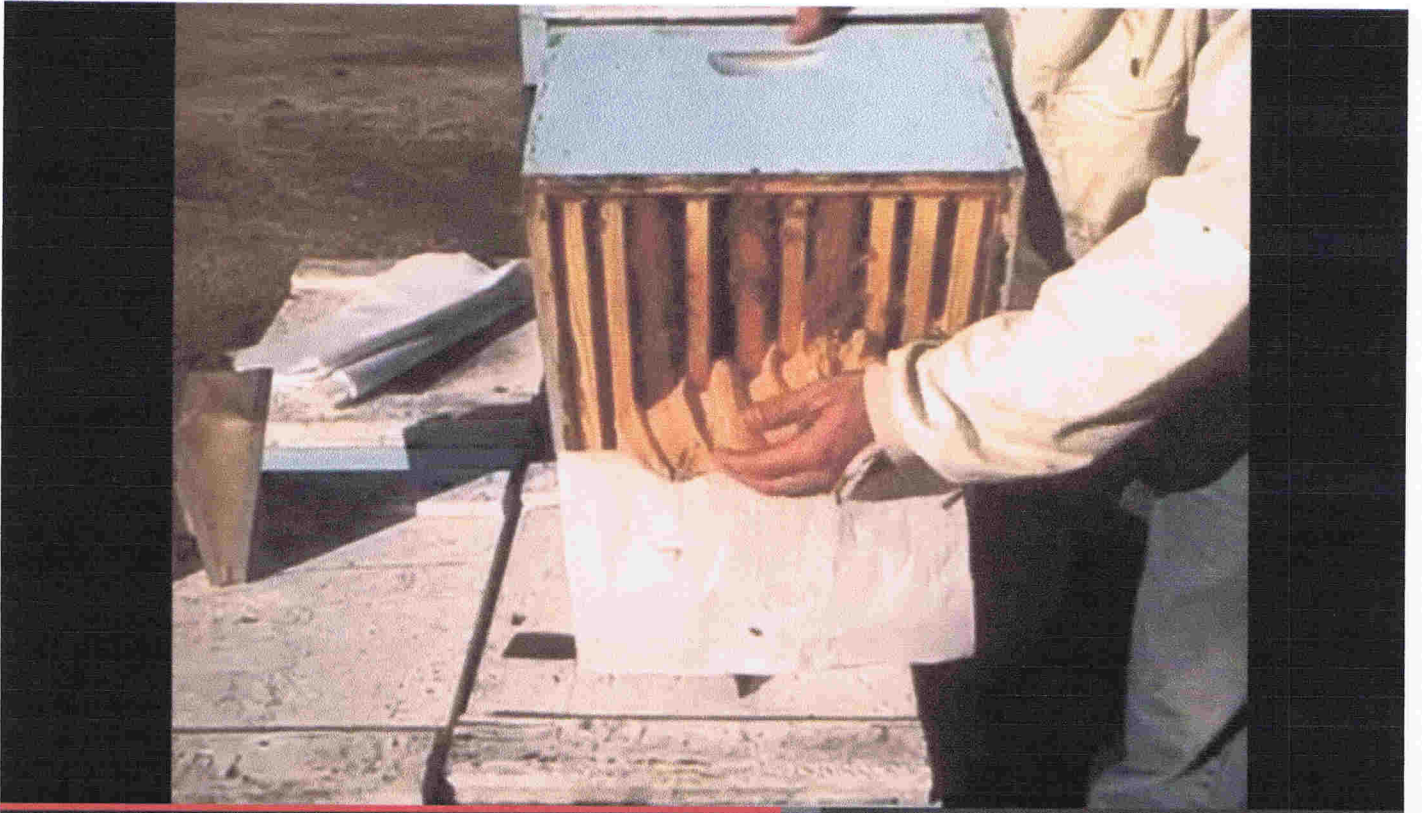












5:28 / 9:56



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Thread: Nutra bee auction

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12-19-2011, 06:58 AM #1

Keith Jarrett

Join Date: Dec 2006
 Location: Amador County, Calif
 Posts: 2,814

Nutra bee auction

This is a fund raiser auction for BEE SOURCE. Since I don't pack nutra bee pollen sub in small quantity here's your chance to get some and make a donation to your favorite site at the same time. The sub will be pack in ten #30 lb boxes, premixed ready to use, the top bidders will receive #30 box of nutra bee with FREE shipping (lol). Please have some fun with this and bid high. The highest bidder has the first choice on how many boxes he/she would like then it goes to the next highest bidder and so on. The auction will start now and end on NEW years.

Last edited by Keith Jarrett; 12-19-2011 at 08:11 AM.

NUTRA-BEE feed supplements

Reply With Quote

12-19-2011, 07:02 AM #2

ctgolfer

Join Date: May 2011
 Location: East Hartford CT
 Posts: 149

Re: Nutra bee auction

Thats very nice of you Keith, This should be fun!

Last edited by ctgolfer; 12-19-2011 at 07:25 AM.

Reply With Quote

12-19-2011, 07:36 AM #3

Kingfisher Apiaries

Join Date: Jan 2010

Ads

Better Savings Than
OVERSTOCK CLEARANCE

Nikon D5100
 Auction Price **\$59.81**
 UP TO 92% OFF! **BID NOW**

Canon T4i
 Auction Price **\$42.16**
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QuiBids

For Just **\$185**
Western Red Cedar Hive
Click Here

Legacy Apiaries

Location: Gilmer, TX USA
Posts: 1,872

Re: Nutra bee auction

I bid \$30

Please check out the new kingfisherapiaries.com!
Like us on [Facebook](#)

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12-19-2011, 07:51 AM #4

jkola404

Join Date: Jan 2008
Location: Sparta, Mi, USA
Posts: 54

Re: Nutra bee auction

Is this premixed or dry?

Reply With Quote

12-19-2011, 08:09 AM #5

Keith Jarrett

Join Date: Dec 2006
Location: Amador County, Calif
Posts: 2,814

Re: Nutra bee auction

Originally Posted by **jkola404**

Is this premixed or dry?

This is premixed ready to use, soft with wax paper.

NUTRA-BEE feed supplements

Reply With Quote

12-19-2011, 08:14 AM #6

ctgolfer

Join Date: May 2011
Location: East Hartford CT
Posts: 149

Re: Nutra bee auction

I bid \$35,

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12-19-2011, 08:25 AM #7

Kingfisher Apiaries

Join Date: Jan 2010
Location: Gilmer, TX USA
Posts: 1,872

Re: Nutra bee auction


I'll go \$40

Know your MITE levels!!!



NYBeeWellness.org
N.Y. Bee Wellness Workshop

The Practical Beekeeper
Beekeeping Naturally



by Michael Bush
The Practical Beekeeper

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Hummerbee XRT



www.hummerbee.com
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12-19-2011, 08:39 AM

#8

[DC Bees](#) ◦

Join Date: Sep 2009
Location: Tyrone,
Pennsylvania,USA
Posts: 295

Re: Nutra bee auction

Ok, I'll bite \$45.00 going once .

Reply With Quote

12-19-2011, 09:27 AM

#9

[ctgolfer](#) ◦

Join Date: May 2011
Location: East Hartford CT
Posts: 149

Re: Nutra bee auction

\$50....going twice

Reply With Quote

12-19-2011, 09:41 AM

#10

[MichaBees](#) ◦

Join Date: Sep 2010
Location: Anthony, New
Mexico USA
Posts: 381

Re: Nutra bee auction

\$50.01!

Reply With Quote

12-19-2011, 09:44 AM

#11

[odfrank](#) ◦

Join Date: May 2002
Location: San Mateo, CA
Posts: 4,044

Re: Nutra bee auction

If Mann Lake Ultra Bee is \$1.69 a lb. in 50lb lots, you cheapskates have barely passed retail value yet.
I don't even need it, my bees are bringing in pollen daily. But because Charlie B called me a cheapskate and I have to prove how generous I am, and I want to support BeeSource, I will bid \$100, IF it contains no artificial ingredients.
I know the formula is so secret the recipe is only kept in Keith's wife cleavage, but I only want to feed my bees what I could eat myself on a natural foods diet. Does it meet this criteria?

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12-19-2011, 09:47 AM

#12



[Blue Sky Bee Supply](#)



www.bensbees.com.au
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Your Quality Source for the Hobbyist Beekeeper





[Shastina Bee Girls](#)

Keith Jarrett ◦

Join Date: Dec 2006
 Location: Amador County,
 Calif
 Posts: 2,814

 **Re: Nutra bee auction**

 Originally Posted by **odfrank** 
 does it meet this criteria?

yes 😊

NUTRA-BEE feed supplements

Reply With Quote

12-19-2011, 10:19 AM

#13

Beeslave ◦

Join Date: Feb 2009
 Location: Blair,WI,USA
 Posts: 2,549

 **Re: Nutra bee auction**

This "bidding" is on one 30lb box with the highest bidder getting to chose how many boxes they want....up to 10 boxes x the winning bid. Correct?

Leer Family Honey Farm-Shannon Leer

Reply With Quote



12-19-2011, 03:07 PM

#14

Flyer Jim ◦

Join Date: Apr 2004
 Location: Central CA.
 Posts: 368

 **Re: Nutra bee auction**

 Originally Posted by **Beeslave** 
 This "bidding" is on one 30lb box with the highest bidder getting to chose how many boxes they want....up to 10 boxes x the winning bid. Correct?

Thats the way I read it.

Reply With Quote

12-19-2011, 03:40 PM

#15

jim lyon ◦

Join Date: Sep 2008
 Location: Herrick, SD USA
 Posts: 3,020

 **Re: Nutra bee auction**

\$100.00

"Ve are too soon olt und too late schmart."- A nameless German philosopher



[Bee Removal](#)

Reply With Quote

12-19-2011, 05:17 PM


#16

Acebird ◦

Join Date: Mar 2011
 Location: Utica, NY
 Posts: 6,421

 **Re: Nutra bee auction** Originally Posted by **odfrank** 

but I only want to feed my bees what I could eat myself on a natural foods diet.
 Does it meet this criteria?

Keith's wife cleavage? 

Brian Cardinal
 Zone 5a, Practicing non-intervention beekeeping



Reply With Quote

12-19-2011, 05:33 PM

#17

Keith Jarrett ◦

Join Date: Dec 2006
 Location: Amador County,
 Calif
 Posts: 2,814

 **Re: Nutra bee auction** Originally Posted by **Beeslave** 

This "bidding" is on one 30lb box with the highest bidder getting to chose how many
 boxes they want....up to 10 boxes x the winning bid. Correct?

