

ESTTA Tracking number: **ESTTA396756**

Filing date: **03/07/2011**

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

Proceeding	91124762
Party	Plaintiff Kapalua Land Company Ltd.
Correspondence Address	MARTIN E HSIA CADES SCHUTTE LLLP PO BOX 939 HONOLULU, HI 96808 UNITED STATES mhsia@ca-des.com, cmiwa@ca-des.com, bhairston@ca-des.com
Submission	Plaintiff's Notice of Taking Testimony
Filer's Name	Martin E. Hsia, Reg. No. 32,471
Filer's e-mail	mhsia@ca-des.com, cmiwa@ca-des.com, bhairston@ca-des.com
Signature	/Martin E. Hsia/
Date	03/07/2011
Attachments	Notice of Testimonial Depositions.pdf (4 pages)(110640 bytes)

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

KAPALUA LAND COMPANY, LTD.,)	
)	
Opposer,)	
)	Opposition No.: 91124762
v.)	Serial No. 76/023,641
)	
INTERFASHION LTD. B.V.I. (by assignment)	Cancellation No.: 92/040092
from Kapalua Strickwaren GmbH) and)	Registration No. 2,115,124
Style & Spirit GmbH (joined as party defendant),)	
)	
Applicant.)	
_____)	

OPPOSER’S NOTICE OF TESTIMONIAL DEPOSITIONS
UPON ORAL EXAMINATION PURSUANT TO 37 CFR 2.123

TO: JOSEPH F. SCHMIDT, ESQ.
Husch Blackwell Sanders Welsh & Katz
120 South Riverside Plaza, 22nd Floor
Chicago, IL 60606-3912

Attorney for Applicant and Respondent

PLEASE TAKE NOTICE that Opposer and Petitioner KAPALUA LAND COMPANY, LTD. (“**Opposer**”) will take, in the above-captioned matter, the following testimonial depositions upon oral examination, pursuant to Rule 2.123 of the Trademark Rules of Practice, on the dates and at the times indicated below, before an officer authorized by law to administer oaths:

<u>Name of Deponent</u>	<u>Date/Time of Deposition</u>
Dana Pante c/o Martin E. Hsia, Esq. Colin O. Miwa, Esq. Cades Schutte LLP 1000 Bishop Street, Suite 1200 Honolulu, Hawaii 96813	March 29, 2011 10:00 a.m. (Pacific Time)

Name of Deponent

Date/Time of Deposition

Kathy Rivera
c/o Martin E. Hsia, Esq.
Colin O. Miwa, Esq.
Cades Schutte LLP
1000 Bishop Street, Suite 1200
Honolulu, Hawaii 96813

March 30, 2011
10:00 a.m.
(Pacific Time)

Adele H, Sumida
c/o Martin E. Hsia, Esq.
Colin O. Miwa, Esq.
Cades Schutte LLP
1000 Bishop Street, Suite 1200
Honolulu, Hawaii 96813

March 30, 2011
1:00 p.m.
(Pacific Time)

Caroline Peters Belsom
c/o Martin E. Hsia, Esq.
Colin O. Miwa, Esq.
Cades Schutte LLP
1000 Bishop Street, Suite 1200
Honolulu, Hawaii 96813

March 31, 2011
10:00 a.m.
(Pacific Time)

The above-listed testimonial depositions will be held at the offices of Ralph Rosenberg Court Reporters, 2233 West Vineyard Street, Suite A, Wailuku, Maui, Hawaii 96793, telephone (808) 524-2090. You are invited to attend (or participate via telephone conference) and cross-examine. If you will be participating via telephone conference, please advise Opposer's counsel by March 14, 2010, so that a teleconference line may be reserved.

The examinations will continue from day to day until completed. The schedule stated above is based on a good faith estimate of the amount of time which will be needed to complete the testimonial depositions. Depending on the circumstances, however, the time period may be longer or shorter. If needed, additional days may be scheduled later.

DATED: Honolulu, Hawaii, March 7, 2011.



Martin E. Hsia, Reg. No. 32,471

Colin O. Miwa

CADES SCHUTTE

A Limited Liability Law Partnership

P.O. Box 939

Honolulu, HI 96808

Tel: (808) 521-9200

Attorneys for Opposer and Petitioner
KAPALUA LAND COMPANY, LTD.

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KAPALUA LAND COMPANY, LTD.,)	
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Style & Spirit GmbH (joined as party defendant),)	
)	
Applicant.)	
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this date, a true and correct copy of the foregoing was duly served by electronic mail and U.S. first class mail, postage prepaid, addressed as follows:

JOSEPH F. SCHMIDT, ESQ.
Husch Blackwell Sanders Welsh & Katz
120 South Riverside Plaza, 22nd Floor
Chicago, IL 60606-3912

Attorney for Applicant and Respondent

DATED: Honolulu, Hawaii, March 7, 2011.



Martin E. Hsia, Reg. No. 32,471
Colin O. Miwa
CADES SCHUTTE
A Limited Liability Law Partnership
P.O. Box 939
Honolulu, HI 96808
Tel: (808) 521-9200

Attorneys for Opposer and Petitioner
KAPALUA LAND COMPANY, LTD.