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

Proceeding	91184529
Party	Plaintiff Georgia-Pacific Consumer Products LP
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Submission	Motion for Summary Judgment
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Signature	/Charlene R. Marino/
Date	01/06/2011
Attachments	2011.01.06 Georgia-Pacific Redacted MSJ.Declaration of Marino.Exh. 1 -13.pdf (116 pages)(6333485 bytes)

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

GEORGIA-PACIFIC CONSUMER
PRODUCTS LP,

Opposer,

v.

GLOBAL TISSUE GROUP, INC.

Applicant.

Opposition No.: 91184529
Serial No.: 77/364,616

OPPOSER'S MOTION FOR SUMMARY JUDGMENT
AND BRIEF IN SUPPORT

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Pursuant to Rule 56 of the Federal Rules of Civil Procedure, Opposer Georgia-Pacific Consumer Products LP (“Georgia-Pacific”) moves the Board for summary judgment because there is no evidence in the record to show that Applicant Global Tissue Group, Inc. (“GTG”) had a bona fide intent to use the QUILTY mark in the United States at the time of the filing of the application.

In support of this motion, Georgia-Pacific relies upon the following Brief and the Declaration of Charlene R. Marino (“Marino Dec.”) and supporting exhibits. Georgia-Pacific respectfully requests that the Board grant its Motion for Summary Judgment.

I. INTRODUCTION

The Board should sustain the Opposition as a matter of law because, at the time the application was filed, GTG lacked a bona fide intent to use the QUILTY mark as required by Section 1(b) of the Lanham Act. Despite years of discovery, including motions to compel and multiple depositions of GTG witnesses, GTG produced no documents evidencing any plans to use the QUILTY mark, and its witnesses readily admitted that GTG took no steps to develop, advertise, market, or sell any goods under the QUILTY mark. The only “evidence” to which GTG points in support of its allegation of bona fide intent is the fact that it filed the application and is defending this opposition proceeding. The Board’s precedent is clear, however, that filing an application or defending an opposition is insufficient to establish a bona fide intent to use under Section 1(b).

II. STATEMENT OF UNDISPUTED MATERIAL FACTS

A. Georgia-Pacific and its QUILTED Marks

Georgia-Pacific is an industry leader that manufactures, markets, and sells bathroom tissue, facial tissue, napkins, and related consumer products to the retail and away-from-home

channels throughout the United States and the world. For many years Georgia-Pacific has sold QUILTED NORTHERN® bath tissue, and it is the owner of numerous registered trademarks incorporating the “QUILT” formative (the “QUILTED Marks”), including the following cited in the Notice of Opposition (Dkt. 1):

Mark	Reg. No.	Goods	Status
QUILTED	2,957,128	Bathroom tissue	Registered 5/31/05
QUILTED & Design	2,933,048	Bathroom tissue	Registered 3/15/05
QUILTED NORTHERN	2,209,027	Bathroom tissue	Incontestable; Registered 12/8/98
QUILTED NORTHERN	2,663,438	Bathroom tissue	Incontestable; Registered 12/17/02
QUILTED NORTHERN ULTRA	2,059,102	Bathroom tissue	Incontestable; Registered 5/6/97
QUILTED NORTHERN PS	3,293,547	Bathroom tissue	Registered 9/18/07
QUILTING	2,872,813	Bathroom tissue	Registered 8/10/04
IT'S ALL IN THE QUILTING	2,867,895	Bathroom tissue	Registered 7/27/04
PLUSH-QUILTS	3,069,376	Bathroom tissue	Registered 3/14/06
ACOLCHINADO ("QUILTED" in Spanish)	3,170,713	Bathroom tissue	Registered 11/14/06

(Marino Dec. ¶¶ 2-11, Exs. 1-10.)

GTG also stated in its responses to Georgia-Pacific's document requests that it had **no** documents regarding (1) the intended classes of customers for products to be sold under the QUILTY mark, (2) the intended channels of trade, (3) the intended retail outlets, or (4) the intended methods for advertising and promoting the products. (*Id.* at 9-11 (*see* responses to Request Nos. 19-22).) [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

GTG further admitted in response to Georgia-Pacific's Requests for Admission that it has not (1) designed any packaging featuring the QUILTY mark; (2) created any advertising featuring the QUILTY mark; or (3) manufactured any products on which it intends to use the QUILTY mark. (*See* Marino Dec. ¶ 14, Ex. 13 at 33.) Discovery in this proceeding closed on November 24, 2010, and GTG has not supplemented or amended its discovery responses.

III. ARGUMENT AND CITATION OF AUTHORITY

A. Legal Standards Governing Summary Judgment.

Summary judgment is proper "if the pleadings, depositions, answers to interrogatories, and admissions on file, together with the affidavits, if any, show that there is no genuine issue as to any material fact and that the moving party is entitled to a judgment as a matter of law." *Celotex Corp. v. Catrett*, 477 U.S. 317, 322 (1986) (citing FED. R. CIV. P. 56(c)). Once the moving party has shown that no genuine issue of fact exists, the burden shifts to the non-moving party to demonstrate the existence of a factual issue. *Matsushita Elec. Indus. Co. v. Zenith Radio Corp.*, 475 U.S. 574, 587 (1986).

The non-moving party cannot rest on mere allegations or denials of the pleadings but must present specific facts showing a genuine issue for trial. *See* FED. R. CIV. P. 56(e). Disputed

facts that do not resolve or affect the outcome of the litigation will not preclude the entry of summary judgment. *See Anderson v. Liberty Lobby, Inc.*, 477 U.S. 242, 247-48 (1986) (explaining “that the mere existence of some alleged factual dispute between the parties will not defeat an otherwise properly supported motion for summary judgment; the requirement is that there be no genuine issue of material fact.”). The non-moving party “must do more than simply show that there is some metaphysical doubt as to the material facts.” *Matsushita*, 475 U.S. at 586. “[W]here the record taken as a whole could not lead a rational trier of fact to find for the nonmoving party, there is no ‘genuine issue for trial,’” and the moving party must prevail as a matter of law. *Anderson*, 477 U.S. at 261.

Summary judgment is regarded as “a salutary method of disposition designed to secure the just, speedy and inexpensive determination of every action.” *Sweats Fashions Inc. v. Pannill Knitting Co.*, 833 F.2d 1560, 1562 (Fed. Cir. 1987). Therefore, the Board should “not hesitate to dispose of cases on summary judgment when appropriate.” T.B.M.P. § 528.01.

B. Georgia-Pacific’s Opposition Should be Sustained as a Matter of Law Due to GTG’s Lack of a Bona Fide Intent to Use the QUILTY Mark.

[REDACTED]

Under Section 1(b) of the Lanham Act, “[a] person who has a bona fide intention, under circumstances showing the good faith of such person, to use a trademark in commerce may request registration of its trademark on the principal register” 15 U.S.C. § 1051(b)(1).

Whether a party has a bona fide intent to use a mark in commerce is “an objective determination based on all the circumstances.” *Research In Motion Ltd. v. NBOR Corp.*, 92 U.S.P.Q.2d 1926, 1930 (T.T.A.B. 2009). The applicant must prove that it has a good faith intent to use the mark “in the ordinary course of trade and not merely to reserve a right in the mark.” *Commodore Elecs., Ltd. v. CBM Kabushiki Kaisha*, 26 U.S.P.Q.2d 1503, 1506–07 (T.T.A.B. 1993).

It is well established that, even at the summary judgment stage, “the absence of any documentary evidence regarding an applicant’s *bona fide* intention to use a mark in commerce is sufficient to prove that an applicant lacks such intention as required by Section 1(b) of the Trademark Act.” *Honda Motor Co. v. Winkelmann*, 90 U.S.P.Q.2d 1660, 1662 (T.T.A.B. 2009) (sustaining opposition on summary judgment where applicant could not provide any documentary evidence showing it had a bona fide intent to use the mark in commerce). *See also Commodore*, 26 U.S.P.Q.2d at 1507 (“[T]he absence of any documentary evidence on the part of an applicant regarding such intent is sufficient to prove that the applicant lacks a bona fide intention to use its mark in commerce as required by Section 1(b).”).

Thus, when opposer shows that the applicant lacks documentary evidence of a bona fide intent to use the mark, the burden shifts to the applicant to prove bona fide intent through admissible evidence. *See Research in Motion*, 92 U.S.P.Q.2d at 1930 (sustaining opposition because of applicant’s lack of a bona fide intent to use the mark in commerce); *Boston Red Sox Baseball Club LP v. Sherman*, 88 U.S.P.Q.2d 1581, 1587 (T.T.A.B. 2008) (no bona fide intent to use proposed mark where opposer met initial burden of showing absence of documentary evidence). Summary judgment is appropriate where the applicant lacks admissible documentary evidence proving a bona fide intent to use the mark:

Opposer has established that there is no genuine issue of material fact that applicant lacks documentary evidence to support his claim of bona fide intent in

his application, a fact which establishes, prima facie, that applicant lacked the requisite bona fide intent when he filed his application. If un rebutted, opposer's showing suffices to establish opposer's entitlement to summary judgment on the bona fide intent claim.

Padres L.P. v. Munoz, Opp. No. 91187852, 2010 WL 1720596, at *3 (T.T.A.B. Apr. 15, 2010).

See also *Honda Motor*, 90 U.S.P.Q.2d at 1662 ("To raise a genuine issue of material fact, applicant must rely on specific facts that establish the existence of an ability and willingness to use the mark in the United States to identify its claimed [goods] at the time of filing of the application.").

[REDACTED]

[REDACTED] GTG confirmed this testimony in its response to Requests for Admission, admitting that it has not designed any packaging or advertising featuring the QUILTY mark. (Marino Dec. Ex. 13 at 33.)

GTG's lack of a bona fide intent to use the QUILTY mark in the United States also is apparent from the complete lack of documentary evidence. GTG admitted in its responses to Georgia-Pacific's document requests that it has no documents regarding (i) its representation in the QUILTY Application that it had an intent to use the mark at the time of filing; (ii) its planned use, marketing, and advertising of the QUILTY mark; (iii) marketing plans, promotional plans,

budgets, and projected sales pertaining to the QUILTY mark; (iv) the intended classes of customers for products to be sold under the QUILTY mark, (v) the intended channels of trade, (vi) the intended retail outlets, or (iv) the intended methods for advertising and promoting the products. (Marino Dec. Ex. 12 at 6-11, 14 (*see* responses to Request Nos. 11, 15, 19-22, and 31).)

This complete lack of evidence demonstrating any intent to use the QUILTY mark means there exist no genuine issues of fact regarding GTG's lack of a bona fide intent to use the mark under Section 1(b). The Board should find as a matter of law that GTG cannot prove that it had a bona fide in intent to use the QUILTY mark at the time the application was filed, and should sustain the Opposition in Georgia-Pacific's favor.

IV. CONCLUSION

Because the undisputed facts show that GTG lacked a bona fide intent to use the QUILTY mark in commerce at the time it filed its application, Georgia-Pacific respectfully requests that the Board grant its motion for summary judgment and sustain the Opposition.

This 6th day of January, 2011.

/s/Charlene R. Marino
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Attorneys for Opposer Georgia-Pacific
Consumer Products LP

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

GEORGIA-PACIFIC CONSUMER
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v.

GLOBAL TISSUE GROUP, INC.

Applicant.

Opposition No.: 91184529

Serial No.: 77/364,616

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this date, January 6, 2011, a copy of this Motion for Summary Judgment and Brief in Support has been served upon Applicant, by email and by U.S. mail, to Applicant's current identified counsel, as set forth below:

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/s/Charlene R. Marino
Charlene R. Marino

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

GEORGIA-PACIFIC CONSUMER
PRODUCTS LP,

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v.

GLOBAL TISSUE GROUP, INC.

Applicant.

Opposition No.: 91184529

Serial No.: 77/364,616

DECLARATION OF CHARLENE R. MARINO

I, Charlene R. Marino, make the following Declaration:

1. My name is Charlene R. Marino. I am an attorney at Kilpatrick Stockton, counsel for Opposer Georgia-Pacific Consumer Products, LP (“Georgia-Pacific”) in the above-styled Opposition proceeding. I am over the age of twenty-one and have personal knowledge of the facts stated in this declaration, which are true and correct to the best of my knowledge.
2. A registration certificate showing the current status and title of U.S. trademark Registration No. 2,957,128 covering the mark QUILTED is attached as **Exhibit 1**.
3. A registration certificate showing the current status and title of U.S. trademark Registration No. 2,933,048 covering the mark QUILTED (& design) is attached as **Exhibit 2**.
4. A registration certificate showing the current status and title of U.S. trademark Registration No. 2,209,027 covering the mark QUILTED NORTHERN is attached as **Exhibit 3**.
5. A registration certificate showing the current status and title of U.S. trademark Registration No. 2,663,438 covering the mark QUILTED NORTHERN is attached as **Exhibit 4**.