Well, I'm going to donate 300-600 lbs of sub with free shipping, so If we had
 everybody at Jim Lyon's \$100 bid and I made up twenty or so boxes at 30lb that
 would be a donation to beesource of \$2000 But surely we can do better than
 that? 😊

P.S. you get the chance to read post like Odfrank's #11 that leave you laughing
 all day, surely we can raise some money for a good cause. 😊

NUTRA-BEE feed supplements

Reply With Quote

12-19-2011, 05:44 PM

#18

jim lyon ◦

Join Date: Sep 2008
 Location: Herrick, SD USA
 Posts: 3,020

 **Re: Nutra bee auction**

Oops missed Odfrank's bid. Okay \$125

"Ve are too soon olt und too late schmart."- A nameless German philosopher

Reply With Quote

#19

12-19-2011, 06:34 PM

odfrank ◦

Join Date: May 2002
 Location: San Mateo, CA
 Posts: 4,044

**Re: Nutra bee auction**

"Yupppppp!" \$135.00

Reply With Quote

12-19-2011, 07:13 PM

#20

jim lyon ◦

Join Date: Sep 2008
 Location: Herrick, SD USA
 Posts: 3,020

**Re: Nutra bee auction**

\$150.00 American dollars

"Ve are too soon olt und too late schmart."- A nameless German philosopher

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OA is used in the annually applied arsenal of mite treatments, used so as to avoid resistance to any one material.

hpm08161947 03-08-2012, 08:46 AM

I think that was Oxalic they were spraying in those hives... not on the ground. Must work... I know.. a few years ago we got a pile of Nick's bees... right out of the almonds... very low mites... according to the State Inspector.

Oldtimer 03-08-2012, 10:18 AM

Also his application of oxalic acid, didn't look very scientific to meHa Ha, yes that's the thing being commercial and running a lot of hives. When I was doing it small hobbyists would come for a look, and tell me I was "rough". They would be disgusted even. It didn't seem to compute, that my bees made 2 or 3 x's as much honey as theirs, the hives were all even, and in good health.

sqkcrk 03-08-2012, 10:27 AM

Also his application of oxalic acid, didn't look very scientific to me,

I imagine there is a range of efficacy, don't you?

jim lyon 03-08-2012, 04:48 PM

Now cut that out Nick and Keith. You will destroy the myth of the wimpy chemical laden bees being over run with super mites. **** that fancy new pollen sub and those worthless commercial genetics.;

Skinner Apiaries 03-08-2012, 05:52 PM

Nick, I think ya'll have magic bees ;P Seriously good stuff. The requeening tip made us this year. Now to keep these big doubles from starving!!!

Keith Jarrett 03-08-2012, 07:48 PM

I don't mean to be critical, time factor involved in running large no. of colonies,getting the job done and getting satisfactory results are always in play

Hey Irwin, do those bees of Nick's look just satisfactory ?? IMHO, those bees are going to be tough to keep in the box right about now. I myself shook 4000 lb out of mine before the almonds so I have some wiggle room. Me thinks you get what you put in. :) Good luck too all this spring. Keith

Oldtimer 03-08-2012, 08:23 PM

OK well forgive a guy from the other side of the world who doesn't understand this almond thing, but seriously, I'd always been led to believe that almond pollination was tough on hives and they came out in pretty bad shape. (Maybe I've been hanging out in the treatment free forum too much LOL!).

So, what you guys are saying, is that the hives come out of almonds pretty strong? Light, but strong? So what's all this other stuff I've been getting told all these years?

sqkcrk 03-08-2012, 08:43 PM

I think what is going on is that strong hives going into almonds come out strong. Could be the Nutra_Bee has something to do w/ it.

jim lyon 03-08-2012, 09:50 PM

The short answer is "garbage in garbage out" but that dosent really tell the whole story. Most of the almond orchards are essentially irrigated deserts. Not much happens before or after the bloom. Add to that shipping times of up to 3 days one way, delayed releases and possible poor buildup weather and you have a lot of factors potentially working against you. We have gotten a lot of really good bees out of the almonds through the years but it's hardly a sure thing.

swarm_trapper 03-09-2012, 11:30 AM

Nick nice bees! Do you requeen every year? id like to hear more about the oxalic

Barry 03-11-2012, 03:40 PM

Just want to make a plug for Joe making a plug!

Nutra-Bee

There are lots of pollen-protein feed supplements out there, but the one I've heard the best reports on is Nutra-Bee by Keith Jarrett. At least two of our beekeepers use it and have great almond bees. To see a video on Nutra-Bee, do a Search for Feeding Bees Nutra-Bee. Keith feeds heavily in the fall and by January has 2 boxes so full of bees that he shakes them into boxes for other beekeepers so that they can meet their almond commitments. For info and prices, contact Keith at (916)205-2400 (cell) or (209)223-9616 (home).

<http://www.beesource.com/point-of-view/joe-traynor/beekeeper-newsletter/beekeeper-newsletter-march-14-2012/>

KelpticFest 03-11-2012, 06:54 PM

Saturday I heard a report-out re a Harvard-based study of CCD. They tried to replicate the appearance of CCD - and seem to have been successful (deserted hives, few dead bees). They implicated Imidocloprid, a Bayer-produced pesticide. It's being used by Monsanto on its GM corn. It's a neonicotinoid and it permeates the entire corn plant. Logic suggests that it could show up in any corn syrup made from that corn - that hasn't been checked yet, but commercial beeks who feed corn syrup seem to have been especially hard hit. Apparently Monsanto backed off on using it as much. That, and perhaps a winnowing to produce resistant bees, has made CCD less horrific than it was at first. Imidocloprid was introduced in 2006. When did CCD hit the news?



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 iv theses are duds id like to see the good hives
 Reply · Like · Dislike
- NutraBee** · 2 years ago
 please look up Allen Dick's website honeybeeworld, click on pollen patties, scroll down to find my blue boxes in the middle of January
 Reply · Like · Dislike · in reply to swampratman2000
- NutraBee** · 3 years ago
 Temps here are running low's 39-42 highs are 51-54 hope you liked the video
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- DC Honeybees TV 1-22-11 Pollen Substitute Patties**
 by Jeff Miller
 9,419 views
- feb202010f**
 by cardioman1999
 1,202 views
- Splitting Hives Part 1**
 by Lawrence Molczyk
 53,375 views
- making a pollen patty**
 by beefitter
 18,158 views
- Winter Hive top feeder**
 by Morgan Tiry
 32,149 views
- Feeding fondant to bees**
 by jonathanwallace
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- Starting a New Bee Hive**
 by goathiker
 644,583 views
- Making Bee Food!**
 by JTTHEBEEGUY
 16,776 views
- mudsongs.org: Pollen Patties**
 by mudsongs
 7,358 views
- How to harvest and process bee pollen for consumption and sale at farmers**
 by Jason Morgan
 1,197 views
- Pollen Substitute**
 by purehoneyman
 2,557 views
- Golden hive, straw version**
 by Gaia Bees
 164,058 views
- Pčelarstvo Damir Tafra - Matična mliječ (royal jelly)**
 by PčelarstvoDamirTafra
 21,185 views
- Pollen Trap**
 by Jim Hensel
 46,993 views

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Department of Agriculture

Recommendations and Actions

USDA02: Eliminate Federal Support for Honey

Background

The federal government has supported honey production since 1950. The program was enacted after honey prices dropped following World War II because of reduced demand and excess inventories. During the war, the government declared beekeeping war-essential and encouraged heavy production.(1) Beeswax was used in place of petroleum to waterproof ammunition and other equipment, and honey replaced tightly rationed sugar.

When demand decreased after the war, beekeepers and honey packers found it difficult to cover costs, and the number of honeybee colonies began to decline.(2) Congress reacted by introducing price supports for honey in the Agricultural Act of 1949. The basic purpose of the legislation was to ensure that enough honeybees would be available for crop pollination. However, since receipts from honey and beeswax far exceeded revenue from pollination, Congress subsidized honey production at prices that would allow beekeepers to maintain viable operations. The program was to be in effect only until beekeepers could receive adequate pay for pollination services.(3)

The honey program allows beekeepers to obtain a federal loan using the honey they produce as collateral. The minimum support price is set in the statute but can be increased by the Secretary of Agriculture. Borrowers can repay the loan and redeem their collateral at either the support price or at a loan repayment rate determined by the Secretary using legislatively established guidelines, whichever is lower. They also may default on the loan and forfeit the honey used as collateral.

There are about 212,000 beekeepers in the United States, all of whom are eligible to participate in the program.(4) The U.S. Department of Agriculture (USDA) describes 200,000 of them as hobbyists, and another 10,000 as "sideliners," or part-time beekeepers. Commercial producers, those owning 300 or more colonies, number about 2,000 and produce about 60 percent of the honey extracted annually in the United States.

Only about 3,000 to 5,000 beekeepers participate in the USDA program, with just over three million colonies of bees. As with other agricultural commodity programs that base benefits on production, the largest beekeeping operations tend to receive the most federal support. About 10 percent of program participants receive over 50 percent of payments. Sideliners and hobbyists make little use of the program.

Critics of the honey program, including the General Accounting Office (GAO), claim price supports are no longer necessary to provide crop pollination services. According to GAO, producers of seed and fruit crops to which bee pollination is critical either pay beekeepers to place bee colonies near their crops or operate their own beekeeping enterprises. Unofficial estimates of beekeepers who do not participate in the honey program, but instead use their bees exclusively for pollination services, rival the number within the program. Crop producers indicate they believe honeybee pollination would still be cost-effective, even if the service price rose as a result of eliminating honey price supports.(5)

Critics also point out that commercial beekeepers who benefit most from the program emphasize honey production instead of pollination services. Since the program began, honey production has increased significantly in those states, such as North Dakota and South Dakota, where crops with abundant flowers are grown. These crops produce large amounts of nectar needed for honey production; however, they do not require pollination. At the same time, states in which honey production has declined, such as New York and Michigan, are significant producers of apples, cherries, and other fruits that need honeybee pollinators.(6)

The Omnibus Budget Reconciliation Act of 1993 will reduce federal subsidies for honey by reducing the support price and by tightening the limit on the payments which any one producer can receive. The payment limit will decline from \$150,000 in 1993 to \$50,000 in 1997.

Action

Legislation should be enacted to eliminate federal support for honey.

Market forces have overcome the original need for the program. Instead, a small number of commercial honey producers benefit from an unnecessary government subsidy for their product.

Implications

According to USDA, if the honey price support program is terminated, there will be a decline in the number of honeybee colonies available to provide pollination services, at higher cost, to fruit and vegetable producers. Production of these crops is generally concentrated in a few geographic areas, such as Florida and California, and USDA believes it is unlikely these areas contain a sufficient number of wild bees or honeybees managed by local beekeepers to provide adequate pollination.(7) However, there does not seem to be a clear connection between federal subsidies for beekeepers and effective pollination services. Commercial beekeeping is already heavily concentrated on honey production, and there are about as many beekeepers performing pollination activities outside the program as there are program participants (about three million colonies each). Eliminating the honey program is unlikely to radically alter either trend.

