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CENTRAL DISTRICT OF CALIFORNIA
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14 **UNITED STATES DISTRICT COURT**
15 **CENTRAL DISTRICT OF CALIFORNIA**
16 **WESTERN DIVISION**

17 **SECURITIES AND EXCHANGE**
18 **COMMISSION,**

19 **Plaintiff,**

20 **vs.**

21 **TITANIUM BLOCKCHAIN**
22 **INFRASTRUCTURE SERVICES,**
23 **INC.; EHI INTERNETWORK AND**
24 **SYSTEMS MANAGEMENT, INC.**
25 **aka EHI-INSM, INC.; and MICHAEL**
26 **ALAN STOLLERY aka MICHAEL**
27 **STOLLAIRE,**

28 **Defendants.**

Case No. **CV18-4315-DSF(JPRx)**
DECLARATION OF JENNIFER
O'MALLEY

1 DECLARATION OF JENNIFER O'MALLEY

2 I, Jennifer O'Malley, declare, pursuant to 28 U.S.C. § 1746, that to the best of
3 my knowledge, information and belief, the following is true and correct:

4 1. I am over 18 years of age and I am employed by McDonald's
5 Corporation ("McDonald's") as its Managing Counsel, Marketing and Intellectual
6 Property.

7 2. McDonald's is the world's leading global foodservice retailer with over
8 37,000 locations in over 100 countries. McDonald's United States subsidiary is
9 McDonald's USA, LLC ("McDonald's USA").

10 3. I make this declaration at the request of the United States Securities and
11 Exchange Commission ("SEC").

12 4. On or about February 8, 2018, the SEC requested that McDonald's
13 provide it with certain information concerning companies called Titanium Blockchain
14 Infrastructure Services, Inc. ("TBIS") and EHI Internetwork and Systems
15 Management, Inc. ("EHI"), and an individual named Michael Stollaire, also known as
16 Michael Stollery ("Stollaire").

17 5. In my capacity as Managing Counsel, Marketing and Intellectual
18 Property of McDonald's, I am required, periodically and as needed, to become
19 familiar with the entities with which McDonald's and McDonald's USA have
20 contracts, agreements, and/or other substantive business relationships. In addition, in
21 my capacity as the Managing Counsel, Marketing and Intellectual Property of
22 McDonald's, I share responsibility with other members of the McDonald's legal
23 department, intellectual property counsel, and others to protect McDonald's trade
24 name, trademarks, and service marks from infringement and other unauthorized uses
25 by third parties.

26 6. In response to the SEC's request, and at my direction, McDonald's and
27 McDonald's USA personnel conducted a search of reasonably available records of
28 McDonald's and McDonald's USA that might reasonably be expected to show any

1 type of business relationship between McDonald's or McDonald's USA with TBIS,
2 EHI or Stollaire including as a vendor, employee, contractor, consultant, or other type
3 of business transaction.

4 7. Based on that reasonable search of records, no current or past direct
5 business relationship of any kind between McDonald's or McDonald's USA and
6 TBIS, EHI or Stollaire has been identified.

7 8. The records search identified a master services agreement that
8 McDonald's entered in or around April 2017 with a third-party contractor to provide
9 certain information technology ("IT") services to McDonald's and that an individual
10 named Michael Stollery has worked on those IT services as either an employee or an
11 independent contractor of that third-party contractor since around August 2017 to the
12 present. The IT services provided by that third-party contractor involve
13 commercially available IT products and services used by McDonald's, and does not
14 include blockchain technology or digital currency.

15 9. Based on a reasonable search of records, neither McDonald's nor
16 McDonald's USA has ever authorized TBIS, EHI or Stollaire to use McDonald's
17 name or logo in their marketing or advertising. The "McDonald's" name and logo
18 are the intellectual property of McDonald's and its subsidiaries. McDonald's and
19 McDonald's USA consider a third-party's unauthorized use of the "McDonald's"
20 name or logo in marketing or advertising as an infringement of its intellectual
21 property.


22 10. Upon learning that TBIS, EHI and/or Stollaire were making an
23 unauthorized use of "McDonald's" intellectual property in their marketing and
24 advertising materials, McDonald's sent TBIS a cease and desist letter.

25 11. McDonald's restaurant system in the United States includes multiple
26 suppliers and franchisees, and while it might be possible that one of those suppliers or
27 franchisees had or has a direct business relationship with TBIS, EHI and/or Stollaire,
28 those suppliers and franchisees would not have authority to authorize the use of

1 McDonald's company name, logo or other trademarks in connection marketing or
2 advertising by TBIS, EHI, or Stollaire.

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

6 Executed this 15th day of March, 2018 at Oak Brook, Illinois.

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8 
9 Jennifer O'Malley
10 Managing Counsel, Marketing and
11 Intellectual Property
12 McDonald's Corporation

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