



August 4, 2015

via Certified Mail

Mr. Vikramaditya A. Patel
Designated Agent for DMCA Notices Nexcess, LLC
21700 Melrose Ave.
Southfield, MI 48075

RE: [KKZF-7668]: Edipous.com Copyright Infringement Claim

Mr. Patel,

This firm represents Mensuas Grouping, Inc ("Mensuas"). This correspondence and the attached documents are to serve as a claim of copyright infringement. This claim is against Egowear, for whom Nexcess hosts the web-site Edipous.com, and is for the unauthorized use of photographs owned by Mensuason Edipous.com. The attached documents are:

- A statement from the President of Mensuas regarding the ownership of the images published on Mensuas's Skivez.com and Egowear's Edipous.com.
- Screenshots of the images at controversy from Skivez.com and from Edipous.com.
- A screenshot of Mensuas's corporate page from Florida's Division of Corporation's showing that Nilda Gutierrez is the President of Mensuas
- A screenshot of Skivez.com fictitious name registration showing that it is owned by Mensuas

I can be contacted at 305-222-7282 or Zachariah@Ser-Associates.com.

Sincerely,

Zachariah R.F. Evangelista

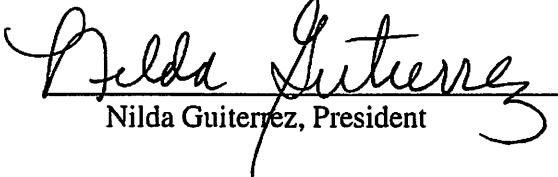
Ser & Associates, PLLC
2100 Ponce de Leon Blvd., Suite 1180 | Coral Gables, Florida 33134
Ph: 305.222.7282 | Fax: 305.675.0703

STATE OF FLORIDA)

COUNTY OF Miami-Dade)

I, the undersigned, being the President of Mensuas Grouping, Inc. do hereby declare, under threat of perjury, that Mensuas Grouping is the owner of Skivez.com and is the sole and exclusive owner of the copyrighted works attached hereto as Attachment A (the "Works").

Egowear is infringing on Mensuas Grouping's rights by using the Works on Egowear's web-site Edipous.com (see "Attachment B"). There is no good faith belief that the use of the Works is authorized by Mensuas Grouping, any agent of Mensuas Grouping, or the law.


Nilda Guterrez, President

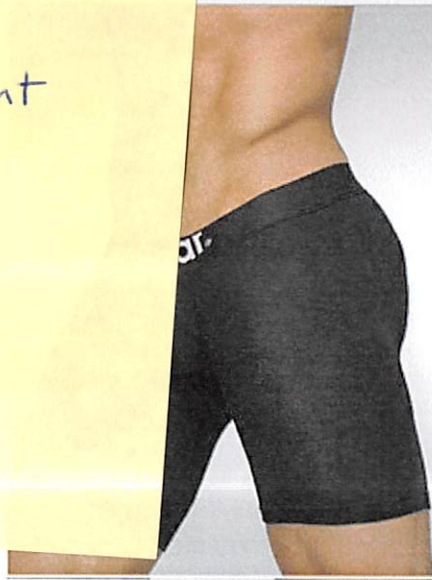
Subscribed, sworn to and acknowledged before me by Nilda Guterrez., who has produced FL Drivers License as identification on August 3rd, 2015.


NOTARY PUBLIC

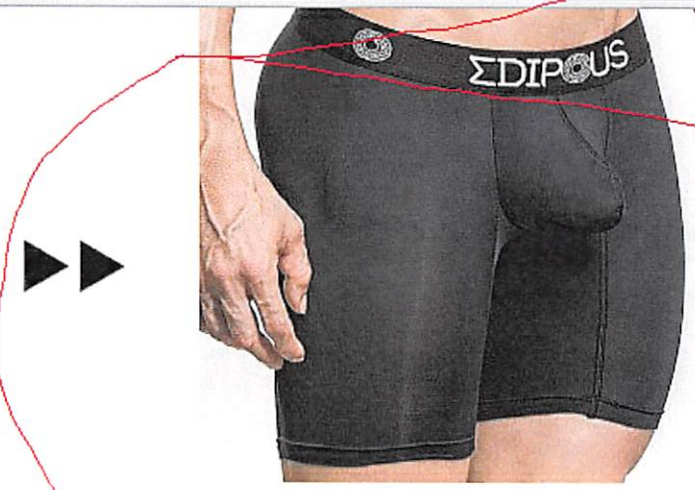


My commission expires February 22, 2018.