Fiscal Impact

Eliminating the program will save about \$15 million over the 1994- 1999 period.

Budget Authority (BA) and Outlays (Dollars in Millions)

Fiscal Year 1994 1995 1996 1997 1998 1999 Total

BA -7.0 -3.0 -2.0 -1.0 -1.0 -1.0 -15.0

Out lays -7.0 -3.0 -2.0 -1.0 -1.0 -1.0 -15.0

Change in FTEs 0 0 0 0 0 0

Endnotes

1. Economic Research Service (ERS), Background for 1990 Farm Legislation, Honey (Washington, D.C., September 1989), p.2.
2. U.S. General Accounting Office (GAO), Federal Price Support for Honey Should be Phased Out (Washington, D.C.: U.S. General Accounting Office, August 1985), p. 6.
3. Ibid., pp. 6-7.
4. ERS, p. 3.
5. GAO, p. ii.
6. Ibid., p. 15.
7. ERS, p. 35.



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U.S. losing bees and beekeepers

Updated 4/9/2008 11:14 AM | [Comment](#) | [Recommend](#)

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[+ Enlarge](#) By Kalim A. Bhatti, USA TODAY

Beekeeper David Hackenberg works on his hive in Lewisburg, Pa., April 29, 2007. Hackenberg has lost nearly \$400,000 from the mysterious bee deaths across the country.



[+ Enlarge](#) By Kalim A. Bhatti, AP

The nose diving bee population has affected about one-third of the food Americans eat since some fruits, vegetables and grains are pollinated by honeybees, some estimate.

By Heather Collura, Special for USA TODAY

The number of bees is on the decline across the USA, and there's also a shortage of beekeepers.

The number of commercial beekeepers is dwindling because the business of keeping bees is not as profitable as it once was, according to Jeff Pettis, research leader at the U.S. Department of Agriculture Bee Research Laboratory in Maryland.

That decline in profitability is due in large part, Pettis said, to lower honey prices — the average U.S. price per pound dropped four-tenths of a cent over the past year. Keepers also face difficulty in keeping healthy bees resistant to Colony Collapse Disorder, a phenomenon in which colonies experience a rapid loss of worker honeybees.

According to Troy Fore, executive director of the American Beekeeping Federation (ABF), the number of keepers who produce more than 6,000 pounds of honey annually has declined from 2,054 in 2005, the year before keepers started experiencing colony collapse, to 1,820 last year. Fore said ABF membership this year is down to about 1,100.

Rick Smith, a commercial beekeeper in Arizona, said he once had 8,500 hives. He bottomed out this year at 1,280 because of colony collapse.

"Bees die all the time," Pettis said. "But what we're seeing is an increase in the whole colony dying off or being very weak. And the symptoms don't match what we've seen in the past."

Researchers say Colony Collapse Disorder is caused by a combination of factors, including parasitic mites, low-level pesticide exposure, viruses or other pathogens, Pettis said.

Because beekeepers are so independent, he said, it is hard to know how widespread this problem is.

The decline in bees because of the disorder affects the crops Americans rely on for much of their food. About one-third of the food Americans eat — fruits, vegetables and grains — is pollinated by honeybees, Pettis said.

Beekeepers are experimenting with other pollinators, such as the blue orchard bee, Pettis said, and are waiting for a congressional farm bill that includes several passages that would affect beekeepers.

The bill would promote more research into Colony Collapse Disorder and beekeeping by making grants available to those studying CCD. It would also beef up pollinator habitat conservation programs, said Jamie McInerney, communication director for Rep. Dennis Cardoza, D-Calif., chairman of the House Subcommittee on Horticulture and Organic Agriculture. A House-Senate committee is working to combine two separate versions of the bill, McInerney said.

State agriculture departments are looking to increase the number of amateur hobbyist keepers.

Many states, including Missouri, Illinois, Colorado and South Carolina, offer beginner's courses.

Others, such as New Jersey, North Carolina, Maryland, Virginia, West Virginia and Connecticut, offer a mix of equipment and colony stipends, raffles or door prizes to help beginners get started.

David Blocher, president of the Back Yard Beekeepers Association, a non-profit organization for beekeeping

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Zimmerman's appearance look like? | USA ...



hobbyists, said that although he welcomes all approaches, he doesn't think encouraging hobbyists will have much effect on commercial beekeeping where the brunt of the shortage is being felt.

David Tarpy, an assistant professor of entomology at North Carolina State University, disagrees. He organized a program in 2005 in North Carolina that distributed bee hives to 250 people and offered courses through local beekeeping association chapters.

Though he recognizes amateur beekeepers are not the magic bullet the industry needs, every additional hive helps, he said.

One bee can travel up to 4 miles to pollinate, meaning a neighborhood beehive could help pollinate crops growing in nearby farms, Tarpy said.

"Just by having a hive or two, you can be a tremendous asset," he said.

Tarpy also said "backyard bees" hold the key to solving the Colony Collapse Disorder mystery.

"More genetic diversity is very, very crucial," Tarpy said, "and because of that hobby, beekeepers are a genetic reservoir for diversity."

[Mixx](#) |

Posted 4/8/2008 6:43 PM

Updated 4/9/2008 11:14 AM

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Beekeeper

From Wikipedia, the free encyclopedia

A **beekeeper** is a person who keeps honey bees. Honey bees produce commodities such as honey, beeswax, pollen, and royal jelly. Beekeepers also use honeybees to provide pollination services to fruit and vegetable growers; raise queens and bees to sell to other farmers, and to satisfy scientific curiosity. Many people keep bees as a hobby. Others do it for income, either as a sideline to other work, or as a commercial operator—depending mostly on the number of colonies they maintain.

Contents

- 1 Definition
- 2 Classifications of beekeepers
- 3 Types of beekeepers
- 4 Notable beekeepers
- 5 See also
- 6 References and notes
- 7 External links

Definition

Beekeepers are also called **honey farmers**, **apiarists**, or less commonly, **apiculturists** (both from the Latin *apis*, bee; cf. apiary). The term beekeeper refers to a person who keeps honey bees in hives, boxes, or other receptacles. Honey bees are not domesticated and the beekeeper does not control the creatures. The beekeeper owns the hives or boxes and associated equipment. The bees are free to forage or leave (swarm) as they desire. Bees usually return to the beekeeper's hive as the hive presents a clean, dark, sheltered abode.



Beekeeper on an old German stained glass painting. Underneath the refrain of a children's song by Hoffmann von Fallersleben

Classifications of beekeepers

Most beekeepers are **hobby beekeepers**.^[1] These people typically work or own only a few hives. Their main attraction is an interest in ecology and natural science. Honey is a by-product of this hobby. As it typically requires a significant investment to establish a small apiary and dozens of hours of work with hives and honey equipment, hobby beekeeping is seldom profitable outside of Europe, where the lack of organic bee products sometimes causes buoyant demand for privately produced honey.

A **sideline beekeeper** attempts to make a profit keeping bees, but relies on another source of income. Sideliners may operate up to as many as 300 colonies of bees, producing

10–20 metric tons of honey worth a few tens of thousands of dollars each year.

Commercial beekeepers control hundreds or thousands of colonies of bees. The most extensive own and operate up to 50,000 colonies of bees and produce millions of pounds of honey. The first major commercial beekeeper was probably Petro Prokopovych of Ukraine, operating 6600 colonies in the early 19th century.^[2] Moses Quinby was the first commercial beekeeper in the USA, with 1200 colonies by the 1840s. Later (1960s-1970s), Jim Powers of Idaho, USA, had 30,000 honey producing hives.^[3] Miel Carlota operated by partners Arturo Wulfrath and Juan Speck of Mexico operated at least 50,000 hives of honey



A beekeeper holding a hive, in the Hildesheim district, Lower Saxony, Germany.



A commercial beekeeper working in an apiary.



Two beekeepers in Cornwall, UK, checking their hives and using a smoker.



Beekeepers with hive

bees from 1920 to 1960.^[4] Today, Adee Honey Farm in South Dakota, USA, (80,000 colonies) and Scandia Honey Company in Alberta, Canada (15,000 colonies) are among the world's largest beekeeping enterprises. Worldwide, commercial beekeepers number about 5% of the individuals with bees but produce about 60% of the world's honey crop.

Types of beekeepers

Most beekeepers produce **commodities** (farm products) for sale. Honey is the most valuable commodity sold by beekeepers. Honey-producer beekeepers try to maintain maximum-strength colonies of bees in areas with dense nectar sources. They produce and sell liquid (extracted) and sometimes comb honey. Beekeepers may sell their commodities retail, as self-brokers, or through commercial packers and distributors. Beeswax, pollen, royal jelly, and propolis may also be significant revenue generators. Taiwanese beekeepers, for example, export tonnes of royal jelly, the high-nutrition food supplement fed to queen honeybees. Modern beekeepers seldom keep honeybees exclusively for beeswax production. Beeswax is harvested along with honey and separated for sale.

Some beekeepers provide a **pollination service** to other farmers. These beekeepers might not produce any honey for sale. Pollination beekeepers move honey bee hives at night in vast quantities so fruits and vegetables have enough pollinating insects available for maximum levels of production. For the service of maintaining strong colonies of bees and moving them into crops such as almonds, apples, cherries, blueberries, melons, and squash, these beekeepers are usually paid a cash fee.

Queen breeders are specialist beekeepers who raise queen bees for other beekeepers. The breeders maintain select stock with superior qualities and tend to raise their bees in geographic regions with early springs. These beekeepers may also provide extra bees to beekeepers (honey producers, pollinators, or hobby beekeepers) who want to start new operations or expand their farms. Queen breeders use Jenter kits in order to produce large numbers of queen bees quickly and efficiently.