6. A registration certificate showing the current status and title of U.S. trademark Registration No. 2,059,102 covering the mark QUILTED NORTHERN ULTRA is attached as **Exhibit 5**.
7. A registration certificate showing the current status and title of U.S. trademark Registration No. 3,293,547 covering the mark QUILTED NORTHERN PS is attached as **Exhibit 6**.
8. A registration certificate showing the current status and title of U.S. trademark Registration No. 2,872,813 covering the mark QUILTING is attached as **Exhibit 7**.
9. A registration certificate showing the current status and title of U.S. trademark Registration No. 2,867,895 covering the mark IT'S ALL IN THE QUILTING is attached as **Exhibit 8**.
10. A registration certificate showing the current status and title of U.S. trademark Registration No. 3,069,376 covering the mark PLUSH-QUILTS is attached as **Exhibit 9**.
11. A registration certificate showing the current status and title of U.S. trademark Registration No. 3,170,713 covering the mark ACOLCHINADO is attached as **Exhibit 10**.
12. A true and correct copy of relevant portions of the deposition of Philip Shaoul, taken on June 24, 2009 is attached as **Exhibit 11**. In his deposition, Mr. Shaoul served as the corporate representative of Applicant Global Tissue Group, Inc. ("GTG") pursuant to Fed. R. Civ. P. 30(b)(6).
13. A true and correct copy of Applicant's Responses to Opposer's First Request for Production of Documents and Things, served by GTG on November 18, 2008, is attached as **Exhibit 12**.

14. A true and correct copy of Applicant's Responses to Opposer's First Request for Admission, served by GTG on June 23, 2010, is attached as **Exhibit 13**.

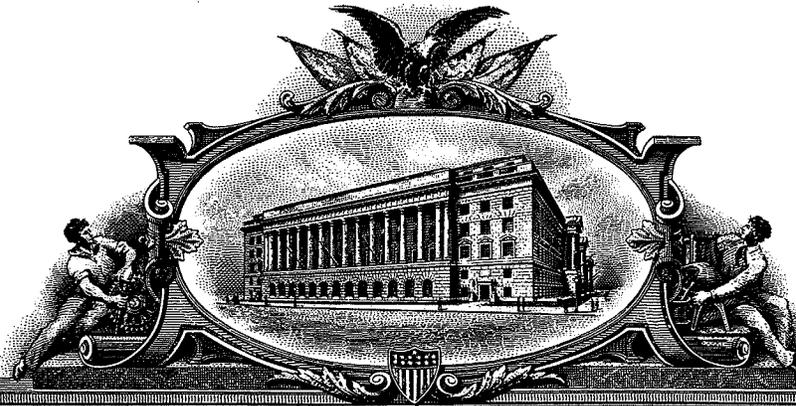
Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

This 6th day of January, 2011.

/s/Charlene R. Marino
Charlene R. Marino

EXHIBIT 1

7249880



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

August 03, 2010

THE ATTACHED U.S. TRADEMARK REGISTRATION 2,957,128 IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF 10 YEARS FROM *May 31, 2005*

SECTION 8

SAID RECORDS SHOW TITLE TO BE IN:

GEORGIA-PACIFIC CONSUMER PRODUCTS LP

A DELAWARE LIMITED PARTNERSHIP

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office

N. WILLIAMS

Certifying Officer



Int. Cl.: 16

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38 and 50

Reg. No. 2,957,128

United States Patent and Trademark Office

Registered May 31, 2005

**TRADEMARK
PRINCIPAL REGISTER**

QUILTED

FORT JAMES OPERATING COMPANY (VIRGINIA CORPORATION)

GA030-41N

133 PEACHTREE STREET, N.E.

ATLANTA, GA 30303

FOR: BATH TISSUE, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FIRST USE 1-7-1993; IN COMMERCE 1-7-1993.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 1,877,561, 2,663,438 AND OTHERS.

SEC. 2(F).

SER. NO. 78-358,508, FILED 1-28-2004.

ALICE BENMAMAN, EXAMINING ATTORNEY

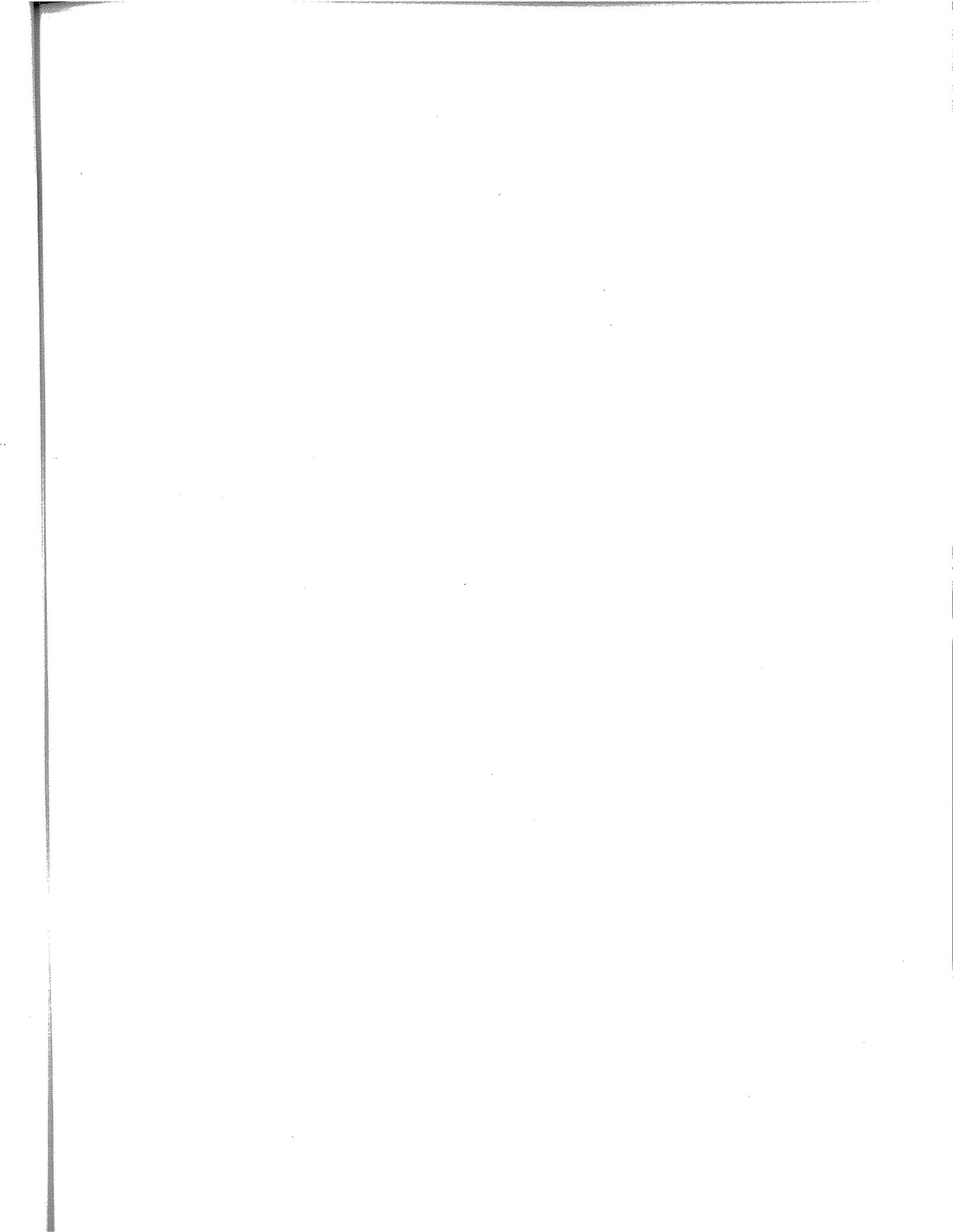
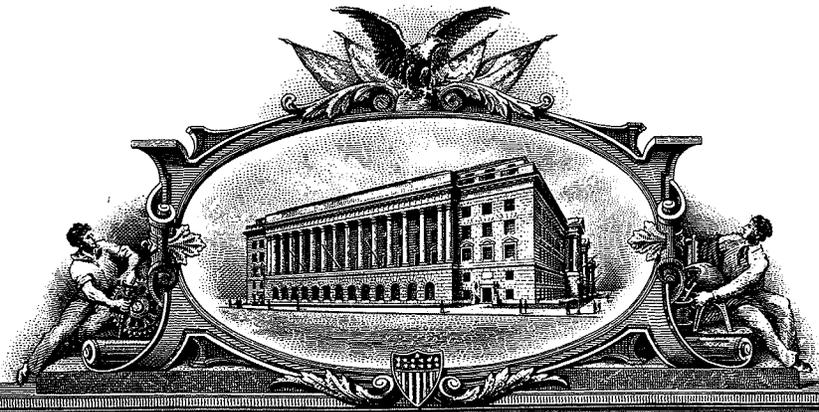


EXHIBIT 2

7249880



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

July 22, 2010

THE ATTACHED U.S. TRADEMARK REGISTRATION 2,933,048 IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF 10 YEARS FROM *March 15, 2005*

SAID RECORDS SHOW TITLE TO BE IN:

***GEORGIA-PACIFIC CONSUMER PRODUCTS LP
A LIMITED PARTNERSHIP OF DELAWARE***

**By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office**

W. Montgomery
W. MONTGOMERY
Certifying Officer



Int. Cl.: 16

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38 and 50

United States Patent and Trademark Office

Reg. No. 2,933,048

Registered Mar. 15, 2005

**TRADEMARK
PRINCIPAL REGISTER**



FORT JAMES OPERATING COMPANY (VIRGINIA CORPORATION)

GA030-41N

133 PEACHTREE STREET, N.E.

ATLANTA, GA 30303

FOR: BATH TISSUE, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FIRST USE 1-7-1993; IN COMMERCE 1-7-1993.

OWNER OF U.S. REG. NOS. 2,209,027, 2,663,438 AND OTHERS.

THE MARK CONSISTS OF THE WORD QUILTED IN PUFFY LETTERING.

SEC. 2(F).

SER. NO. 78-362,424, FILED 2-4-2004.

INGRID C. EULIN, EXAMINING ATTORNEY

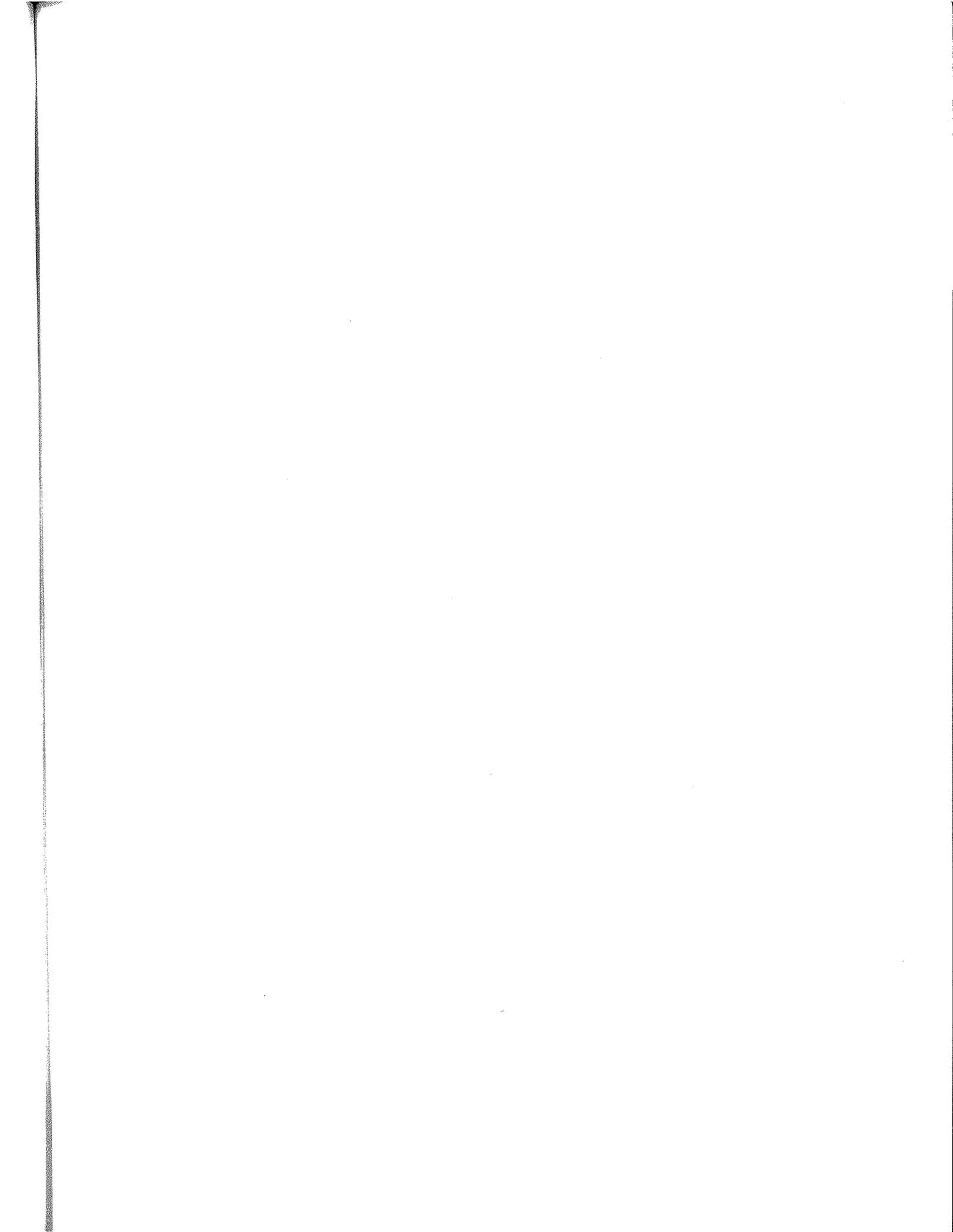
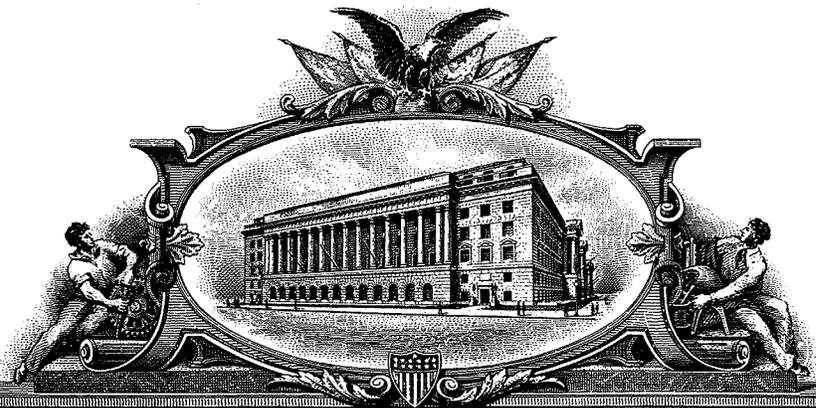


