

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

**RE : OPPOSITION NO. 151,757**

**COLUMBIA INSURANCE COMPANY  
&  
H.H. BROWN SHOE COMPANY  
VS.  
LENWORTH ALEXANDER HYATT**

12-05-2002

U.S. Patent & TMOfc/TM Mail Rcpt Dt. #56

**REQUEST TO PRODUCE DOCUMENTS AND THINGS**

Pursuant to 37 CFR § 2.120 of The Trademark Rules of Practice Defendant request that the new attorneys for Opposers Gene S. Winter, and Mark J. Speciner, at St. Onge Steward Johnson & Reens LLC, 986 Bedford Street, Siamford, CT. 06905, submit documents and things to support the allegation presented in the opposition to Serial No. 76/242,606, within 30 days by Postal Mail addressed to Defendant at P.O. Box 4864, Hollywood FL. 33083.

**DOCUMENT REQUEST NO. 1**

Documents and things to confirm Columbia Insurance Company is the owner of Registered Number 1,981,495 ( H-Mark).

**DOCUMENT REQUEST NO. 2**

Documents and things to confirm H.H.. Brown Shoe Company, Inc. is licensed by Columbia Shoe Company to use the H-Mark .

**DOCUMENTS REQUEST NO. 3**

Documents and things to confirm Opposers use, and have used since 1979, the H-Mark trademark in Interstate Commerce, with footwear and the like.

**DOCUMENT REQUEST NO. 4**

Documents and things showing Serial No. 76/242,606 as applied to footwear so resembles the previously used H-Mark of Opposers, as used in connection with Opposers goods.

**DOCUMENT REQUEST NO. 5**

Documents and things to confirm Applicant Mark Serial No. 76/242,606 is likely to cause confusion, or mistake, or to deceive consumers as to any association between Opposers H-Mark .

**DOCUMENT REQUEST NO. 6**

Documents and things to confirm Serial No. 76/242,606 as applied to footwear so resemble the previously used H-Mark of Opposers, as used in connection with Opposers goods,

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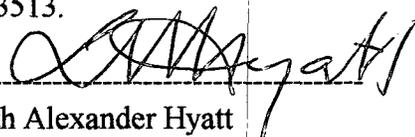
will likely dilute the distinctiveness of Opposers Trademark.

**DOCUMENT REQUEST NO. 7**

Documents and things to confirm that based upon the forgoing, the registration of Serial No. 76/242,606 will cause injury and damage to Opposers.

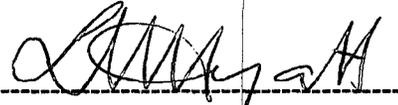
**CERTIFICATE OF MAILING**

I Lenworth Alexander Hyatt hereby certifies that this correspondence is being deposited with The United States Post Office as Certified Mail, addressed to The Trademark Trial and Appeal Board, 2900 Crystal Drive, Arlington, VA. 22202 -3513.

ON December 12, 2002 BY   
Date Lenworth Alexander Hyatt

**CERTIFICATE OF SERVICE**

I Lenworth Alexander Hyatt hereby certifies that this correspondence was deposited with The United States Post Office as Certified Mail, to be served on attorneys for Opposers Gene S. Winter, and Mark J. Speciner, at St. Onge Steward Johnson & Reens LLC. , At 986 Bedford Street, Stamford, CT. 06905.

ON December 12, 2002 BY   
Date Lenworth Alexander Hyatt