Notable beekeepers

- Brother Adam
- Charles Dadant
- Jiří Dienstbier
- Jan Dzierżon
- Juraj Fándly
- Edmund Hillary
- Robert A. Holekamp
- Anton Janša
- Lorenzo L. Langstroth
- Gregor Mendel
- Terry Nutkins
- Tony Slattery
- Paul Theroux^[5]
- Bill Turnbull
- Steve Vai
- Bob Maguire
- Barry Gibb
- Scott Thompson
- Sherlock Holmes

See also

- Agriculture
- Beekeeping
- Gardening
- Organic farming
- Sustainable agriculture
- Federation of Irish Beekeepers' Associations
- British Beekeepers' Association
- Ulster Beekeepers' Association

References and notes

- ↑ Illustrated Encyclopedia of Beekeeping, Morse and Hooper, 1985, E.P. Dutton, Inc..
- ↑ http://beekeeping.com.ua/html_en/prokopovych_en.html Biography of Prokopovych
- ↑ Bad Beekeeping, p 277, Ron Miksha, 2004
- ↑ *Pequeña guía para el apicultor principiante*, by Wulfrath and Speck, Editora Agricola Mexicana, 1955
- ↑ The bee business: An amateur apiary revolution (http://www.independent.co.uk/environment/nature/the-bee-business-an-amateur-apiary-revolution-1752307.html?action=Popup&ino=3) The Independent 19 July 2009

External links

- Canadian Honey Council (http://www.honeycouncil.ca)
- British Beekeepers Association (http://www.britishbee.org.uk/)

Retrieved from "http://en.wikipedia.org/w/index.php?title=Beekeeper&oldid=562800878"

Categories: Agricultural occupations (animal) | Beekeepers

-
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EXHIBIT H

REGISTRANT'S ADDITIONAL INVOICES

n u t r a Bee

Be Natural - Be Healthy

| Order No | Order Date | Cust No. | P.O. No. | Terms |
|----------|--------------|----------|----------|-------|
| 62308 | June 23 2008 | SVH08 | | Pd. |

Sold To:

Anna Lukac
 54 Indian Hills Dr
 Putnam, IL 61560
 60467
 815-437-2429

Shipped from

NutraBee
 1623 Military Rd #525
 Niagara Falls, Ny 14304
 1-800-660-2805

| Quantity | Description | Unit Price | Total Price |
|--------------------------------|----------------|---------------|--------------------|
| 4 | safa special | \$25.00 | \$100.00 |
| | Total SHIPPING | | \$100.00 \$9.00 |
| Comments: <i>PD June 25/08</i> | | Total: | \$109.00 |

n u t r a Bee

Be Natural - Be Healthy

| Order No. | Order Date | Cust No. | P.O. No. | Terms |
|-----------|------------|----------|----------|-------|
| 3481 | June 30/08 | SVH08 | | |

Sold To:

HASNIJA NEZIREVIC
1738 GRAVOIS
ST LOUIS MO
63116

Shipped from

Nutra Bee
1623 Military Rd #525
Niagara Falls , Ny 14304
1-800-660-2805

| Quantity | Description | Unit Price | Total Price |
|----------|--------------------------|------------|-------------|
| 3 | Safa Special | \$100.00 | \$300.00 |
| 5 | Safa | \$29.00 | \$145.00 |
| 2 | Crna Meda | \$18.00 | \$36.00 |
| 2 | Crna meda | \$0.00 | \$0.00 |
| | | | \$481.00 |
| | Distributor discount 30% | | -\$144.30 |
| | Total | | \$336.70 |

60
25
12
97

Comments:

pd - Oct 10/08
over 90 days.

Total:

\$336.70

239.70

New Order (#1214)

nutraBee New Order (#1214)

Delete | Reply | Reply All | Forward | Move/Copy | Print Hide Envelope

Show Header

From: customerservice@nutrab.com Add to Address Book
To: customerservice@nutrab.com
Date: Thursday, August 14, 2008 11:00:44 PM
Subject: New Order (#1214)

Order Number 1214

Personal Information

Email piccpred@me.com

Billing Information

First Name Grace Lee
Last Name Picciolo
Company
Address1 1104 Swan Creek Road
Address2
City Fort Washington
Province / State MD
Postal / Zip Code 20744-6049
Country United States
Phone 301 292-9319
Fax 301-292-3463

Shipping Information (same as Billing)

First Name Grace Lee
Last Name Picciolo
Company
Address1 1104 Swan Creek Road
Address2
City Fort Washington
Province / State MD
Postal / Zip Code 20744-6049
Country United States
Phone 301 292-9319
Fax 301-292-3463

Waybill #

Order Options

Gift Certificate Claim Code
Promotion Code
Gift Wrapping
Personalized Message (if o

Customer private info

Table with columns: Product, Style, Quantity, Write In, Unit Price, Amount. Row 1: Buckwheat Honey, 2, \$13.99, \$27.98. Summary: Subtotal \$27.98, Total Shipping (Normal) \$6.00, Total \$33.98.



n u t r a Bee

Be Natural - Be Healthy

| Order No. | Order Date | Cust No. | P.O. No. | Terms |
|-----------|--------------|----------|----------|---------|
| 3483 | Sept 10.2008 | SVH08 | | Invoice |

Sold To:

World Fruit Market
 243 Devon W
 Chicago. IL 60659

Shipped from

Nutra Bee
 1623 Military Rd #525
 Niagara Falls, Ny 14304
 1-800-660-2805

| Quantity | Description | Unit Price | Total Price |
|-------------------|---------------------|---------------|-------------------|
| 48 -4 C | Black Seed in Honey | \$10.00 | \$480.00 |
| 36-3C | Bee Pollen In Honey | \$10.00 | \$360.00 |
| 36-3C <i>z</i> | Bee Pollen | \$10.00 | \$360.00 |
| 10 X12 1 kg | Mountain Gold Honey | \$8.00 | \$960.00 |
| <i>JD Douglas</i> | | | |
| | Total | | \$2,160.00 |
| | Shipping | \$125.40 | \$0.00 |
| Comments: | | Total: | \$2,160.00 |

nutra Bee

Be Natural - Be Healthy

| Order No. | Order Date | Cust No. | P.O. No. | Terms |
|-----------|-----------------|----------|----------|---------|
| 3485 | October 13.2008 | SVH08 | | Invoice |

Sold To:

Hasnija Nezirevic
1738 gravois
St louis Mo 63116

Shipped from

Nutra Bee
1623 Military Rd #525
Niagara Falls , Ny 14304
1-800-660-2805

| Quantity | Description | Unit Price | Total Price |
|------------------------------|------------------|------------|-----------------|
| 2 | SAFA SPECIAL | \$100.00 | \$200.00 |
| 2 | SAFA | \$29.00 | \$58.00 |
| 3 | SAFA | \$0.00 | \$0.00 |
| 2 | VENON CREAM | \$22.00 | \$44.00 |
| 6 | CRNA MEDA | \$18.00 | \$108.00 |
| | Total | | \$410.00 |
| | Dscont | | \$123.00 |
| | Postarina | | |
| Comments: Pd Dec 1/08 | | | Total: |
| | | | \$287.00 |

40
10
36
86

201-

EXHIBIT I

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NO. 000094**



Document Properties - PET.RES.NUTRA000094

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Description Security Fonts Custom Advanced

Description

File: Patty Feed Logo

Title:

Author: Kay

Subject:

Keywords:

Created: 09/03/2013 12:17:29 PM

Modified: 03/02/2014 11:30:57 AM

Application: Microsoft® Office Word 2007

Advanced

PDF Producer: Microsoft® Office Word 2007

PDF Version: 1.5 (Acrobat 6.x)

Location: M:\TM\1369T3-US NUTRABEE ...\Petitioners Document Production - Received Feb3 2014\

File Size: 784.63 KB (803,462 Bytes)

Page Size: 8.50 x 11.00 in Number of Pages: 1

Tagged PDF: Yes Fast Web View: No

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**BEESOURCE BLOG
PETITIONER'S COMMENTS**

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[PDA](#)

View Full Version : [Which commercial pollen patty substitute do you recommend for winter feeding?](#)

davel 12-06-2011, 06:23 AM
Let me know your thoughts on which commercially sold pollen patty substitute you recommend for winter feeding.
Thanks!
Dave

standman 12-06-2011, 10:23 PM
I have used Global patties (15% pollen) for past two years, but I don't start feeding them until mid to late January. Once I start feeding them, I feed constantly until I see pollen coming in. Are you feeding to build up or making up for some low levels of stores in the hive?

davel 12-07-2011, 03:11 AM
Trying to get a couple weak hives through the winter. This is our first winter with the bees. We got a couple of hives late due to removals.
Thanks!

tommyt 12-07-2011, 05:59 AM
Dave watch for SHB they love to ruin hives when there is pollen patties available
Tommyt

davel 12-11-2011, 06:45 PM
Anybody else have some feedback??

Michael Bush 12-11-2011, 07:28 PM
Substitute makes short lived bees.

Keith Jarrett 12-11-2011, 07:37 PM
mmmmmm..... That's a tuff one to answer.

Keith Jarrett 12-11-2011, 07:39 PM
Substitute makes short lived bees.
If that's the case, why are my sub fed bees always 30-40% larger come April ?

Michael Bush 12-12-2011, 03:41 AM
>If that's the case, why are my sub fed bees always 30-40% larger come April ?
Probably because they raised a lot of short lived early bees.

Keith Jarrett 12-12-2011, 09:27 AM
>If that's the case, why are my sub fed bees always 30-40% larger come April ?
Probably because they raised a lot of short lived early bees.
Michael, what proof do we have to support this claim?

Tia 12-12-2011, 09:38 AM
Michael, I've never fed pollen sub before, but after Hurricane Irene, all food sources were ruined! My girls usually overwinter very well on goldenrod nectar and pollen, but my inspections in September revealed that both stores were low. . .and extremely low on the swarm I caught in May. So I have been feeding both 2:1 syrup in hivetop feeders and on our warm days field feeding BeeMax. The girls are all over it. If I shouldn't be using these fake foods (and I do hate doing it), what should I be doing?

davel 12-12-2011, 02:48 PM
This is my first winter and I'm just trying to get my weaker hives through it. I now know what to do differently next year but I don't have much of a choice this winter.
Any suggestions would be appreciated.

Thanks.

Fusion_power

12-12-2011, 04:04 PM

The best answer is that if you are facing starvation, feed them with a good pollen substitute. Keith Jarrett makes Nutra Bee but I suspect is prohibited from advertising it here. You might PM him and see what he says about it.

DarJones

David LaFerney

12-12-2011, 04:09 PM

I would at least try Nutra-Bee if it was available to small timers, but it isn't really. As I understand it. Sounds great though.

I've used mega bee during this past year, and the bees clearly love it, and built up fast last winter/spring. They may be short lived (I don't know how to tell that or not) but there was sure a lot of them come March.

bhfury

12-12-2011, 04:21 PM

I suspect is prohibited from advertising it here.

Why would he be prohibited for advertising on here? I see lots of companies advertising: Kelley Co, Blue Sky, Threadless Tee, etc.:scratch:

Barry

12-12-2011, 04:34 PM

"here" meaning within threads.

bhfury

12-12-2011, 05:27 PM

"here" meaning within threads.

Oh, OK I understand now.

Keith Jarrett

12-12-2011, 06:32 PM

Why would he be prohibited for advertising on here?

Thanks for the kind words, We always thought that if you make a product that is a superior, good value, happy customers would spread the word for you. Well, to this date we have never taken out ads let alone full page ads to sell our product. We feel that the product will sell itself. The beekeeping world is a small world, word of mouth has been very good to us.

