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Filing date: **02/06/2007**

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

Proceeding	91165519
Party	Plaintiff Corporacion Habanos, S.A. Corporacion Habanos, S.A. Corporacion Habanos, S.A. Avenida 3ra, #2006, e/20 y 22Miramar Havana, CUBA
Correspondence Address	David B. Goldstein Rabinowitz, Boudin, Standard, Krinsky & Lieberman 111 Broadway, 11th Floor New York, NY 10006-1901 UNITED STATES dgoldstein@rbskl.com, cobrien@rbskl.com
Submission	Plaintiff's Notice of Taking Testimony
Filer's Name	David B. Goldstein
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Signature	/David B. Goldstein/
Date	02/06/2007
Attachments	HC.DepNot.morejon.pdf ( 2 pages )(99631 bytes ) HC.DepNotice.marrero.pdf ( 2 pages )(99376 bytes )

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

In the matter of Trademark Application  
Serial No. 78/363024  
Filed February 5, 2004  
For the mark HAVANA CLUB  
Published in the *Official Gazette* on December 14, 2004

CORPORACION HABANOS, S.A.,	)	
	)	Opposition No. 91165519
Opposer,	)	
	)	
v.	)	
	)	
ANNCAS, INC.,	)	
	)	
Applicant.	)	
	)	

**NOTICE OF TAKING TESTIMONY DEPOSITION  
UPON WRITTEN QUESTIONS**

PLEASE TAKE NOTICE THAT, pursuant to Fed. R. Civ. P. 31, and 37 C.F.R. §§ 2.120(c) and 2.124, Corporacion Habanos, S.A. (“Opposer”), by its attorneys, will take the testimony deposition on written questions, pursuant to the attached written questions (Schedule A) and attached exhibits, of Manuel Garcia Morejon, pursuant to the procedures set forth in 37 C.F.R. § 2.124, at the office of AROCHI, MARROQUIN & LINDER, Torre Mural, Insurgentes Sur 1605, 20<sup>th</sup> Floor, 03900 Mexico, D.F. Mexico, at a date and time to be determined.

The deposition shall be taken, under oath, before a court reporter authorized to administer oaths in the place where the deposition is held, either by the law thereof, or by the law of the United States, or by other person so authorized in Fed. R. Civ. P. 28. The verbal responses to the written questions shall be recorded by the court reporter.

Dated: February 6, 2007

Respectfully submitted,

By:                   /David B. Goldstein/                    
David B. Goldstein  
RABINOWITZ, BOUDIN, STANDARD,  
KRINSKY & LIEBERMAN, P.C.  
111 Broadway, 11<sup>th</sup> Floor  
New York, New York 10006  
(212) 254-1111

**CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of the foregoing document was served on Applicant by mailing, postage prepaid, said copy on February 6, 2007 via U.S. Mail to:

Jesus Sanchelima.  
SANCHELIMA & ASSOCIATES, P.A.  
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*Counsel for Applicant Annecas, Inc.*

                  /David B. Goldstein/                    
DAVID B. GOLDSTEIN

**CERTIFICATE OF ELECTRONIC FILING**

I HEREBY CERTIFY that the foregoing document in Opposition No. 91165519 is being filed electronically on behalf of Corporacion Habanos, S.A., today, February 6, 2007, on the Electronic System for Trademark Trial and Appeals for the United States Patent and Trademark Office (without Schedule A or exhibits).

                  /David B. Goldstein/                    
David B. Goldstein

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*Counsel for Applicant Annecas, Inc.*

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          /David B. Goldstein/            
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