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

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| Proceeding | 91184456 |
| Party | Plaintiff L'Oreal USA, Inc. |
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| Date | 05/26/2009 |
| Attachments | Opposer's Pretrial Disclosures.pdf (4 pages)(258845 bytes) |

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

In the Matter of Application Serial No. 76/596,736
Published in the Official Gazette on May 6, 2008
Mark: L'OREAL PARIS

L'ORÉAL S.A. and L'ORÉAL USA, INC.,

Opposer,

v.

ROBERT VICTOR MARCON,

Applicant.

Opposition No. 91184456

OPPOSER'S PRETRIAL DISCLOSURE OF WITNESSES

Pursuant to Trademark Rule 2.121(e), 37 C.F.R. 2.121(e), and Rule 26(a)(3) of the Federal Rules of Civil Procedure, Opposer L'Oréal S.A. and L'Oréal USA, Inc. (collectively, "L'Oréal" or "Opposer") makes the following disclosures without waiving or intending to waive, but on the contrary preserving and intending to preserve the right, at any time, to revise, correct, supplement, clarify and/or amend the disclosures set forth herein as additional information and/or witnesses become known or available.

The following individuals are expected to or may testify, either by oral testimony or by affidavit if the parties so stipulate in writing under Trademark Rule 2.123(b), 37 C.F.R. 2.123(b):

Lisa J Capparelli, Vice President, L'Oréal Paris, Integrated Marketing Communications.
Expected testimony and exhibits regarding the extent and nature of use, and intended use, of the L'OREAL PARIS and L'OREAL marks; sales, advertising, and promotion of the L'OREAL PARIS

and L'OREAL marks; consumer awareness of the L'OREAL PARIS and L'OREAL marks; fame of the L'OREAL PARIS and L'OREAL marks; and relatedness of L'Oréal's goods and the goods for which Applicant has applied to use its mark.

Michael A. Trese, Vice President, L'Oréal Paris, Public Relations. Expected testimony and exhibits regarding the extent and nature of use, and intended use, of the L'OREAL PARIS and L'OREAL marks; sales, advertising, and promotion of the L'OREAL PARIS and L'OREAL marks; consumer awareness of the L'OREAL PARIS and L'OREAL marks; fame of the L'OREAL PARIS and L'OREAL marks; and relatedness of L'Oréal's goods and the goods for which Applicant has applied to use its mark.

Mark B. Brooks, Vice President, Consumer Products Division, Consumer & Market Intelligence. Expected testimony and exhibits regarding the extent and nature of use, and intended use, of the L'OREAL PARIS and L'OREAL marks; sales, advertising, and promotion of the L'OREAL PARIS and L'OREAL marks; consumer awareness of the L'OREAL PARIS and L'OREAL marks; fame of the L'OREAL PARIS and L'OREAL marks; and relatedness of L'Oréal's goods and the goods for which Applicant has applied to use its mark.

Anne B. Talley, Senior Vice President, L'Oréal Paris, Marketing. Expected testimony and exhibits regarding the extent and nature of use, and intended use, of the L'OREAL PARIS and L'OREAL marks; sales, advertising, and promotion of the L'OREAL PARIS and L'OREAL marks; consumer awareness of the L'OREAL PARIS and L'OREAL marks; fame of the L'OREAL PARIS and L'OREAL marks; and relatedness of L'Oréal's goods and the goods for which Applicant has applied to use its mark.

Sanjay J. Devi, Vice President, L'Oréal Paris, Finance. Expected testimony and exhibits regarding the extent and nature of use, and intended use, of the L'OREAL PARIS and L'OREAL marks; sales, advertising, and promotion of the L'OREAL PARIS and L'OREAL marks; consumer awareness of the L'OREAL PARIS and L'OREAL marks; fame of the L'OREAL PARIS and L'OREAL marks; and relatedness of L'Oréal's goods and the goods for which Applicant has applied to use its mark.

Each of the aforementioned individuals is employed by L'Oréal and has the following address and telephone number:

575 Fifth Avenue
New York, New York 10017-2450
212-984-4000

Dated: May 26, 2009

Respectfully submitted,

PAUL, HASTINGS, JANOFSKY
& WALKER LLP

By: Robert L. Sherman
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Attorneys for L'Oréal U.S.A., Inc. and L'Oréal S.A.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and complete copy of Opposer's Pretrial Disclosure of Witnesses has been served upon Robert Victor Marcon, 3471 Sinnicks Avenue, Niagara Falls, Ontario, CANADA, by mailing a true copy of the same via First Class Mail, postage prepaid, on May 26, 2009.

A handwritten signature in cursive script, reading "Natalie G. Furman", is written over a horizontal line.

Natalie G. Furman