WWW

12-12-2011, 06:36 PM

davel, I fed a weak coloney with no stores through this last winter with MegaBee patties, I was in your shoes trying to figure out what to do so I called Dadant supply in Kentucky and the fellow there was very helpful, he recommended MegaBee as his first choice of a balanced diet for the bees and sold me 40 pounds of it. I fed the small cluster all winter with this product and they survived and thrived throughout this past season and are still going strong. The cluster was small and they had little ability to create their own heat so I provided them with a heating pad, it was a life saver for them to have the heat and nutrients.

Michael Bush

12-12-2011, 07:27 PM

>Michael, what proof to we have to support this claim?

There have been many studies. Jim Fischer used to quote several. Without wasting my day looking for what anyone can find...

Here is one that compares the best substitutes to real bee bread:

<http://www.culturaapicola.com.ar/apuntes/revistaselectronicas/apiacta/1967/1/04.pdf>

Another:

<http://docsdrive.com/pdfs/ansinet/jbs/2006/734-737.pdf>

One that compares some typical substitutes to real pollen:

http://www.culturaapicola.com.ar/apuntes/alimentacion/53_carbohidratos.pdf

References to several studies comparing all the top of the line commercial ones available:

http://www.extension.org/pages/28844/honey-bee-nutrition#2.7._Pollen_Substitute_for_Bees

Comparisons of mortality with various ingredients:

<http://www.tc.umn.edu/~reute001/pdf-files/Haydak%202.pdf>

And also makes them more sensitive to pesticides:

<http://www.jstor.org/stable/10.2307/4217075>

Afraid you have to buy this one:

http://www.ibra.org.uk/articles/20080611_99

Keith Jarrett

12-12-2011, 07:36 PM

Michael, I could not find where it states that sub feed bees lived shorter lives. Maybe in there but I couldn't find it. They did talk about greenhouse bees though, funny here they say geenhouse bees will only live two brood cycles, NOT when fed NUTRA BEE.

beeware10

12-12-2011, 08:04 PM

many studies today are saying to look at the bees diet and recommend feeding pollen sub. most commercial guys are feeding sub. If it was bad for bees half of the bees in the u.s. would be dead. hard to argue with success. I'm sure some substitutes are better than others but any one is better than nothing.

Michael Bush

12-12-2011, 08:59 PM

>Maybe in there but I couldn't find it.

First study:

<http://www.culturaapicola.com.ar/apuntes/revistaselectronicas/apiacta/1967/1/04.pdf>

Table 2. Third Column Mortality per cent On bee bread (natural pollen) it was 14%. On Soy bean flow and Dried Brewers Yeast it was 19.3% On Soy Bean Flour, Dried Brewers Yeast and Pollen it as 17%

Second Study:

<http://docsdrive.com/pdfs/ansinet/jbs/2006/734-737.pdf>

Table 3 Cumulative mortality percentages of honey bees

At 33 days the mortality rates were:

Bee bread 64%

Diet I 84%

Diet II 74.5%

Diet III DP+SB 74%

Third study:

http://www.culturaapicola.com.ar/apuntes/alimentacion/53_carbohidratos.pdf

Studying toxicity of carbohydrates in pollen substitutes (galactose, lactose, raffinose, stachyose, gllucuronic acid, alacturonic acid, polygalacturonic acid, and pectin)

Table 1 shows mortality at 8 days and 16 days at some percent they considered the amount you would find in pollen substitute.

Fourth study:

http://www.extension.org/pages/28844/honey-bee-nutrition#2.7._Pollen_Substitute_for_Bees

Section 2.7

Paragraph 3

Gregory (2006) reported that for longevity inside small colonies of bees fed different diets, ranked by superiority: fresh pollen > Feed-Bee® > Bee-Pro®..

Fifth study:

<http://www.tc.umn.edu/~reute001/pdf-files/Haydak%202.pdf>

This came up the first time for me but doesn't seem to be responding right now. It compared typical ingredients (Soy flour, dry milk, egg yolks etc.) and their effect on mortality of bees. Mortality was lowest with pollen, of course.

Sixth study:

<http://www.jstor.org/stable/10.2307/4217075>

Section 3.1 Results

"By ingesting pollen in the first few days after emerging, young worker bees develop the food-juice (pharyngeal) and wax glands, most important socially and the abdominal fat body on which life span depends. The developmental stage of glands and fat body depends on quality and amount of the pollen nourishment (Maurizio 1954, Wahl 1963 with further references). With high quality pollen, glands and fat body are better developed and life expectancy is highest. Pollen has an optimal effect only when available in abundance. Pollen deficiency leads to small glands and a thinner fat body and shortens life; without any pollen or other protein and vitamin nourishment at all, glands and fat body remain rudimentary and lift span is minimal.

We investigated whether there are analogous links between pollen intake and bee's pesticide sensitivity...

Deaths withing 24 h after Dicopur feeding began are lowest in each case for bees fed high quality (mixed or rape) pollen ad lib., deaths are significantly higher in bees fed insufficient pollen or poor quality dandelion pollen or pollen substitute, and highest of all in exclusively sugar-fed bees..."

Seventh Study:

http://www.ibra.org.uk/articles/20080611_99

"Effect of a home-made pollen substitute on honey bee colony development"

I don't have access to it, but the abstract says:

"Colonies were then equally divided among three treatments: (1) fed pollen substitute, (2) fed bee-collected bee bread, or (3) no supplement. In 2002 the design was similar except that the bee bread treatment was replaced with a control treatment without pollen trap or supplements. The pollen substitute was readily consumed by bees, and brood development (fraction of larvae achieving pupa) did not differ among treatments. In 2002, longevity of bees was highest in colonies fed pollen substitute..."

RDY-B

12-12-2011, 11:10 PM

**Sixth study:

<http://www.jstor.org/stable/10.2307/4217075>
Section 3.1 Results

"By ingesting pollen in the first few days after emerging, young worker bees develop the food-juice (pharyngeal) and wax glands, most important socially and the abdominal fat body on which life span depends. The developmental stage of glands and fat body depends on quality and amount of the pollen nourishment (Maurizio 1954, Wahl 1963 with further references). With high quality pollen, glands and fat body are better developed and life expectancy is highest. Pollen has an optimal effect only when available in abundance. Pollen deficiency leads to small glands and a thinner fat body and shortens life; without any pollen or other protein and vitamin nourishment at all, glands and fat body remain rudimentary and life span is minimal.**

seems to me these studies are promoting the benefit of protein-lots of dated stuff to wade through out there-but the basic message is protein charged bees live longer than protein deficient bees-pollen has always been top shelf -when it comes to a protein analysis to use as a foundation for your bees nutrition-However with the clear benefit of protein and balanced nutrition being a mile stone for the beekeeping industry- we have developed and continue to develop protein subs that exceed and surpass the expectations of a diet of pollen as its main protein source-with this being said-It should be clear that todays formulas are not what they used to be-But if you speak of a sub that dose not met the mark in its nutritional needs- then you are not going to get

the benefit are you-and like the man says YOU CANT ARGUE WITH SUCCESS --:) RDY-B

Acebird

12-13-2011, 06:51 AM

>Fifth study:

<http://www.tc.umn.edu/~reute001/pdf-files/Haydak%202.pdf>

Summary:

Thus it appears that offering pollen substitutes to the spring packages established under favorable conditions is not necessary because the supply of natural pollen available at that time usually covers the needs of the bee population.

If I don't tank pollen from the hive why do they need supplements?

Flyer Jim

12-13-2011, 09:22 AM

If I don't tank pollen from the hive why do they need supplements?

If you don't need 8 frames of bees the first week of February, you don't.

Keith Jarrett

12-13-2011, 09:32 AM

RDY-B post #24 very well said.

davel

12-13-2011, 10:50 AM

I appreciate all the scientific input. Since I am still new I am always learning.

Back to my original question...is there a brand of pollen substitute that you recommend?

Let me put it another way...should I buy the winter patties sold by Mann Lake? Should I buy MegaBee? Etc., etc., etc.,

I don't want to constantly feed my bees pollen substitute. I just want to get a couple of weak hives through the winter.

Thanks!

Keith Jarrett

12-13-2011, 11:31 AM

I just got over a tiff from a guy from Placer co about this, he say ultra bee all the way. Here is a recent ad from them I want you guys & gals to tell me what is wrong with the profile. The one that gets it right with receive a bunch of FREE NUTRA BEE.

Keith <http://i148.photobucket.com/albums/s35/CNHoney/ultrabeeprofile.jpg>

www

12-13-2011, 11:56 AM

Keith, why would the protein level differ between the dry and the pattie? Or am I missing something here?.....Bill

www

12-13-2011, 12:08 PM

Dave, I would suggest you google these products and then you should have all the info that you need to make a good judgement, they are your bees and your money being spent on the purchase of the pollen substitute. Every body here in this forum who keeps bees will have followed their own path, whether they use the substitute or not. This should not be a matter of contention but a matter of choice....Bill

David LaFerney

12-13-2011, 12:13 PM

Will you actually ship 1 50 lb bag? Cause, that's about what I need.

Keith Jarrett

12-13-2011, 12:22 PM

Will you actually ship 1 50 lb bag? .

Are you asking me David ?

David LaFerney

12-13-2011, 12:26 PM

Keith - Yes. Although now, I realize that wasn't your ad. Will you though?

Keith Jarrett

12-13-2011, 12:31 PM

Will you though?

David, I will BUT, you have to answer the quiz, Look at the link, study the profile in brown.

I will give you a hint, it start's with the letter "T".

BEES4U

12-13-2011, 02:04 PM

I compared the cost /lb of the dry vs the patties and their numbers do not add up. Sugar must cost more to make the patties.

Delivered?!

They could add thier fat %

The DeGroot amino acids comparison can be questioned.

davel

12-13-2011, 02:18 PM

The Threonine is wrong.

Hey, since this is my thread and you have received a lot of free advertising, how about sending ME some FREE pollen substitute! After all, I was the one in need here!

Thanks Keith!!

Keith Jarrett

12-13-2011, 02:28 PM

free advertising,

In that case, Barry would be in line, after all this is his site .

OK, Davel, we need to get you up to speed, HINT, 10 essential amino acids needed by honeybees.

davel

12-13-2011, 02:33 PM

There's no Tryptophan (1.0).

There, I win. PM me for my shipping info.

Thanks!

Keith Jarrett

12-13-2011, 02:39 PM

Well done, Davel, Lets let the rest catch up to speed on this thread, the ones in Placer co can use all the help they can get.:)

davel

12-13-2011, 02:39 PM

Here's more if you need it:

If one of these essential amino-acids is not present in the amount required by the bees, then the bees cannot fully digest as protein all the protein they have eaten.

swarm_trapper

12-13-2011, 05:40 PM

one more question Keith or any one. On the ultra bee, isn't the lysine low on it? all other amino acids are double degroots recommended profile except for the lysine so isn't it true that is the limiting amino acid? So if i have my info right the bees can only use half of the other amino acids because of the lysine?