EXHIBIT 3

7249880



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

**UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office**

July 22, 2010

**THE ATTACHED U.S. TRADEMARK REGISTRATION 2,209,027 IS
CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND
EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN
THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES
PATENT AND TRADEMARK OFFICE.**

**REGISTERED FOR A TERM OF 10 YEARS FROM *December 08, 1998*
1st RENEWAL FOR A TERM OF 10 YEARS FROM *December 08, 2008*
SECTION 8 & 15**

SAID RECORDS SHOW TITLE TO BE IN:

***GEORGIA-PACIFIC CONSUMER PRODUCTS LP
A LIMITED PARTNERSHIP OF DELAWARE***

**By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office**

W. Montgomery
W. MONTGOMERY
Certifying Officer



Int. Cl.: 16

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38 and 50

Reg. No. 2,209,027

United States Patent and Trademark Office

Registered Dec. 8, 1998

**TRADEMARK
PRINCIPAL REGISTER**

QUILTED NORTHERN

**FORT JAMES OPERATING COMPANY (VIR-
GINIA CORPORATION)
120 TREDEGAR STREET
RICHMOND, VA 23218**

**OWNER OF U.S. REG. NOS. 421,794, 1,877,561,
AND 2,059,102.**

**NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "QUILTED", APART FROM
THE MARK AS SHOWN.**

**FOR: BATHROOM TISSUE, IN CLASS 16 (U.S.
CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).**

SER. NO. 75-395,188, FILED 11-24-1997.

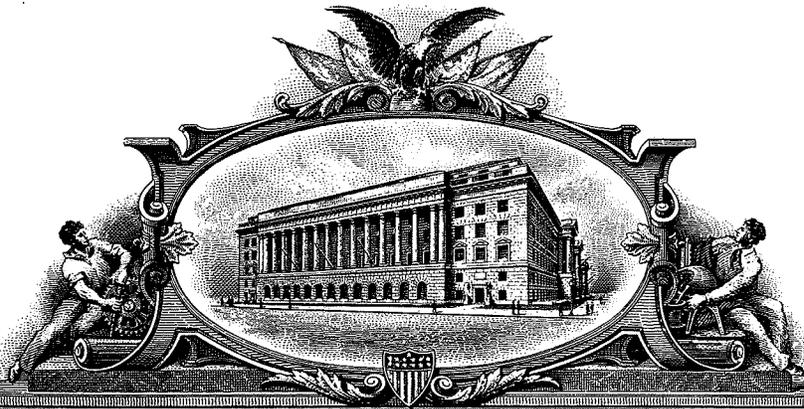
**FIRST USE 1-7-1993; IN COMMERCE
1-7-1993.**

**ANDREW BENZMILLER, EXAMINING AT-
TORNEY**

10-21-19

EXHIBIT 4

7249880



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

July 22, 2010

THE ATTACHED U.S. TRADEMARK REGISTRATION 2,663,438 IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF 10 YEARS FROM *December 17, 2002*
SECTION 8 & 15

SAID RECORDS SHOW TITLE TO BE IN:

GEORGIA-PACIFIC CONSUMER PRODUCTS LP
A LIMITED PARTNERSHIP OF DELAWARE

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office


W. MONTGOMERY
Certifying Officer



Int. Cl.: 16

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38 and 50

Reg. No. 2,663,438

United States Patent and Trademark Office

Registered Dec. 17, 2002

**TRADEMARK
PRINCIPAL REGISTER**

QUILTED NORTHERN

**FORT JAMES OPERATING COMPANY (VIRGINIA CORPORATION)
133 PEACHTREE STREET NE
ATLANTA, GA 30303**

SEC. 2(F).

FOR: PACK OF BATH TISSUE, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

SER. NO. 78-113,158, FILED 3-7-2002.

FIRST USE 1-7-1993; IN COMMERCE 1-7-1993.

BARBARA BROWN, EXAMINING ATTORNEY

EXHIBIT 5

7249880



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

July 22, 2010

THE ATTACHED U.S. TRADEMARK REGISTRATION 2,059,102 IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF 10 YEARS FROM *May 06, 1997*

1st RENEWAL FOR A TERM OF 10 YEARS FROM *May 06, 2007*

SECTION 8 & 15

SAID RECORDS SHOW TITLE TO BE IN:

GEORGIA- PACIFIC CONSUMER PRODUCTS LP

A LIMITED PARTNERSHIP OF DELAWARE

By Authority of the

**Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office**


W. MONTGOMERY
Certifying Officer



Int. Cl.: 16

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38 and 50

Reg. No. 2,059,102

United States Patent and Trademark Office

Registered May 6, 1997

**TRADEMARK
PRINCIPAL REGISTER**

QUILTED NORTHERN ULTRA

**JAMES RIVER PAPER COMPANY, INC. (VIR-
GINIA CORPORATION)
P.O. BOX 6000
NORWALK, CT 068566000**

**FOR: BATHROOM TISSUE, IN CLASS 16 (U.S.
CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).
FIRST USE 7-0-1995; IN COMMERCE
7-0-1995.**

**OWNER OF U.S. REG. NOS. 421,794, 1,877,561
AND OTHERS.**

**NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "QUILTED", APART FROM
THE MARK AS SHOWN.**

SER. NO. 75-088,104, FILED 4-15-1996.

BRIAN WEBER, EXAMINING ATTORNEY

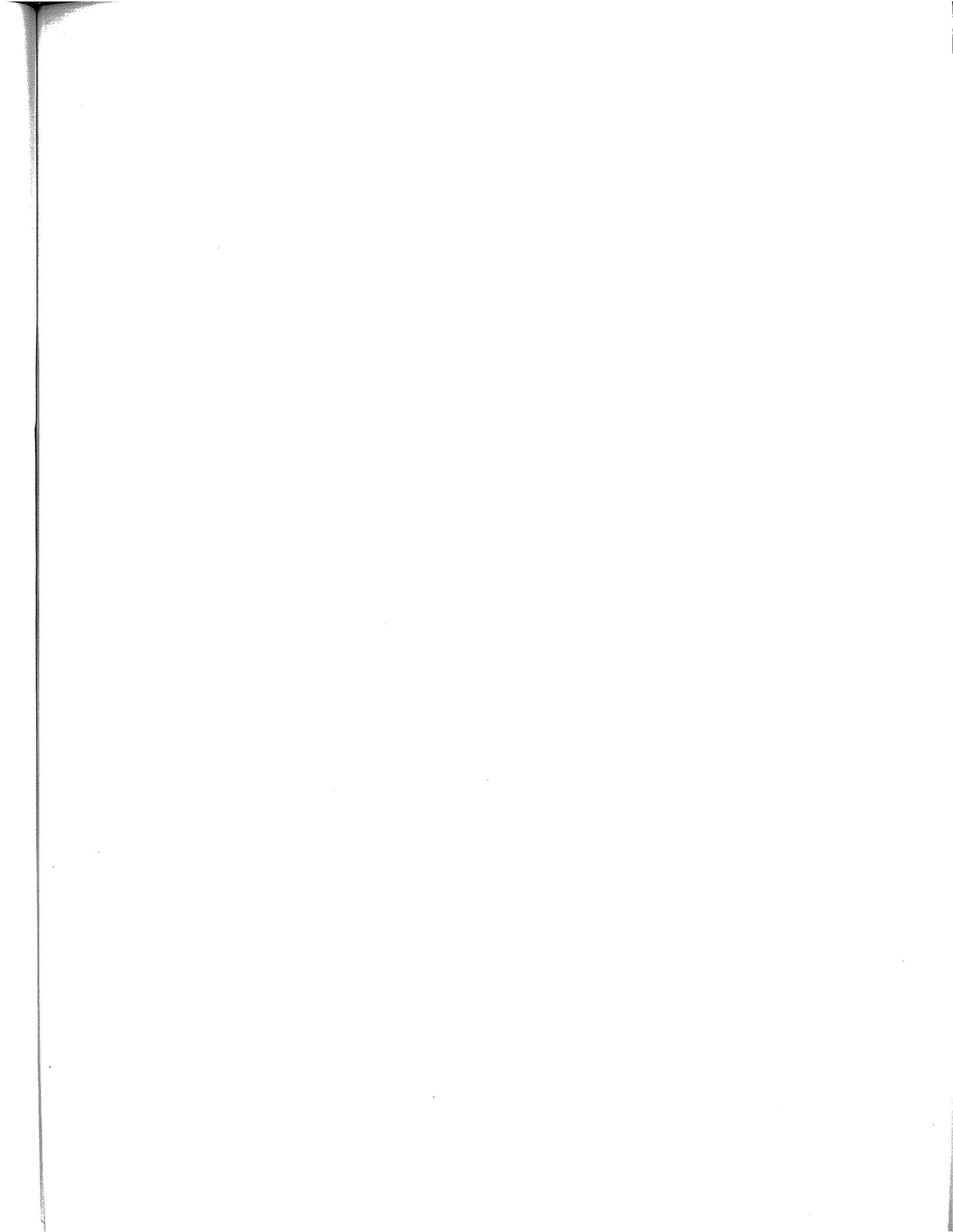
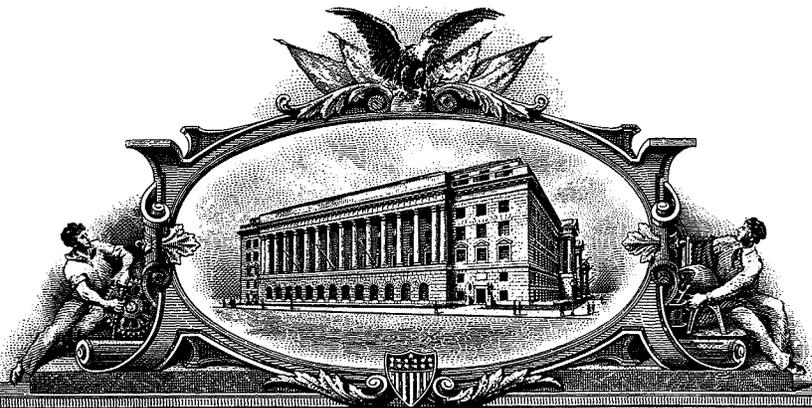


EXHIBIT 6

7249880



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

July 22, 2010

THE ATTACHED U.S. TRADEMARK REGISTRATION 3,293,547 IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF 10 YEARS FROM *September 18, 2007*

SAID RECORDS SHOW TITLE TO BE IN:

***GEORGIA-PACIFIC CONSUMER PRODUCTS LP
A LIMITED PARTNERSHIP OF DELAWARE***

**By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office**

W. Montgomery
W. MONTGOMERY
Certifying Officer



Int. Cl.: 16

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38 and 50

United States Patent and Trademark Office

Reg. No. 3,293,547

Registered Sep. 18, 2007

**TRADEMARK
PRINCIPAL REGISTER**

**QUILTED NORTHERN
PS**

FORT JAMES OPERATING COMPANY (GEOR-
GIA CORPORATION)
133 PEACHTREE STREET, NE
ATLANTA, GA 30303

OWNER OF U.S. REG. NOS. 1,877,561, 2,957,128
AND OTHERS.

FOR: FACIAL TISSUES, IN CLASS 16 (U.S. CLS. 2,
5, 22, 23, 29, 37, 38 AND 50).

SEC. 2(F) AS TO QUILTED.

FIRST USE 8-1-2004; IN COMMERCE 8-1-2004.