Attachment
B



MAX Light Long Boxer (Midcut)



"SPHINX Long Boxer"

le of our MAX Light line, originally designed in 2007. If you set aside the quality of the pictures, even for us it's hard to tell
atching the fabric. This is a close one! They also copied the MAX Boxer, the MAX Bikini and the MAX Thong.

ear MAX Mesh Boxer made as the Edipous COSMOS Mesh Boxer

ORIGINAL



COPY



X3D Mini Boxer

"HAEMON Trunk Boxer"

Apart from the X3D Mini Boxer, they also knocked off the X3D Bikini and the X3D Thong.

Copycat activity is not always *seamless* - literally: When they say in their product description that the boxer is "seamless", they must mean something else...

NEW ARRIVALS · CLOSEOUT

Home > brand > Edipous > Edipous ED5400 Haemon Trunk Boxer White

CATEGORIES ·

- Underwear +
- Swimwear +
- Shirts +
- Pants +
- Closeout +
- Shorts +
- New Arrivals

Edipous ED5400 Haemon Trunk Boxer White

★★★★★ 0 review(s)

Also available in these color(s)

\$18.70

Brand: Edipous
Model No: ED5400-White
Color: White
Size: Please Select

Qty: 1

Description Reviews (0) Size-Chart

Seamless Design for Maximum Comfort
A Uniquely Contoured Center Pop-Pouch
Semi-Sheer Cotton Fabric
Minimus Edipous Logo on Center Waist

YOU MAY ALSO LIKE

launched as a great innovation by Skiviez and available through some resellers who may be otherwise unaware.

While it may be hard to pinpoint who inspires who in the men's underwear industry, *inspiration and discrete improvement* is one thing; blatant copying of over 15 styles including Ergowear's signature FEEL design is a clear act of copyright violation.

Take a look at the following examples we have selected for you:

I. Ergowear FEEL Thong turned into Edipous POLYNICES Thong

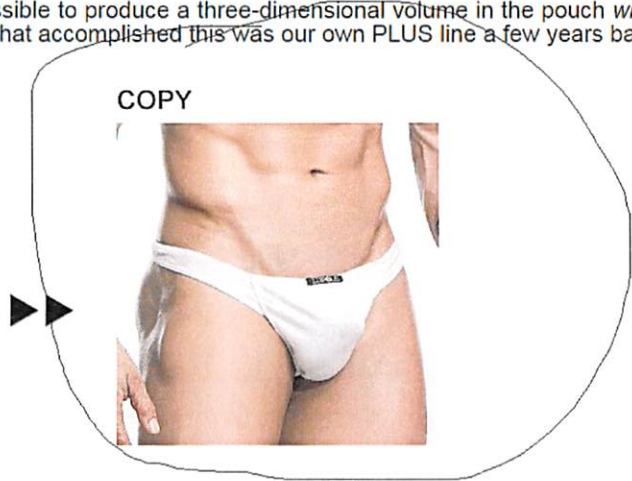
FEEL stands for "Fully Ergonomic and Elastic", and this revolutionary concept was [launched](#) in 2013.