Keith Jarrett

12-13-2011, 06:17 PM

one more question Keith isn't the lysine low on it? So if i have my info right the bees can only use half of the other amino acids because of the lysine?

Nick, yes on the Lysine, also don't forget they left out Tryptophan all together, To quote Degroot, then intentionally leave out one of the 10 essential amino acids is @\$#%&. They say, "it the gold standard of bee feed" sounds more like fools gold to me.

"Empyreal75" corn protein by Cargill, It's easy to soar like an eagle when your surrounded by Turkeys. :)

BEES4U

12-14-2011, 06:20 AM

12/14/2011

:D Pollen substitute will produce "fatter" winter bees

Pollen substitute will produce "fatter" winter bees in areas (like the west) where pollen supplies are short in the late summer and fall. Fatter bees, with more stored nutrients, winter better and rear more brood the next spring than non-fed bees.
Dr. Eric C. Mussen ecmussen@ucdavis.edu

Keith Jarrett

12-14-2011, 06:19 PM

Davel, well done on this thread, I have your mailing info one last Question, how many hives do you have, need to know how much NUTRA BEE to send you? Also since it's that time of year, David La Ferney & WWW could you PM me your mailing Address.

P.S. Davel, I don't want to hear you got 10,000 hives. lol

standman

12-14-2011, 10:30 PM

Hey, if Davel needs to, he can "adopt" my bees for the winter!

To all, I really appreciate the tone of this discussion. I think this is a case where all of the experts are right: the ideal situation is bees with plenty of pollen, but when that is lacking, a quality feed is a great tool in the beekeeper's arsenal.

WWW

12-15-2011, 01:37 AM

Keith, thank you for your kindness, and thank you for the tone and direction in this fine thread, well done. And davel I hope all your questions received their answers on this fine thread which you started, merry Christmas to all....Bill

Fusion_power

12-15-2011, 02:41 AM

An interesting aside to this thread is that maize is naturally low in lysine, methionine, and tryptophan. Breeding work in the last 30 years has significantly improved the amino acid profile, but it is only with selected stock that higher levels are present. I ordered some high lysine and some high methionine corn from ars-grin a few months ago with the intent of crossing it to develop a better protein profile locally adapted corn.

Why is this important? It would increase the feed efficiency for most livestock. Chickens in particular would benefit from more protein if they are fed a corn diet.

DarJones

wildbranch2007

12-15-2011, 04:52 AM

a couple of posts on bee-I about this same topic.

<http://community.isoft.com/scripts/wa-LSOFTDONATIONS.exe?A2=ind1108&L=BEE-L&P=R7236&1=BEE-L&9=A&I=-3&J=on&d=No+Match%3BMatch%3BMatches&z=4>

The relatively poor performance of colonies supplemented with pollen before wintering requires explanation.

This treatment was implemented to test the hypothesis that fall pollen feeding would be nutritionally beneficial to the wintering population and might generate more productive colonies the next spring. In a separate study that examined the effect of fall pollen supply on the timing and development of the population of winter bees, we found that colonies that were supplemented with pollen in the fall tended to rear a greater number of workers over an extended length of time before brood rearing ceased for the winter compared with colonies with lower pollen supplies (Mattila 2005). However, proportionally fewer of <----- these fall-reared bees wintered, presumably because nutritional reserves in workers were allocated to the fall nursing effort rather than to overwintering physiology.

fall feeding continued for approx 2 wk longer than it had during the previous fall, which may have exacerbated the brood rearing "burn-out" of fall-reared workers that needed to overwinter, making them relatively less productive the next spring.

Influence of Pollen Diet in Spring on Development of Honey Bee Colonies
H. R. MATTILA AND G. W. OTIS
J. Econ. Entomol. 99(3): 604-613 (2006)

<http://community.isoft.com/scripts/wa-LSOFTDONATIONS.exe?A2=ind1108&L=BEE-L&P=R7116&1=BEE-L&9=A&I=-3&J=on&d=No+Match%3BMatch%3BMatches&z=4>

The value of pollen supplements in fall is questioned:

Even though pollen-supplemented colonies reared the most workers during the autumn, they did not produce larger populations of winter bees than control or pollen-reduced colonies, which means that the majority of the additional workers that were produced in pollen-supplemented colonies were short-lived workers <----- that died before the colonies wintered. In contrast, pollen-reduced colonies suspended brood rearing sooner and produced relatively fewer autumn-reared workers than colonies with pollen supplements, but these workers were longer lived and proportionately more of them wintered. As a result, winter bee populations were similar in size among all colonies, regardless of treatments that hastened or prolonged the natural disappearance of pollen resources. It is remarkable that such treatments only affected when these long-lived workers were produced in honeybee colonies, not how many long-lived workers resulted.

Mattila and Otis
Ecological Entomology (2007), 32, 496-505

davel

12-15-2011, 06:16 AM

Hey, if Davel needs to, he can "adopt" my bees for the winter!

I don't want to feed the bees during the winter but I feel I have no choice in order to get them through.

I would be glad to take your bees if you don't want them!:D

Acebird

12-15-2011, 06:28 AM

Chickens in particular would benefit from more protein if they are fed a corn diet.

DarJones

Why not just let them eat meat, bugs and insects, larvae and worms like they are suppose to? Corn makes them fat, produces pail and bland tasting eggs. Corn makes cattle fat in general and then when we eat the cattle it makes us fat eventually developing preventable diseases so people have to live on pills for the remainder of their life. We would be far more healthier if we limited the amount of corn we eat by whatever means. So would all animals.

squarepeg

12-15-2011, 06:39 AM

to post #49 by wildbranch.

i didn't read the studies, but if valid they suggest that even giving the bees real pollen in the fall offers no advantage for overwintering, as some have already pointed out regarding longevity.

maybe it's another example of bees making better beekeepers than beekeepers making bees.

it does make sense to supplement when they begin their build up in the spring though. for those of you that do, would the time for that be when you start seeing brood again?

BEES4U

12-15-2011, 07:01 AM

FYI:

There is a lot of fish meal in poultry rations and it have been used in honey bee pollen supplements.

Keith Jarrett

12-15-2011, 07:09 AM

but if valid they suggest that even giving the bees real pollen in the fall offers no advantage for overwintering, as some have already pointed out regarding longevity.

That statement is just false, there is tons of data showing sub feeding & overwintering.

Keith

camero7

12-15-2011, 08:33 AM

to post #49 by wildbranch.

i didn't read the studies, but if valid they suggest that even giving the bees real pollen in the fall offers no advantage for overwintering, as some have already pointed out regarding longevity.

it does make sense to supplement when they begin their build up in the spring though. for those of you that do, would the time for that be when you start seeing brood again?

Pretty good discussion here:

<http://scientificbeekeeping.com/fat-bees-part-2/>

Fusion_power

12-15-2011, 09:58 AM

I've always relied on Brother Adam's observations re feeding bees. He stated to feed in fall only enough to get the bees through the worst of the winter and then do the main feeding the next spring. His reasoning was that processing and storing the feed was such a metabolic stress on the bees that it often caused them to die out over winter. I would add to this rule that feeding should only be done when the bees can take cleansing flights. Otherwise you can induce severe dysentery which also reduces survival. I would apply this rule to feeding of sugar or of pollen substitute.

I might add that the only feeding I've done in several years is to put a super of honey on a colony that is light on stores. I keep some supers of dark honey for just that purpose. It is by far the cheapest and fastest way of feeding bees. Keep in mind that I am in a location that produces an abundance of pollen. My bees were collecting pollen over the last 2 days and they will be collecting fresh pollen again about the 15th of February.

Acebird, re your comment on eating corn, that is precisely the reason why I want to breed a more protein balanced corn. The corn we grow and use today is a very unbalanced source of carbohydrates with relatively little protein. If the protein content is improved, then the corn will supply more of the nutrients required. I love to let my chickens scratch for their food, but if they don't get some help along the way they don't lay very many eggs. I feed them just enough to maintain regular egg laying. I will also call you on the part about eating less corn. If eaten in a balanced diet including legumes and other vegetables, nixtamalized corn can be a part of a very balanced diet as proven by native Americans for the last several thousand years. You might look up "kwashiorkor" and see what it is and how it occurs. Perhaps you would be better off eating less beef?

DarJones

squarepeg

12-15-2011, 12:11 PM

cam, just read the page you referenced. pretty good site there, just discovered it recently myself. will have to spend some more time on it.

what i take from that page is that the protein sub is most important when the bees are actively rearing brood and may not have an adequate supply out in the field. the author suggests that if the bees are rearing drones they may be in good shape as is.

like dar, it looks like i'm blessed with at least some forage almost year-round. i do currently have some pollen-sub/candy in a couple of weak nucs that i started late, and may give a little to all of the hives when they start brood rearing again in a couple of months.

my goal for next year though is to hopefully have enough stores to leave without having to feed anything.

sorry keith, i'm no expert. looks like another one of those issues where the opinion is divided. i'm glad i had a chance to discover your product however, and i'll be looking to order some when what i have is gone.

Keith Jarrett

12-15-2011, 12:30 PM

cam, just read the page you referenced. sorry keith,

SQUAREPEG, no need to be sorry, it's how WE all learn. At the bottom of Randy page he talks about a buddy he has feeding loads of sub, Hmmmmm.

P.S. Randy & I have been close freinds for nearly 30 years.

squarepeg

12-15-2011, 12:58 PM

>At the bottom of Randy page he talks about a buddy he has feeding loads of sub, Hmmmmm.

you mean the one who's rearing brood all winter and making early splits?

Keith Jarrett

12-15-2011, 01:39 PM

>At the bottom of Randy page he talks about a buddy he has feeding loads of sub, Hmmmmm.

rearing brood all winter and making early splits?

Yep! :)

squarepeg

12-15-2011, 01:50 PM

that's pretty cool. so is there any risk of me having sub in my small nucs, since they are not rearing any brood at this time? i have beetle traps inside, although i haven't seen a single shb in over a month. by risk i mean it's probably too early for them to start building up, and i'm thinking they shouldn't be stimulated to do so.

wildbranch2007

12-16-2011, 05:54 AM

That statement is just false, there is tons of data showing sub feeding & overwintering.
Keith

could you please post some references that would apply to the colder climates like N.Y. and not california? I personally have never had to feed supliments as my bees seem to do just fine on what nature provides. looking at randy Olivers graph, even if you adjusted it for out climate doesn't give much bang for the buck.:no:

Acebird

12-16-2011, 07:24 AM

Mike, I think this is another case where there is a difference in goals between commercial and hobby. Any business is trying to control expenses and losses and has to bet on the future so much of these expenditures could be considered insurance (reducing risk). If you have 10 hives and you

loose 8 you can still be in the hobby. I don't feed my bees or provide pollen substitutes because I don't take all I can from the hive. As a hobbyist I can leave a healthy surplus.