SER. NO. 78-545,342, FILED 1-11-2005.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

JOHN GARTNER, EXAMINING ATTORNEY

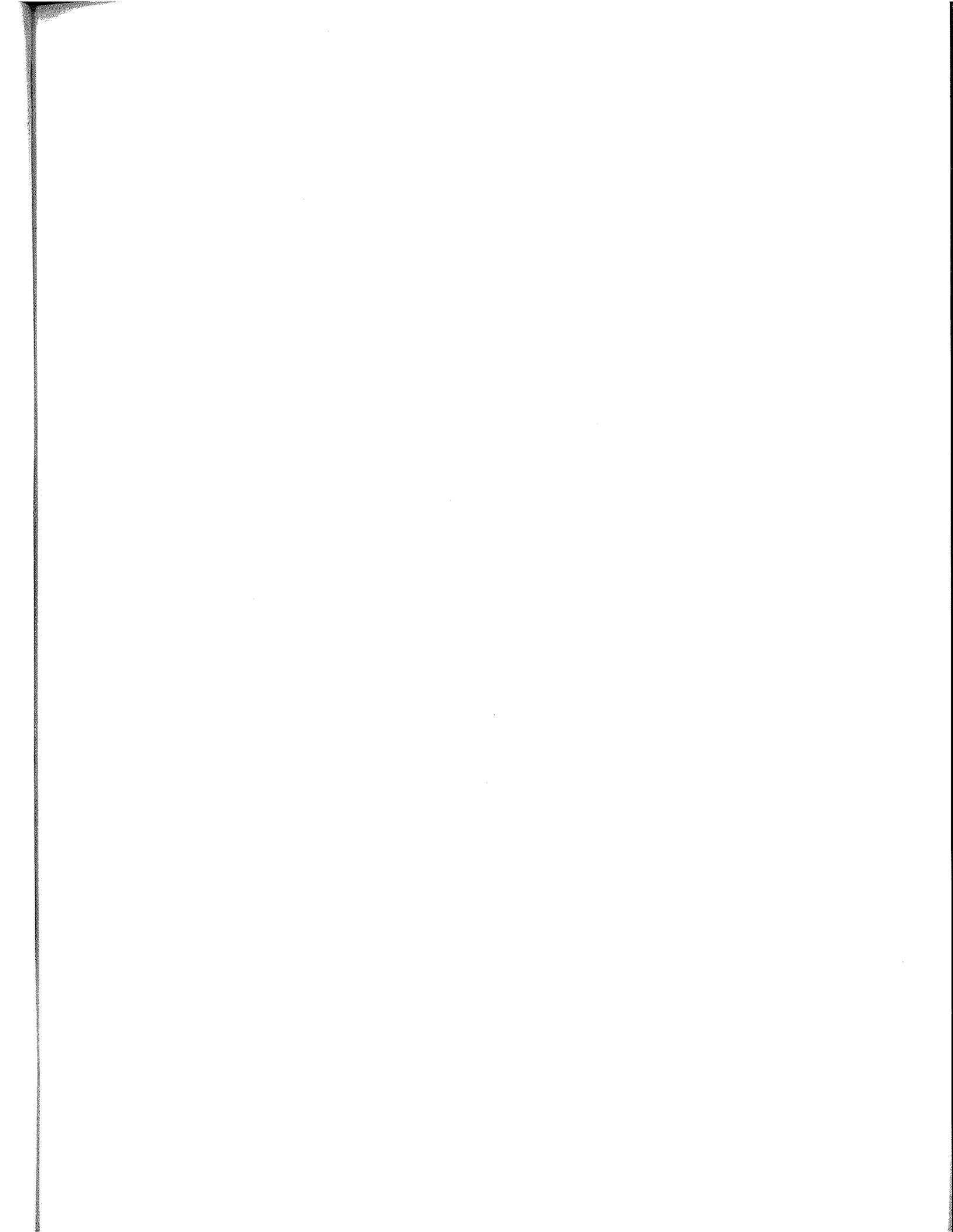
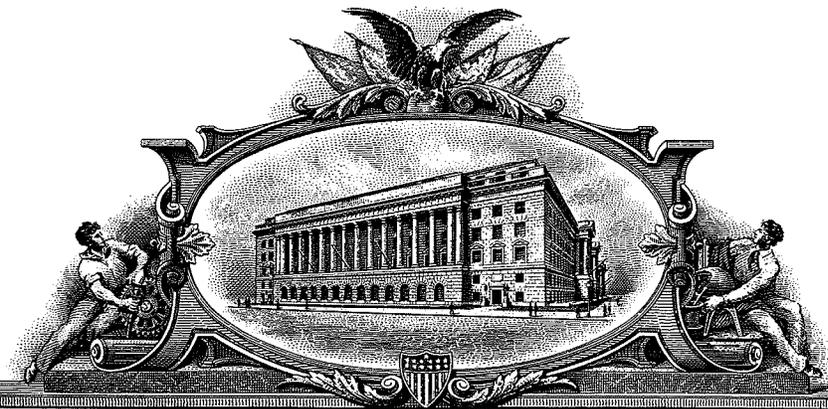


EXHIBIT 7

7249880



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

July 26, 2010

**THE ATTACHED U.S. TRADEMARK REGISTRATION 2,872,813 IS
CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY
THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH
REGISTRATION IS IN FULL FORCE AND EFFECT.**

**REGISTERED FOR A TERM OF 10 YEARS FROM *August 10, 2004*
SAID RECORDS SHOW TITLE TO BE IN: *GEORGIA-PACIFIC
CONSUMER PRODUCTS LP*
*A LIMITED PARTNERSHIP DELAWARE***

**By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office**

T. Wallace
T. WALLACE
Certifying Officer



Int. Cl.: 16

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, and 50

Reg. No. 2,872,813

United States Patent and Trademark Office

Registered Aug. 10, 2004

**TRADEMARK
PRINCIPAL REGISTER**

QUILTING

FORT JAMES OPERATING COMPANY (VIRGINIA CORPORATION)
133 PEACHTREE STREET, NE, GA030-41N
ATLANTA, GA 30303

OWNER OF U.S. REG. NOS. 1,877,561, 2,663,438,
AND OTHERS.

FOR: BATH TISSUE, IN CLASS 16 (U.S. CLS. 2, 5,
22, 23, 29, 37, 38 AND 50).

SN 78-223,028, FILED 3-7-2003.

FIRST USE 12-1-2003; IN COMMERCE 12-1-2003.

JENNIFER KRISP, EXAMINING ATTORNEY

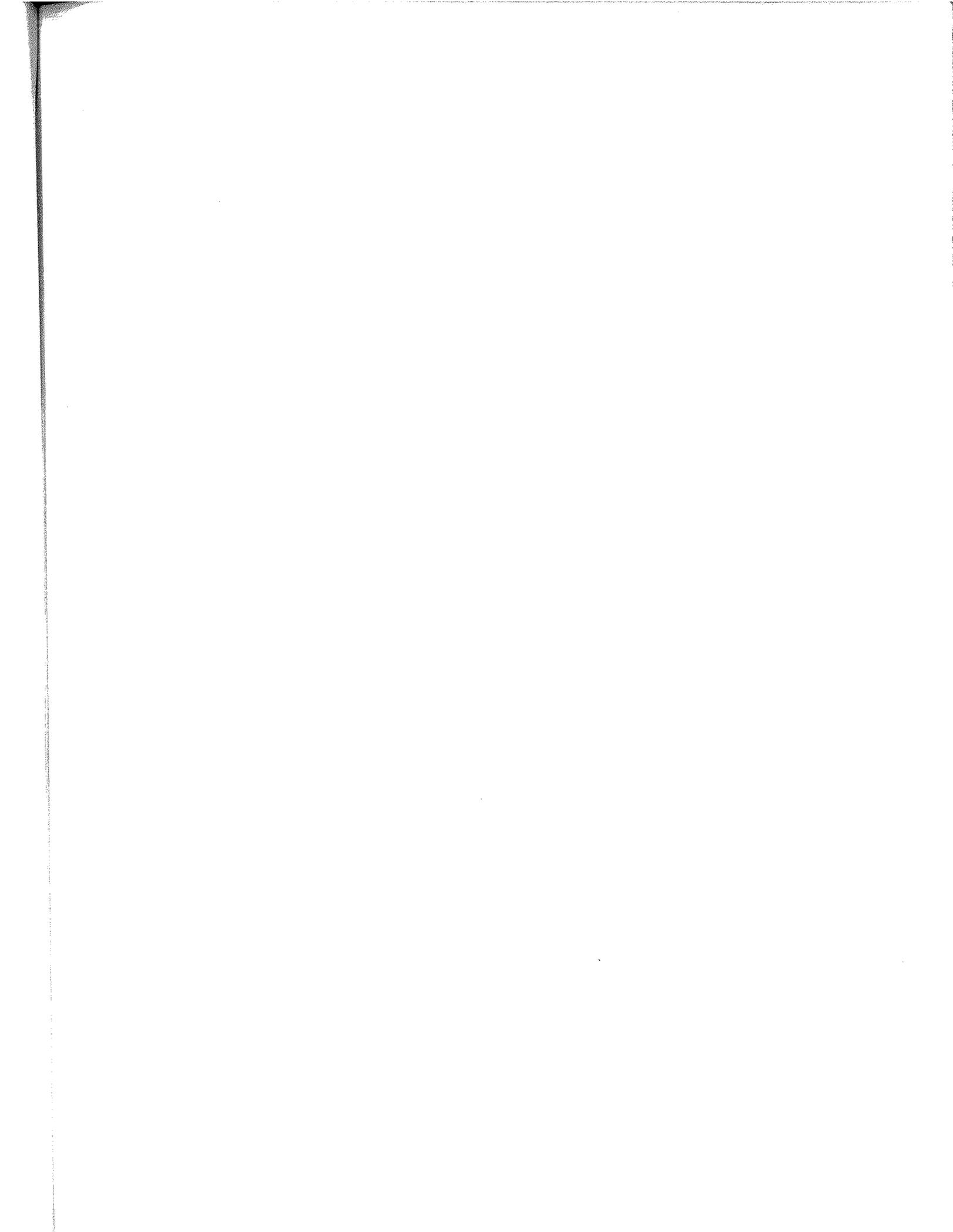
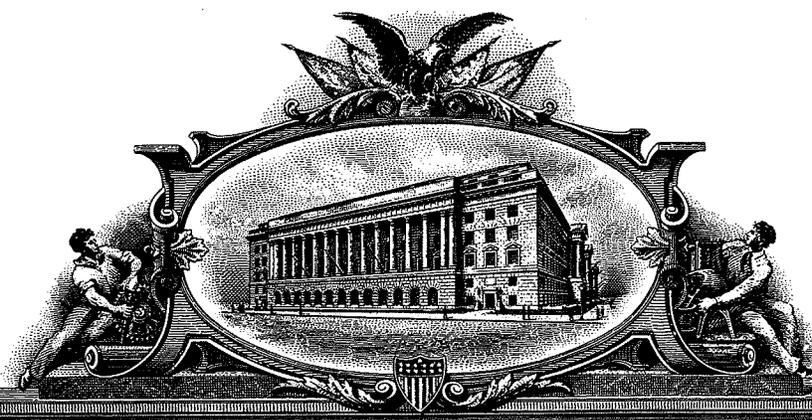


EXHIBIT 8

7249880



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

August 03, 2010

THE ATTACHED U.S. TRADEMARK REGISTRATION 2,867,895 IS CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE.

REGISTERED FOR A TERM OF 10 YEARS FROM *July 27, 2004*

SECTION 8

SAID RECORDS SHOW TITLE TO BE IN:

GEORGIA-PACIFIC CONSUMER PRODUCTS LP

A DELAWARE LIMITED PARTNERSHIP

**By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office**

N. WILLIAMS

Certifying Officer



Int. Cl.: 16

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, and 50

United States Patent and Trademark Office

Reg. No. 2,867,895

Registered July 27, 2004

**TRADEMARK
PRINCIPAL REGISTER**

IT'S ALL IN THE QUILTING

FORT JAMES OPERATING COMPANY (VIRGINIA CORPORATION)
133 PEACHTREE STREET, NE
GA030-41N
ATLANTA, GA 30303

OWNER OF U.S. REG. NOS. 1,742,262, 2,445,077,
AND OTHERS.

FOR: BATH TISSUE, IN CLASS 16 (U.S. CLS. 2, 5,
22, 23, 29, 37, 38 AND 50).

SN 78-187,533, FILED 11-21-2002.

FIRST USE 12-1-2003; IN COMMERCE 12-1-2003.

