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**FOR SETTLEMENT PURPOSES ONLY
SUBJECT TO FEDERAL RULE OF EVIDENCE 408**

May 9, 2026

Brian Straley
Empower Baseball
436 North 100 East
Brigham City, Utah 84302

VIA ELECTRONIC MAIL

Re: Infringement of M[^]POWERED Trademark

Dear Mr. Straley:

Our firm represents Matrix Sports Strategic Partners LLC (“M[^]Powered”) in trademark and intellectual property matters, owner of the M[^]Powered[®] brand and registered trademarks for the same (Reg. Nos. 3433293 & 4502865.) We write to you today regarding Empower Baseball’s prominent use of the EMPOWER BASEBALL trademarks in connection with baseball-related services.

Since its inception in 2006, M[^]Powered Baseball has continuously manufactured, marketed, and distributed high-quality baseball bats and equipment. Over the past two decades, they have invested substantial time, effort, and financial resources into building their brand. As a direct result of these efforts, M[^]Powered has cultivated immense goodwill and consumer loyalty, becoming universally recognized by athletes, retailers, and industry professionals as a premier producer of elite baseball bats and related sporting goods.

It has recently come to our client’s attention that your organization, Empower Baseball (“EB”), is using the phrase “EMPOWER BASEBALL” for baseball-related instruction, products, and charitable services. We write to you today to discuss the likelihood of confusion between your company’s use of the EMPOWER BASEBALL mark and the M[^]POWERED BASEBALL trademark.

M[^]Powered respects EB’s mission and causes to support youth education and baseball in developing countries. However, the close nature of the goods and services of each company and the identical impression of each mark support M[^]Powered’s concern that EB’s use of the EMPOWER BASEBALL mark will irreparably harm M[^]Powered’s valuable trademark rights. In addition to its charity events and baseball camps for U.S. teams, EB offers merchandise through its online store, <https://www.bonfire.com/store/>

[empower-baseball/](#). It is not unexpected that EB would also sell bats, gloves, and other baseball items that directly overlap and compete with M^Powered's products.

Ultimately, if consumers believed that EB is associated with M^Powered (or vice versa, that M^Powered was associated with EB), neither company would have control over their respective trademarks, and both brands suffer harm.

To avoid irreparable harm, M^Powered requires that EB:

1. Cease all current and planned use of the EMPOWER mark.
2. Never use or seek registration of "EMPOWER", "MPOWERED" or any other confusingly similar mark in the future, whether alone or as a component of a logo, design, or other mark.

We request a response by **Friday, May 29th, 2026**. If we don't hear from EB, M^Powered will be forced to consider further legal action to protect its trademark rights.

Please note that nothing contained in this letter, nor any act or omission by M^Powered's staff, is intended or should be deemed to be a waiver, abridgment, alteration, modification, or reduction of any rights or remedies which M^Powered may have regarding this matter, and all rights and remedies, whether at law or in equity, are hereby expressly reserved.

Kind Regards,

A handwritten signature in black ink, appearing to read "Eric Perrott". The signature is fluid and cursive, with a large loop for the letter 'P' and a distinct 'R'.

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