Thermwood

12-16-2011, 12:02 PM

Feeding protein supplement is not the same as feeding honey/syrup. Bees need protein to live and will readily eat patties while leaving stored pollen alone for broodrearing. When a bee runs out of protein....it dies. Feeding a little extra protein going into winter might benefit the health of the bees more than the slight stimulation to lay a few more eggs as the shorter day length also has a large affect on broodrearing. There is a good chance in the colder climates that if the bees can't cover the brood they won't raise it. California being milder the bees will do more but right now with the daylength at its shortest won't be doing as much as they will 3 weeks from now.

Stone

12-17-2011, 05:18 AM

I'd like to know how I can obtain some Nutra-Bee. Does anyone have a website, email or other contact information?

Fusion_power

12-17-2011, 10:20 AM

Before you get on the pollen sub bandwagon, please remember that feeding should only be done when the bees can take cleansing flights. If you feed when bees are confined to the hive, dysentery will show up most of the time. Keith Jarrett is in California where bees can fly most of the year. Most of us don't have that luxury. You can feed any time you know there is likely to be a cleansing flight within 2 weeks. If you feed and the bees stay confined for a month, well, you get the idea.

Squarepeg, start feeding the end of January. We usually have cleansing flights sometime between the 10th and 15th of February.

DarJones

Keith Jarrett

12-17-2011, 10:39 AM

Before you get on the pollen sub bandwagon, please remember that feeding should only be done when the bees can take cleansing flights.
DarJones

Well, There are some folks, mmm like ah... Nick Noyes, a beesource member, that runs thousands of hives, uses NUTRA BEE and winters his bees in potato cellers, maybe he can chimme in on this. Gee, a just wonder what his thoughts will be? :)

sqkcrk

12-17-2011, 10:40 AM

Dar,
Aren't your bees flying now? It's been in the 70s in SC where sub has been fed every week or two since early November.

Tom G. Laury

12-17-2011, 11:18 AM

Look in old editions of Hive & Honeybee you can see photos of Univ of Minnesota feeding pollen sub in dead of winter, does nothing but benefit the colony.

honeyshack

12-17-2011, 11:31 AM

I have to say i am not so sure or agree with fall pollen feeding, but i also agree it should be done when the plants have been stressed during the growing season. That said, I am not sure my tests were not compromised because of all of our flooding and wet spring, summers and falls. As well, due to the hard weather conditions the reduced cleansing flights during the summer and winter.
I hope to try again when life gets back to normal, what ever that may be.
The last two years i fed pollen sub (global patties) in the fall and have had the highest bee losses. I do not know if it was because the falls decided to become our summer, with temps way above average, which with the pollen and heat, stimulated brood rearing when they should have been getting ready for winter, or if the extra pooping caused some issues with bees not making it back to the hives in the winter, or what.
This year i would have feed the pollen again had our supplier not been out.
What is a girl to do....undecided in this matter. I see the advantages, I just do not know if the experience colored my judgement a little. I did give what sub i had left to the hives i thought could use it. The ones which were just a little light on bees or did not perform as well as i would have liked.

wildbranch2007

12-17-2011, 02:35 PM

That statement is just false, there is tons of data showing sub feeding & overwintering.
Keith

I would still like too see the tons of data showing sub feeding helps overwintering if its available??

Keith Jarrett

12-17-2011, 03:55 PM

I would still like too see the tons of data showing sub feeding helps overwintering if its available??

OK Mike, Joe Traylor, Randy Oliver, Frank Eischen & Graham (2008), Almond Board, Project Apis, fat bees skinny bees, & Zachary Huang ABJ Aug 2010.

The DATA is everywhere, A person would have had to been in a cave the last five years not to have noticed.

IN MY OPINION, THE NUMBER ONE CAUSE OF CCD, NUTRITION MITES.
Keith

mac

12-17-2011, 04:26 PM

NUTRITION MITES.

Keith What are NUTRITION MITES.??? Just kidding I know what ya mean

Acebird

12-17-2011, 04:40 PM

IN MY OPINION, THE NUMBER ONE CAUSE OF CCD, NUTRITION MITES.

Keith

So a colony that died out in the summer from CCD was the result of not feeding subs in the winter? After reading about the new nosema strain you are probably not far off on the nutrition mites but I don't think a pollen sub will help. But maybe it will.

Keith Jarrett

12-17-2011, 04:40 PM

What are NUTRITION MITES.???

Well fed mites.lol

Barry

12-17-2011, 08:31 PM

Sub feeding is mentioned here.

<http://www.beesource.com/resources/usda/overwintering-of-honey-bee-colonies/>

squarepeg

12-17-2011, 10:32 PM

>Squarepeg, start feeding the end of January. We usually have cleansing flights sometime between the 10th and 15th of February.

thanks dar, so far they haven't gone more than a few days without one. january might be a different story though.

i didn't use subs last year, and the four hives i had built up pretty good i thought. i have five nucs that i want to build up quickly this spring, so i'll probably use some on them.

camero7

12-18-2011, 06:28 AM

OK Mike, Joe Trayor, Randy Oliver, Frank Eischen & Graham (2008), Almond Board, Project Apis, fat bees skinny bees, & Zachary Huang ABJ Aug 2010.

The DATA is everywhere, A person would have had to been in a cave the last five years not to have noticed.

IN MY OPINION, THE NUMBER ONE CAUSE OF CCD, NUTRITION MITES.

Keith

I would add virus, which of course, is vectored by the mites

wildbranch2007

12-18-2011, 07:18 AM

OK Mike, Joe Trayor, Randy Oliver, Frank Eischen & Graham (2008), Almond Board, Project Apis, fat bees skinny bees, & Zachary Huang ABJ Aug 2010.

The DATA is everywhere, A person would have had to been in a cave the last five years not to have noticed.

Keith

Its winter here so yes I'm back in my cave, read what you posted and I'll agree If I lived in Calif. or Texas this year I would have fed supp. But I'll stick with my previous post about using in the fall for Northern beeks. I copied below what "I" considered of consequence from the names you posted. all the data should be required reading in your from calif. or polinating Almonds or had/having a drought but of little value to me. I solved most potential pollen problems by going to 2 1/2 or three deeps 30 years ago, anybody that wants to try it in the fall look in the bottom box and let me know how much pollen you see.

#1. Joe Traynor has authored 2 books, "Ideas in Soil and Plant Nutrition" and "Almond <----
Pollination Handbook for Almond Growers and Beekeepers". He has donated the profits for bee research, primarily for parasitic mite control.

#2. EISCHEN + GRAHAM 2008 OPTIMUM TIME FOR FEEDING PROTIEEN TO WINTERIG HONEY BEE COLONIES IN PREP FOR ALMOND POLLINATION
#3.dr Huang abj article
IT DOESN'T COPY WELL FROM ONLINE ARTICLE BUT ONLY REFERENCES SPRING POLLEN

Recent studies

have shown that spring pollen supplement can work as insurance (when spring weather is bad) for faster spring buildup and higher <----spring honey yield (Mattila and Otis, 2006a), and can reduce the effects of varroa parasitism (Janmaat and Winston, 2000) and nosema infection (Mattila and Otis, 2006b). Degrandi-Hoffman et al. (2008) evaluated three diets, Bee-Pro Feed-Bee, and MegaBee in two separate trials. In both trials, Bee-Pro and MegaBee patties were consumed at rates similar to pollen cake, but Feed-Bee was consumed significantly less. Higher food consumption was significantly correlated with increase in brood area and

adult population size. According to this study, MegaBee appeared to be superior to both Bee-Pro R and Feed-Bee R in terms of brood production or adult population.

Randy Oliver I copied below mostly from his fat bee articles. in most of his comments he specifically says cal. bees or beeks.

post from bee-l

I just love watching Pete and Bob hammer on each other! Especially when you are both right!

Re Matilla and Otis (I'm doing this from memory), they trapped huge amounts of pollen during their study in an attempt to create a pollen dearth. However, most traps only collect about 50% of the incoming pollen. When I analyzed their data, the 50% that made it into the hives far exceeded any amount of natural pollen that I could dream of ever seeing in the fall in <----- Calif!

So none of their tested hives experienced any sort of pollen dearth, and supplemental pollen feeding was not economically justified.

Note also that their bees were going into a much colder winter than many of those waiting to go into almonds, so we are not comparing apples to apples. Research by Dr Frank Eischen demonstrated that hives wintered in colder Calif mountains performed very differently than those in the warmer Valley. Valley hives may not form true "winter bees" as are formed in Canada. <-----

The economic value of feeding pollen sub is completely dependent upon the <----- environment around the hives!

Randy Oliver
Grass Valley, CA
www.ScientificBeekeeping.com

In my previous articles in the Fat Bees series I discussed the importance of vitellogenin in colony protein dynamics, and the feeding of pollen supplements. Since writing those articles, I've had the pleasure of spending some time with Dr. Gordon Wardell, who is the developer of the Tucson Bee Diet, MegaBee. I've been able to use the product a bit in the field, and would like to share my initial impressions. But first, Dr. Wardell brought an important paper to my attention (Otis, et al. 2004). The authors compared the proteins in "summer" and "winter" bees. In the winter bees, they found a great increase in the metabolically-active vitellogenin, and yet an even greater increase in another protein, tentatively identified as arylphorin.

However, the finding that most caught my attention was that the total amount of storage proteins that they measured in the bees' bodies was not nearly enough to continue brood rearing during the winter for any amount of time. Apparently, the colony is dependent upon pollen previously stored in the combs, or upon midwinter foraging, to provide enough protein for early brood rearing. This finding makes me wonder how some of our California colonies that enter the winter without a speck of visible pollen stores are able to build up at all in early January! Perhaps that is why they forage for alder and other pollens so desperately during those cold winter days.

Perhaps fall feeding of supplement is important not only to pump the bees full of vitellogenin and other storage proteins, but also to allow them to squirrel it away in the combs above the brood nest for later use. If that is the case, we should look into which supplements store best in the combs! Alternately, January protein feeding of colonies building for almond pollination may be critical if weather or lack of pasture precludes pollen foraging at that time

If you want to maintain colonies that are as big as Sumo wrestlers, they must continually eat like Sumo wrestlers—either from natural forage, or by supplementation. You can't wait until the last minute to beef up a contender! Feeding only in late fall or winter may be too little, too late. This point was brought home with a vengeance to California beekeepers this season. Our early summer drought shut down colonies in July. Those beekeepers who began supplemental feeding in July now have much stronger colonies than those who waited until late August. It is easy to lose colony "momentum" —once they start to ramp down due to dearth, they are much harder to restart, than they are to maintain with minimal supplementation.