JENNIFER KRISP, EXAMINING ATTORNEY

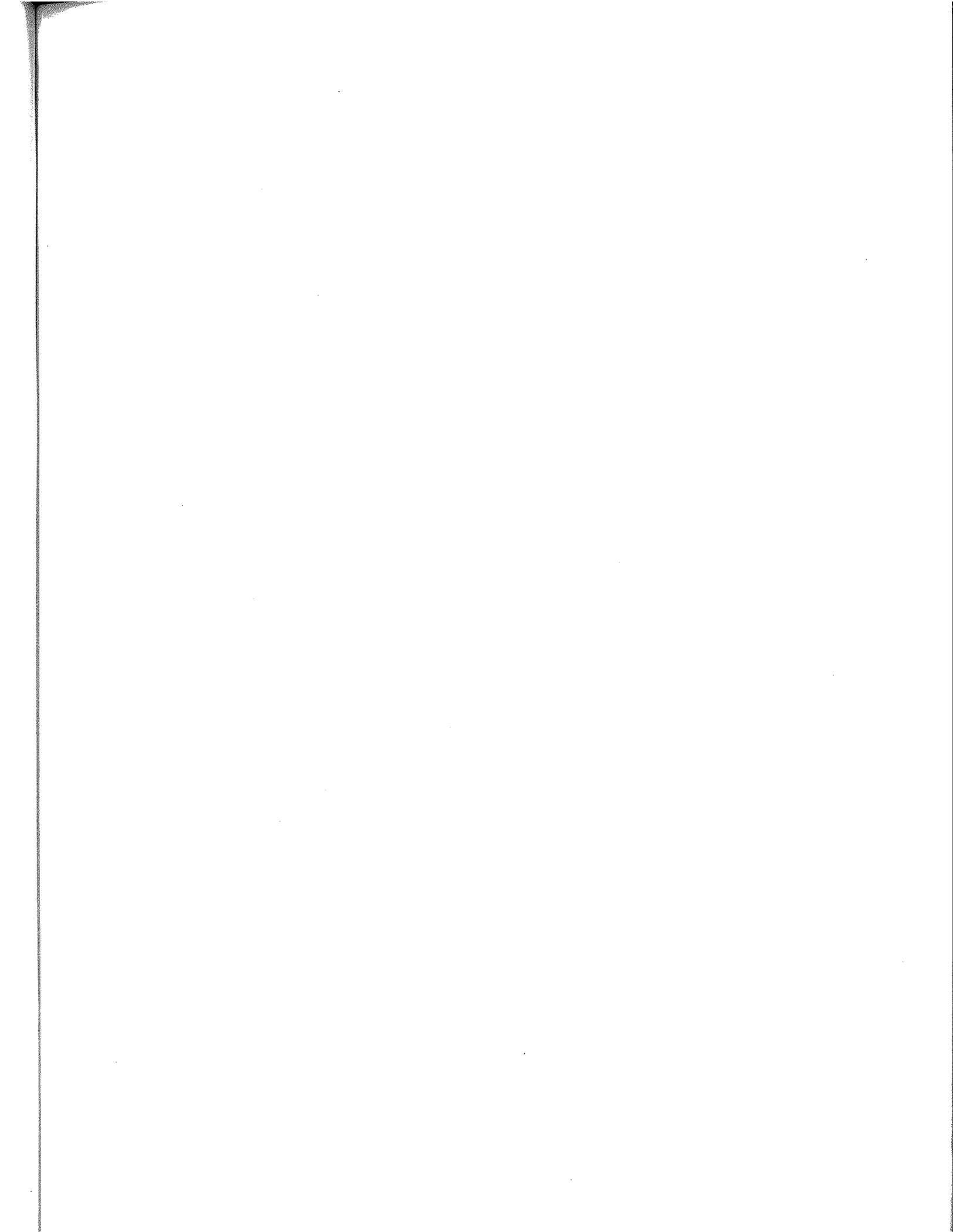


EXHIBIT 9

7249880



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

August 03, 2010

**THE ATTACHED U.S. TRADEMARK REGISTRATION 3,069,376 IS
CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND
EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN
THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES
PATENT AND TRADEMARK OFFICE.**

REGISTERED FOR A TERM OF 10 YEARS FROM *March 14, 2006*

SAID RECORDS SHOW TITLE TO BE IN:

***GEORGIA-PACIFIC CONSUMER PRODUCTS LP
A DELAWARE LIMITED PARTNERSHIP***

**By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office**

**N. WILLIAMS
Certifying Officer**



Int. Cl.: 16

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, and 50

Reg. No. 3,069,376

United States Patent and Trademark Office

Registered Mar. 14, 2006

**TRADEMARK
PRINCIPAL REGISTER**

PLUSH-QUILTS

FORT JAMES OPERATING COMPANY (VIRGINIA CORPORATION)
GA030-41N
133 PEACHTREE STREET, N.E.
ATLANTA, GA 30303

FOR: BATH TISSUE, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FIRST USE 5-2-2005; IN COMMERCE 5-2-2005.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

SN 78-472,573, FILED 8-24-2004.

WILLIAM P. SHANAHAN, EXAMINING ATTORNEY

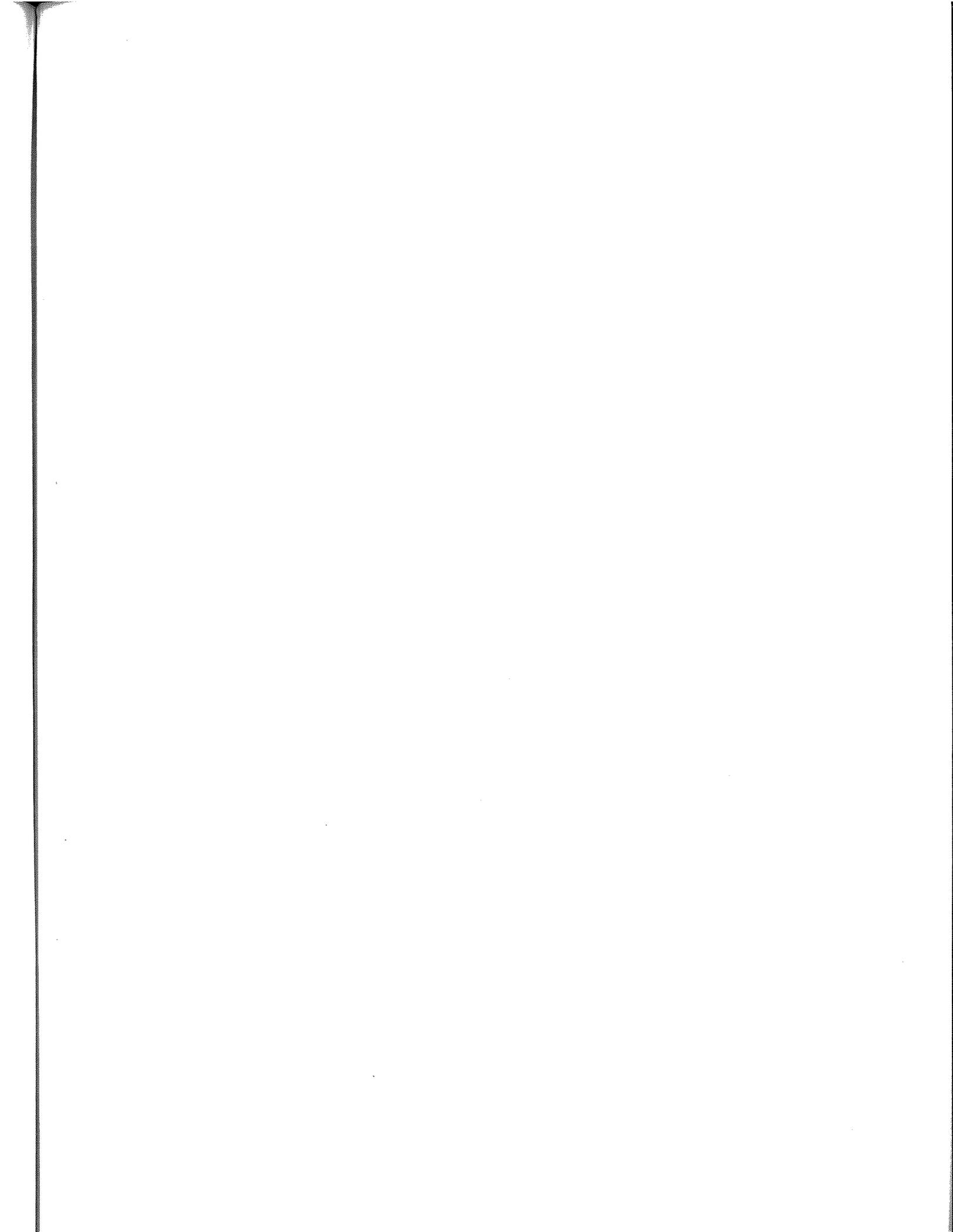
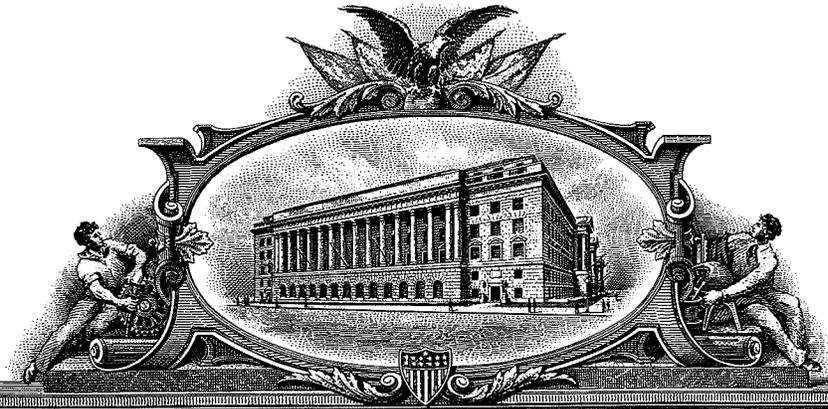


EXHIBIT 10

7249880



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

July 30, 2010

THE ATTACHED U.S. TRADEMARK REGISTRATION 3,170,713 IS
CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY
THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH
REGISTRATION IS IN FULL FORCE AND EFFECT.

REGISTERED FOR A TERM OF 10 YEARS FROM *November 14, 2006*
SAID RECORDS SHOW TITLE TO BE IN: *GEORGIA-PACIFIC*
CONSUMER PRODUCTS LP
A LIMITED PARTNERSHIP DELAWARE

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office


T. WALLACE
Certifying Officer



Int. Cl.: 16

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38 and 50

United States Patent and Trademark Office

Reg. No. 3,170,713

Registered Nov. 14, 2006

**TRADEMARK
PRINCIPAL REGISTER**

ACOLCHINADO

FORT JAMES OPERATING COMPANY (VIRGINIA CORPORATION)
133 PEACHTREE ST., N.E.
ATLANTA, GA 30303

THE FOREIGN WORDING IN THE MARK
TRANSLATES INTO ENGLISH AS QUILTED.

FOR: BATH TISSUE, IN CLASS 16 (U.S. CLS. 2, 5,
22, 23, 29, 37, 38 AND 50).

SEC. 2(F).

FIRST USE 3-1-2005; IN COMMERCE 3-1-2005.

SER. NO. 78-603,832, FILED 4-7-2005.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

CAROLINE WEIMER, EXAMINING ATTORNEY

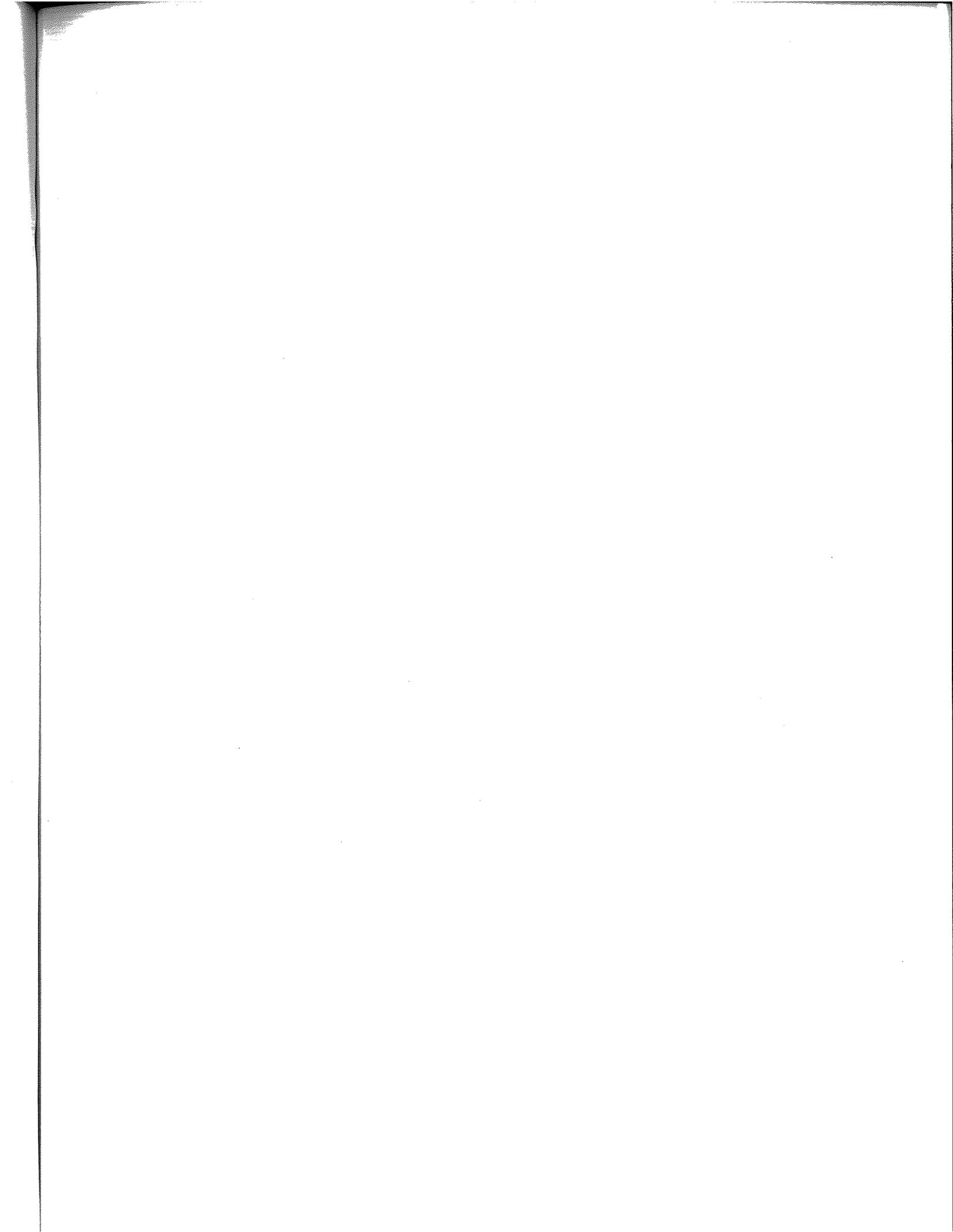


EXHIBIT 11

CONFIDENTIAL – FILED SEPARATELY

EXHIBIT 12

3. When the term “all documents” is used, Global Tissue objects to producing identical duplicate copies of the same document, it being understood that annotations or other markings on the document which would otherwise not be objectionable will be produced.

