

The Honorable Virginia Emerson Hopkins

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

GRAND SLAM CLUB/OVIS,)
) Civil Action No. CV-06-HS-4643-S
Plaintiff,)
)
v.) TIMOTHY HOLLIS REBUTTAL
) AFFIDAVIT IN SUPPORT OF
INTERNATIONAL SHEEP HUNTERS) MOTION FOR PRELIMINARY
ASSOCIATION FOUNDATION, INC.) INJUNCTION
and FOUNDATION FOR NORTH)
AMERICAN WILD SHEEP,)
)
Defendants.)
_____)

Timothy L. (Tim) Hollis declares under penalty of perjury that the following is true and correct:

1. I am a citizen and resident of Alabama, and the Editor-in-Chief of the Grand Slam Club/OVIS (“GSCO”)’ sheep hunting publication “Grand Slam”. I have worked with Dennis Campbell since 1980, and in that capacity, I am familiar with the parties involved this litigation and their activities. I make this declaration based on facts known to me unless indicated otherwise.

2. I began working in Dennis Campbell’s pharmacy in Adamsville, Alabama, on September 15, 1980. My primary function in Mr. Campbell’s

pharmacy was to handle merchandising, advertising and sales promotions. While working for Mr. Campbell in his pharmacy, he asked me to be his editor for hunting articles Mr. Campbell wrote for various outdoor magazines. All of this took place while I was attending classes at the University of Alabama at Birmingham, from which I graduated in 1984 with a bachelor's degree in mass communication and a minor in English. Shortly after my graduation, Mr. Campbell began the Alabama Whitetail Records program, and I was charged with the responsibility of helping keep those records and edit the stories that were sent in for the record book.

3. Not being a hunter myself, I was unaware of the Grand Slam Club's existence until Mr. Campbell announced in early 1990 that Bob Housholder had had a stroke and that Mr. Campbell would be the new leader of the Grand Slam Club. When Mr. Campbell became the new head of the Grand Slam Club, he asked me to be the editor of the Grand Slam Club newsletter and to perform secretarial duties for the Grand Slam Club, including keeping track of membership dues and to be responsible for correspondence.

4. Between 1990 and February 1994, I performed editor and secretarial duties for the Grand Slam Club in addition to my merchandising and promotional work in Mr. Campbell's pharmacy. Eventually, on February 17, 1994, the Grand Slam Club board voted to begin subsidizing my pharmacy salary (before then my

pay came entirely from Mr. Campbell's pharmacy). Over time, my work for the Grand Slam Club increased into a full time position such that on February 15, 2001, the Grand Slam Club board elected to hire me full time and I ceased my work for Mr. Campbell's pharmacy.

5. During the years 1999 and 2002, I was the only paid employee of GSCO, while Mr. Campbell was a volunteer, so every part of the day-to-day activities of running the organization ran through the two of us. As part of my responsibilities for the Grand Slam Club, I assisted Mr. Campbell in developing, organizing, administering and running the 2000, 2001, 2002, 2003 and 2004 "3/4 Slam" drawings held at FNAWS' conventions. All of the advertisements for the 3/4 Slam drawings had Grand Slam Club trademarks and required the drawing participants to send their registration to the Grand Slam Club offices. These advertisements clearly require the 3/4 Slam drawing participant to have their 3/4 Slam award documented with the Grand Slam Club (see Rule #4). The purpose of the 3/4 Slam drawing, as shown on the advertisements, was to help a sheep hunter document the fourth sheep necessary for them to receive a GSCO Grand Slam award. I was responsible for the advertisements that ran in the "Grand Slam" publication. The photos contained in the advertisements came from the Grand Slam Club archives. I personally designed the advertisements for the 2001 and 2002 drawings. Attached hereto as Exhibit A are true and correct copies of

representative advertisements for the first three 3/4 Slam drawings from the 2000, 2001 and 2002 convention seasons.

6. The Grand Slam Club kept track of all the registered participants for the 3/4 Slam drawings and secured the prizes for the 3/4 Slam drawing. Although the first two drawings (2000 and 2001) were privately funded by Bernie Fiedeldey, the Grand Slam Club was still responsible for making sure the hunting outfitter was secured and paid for so that the 3/4 Slam drawing winner had a prize when the Grand Slam Club held the drawing.

7. FNAWS had nothing to do with the preparation, organization, administration or any other aspect of running the 2000-2004 "3/4 Slam" drawings. FNAWS merely allowed the Grand Slam Club to have the drawing at its convention. In exchange, GSCO allowed FNAWS to co-advertise the Grand Slam Club's "3/4 Slam" drawing and GSCO shared the proceeds of the drawings with FNAWS.

8. After the 2001 convention and Grand Slam Club 3/4 Slam drawing, Mr. Campbell expressed to me that he wanted to prepare a questionnaire for the participants of the Grand Slam Club's first and second 3/4 Slam raffles at the 2000 and 2001 conventions so that we could get feedback to help the Grand Slam Club improve the administration and advertising of the 3/4 Slam drawing. On February 23, 2001, Mr. Campbell and I prepared a letter to be sent to all those

Grand Slam Club members who had participated in the 2000 and 2001 “3/4 Slam” drawings, and on March 7, 2001, we also finalized a questionnaire that the letter was to accompany. The questionnaire and accompanying letter were sent out shortly thereafter in March 2001 on GSCO letterhead. FNAWS had nothing to do with the March 2001 questionnaire and accompanying letter regarding the 3/4 Slam, as FNAWS had nothing to do with any substantive aspect of 3/4 Slam drawings, such as running, organizing or administering the drawings. Attached hereto as Exhibit B are true and correct copies of the March 2001 “3/4 Slam” letter and questionnaire sent to Grand Slam Club members who had participated in the 2000 and 2001 “3/4 Slam” drawings.

9. Responses to the March 2001 “3/4 Slam” questionnaire came in rather swiftly, and on April 16, 2001, I finalized a document compiling the questionnaire responses.

10. On April 12, 2001, Mr. Campbell and I e-mailed the questionnaire and analysis of the responses to Sandra Nicola in the FNAWS’ offices and to Jeff Reynolds, Wayne Heimer and Ted Schutte of the FNAWS’ board. We resent the questionnaire and analysis of the responses on April 13, 2001 in two separate emails to ensure the information was received. Attached hereto as Exhibit C are true and correct copies of the April 12, 2001 email exchange between GSCO and

FNAWS containing the 3/4 Slam questionnaire prepared and sent by GSCO and analysis of the responses.

11. It is my understanding that Mr. Campbell presented the information contained in the returned 3/4 Slam drawing questionnaires to the FNAWS board in June 2001 in an effort to get the FNAWS board to allow the Grand Slam Club to have its 3/4 Slam drawings at the upcoming FNAWS' conventions.

I declare under penalty of perjury of the laws of the United States that the foregoing is true and correct.

EXECUTED this 17th day of September, 2007, at Birmingham, Alabama.



Timothy L. Hollis

CERTIFICATE OF SERVICE

I hereby certify that on September 17, 2007, I electronically filed the foregoing "TIMOTHY HOLLIS REBUTTAL AFFIDAVIT IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION" with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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Respectfully submitted,

s/ Inge Larish

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