I've found that by wintering strong, pollen-rich colonies with plenty of quality honey stores, that there is no need for spring syrup feeding. Those colonies build up just fine on their own if they have adequate pollen—either from early spring alders and brassicas, or from supplement.

The bees have a natural cycle in temperate climes, and you are fighting their instincts if you try to stimulate them to brood up between the first of November and the winter solstice. However, by New Year's day, they are ready to roll, if the weather is warm enough (as it usually is in California), and they will respond to feeding if the colony is composed of well-fed winter bees who have not previously reared brood or foraged, and have not been compromised by varroa or nosema.

A colony that has reduced brood rearing during dearth may have few remaining young or mid-aged bees, and will therefore not be able to immediately assimilate much protein (remember the loss of momentum mentioned above?). A hungry colony diverts its efforts toward foraging, rather than broodrearing. Mid-aged are specialized to digest the proteins and lipids (fats) in pollen; older forager bees shift their enzymes toward the processing of nectar (or syrup) (Jimenez 1996). When you start feeding protein supplement, older bees are forced to revert to protein processing, and must shift enzyme production and regenerate their hypopharyngeal glands, which takes a bit of time (remember this point when I discuss Nosema ceranae later). Keep this in mind when feeding. A California colony that shuts down broodrearing in late July will not be able to utilize pollen supplement well in late September, since it will have few nurse bees with the proper enzymes. In addition, bees parasitized by the varroa mite become nutritionally compromised, so August mite control is critical for good nutrition.

The most bang for the feeding buck is in late summer. California beekeepers should start feeding when natural pollen drops off in August, and by September at the latest. Continue as long as bees will take it, generally until about November 1st. Do not let colonies go long between feedings if they are actively rearing brood. :thumbsup:

wildbranch2007

12-18-2011, 07:24 AM

going back to my cave now, but randy did say kieths patties had the highest protein content:shhhh:

Keith Jarrett

12-18-2011, 07:54 AM

I solved most potential pollen problems by going to 2 1/2 or three deeps 30 years ago, anybody that wants to try it in the fall look in the bottom box and let me know how much pollen you see.

Well said, Mike, I am known for running triples like you and YES pollen on bottom, brood in the middle and honey on top as you stated. What I do Mike is in the fall reverse the top & bottom boxes. But the trick is to feed sub so that they will save as much as possible of the natural pollen for the winter. Come spring, not much natural pollen left in the hives. This is the main reason for feeding while there is still pollen coming in.

Just think about this, the avg hive consumes more than 100lbs of pollen a year, in about three weeks a bee goes from a tiny egg to adult, that is a huge process, what other animal/insect does this, not many, a huge amount of resources are needed.

Barry

12-18-2011, 10:17 AM

<http://www.beesource.com/resources/usda/productive-management-of-honey-bee-colonies/>

To support what Keith is saying:

"Beekeepers are inclined to take for granted that their colonies have ample pollen reserves. However, there is no beekeeping region, north or south, where all colonies have adequate pollen reserves every year to insure their optimum development for the production of package bees, honey, or to pollinate commercial crops. Poor queens can be replaced, sugar can be fed when honey stores are deficient, hive space can be provided and properly organized, but the beekeeper is dependent upon the natural resources of the locality for the pollen that is required to develop large colony populations for a specific production period."

"Where pollen reserves are inadequate, bulk pollen supplemented¹ by soybean flour may be used to advance early brood production. Colonies are able to rear more than six times the amount of brood from a given quantity of pollen when it is added to three times its weight of expeller-processed soybean flour and mixed with heavy sugar sirup (2: 1) to form a dough like cake."

What Michael said:

"Pollen supplements, however, are not equal to natural pollen reserves"

Since I'm not in the production of package bees or pollinating commercial crops, I have not found a need for supplements. Here, pollen is quite plentiful and not found lacking.

Fusion_power

12-18-2011, 02:10 PM

I know from experience that feeding pollen sub can accelerate spring development. Where I go sideways in a hurry is when someone suggests feeding pollen sub in mid winter when there is no possibility of cleansing flights. I have seen the results of such feeding and it is NOT a pretty sight. I would put a caveat in that I have not seen the effects of mid-winter feeding when bees are in a wintering cellar though I would generally tend to avoid such feeding until within a few weeks of being able to take the bees back outdoors.

My position re feeding would be that the beekeeper should know the reason why he is feeding. For example, if there is a shortage of pollen in the fall, then feed. If there is a need for very early spring development for almond pollination, then feed. If you want to build the bees up early so they can be split, then feed. In each case, understand why you are feeding and what you are expecting. When it comes to feeding in mid-winter when there is no possibility of a cleansing flight any time soon, I would put that outside the scope of the reasons for feeding. If you want to change the buildup that drastically, then move the bees south where the climate is amenable to such manipulation.

Here in the southeast we have pollen coming in most months of the year. That pollen may not always be nutritionally adequate, as for example maize pollen is seriously lacking in a couple of amino acids the bees need.

I watched my bees bringing in small loads of orange pollen today. It is about 55 degrees outside with bright sunshine. This is an excellent flying day for winter bees.

DarJones

marenostrum

12-30-2011, 07:40 PM

OK Mike, Joe Traylor, Randy Oliver, Frank Eischen & Graham (2008), Almond Board, Project Apis, fat bees skinny bees, & Zachary Huang ABJ Aug 2010.

The DATA is everywhere, A person would have had to been in a cave the last five years not to have noticed.

The data might be everywhere, but referencing still has some benefits, as to provide a healthy discussion ground. On the Web, I found the last two sources mentioned. I have to say that both of them are irrelevant with what is being discussed here; they are not answering what wildbranch2007 asked (<http://www.beesource.com/forums/showthread.php?262478-Which-commercial-pollen-patty-substitute-do-you-recommend-for-winter-feeding&p=735885#post735885>).

Zachary Huang's Honey Bee Nutrition (<http://www.extension.org/pages/28844/honey-bee-nutrition>) article does not say anything when to feed a supplement or even if we should feed supplement or not. It just evaluates some nutrition sources. Even under this condition, what I read from him makes me very suspicious for the supplements. Quoting from Toxic Substances in Nectar and Sugar Supplement (http://www.extension.org/pages/28844/honey-bee-nutrition#1.3._Toxic_Substances_in_Nectar_and_Suga_r_Supplement) subtitle:

Adult bees can utilize glucose, fructose, sucrose, trehalose, maltose, and melezitose, but bees are unable to digest rhaminose, xylose, arabinose, galactose, mannose, lactose, raffinose, melibiose or stachyose. Most of these sugars are also toxic to honey bees. About 40% of sugars found in soybeans are toxic to bees, and therefore care should be taken when using soybeans as a pollen substitute.

What's more, Mr. Huang conclusion (<http://www.extension.org/pages/28844/honey-bee-nutrition#CONCLUSIONS>) briefly criticize monoculture practise and calls for more natural ways to keep bees. Should we understand this as a call for substitute consumption? Is it a non-caveman-type of joke?

The book Fat Bees Skinny Bees - a manual on honey bee nutrition for beekeepers (<https://rirdc.infoservices.com.au/items/05-054>) is totally another story. Yes, that book -in some way- promotes the usage of supplements, but doesn't say that "supplements are very good for overwintering". It discusses, under what conditions they can be used. There are many parts of the book where the writer says openly or among the lines that substitutes can not be as good as pollen. Its hard to evaluate the 150 pages book here, entirely. To read it at long cave nights, direct link for its PDF file (<https://rirdc.infoservices.com.au/downloads/05-054>) might be useful.

Keith Jarrett

12-31-2011, 07:30 AM

Marenostrom, In your post you present a bunch of "what if", example, criticize monoculture crops by Mr Huang, as if we are all in monoculture 100% of the time or that we all feed cheap low grade soybean meal for sub.

I can pick apart anything to present a poor case study, even though 95% of the study is positive.

Keith

P.S Now I have to go watch SURVIOR to see how Jeff gets those cave fires started. lol

EXHIBIT K

**DECLARATION OF
KEITH JARRETT**

DECLARATION KEITH JARRETT

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

In the Matter of Trademark Registration No. 4227018
For the mark: **NUTRABEE**
Filed: July 18, 2011
Published: May, 09, 2012
Registered: October 16, 2012

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|--|-------------------------|
| JARRETT INC., PETITIONER, v. SOUTH HILL HERBS INC. Registrant. | OPPOSITION NO. 92056508 |
|--|-------------------------|

DECLARATION OF WENDY JARRETT; EXHIBITS "A" - "B"

1. I am one of the owners of Registrant JARRETT Inc., ("Petitioner"), and by virtue of that position, have personal knowledge of the matters stated herein below unless otherwise stated or stated upon information and belief.
2. On or about August 10, 2009, Petitioner began to offer protein feed supplements for honeybees under the NUTRA-BEE mark.
3. Petitioner, has, for many years, promoted, sold, and provided protein supplements for honeybees under the NUTRA-BEE mark in the United States.


4. Attached hereto as Exhibit "A" is a true and correct copy of an beekeeping article of the April 12, 2013 post of ww.beesource.com, describing the goods and services and contact information of Petitioner.
5. Attached hereto as Exhibit "B" is a true and correct copy of an online discussion thread for a Nutra-Bee sponsored fundraiser auction benefiting www.beesource.com, dated December 19, 2011 under the Nutra-Bee mark.
6. Since at least as early as August 10, 2009, Petitioner has had extensive, exclusive, and continued use of "NUTRA-BEE" in connection with protein supplements for honeybees.
7. Since at least as early as 1982, Petitioner has been whole-selling honey for human consumption and currently operates over 3,000 bee hives in four different states for honey production.
8. On July, 18, 2011, Petitioner filed application 77/750,572 with the U.S. Patent and Trademark Office, to register "NUTRA-BEE" for "A protein feed supplement for honeybees" in International class 005.
9. Petitioner has continuously used the NUTRA-BEE mark for its stated goods since at least as early as August 10, 2009.
10. Petitioner first used its "NUTRA-BEE" mark at least as early as August 10, 2009.
11. Petitioner's August 10, 2009 actual use of the "NUTRA-BEE mark precedes the July 18, 2011 filing date of South Hill's Application and South Hill's February 21, 2010 actual use.

12. Petitioner operates over 3,000 hives in four different states for honey production, and produces 100's of thousands of pounds of honey annually, which is then sold directly for human consumption.
13. Petitioner's "NUTRA-BEE" mark is presented in standard characters.
14. Petitioner's registration does not contain any restrictions as to channels of trade or purchasers.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: 6-25-13

Executed at: RESIDENCE



Keith Jarrett