4. Global Tissue objects to any and all requests that seek documents and things that relate to matters and/or activities outside of the United States, as such documents and things are beyond the scope of this proceeding and otherwise not discoverable under these proceedings.

REPONSES AND SPECIFIC OBJECTIONS

REQUEST NO. 1

All documents pertaining to the date(s) on which, and the circumstances under which, Global Tissue first became aware of each mark identified in Georgia-Pacific’s trademark registrations pleaded in the Opposition, including but not limited to Georgia-Pacific’s ACOLCHINADO, IT’S ALL IN THE QUILTING, PLUSH-QUILTS, QUILTED, QUILTED & Design, QUILTED NORTHERN, QUILTED NORTHERN PS, QUILTED NORTHERN ULTRA, and QUILTING marks.

RESPONSE TO REQUEST NO. 1

Global Tissue objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Subject to and without waiving said objection, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO 2.

All documents pertaining to the creation, selection, approval, and/or modification of the QUILTY Mark.

RESPONSE TO REQUEST NO. 2

Global Tissue objects to this request as parts of it are vague and ambiguous . Further, Global Tissue objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 3

All documents pertaining to the timeline for the creation, selection, approval, and/or modification of the QUILTY Mark.

RESPONSE TO REQUEST NO. 3

Global Tissue objects to this request as parts of it are vague and ambiguous and in particular the term “timeline” is ambiguous and undefined. Further, Global Tissue objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 4

All documents pertaining to any marks considered as possible alternatives for the QUILTY mark, and pertaining to any reasons why such possible alternatives were not selected.

RESPONSE TO REQUEST NO. 4

Global Tissue objects to this request to the extent that it seeks the production of documents and materials that are protected by the attorney-client and/or work product privileges and beyond the scope of discovery. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 5

All correspondence to and from, and all other documents pertaining to, any person other than Global Tissue who played any role in the creation, selection, approval, and/or modification of the QUILTY Mark, including but not limited to lawyers, law firms, naming firms, advertising agencies, marketing firms, vendors, customers, retailers, and distributors.

RESPONSE TO REQUEST NO. 5

Global Tissue objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Further, Global Tissue objects

to this request as overly broad and unduly burdensome as the subject of such correspondence is undefined and therefore overly broad. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents that pertain to the creation, selection, approval, and/or modification of Applicant's QUILTY Mark,

REQUEST NO. 6

All documents pertaining to any trademark searches, search reports, availability reports, investigations, clearance letters or opinions that Global Tissue conducted, developed, generated, ordered, commissioned, reviewed, read, or considered (either before or after the selection of the QUILTY Mark) pertaining to the selection of the QUILTY Mark.

RESPONSE TO REQUEST NO. 6

Global Tissue objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 7

All documents pertaining to any applications that Global Tissue has filed, or any registrations that Global Tissue has obtained, with respect to the QUILTY Mark, including Application Serial No. 77/364,616 and any other applications or registrations in the United States or in any other country, state or jurisdiction.

RESPONSE TO REQUEST NO. 7

Global Tissue objects to this request to the extent that it seeks the production of documents and materials that are protected by the attorney-client and/or work product privileges and that are beyond the scope of discovery. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also objects to this request on the grounds that it is overly broad and unduly burdensome in that it seeks materials related to matters that have occurred outside of the United States, which have are beyond the scope of this proceeding. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents related to Global Tissue's U.S. application.

REQUEST NO. 8

All documents, pertaining to any third party marks that Global Tissue is aware of which use any form of the word QUILT in connection with any bath tissue products.

RESPONSE TO REQUEST NO. 8

Global Tissue objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue further objects to this request on the grounds that it is overly broad and unduly burdensome. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, representative documents that reflect use of the word QUILT in connection with bath tissue products.

REQUEST NO. 9

All documents pertaining to any purportedly descriptive uses of any form of the word QUILT by Global Tissue.

RESPONSE TO REQUEST NO. 9

Global Tissue objects to this request as ambiguous and vague in that the terms “purportedly descriptive” and “any form of the word” are undefined. Global Tissue further objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Subject to and without waiving said objections, upon entry of a protective order, and to the extent this request is understood, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 10

All documents pertaining to any purportedly descriptive uses by any third party of any form of the word QUILT.

RESPONSE TO REQUEST NO. 10

Global Tissue objects to this request as ambiguous and vague in that the terms “purportedly descriptive” and “any form of the word” are undefined. Further, Global Tissue objects to this request as overly broad to the extent that the term “all” includes duplicates of the same document. Global Tissue further objects to this request to the extent that it seeks the

production of documents and materials protected by the attorney-client and/or work product privileges. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Subject to and without waiving said objections, upon entry of a protective order, and to the extent this request is understood, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 11

All documents, including correspondence and memoranda, pertaining to the factual basis that Andrew B. Katz had for making the statement, in support of Global Tissue's Application Serial No. 77/364,616 for the QUILTY Mark, that: "The applicant [i.e., Global Tissue] has a bona fide intention to use or use through the applicant's [i.e., Global Tissue's] related company or licensee the mark [i.e., the QUILTY mark] on or in connection with the identified goods or services [i.e. consumer and industrial paper products, namely facial tissues, napkins, towels and bathroom tissues]."

RESPONSE TO REQUEST NO. 11

Global Tissue objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client privilege. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 12

All documents pertaining to any use by Global Tissue of the QUILTY Mark anywhere, including documents pertaining to the date(s) of first use, the form and manner of use, the goods or services with which such use had been made, any advertising or marketing materials announcing, promoting or otherwise pertaining to such use, the geographic area(s) of such use, whether any such use has been discontinued and the sales from such use.

RESPONSE TO REQUEST NO. 12

Global Tissue objects to this request as set forth in General Objections 3 and 4. The non-objectionable portion of this request is wholly redundant with Request No. 13 and Global Tissue's response to that request is incorporated herein by reference.

REQUEST NO. 13

All documents pertaining to any use by Global Tissue of the QUILTY Mark in United States commerce, including documents pertaining to the date of first use, the form and manner of

use, the goods or services with which such use had been made, any advertising or marketing materials announcing, promoting or otherwise pertaining to such use, the geographic area(s) of such use, whether any such use has been discontinued (and, if so, when), and the sales from such use.

RESPONSE TO REQUEST NO. 13

Global Tissue objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 14

All documents pertaining to any and all plans that Global Tissue has had, or currently has, to use the QUILTY Mark anywhere, including but not limited to the date(s) of planned use, the form and manner of planned use, the goods or services with which use is planned, any planned advertising or marketing materials announcing, promoting or otherwise pertaining to such use, the geographic area(s) of planned use, whether any such plans for use have been modified or discontinued (and, if so, when).

RESPONSE TO REQUEST NO. 14

Global Tissue objects to this request as set forth in General Objections 3 and 4. The non-objectionable portion of this request is wholly redundant with Request No. 15 and Global Tissue's response to that request is incorporated herein by reference.

REQUEST NO. 15

All documents pertaining to any and all plans that Global Tissue has had, or currently has, to use the QUILTY mark in United States commerce, including but not limited to the date(s) of planned use, the form and manner of planned use, the goods or services with which use is planned, any planned advertising or marketing materials announcing, promoting or otherwise pertaining to such use, the geographic area(s) of planned use, whether any such plans for use have been modified or discontinued (and, if so, when).

RESPONSE TO REQUEST NO. 15

Global Tissue objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Global

Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 16

All documents (including correspondence and agreements) pertaining to any related company, licensee, or other entity through which Global Tissue has, or had, a bona fide intention to use the QUILTY Mark.

RESPONSE TO REQUEST NO. 16

Global Tissue objects to this request as unduly broad and overly burdensome, particularly because the subject matter of the documents requested is undefined. Global Tissue further objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client privilege. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 17

All documents (including correspondence and agreements) pertaining to any related company, licensee, or other entity through which Global Tissue has used or is using the QUITLY Mark.

RESPONSE TO REQUEST NO. 17

Global Tissue objects to this request as unduly broad and overly burdensome, particularly because the subject matter of the documents requested is undefined. Global Tissue further objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client privilege. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. . Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 18

All documents (including correspondence and agreements) pertaining to any private label agreement or relationship, license agreement or relationship, or other agreement or relationship that Global Tissue has, had, or is considering pertaining to the QUILTY Mark or to any products or services sold under or in connection with the QUILTY Mark.

RESPONSE TO REQUEST NO. 18

Global Tissue objects to this request as unduly broad and overly burdensome, particularly because the subject matter of the documents requested is undefined. Global Tissue further objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client privilege. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 19

All documents pertaining to the actual, planned, potential, or possible classes of customers for products or services offered or sold, or planned to be offered or sold, under or in connection with the QUILTY Mark.

RESPONSE TO REQUEST NO. 19

Global Tissue objects to this request as vague, speculative and ambiguous, particularly with respect to the undefined term “potential or possible classes of customers”. Global Tissue further objects to this request as unduly broad and overly burdensome, particularly because the subject matter of the documents requested is undefined. Global Tissue further objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client privilege. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 20

All documents pertaining to the actual, planned, potential or possible channels of trade for products or services offered or sold, or planned to be offered or sold, under or in connection with the QUILTY Mark.

RESPONSE TO REQUEST NO. 20

Global Tissue objects to this request as vague, speculative and ambiguous, particularly with respect to the undefined term “potential or possible channels of trade”. Global Tissue further objects to this request as unduly broad and overly burdensome, particularly because the subject matter of the documents requested is undefined. Global Tissue further objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client privilege. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 21

All documents pertaining to the actual, planned, potential or possible retail outlets for products or services offered or sold, or planned to be offered or sold, under or in connection with the QUILTY Mark.

RESPONSE TO REQUEST NO. 21

Global Tissue objects to this request as vague, speculative and ambiguous, particularly with respect to the undefined term “potential or possible retail outlets”. Global Tissue further objects to this request as unduly broad and overly burdensome, particularly because the subject matter of the documents requested is undefined. Global Tissue further objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client privilege. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 22

All documents pertaining to the actual, planned, potential or possible methods for advertising and promoting the QUILTY Mark, and for advertising and promoting any products or

services offered or sold, or planned to be offered or sold, under or in connection with the QUILTY Mark.

RESPONSE TO REQUEST NO. 22

Global Tissue objects to this request as vague, speculative and ambiguous, particularly with respect to the undefined term “potential or possible methods for advertising and promoting”. Global Tissue further objects to this request as unduly broad and overly burdensome, particularly because the subject matter of the documents requested is undefined. Global Tissue further objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client privilege. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 23

Documents sufficient to identify all actual, planned, potential or possible media, including but not limited to all newspapers, journals, magazines, periodicals, radio stations, television stations, and Internet websites, in which Global Tissue advertises and promotes, or may advertise and promote, the QUILTY Mark, and any products or services offered, sold, or planned to be offered or sold, under or in connection with the QUILTY Mark.

RESPONSE TO REQUEST NO. 23

Global Tissue objects to this request as vague, speculative and ambiguous, particularly with respect to the undefined term “potential or possible media”. Global Tissue further objects to this request as unduly broad and overly burdensome, particularly because the subject matter of the documents requested is undefined. Global Tissue further objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client privilege. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 24

All documents pertaining to any actual or planned research or investigations that Global Tissue conducted, developed, generated, ordered, commissioned, reviewed, read, or considered

pertaining to the QUILTY Mark or any products or services offered, sold, or planned to be offered or sold, under or in connection with the QUILTY Mark, including but not limited to any surveys, focus groups, or market studies.

RESPONSE TO REQUEST NO. 24

Global Tissue objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 25

All documents (including correspondence and agreements) pertaining to any demand letters or cease and desist letters that Global Tissue has received, has transmitted, or is planning to transmit, pertaining to the QUILTY Mark.