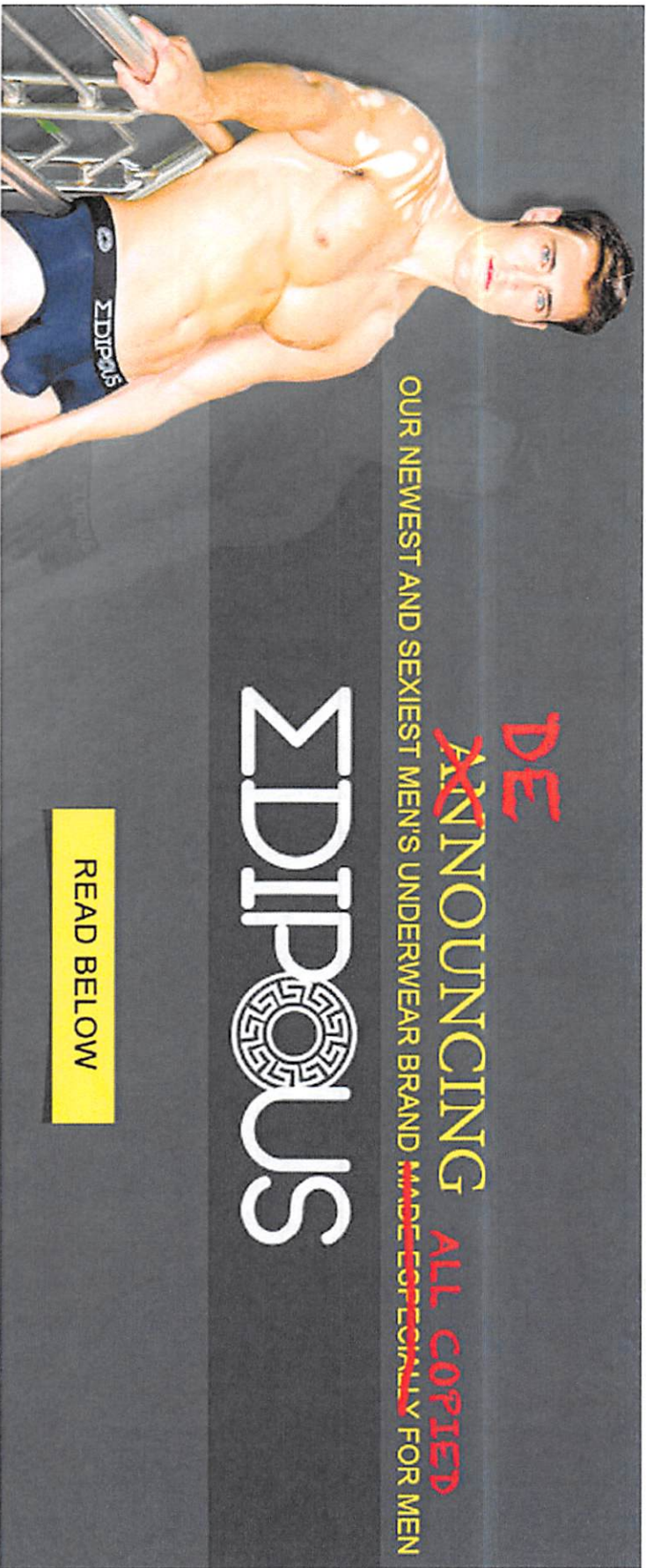
Why revolutionary? Because we developed a design that makes it possible to produce a three-dimensional volume in the pouch *without a vertical seam along all or part of the middle*. The only other line in men's underwear that accomplished this was our own PLUS line a few years back.

ORIGINAL



COPY





DE
ANNOUNCING **ALL COPIED**
OUR NEWEST AND SEXIEST MENS UNDERWEAR BRAND **MADE ESPECIALLY FOR MEN**

SIDIPOUS

[READ BELOW](#)

Edipous is an illegal copy of designs created by Ergowear

Size

- Large/Xlarge
- Small/Medium
- Xlarge
- Small
- Medium
- Large

Color

- Black
- Blue
- Grey
- Green
- Red
- White
- Yellow
- Turquoise
- Purple

Price

- \$0-\$10
- \$10-\$20
- \$20-\$30
- \$30-\$40
- Above \$40

EDIPOUS

Product Compare (0)

Show:

Sort By:



Edipous ED5401 Sphinx Long
Boxer Navy
\$26.40

Edipous ED5401 Sphinx Long
Boxer White
\$26.40

Edipous ED5401 Sphinx Long
Boxer Black
\$26.40

Edipous ED5402 Cosmos
Sporty Mesh Short Boxer
White
\$20.90

Edipous ED5402 Cosmos
Sporty Mesh Short Boxer Black
\$20.90



Search for a product, category or brand



0 item(s) - \$0.00

HOME · BRANDS · UNDERWEAR · SWIMWEAR · SHIRTS · PANTS · NEW ARRIVALS

· CLOSEOUT

Home > Brand > Edipous > **Edipous ED5400 Haemon Trunk Boxer White**

· CATEGORIES ·

Underwear +

Swimwear +

Shirts +

Pants +

Closeout

Shorts +

New Arrivals



Edipous ED5400 Haemon Trunk Boxer White

★★★★★ 0 review(s)

Also available in these color(s):



\$18.70

Brand: Edipous

Model No: ED5400-White

Color: *

Size: *

Qty:

Share



Search for a product, category or brand

0 item(s) - \$0.00

HOME · BRANDS · UNDERWEAR · SWIMWEAR · SHIRTS · PANTS · NEW ARRIVALS

· CLOSEOUT

Home > Search > Edipous ED7802 Polynices Steamy Thong White

· CATEGORIES ·

- Underwear +
- Swimwear +
- Shirts +
- Pants +
- Closeout
- Shorts +
- New Arrivals



Edipous ED7802 Polynices Steamy Thong White

0 review(s)

Also available in these color(s):



\$18.70

Brand: Edipous

Model No: ED7802-White

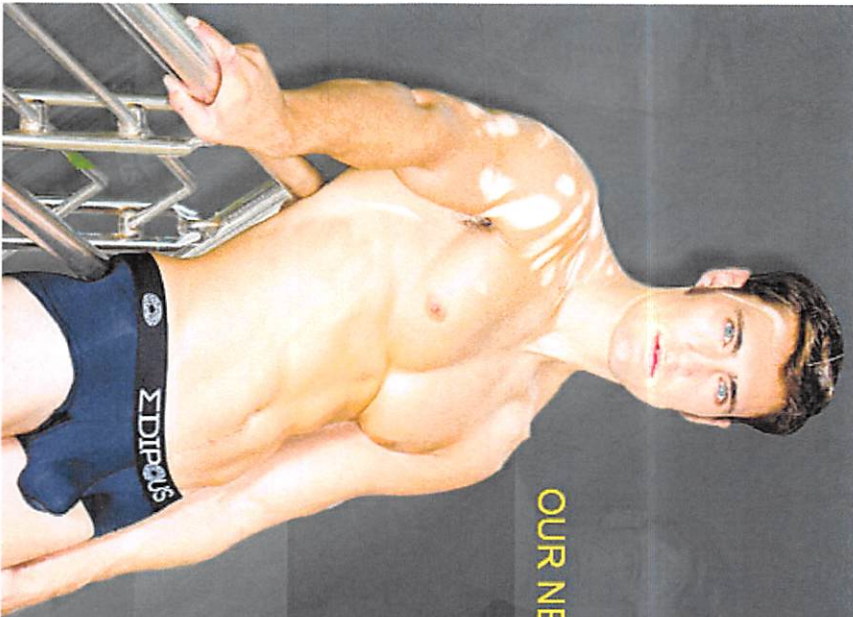
Color: White

Size: --- Please Select ---

Qty: - 1 +

Add to Cart

Share



ANNOUNCING
OUR NEWEST AND SEXIEST MEN'S UNDERWEAR BRAND MADE ESPECIALLY FOR MEN

ΣDIPPOUS

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Detail by Entity Name

Florida Profit Corporation

MENSUAS GROUPING, INC.

Filing Information

Document Number	P13000012365
FEI/EIN Number	46-1994349
Date Filed	02/06/2013
Effective Date	02/06/2013
State	FL
Status	ACTIVE
Last Event	AMENDMENT
Event Date Filed	03/10/2014
Event Effective Date	NONE

Principal Address

20911 JOHNSON ST., SUITE 105
PEMBROKE PINES, FL 33029

Changed: 03/10/2014

Mailing Address

20911 JOHNSON ST., SUITE 105
PEMBROKE PINES, FL 33029

Changed: 03/10/2014

Registered Agent Name & Address

EVANGELISTA LAW, P.A.
1395 BRICKELL AVENUE
501
MIAMI, FL 33131

Officer/Director Detail

Name & Address

Title P

GUTIERREZ, NILDA
20911 JOHNSON ST., SUITE 105
PEMBROKE PINES, FL 33029

Annual Reports

Report Year	Filed Date
2014	01/07/2014
2015	01/07/2015

FLORIDA DEPARTMENT OF STATE DIVISION OF CORPORATIONS



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Fictitious Name Search

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Fictitious Name Detail

Fictitious Name

SKIVIEZ.COM

Filing Information

Registration Number G15000012916
Status ACTIVE
Filed Date 02/05/2015
Expiration Date 12/31/2020
Current Owners 1
County BROWARD
Total Pages 1
Events Filed NONE
FEI/EIN Number 46-1994349

Mailing Address

20911 JOHNSON ST.
SUITE 105
PEMBROKE PINES, FL 33029

Owner Information

MENSUAS GROUPING, INC.
20911 JOHNSON ST., SUITE 105
PEMBROKE PINES, FL 33029
FEI/EIN Number: 46-1994349
Document Number: P13000012365

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