

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Mailed: March 3, 2005

Opposition No. **91161339**

Target Brands, Inc.

v.

Chung, Won Young

Peter Cataldo, Interlocutory Attorney

It is noted that on February 15, 2005, opposer herein filed with the Board copies of discovery requests served upon applicant. The parties will note, however, that discovery requests, discovery responses, and materials or depositions obtained through the discovery process, should not be filed with the Board except when submitted:

(1) With a motion relating to discovery [i.e., motion to compel, motion to determine the sufficiency of an answer or objection to a request for admission, motion for leave to serve additional interrogatories, etc.];

(2) In support of or in response to a motion for summary judgment;

(3) Under a notice of reliance during a party's testimony period; or

(4) As exhibits to a testimony deposition.

See Trademark Rules 2.120(j)(6) and (j)(8). See also *Chicago Corp. v. North American Chicago Corp.*, 16 USPQ2d 1479 (TTAB 1990); and *Kellogg Co. v. Pack'Em Enterprises, Inc.*, 14 USPQ2d 1545 (TTAB 1990), *aff'd*, 951 F.2d 330, 21 USPQ2d 1142 (Fed. Cir. 1991).

Accordingly, the parties are hereby ordered to refrain from submitting further papers related to discovery in this proceeding except in the situations indicated above.

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