RESPONSE TO REQUEST NO.25

Global Tissue objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Global Tissue objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Global Tissue objects to the extent this request seeks documents pertaining to this matter which are as available to Georgia-Pacific as to Global Tissue. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 26

All documents (including correspondence and agreements) pertaining to any formal or informal disputes, controversies, proceedings, opposition, arbitrations, cases, controversies, or litigation pertaining to the QUILTY Mark.

RESPONSE TO REQUEST NO. 26

Global Tissue objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also

incorporates General Objection No. 4. Global Tissue objects to the extent that this request seeks documents pertaining to this matter which are as available to Georgia-Pacific as to Global Tissue. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 27

All documents pertaining to the quality of any goods or services offered, sold, or planned to be offered or sold under or in connection with the QUILTY Mark.

RESPONSE TO REQUEST NO. 27

Global Tissue objects to this request as vague and ambiguous, particularly with respect to the undefined term "quality". Global Tissue further objects to the request to the extent that it is speculative. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 28

All documents (including correspondence) pertaining to any inquiries, communications, or purchase orders that Global Tissue has received, from actual or potential consumers, retailers, distributors, or others, pertaining to the QUILTY Mark or any products or services offered, sold, or to be offered or sold under or in connection with the QUILTY Mark.

RESPONSE TO REQUEST NO.28

Global Tissue objects to this request to the extent that it seeks "all documents" from "others", as those documents could include documents and things protected by the attorney-client and/or work product privileges. Global Tissue objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 29

All documents (including correspondence) pertaining to any incidents of confusion, actual confusion, possible confusion, mistake or deception pertaining to the QUILTY Mark and/or pertaining to Global Tissue and Georgia-Pacific.

RESPONSE TO REQUEST NO. 29

Global Tissue objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Global Tissue objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 30

Examples of each different item of advertising or promotion, including but not limited to print ads, Internet materials, website materials, television ads, radio ads, point-of-purchase material, displays, signs, direct mail materials, coupons, and samples, used, considered, or planned for use in connection with the QUILTY Mark or any products or services offered, sold or to be offered or sold under or in connection with QUILTY marks.

RESPONSE TO REQUEST NO. 30

Global Tissue objects to this request to the extent that it calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 31

All documents pertaining to marketing plans, promotional plans, budgets, and projected sales pertaining to the QUILTY Mark or any products or services offered, sold, or to be offered or sold under or in connection with the QUILTY Mark.

RESPONSE TO REQUEST NO. 31

Global Tissue objects to this request to the extent that it calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 32

Documents sufficient to show all sales of, and revenue from, or any products or services sold under or in connection with the QUILTY Mark.

RESPONSE TO REQUEST NO. 32

Global Tissue objects to this request as it is overly broad and unduly burdensome. Global Tissue also objects to this request to the extent that it calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 33

Examples of each different item of packaging, labeling, and/or trade dress used, considered, or planned for use in connection with the QUILTY Mark or any products or services offered, sold, or to be offered or sold under or in connection with the QUILTY Mark.

RESPONSE TO REQUEST NO. 33

Global Tissue objects to this request as vague, speculative and ambiguous. Global Tissue further objects to this request to the extent that it calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 34

Examples of each different item of bath tissue or other product sold, considered, offered, or planned for use in connection with QUILTY Mark, including any embosses used, considered, or planned for use with any such bath tissue.

RESPONSE TO REQUEST NO. 34

Global Tissue objects to this request as vague, speculative and ambiguous. Global Tissue also objects to the production of embosses which are overly broad, unduly burdensome, and outside the scope of this proceeding. Global Tissue objects to this request on the grounds that it seeks documents that are irrelevant and not reasonably calculated to lead to the discovery of admissible evidence related to the claims or defenses of the parties to this proceeding. Global Tissue further objects to this request to the extent that it calls for documents and things that are confidential, proprietary and/or trade secret in the absence of a protective order and incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents and things.

REQUEST NO. 35

All documents pertaining to Georgia-Pacific, including but not limited to Georgia-Pacific's reputation, quality, customers, retailers, distributor, market share, products, sales, advertising, promotions, trademarks, trade dress, packaging, designs, embosses, or indicia or origin.

RESPONSE TO REQUEST NO. 35

Global Tissue objects to this request as overly broad and unduly burdensome. Global Tissue further objects that many of these terms are not defined and Global Tissue has no knowledge as to the identity of Georgia-Pacific's customers, distributors and the like. Global Tissue also objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Global Tissue objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, all documents in Global Tissue's possession that Global Tissue reasonably believes to be responsive will be produced.

REQUEST NO. 36

All documents pertaining to any communications between Global Tissue and any retailers, distributors, wholesales, advertisers, marketers, consultants, naming firms, public relations firms, artists, designers, or design firms that pertain to Georgia-Pacific, including but not limited to Georgia-Pacific's reputation, quality, customers, retailers, distributor, market share, products, sales, advertising, promotions, trademarks, trade dress, packaging, designs, embosses, or indicia or origin.

RESPONSE TO REQUEST NO. 36

Global Tissue objects to this request as overly broad and unduly burdensome. Global Tissue further objects that many of these terms are not defined and Global Tissue has no knowledge as to the identity of Georgia-Pacific's customers, distributors and the like. Global Tissue objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Global Tissue objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, all documents in

Global Tissue's possession that Global Tissue reasonably believes to be responsive will be produced.

REQUEST NO. 37

All documents that pertain to, will be relied upon, or were prepared by or considered in connection with the testimony of any witness (fact or expert) that Global Tissue expects to call in the Opposition.

RESPONSE TO REQUEST NO. 37

Global Tissue objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Further, Global Tissue objects to the extent that it has not prepared any witness list and is not yet required to do so.

REQUEST NO. 38

All documents pertaining to the QUILTY Mark.

RESPONSE TO REQUEST NO. 38

Global Tissue objects to this request as vague and unduly burdensome. Global Tissue objects to this request as redundant with nearly every other document request propounded in this case, and to that extent, incorporates the specific objections raised to each request.

REQUEST NO. 39

All documents pertaining to any comparisons, formal or informal and authorized or unauthorized, between any of Georgia-Pacific's products or services and any of Global Tissue's products or services.

RESPONSE TO REQUEST NO. 39

Global Tissue objects to this request on the ground that it is overly broad. Global Tissue objects to this request on the grounds that it seeks documents that are irrelevant and not reasonably calculated to lead to the discovery of admissible evidence related to the claims or defenses of the parties to this proceeding. Global Tissue further objects to this request on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Finally, Global Tissue objects to this request to the extent it calls for documents protected by the attorney-client and/or work product privileges.

REQUEST NO. 40

All documents pertaining to any survey of any of Global Tissue's competitors in the consumer paper products segment or the industrial paper products segment.

RESPONSE TO REQUEST NO. 40

Global Tissue objects to this request on the ground that it is overly broad. Global Tissue objects to this request on the grounds that it seeks documents that are irrelevant and not reasonably calculated to lead to the discovery of admissible evidence related to the claims or defenses of the parties to this proceeding. Global Tissue further objects to this request on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order, and to the extent that it calls for documents protected by the attorney-client and/or work product privileges. Finally, Global Tissue incorporates General Objection No. 4.

REQUEST NO. 41

All documents pertaining to analyses, surveys, searches, or investigations performed by Global Tissue or by any market research professionals, investigators, watch services, or similar such parties that pertain to any of Global Tissue's competitors in the consumer paper products segment or the industrial paper products segment, including searches of the United States Patent and Trademark Office database, other trademark or name databases, and the marketplace.

RESPONSE TO REQUEST NO. 41

Global Tissue objects to this request on the ground that it is overly broad and unduly burdensome and otherwise outside the scope of this proceeding. Global Tissue further objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents that relate to the mark QUILTY.

REQUEST NO. 42

All documents pertaining to Global Tissue's actual or planned strategy for displaying the QUILTY Mark in any advertising materials, promotional materials, or other communications.

RESPONSE TO REQUEST NO. 42

Global Tissue objects to this request to the extent it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Global Tissue also incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 43

All documents pertaining to any use of any form of the word QUILT in connection with consumer or industrial bath tissue products.

RESPONSE TO REQUEST NO. 43

Global Tissue objects to this request as indefinite, ambiguous and vague. To the extent that the request includes all third party uses of any form of the word QUILT, Global Tissue further objects that the request is overly broad and unduly burdensome. Global Tissue further objects to this request as redundant with request 10. Global Tissue also objects to this request to the extent it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Global Tissue incorporates General Objection No. 4. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 44

Documents sufficient to identify all of Global Tissue's present and former parents, subsidiaries, affiliates, predecessors, successors, and assigns.

RESPONSE TO REQUEST NO. 44

Global Tissue objects to this request on the grounds that it seeks documents that are irrelevant and not reasonably calculated to lead to the discovery of admissible evidence related to the claims or defenses of the parties to this proceeding.

REQUEST NO. 45

All documents pertaining to any present or past relationship between Global Tissue and Global Tissue LLC, any other Global Tissue entity, Kruger, Inc., any other Kruger entity, American Tissue, Inc., American Tissue Mills of Tennessee LLC, or any other American Tissue entity.

RESPONSE TO REQUEST NO. 45

Global Tissue objects to this request on the grounds that it seeks documents that are irrelevant and not reasonably calculated to lead to the discovery of admissible evidence related to the claims or defenses of the parties to this proceeding.

REQUEST NO. 46

Documents sufficient to identify all of Global Tissue's present and former officers, directors, principal owners, and principal shareholders.

RESPONSE TO REQUEST NO. 46

Global Tissue objects to this request on the grounds that it seeks documents that are irrelevant and not reasonably calculated to lead to the discovery of admissible evidence related to the claims or defenses of the parties to this proceeding. Global Tissue further objects to this request as unduly burdensome to the extent that it seeks the identity of all former officers, directors, principal owners, and principal shareholders. Global Tissue also objects to this request as vague, as the terms "principal owners" and "principal shareholders" are not defined.

REQUEST NO. 47

All documents pertaining to the employment histories of Philip Shaoul, Meir Elnekaveh, Freydoun Elnekaveh, and Marc Jackere.

RESPONSE TO REQUEST NO. 47

Global Tissue objects to this request on the grounds that it seeks documents that are irrelevant and not reasonably calculated to lead to the discovery of admissible evidence related to the claims or defenses of the parties to this proceeding. Global Tissue further objects to this request as overly broad, unduly burdensome and designed to harass Applicant.

REQUEST NO. 48

Documents sufficient to identify Global Tissue's custodians of documents and things pertaining to the QUILTY Mark, pertaining to trademark matters generally, pertaining to goods or services offered, sold, or planned to be offered or sold under or in connection with the QUILTY mark, and pertaining to the Opposition.

RESPONSE TO REQUEST NO. 48

Global Tissue objects to this request as vague and ambiguous. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

REQUEST NO. 49

All documents pertaining to Global Tissue's document retention and/or document management policy, including but not limited to its policy for retaining and managing electronic documents and data, and identify the persons most knowledgeable about the foregoing.

RESPONSE TO REQUEST NO. 49

Global Tissue objects to this request to the extent that it calls for a response that is other than a request for documents and things. Global Tissue further objects to this request on the grounds that it seeks documents that are irrelevant and not reasonably calculated to lead to the discovery of admissible evidence related to the claims or defenses of the parties to this proceeding. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret, in the absence of a protective order. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce its document management policy(ies).

REQUEST NO. 50

All documents pertaining to, referred to, or relied upon in responding to any interrogatories or requests for admissions propounded by Georgia-Pacific in the Opposition.

RESPONSE TO REQUEST NO. 50

Global Tissue objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret, in the absence of a protective order. Subject to and without waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents at such time as unobjectionable and proper interrogatories or requests for admissions have been served on Global Tissue.

REQUEST NO. 51

All documents pertaining to, referred to, or relied upon in any pleading filed by Global Tissue in the Opposition.

RESPONSE TO REQUEST NO. 51

Global Tissue objects to this request to the extent that it seeks the production of documents and materials protected by the attorney-client and/or work product privileges. Global Tissue also objects on the grounds that this request calls for documents that are confidential, proprietary and/or trade secret in the absence of a protective order. Subject to and without

waiving said objections, upon entry of a protective order, Global Tissue will produce non-privileged, responsive documents.

November 18, 2008



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*Counsel for Applicant
Global Tissue Group, Inc.*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of Global Tissue Group Inc.'s Responses to Georgia-Pacific Consumer Products LP's First Request for Production of Documents and Things was served by email and First Class Mail, postage prepaid, on this 18th day of November, 2008 on the following:

Stephen P. Demm, Esq.
John Gary Maynard III, Esq.
Edward T. White, Esq.
Janet W. Cho, Esq.
Hunton & Williams LLP
Riverfront Plaza, East Tower
951 East Byrd Street
Richmond, Virginia 23219-4074



Andrew B. Katz

EXHIBIT 13

2. Global Tissue objects to the requests in their entirety and to each request to the extent that they attempt to impose obligations upon Global Tissue inconsistent with or greater than the Federal Rules of Civil Procedure or the Trademark Rules of Practice.

3. Global Tissue objects to the requests in their entirety and to each request to the extent they seek disclosure of confidential or proprietary business information or trade secrets of Georgia- Pacific.

4. Global Tissue objects to the requests in their entirety and to each request to the extent that they prematurely call for the disclosure of information that Global Tissue may obtain through discovery.

5. The following responses are based on information presently known by Global Tissue, and Global Tissue reserves the right to supplement the responses to these requests during and upon completion of discovery.

6. By answering these requests, Global Tissue does not in any way waive or intend to waive, but instead intends to preserve, all objections as to the competency, relevancy, materiality, and admissibility of the answers or the subject matter thereof.

SPECIFIC RESPONSES AND OBJECTIONS

Request No. 1

Admit that Georgia-Pacific is the owner of federal trademark Registration No. 2,209,027 for the mark QUILTED NORTHERN covering "bathroom tissue" in Class 16.

Response:

Subject to the general objections, Global Tissue admits only that Reg. No. 2,209,027 issued on December 8, 1998 for the mark QUILTED NORTHERN covering "bathroom tissue" in Class 16. Global Tissue objects to the remainder of the Request on the grounds that it

seeks information not within the possession, custody or control of Global Tissue, and therefore denies the remainder of such request.

Request No. 2

Admit that Georgia-Pacific's Registration No. 2,209,027 for the mark QUILTED NORTHERN is valid.

Response:

In addition to the general objections, Global Tissue objects to this Request because it fails to identify the information sought to be admissible. Specifically, the Request's use of "valid" is vague and unidentified. Global Tissue further objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue. Subject to these objections, Global Tissue denies this Request.

Request No. 3

Admit that Georgia-Pacific's Registration No. 2,209,027 for the mark QUILTED NORTHERN has become incontestable pursuant to 15 U.S.C. § 1065.

Response:

Subject to the general objections, Global Tissue admits only that Reg. No. 2,209,027 is more than 5 years old.

Request No. 4

Admit that Georgia-Pacific is the owner of federal trademark Registration No. 2,663,438 for the mark QUILTED NORTHERN covering "pack of bathroom tissue" in Class 16.

Response:

Subject to the general objections, Global Tissue admits only that Reg. No. 2,663,438 issued on December 17, 2002 for the mark QUILTED NORTHERN covering "bathroom tissue" in Class 16. Global Tissue objects to the remainder of the Request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies the remainder of such request.

Request No. 5

Admit that Georgia-Pacific's Registration No. 2,663,438 for the mark QUILTED NORTHERN is valid.

Response:

In addition to the general objections, Global Tissue objects to this Request because it fails to identify the information sought to be admissible. Specifically, the Request's use of "valid" is vague and unidentified. Global Tissue further objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue. Subject to these objections, Global Tissue denies this Request.

Request No. 6

Admit that Georgia-Pacific's Registration No. 2,663,438 for the mark QUILTED NORTHERN has become incontestable pursuant to 15 U.S.C. § 1065.

Response:

Subject to the general objections, Global Tissue admits only that Reg. No. 2,663,438 is more than 5 years old.

Request No. 7

Admit that Georgia-Pacific is the owner of federal trademark Registration No. 2,059,102 for the mark QUILTED NORTHERN ULTRA covering "bathroom tissue" in Class 16.

Response:

Subject to the general objections, Global Tissue admits only that Reg. No. 2,059,102 issued on May 6, 1997 for the mark QUILTED NORTHERN ULTRA covering "bathroom tissue" in Class 16. Global Tissue objects to the remainder of the Request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies the remainder of such request.

Request No. 8

Admit that Georgia-Pacific's Registration No. 2,059,102 for the mark QUILTED NORTHERN ULTRA is valid.

Response:

In addition to the general objections, Global Tissue objects to this Request because it fails to identify the information sought to be admissible. Specifically, the Request's use of

“valid” is vague and unidentified. Global Tissue further objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue. Subject to these objections, Global Tissue denies this Request.

Request No. 9

Admit that Georgia-Pacific's Registration No. 2,059,102 for the mark QUILTED NORTHERN ULTRA has become incontestable pursuant to 15 U.S.C. § 1065.

Response:

Subject to the general objections, Global Tissue admits only that Reg. No. 2,059,102 is more than 5 years old.

Request No. 10

Admit that Georgia-Pacific began using the QUILTED NORTHERN Mark in commerce in connection with bathroom tissue in 1993.

Response:

In addition to the general objections, Global Tissue objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 11

Admit that Georgia-Pacific has been using the QUILTED NORTHERN Mark in commerce in connection with bathroom tissue continuously since 1993.

Response:

In addition to the general objections, Global Tissue objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 12

Admit that Georgia-Pacific began using the QUILTED NORTHERN ULTRA Mark in commerce in connection with bathroom tissue in 1995.

Response:

In addition to the general objections, Global Tissue objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 13

Admit that Georgia-Pacific has been using the QUILTED NORTHERN ULTRA mark in commerce in connection with bathroom tissue continuously since 1995.

Response:

In addition to the general objections, Global Tissue objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 14

Admit that Georgia-Pacific is the owner of federal trademark Registration No. 2,957,128 for the mark QUILTED covering "bath tissue" in Class 16.

Response:

Subject to the general objections, Global Tissue admits only that Reg. No. 2,957,128 issued on May 31, 2005 for the mark QUILTED covering "bathroom tissue" in Class 16. Global Tissue objects to the remainder of the Request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies the remainder of such request.

Request No. 15

Admit that Georgia-Pacific's Registration No. 2,957,128 for the mark QUILTED is valid.

Response:

In addition to the general objections, Global Tissue objects to this Request because it fails to identify the information sought to be admissible. Specifically, the Request's use of "valid" is vague and unidentified. Global Tissue further objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue. Subject to these objections, Global Tissue denies this Request.

Request No. 16

Admit that Georgia-Pacific began using the QUILTED Mark in commerce in connection with bathroom tissue in 1993.

Response:

In addition to the general objections, Global Tissue objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 17

Admit that Georgia-Pacific has been using the QUILTED Mark in commerce in connection with bathroom tissue continuously since 1993.

Response:

In addition to the general objections, Global Tissue objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 18

Admit that Georgia-Pacific is the owner of federal trademark Registration No. 2,933,048 for the mark QUILTED & Design covering "bath tissue" in Class 16.

Response:

Subject to the general objections, Global Tissue admits only that Reg. No. 2,933,048 issued on March 15, 2005 for the mark QUILTED and design covering "bathroom tissue" in Class 16. Global Tissue objects to the remainder of the Request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies the remainder of such request.

Request No. 19

Admit that Georgia-Pacific's Registration No. 2,933,048 for the mark QUILTED & Design is valid.

Response:

In addition to the general objections, Global Tissue objects to this Request because it fails to identify the information sought to be admissible. Specifically, the Request's use of "valid" is vague and unidentified. Global Tissue further objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue. Subject to these objections, Global Tissue denies this Request.

Request No. 20

Admit that Georgia-Pacific began using the QUILTED & Design Mark in commerce in connection with bathroom tissue in 1993.

Response:

In addition to the general objections, Global Tissue objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 21

Admit that Georgia-Pacific has been using the QUILTED & Design Mark in commerce in connection with bathroom tissue continuously since 1993.

Response:

In addition to the general objections, Global Tissue objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 22

Admit that Georgia-Pacific is the owner of federal trademark Registration No. 2,968,615 for the mark QUILTED NORTHERN covering "facial tissue" in Class 16.

Response:

Subject to the general objections, Global Tissue admits only that Reg. No. 2,968,615 was

registered on July 12, 2005 for the mark QUILTED NORTHERN covering “bathroom tissue” in Class 16. Global Tissue objects to the remainder of the Request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies the remainder of such request.

Request No. 23

Admit that Georgia-Pacific's Registration No. 2.968,615 for the mark QUILTED NORTHERN is valid.

Response:

In addition to the general objections, Global Tissue objects to this Request because it fails to identify the information sought to be admissible. Specifically, the Request’s use of “valid” is vague and unidentified. Global Tissue further objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue. Subject to these objections, Global Tissue denies this Request.

Request No. 24

Admit that Georgia-Pacific began using the QUILTED NORTHERN Mark in commerce in connection with facial tissue in 2004.

Response:

In addition to the general objections, Global Tissue objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 25

Admit that Georgia-Pacific has been using the QUILTED NORTHERN Mark in commerce in connection with facial tissue continuously since 2004.

Response:

In addition to the general objections, Global Tissue objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 26

Admit that the QUILTED NORTHERN Mark is distinctive for bathroom tissue.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 27

Admit that the QUILTED NORTHERN Mark is not descriptive for bathroom tissue.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 28

Admit that the QUILTED NORTHERN Mark is suggestive for bathroom tissue.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 29

Admit that the QUILTED NORTHERN Mark is arbitrary for bathroom tissue.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 30

Admit that the QUILTED NORTHERN Mark is fanciful for bathroom tissue.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 31

Admit that the QUILTED NORTHERN Mark is not descriptive for facial tissue.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 32

Admit that the QUILTED NORTHERN Mark is well-known among consumers of bathroom tissue.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 33

Admit that the QUILTED NORTHERN Mark has high brand awareness among consumers of bathroom tissue.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global

Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 34

Admit that the QUILTED NORTHERN Mark has achieved secondary meaning among consumers of bathroom tissue.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 35

Admit that Georgia-Pacific has spent more than \$250 million advertising and promoting the QUILTED NORTHERN Mark.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 36

Admit that Georgia-Pacific has spent millions of dollars advertising the QUILTED NORTHERN Mark on television.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 37

Admit that Georgia-Pacific has spent millions of dollars advertising the QUILTED

NORTHERN Mark through print advertising.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 38

Admit that Georgia-Pacific has invested millions of dollars promoting the QUILTED NORTHERN Mark through charitable sponsorships.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 39

Admit that Georgia-Pacific has promoted the QUILTED NORTHERN Mark through spending over \$1 billion in connection with point-of-sale trade programs for Georgia-Pacific's retail customers.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 40

Admit that QUILTED NORTHERN Mark has been featured on ABC's *The View* television program.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground

that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 41

Admit that QUILTED NORTHERN brand has been a national sponsor of the Susan G. Komen Race for the Cure Series.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 42

Admit that the QUILTED NORTHERN brand has received unsolicited media coverage in the *Chicago Tribune*.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 43

Admit that the QUILTED NORTHERN brand has received unsolicited media coverage in the *LA Times*.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 44

Admit that the QUILTED NORTHERN brand has received unsolicited media coverage on the Emily Post website.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 45

Admit that the QUILTED NORTHERN brand has received unsolicited media coverage on the Yahoo! News website.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request 46

Admit that the QUILTED NORTHERN brand has received unsolicited media coverage on NBC's *Today Show*.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 47

Admit that the QUILTED NORTHERN brand has received unsolicited media coverage on NBC's *The Tonight Show*.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global

Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 48

Admit that Georgia-Pacific's sales of bathroom tissue bearing the QUILTED NORTHERN Mark have totaled over \$7 billion since 1998.

Response:

In addition to the general objections, Georgia-Pacific objects to this Request on the ground that it lacks foundation and assumes facts not in evidence from other documents. Global Tissue further objects to this Request on the ground that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 49

Admit that Georgia-Pacific sells bathroom tissue bearing the QUILTED NORTHERN Mark through retailers including major wholesalers, grocery supermarkets, major chain stores, discount stores, and drug stores.

Response:

Subject to the general objection, Global Tissue admits this Request.

Request No. 50

Admit that "QUILTY" and "QUILTED" both contain the word "QUILT."

Response:

In addition to the general objections, Global Tissue objects to this Request on the grounds that it lacks foundation and assumes facts not in evidence. Global Tissue further objects to this Request as being vague and indefinite due to the usage of the term "word" in the Request. Subject to these objections, Global Tissue admits only that both "QUILTY" and "QUILTED" contain the common letters "q", "u", "i", "l" and "t".

Request No. 51

Admit that "QUILTY" and "QUILTED" are substantially similar in appearance.

Response:

Subject to the general objections, Global Tissue denies this Request.

Request No. 52

Admit that the QUILTY and QUILTED NORTHERN Marks are substantially similar in appearance.

Response:

Subject to the general objections, Global Tissue denies this Request.

Request No. 53

Admit that "QUILTY" and "QUILTED" are substantially similar in meaning.

Response:

Subject to the general objections, Global Tissue denies this Request.

Request No. 54

Admit that the QUILTY and QUILTED NORTHERN Marks are substantially similar in meaning.

Response:

Subject to the general objections, Global Tissue denies this Request.

Request No. 55

Admit that "QUILTY" and "QUILTED" are substantially similar in sound.

Response:

Subject to the general objections, Global Tissue denies this Request.

Request No. 56

Admit that the QUILTY and QUILTED NORTHERN Marks are substantially similar in sound.

Response:

Subject to the general objections, Global Tissue denies this Request.

Request No. 57

Admit that "QUILTY" and "QUILTED" are substantially similar in commercial impression.

Response:

Subject to the general objections, Global Tissue denies this Request.

Request No. 58

Admit that the QUILTY and QUILTED NORTHERN Marks are substantially similar in commercial impression.

Response:

Subject to the general objections, Global Tissue denies this Request.

Request No. 59

Admit that Georgia-Pacific is a producer of bathroom tissue.

Response:

Subject to the general objections, Global Tissue admits this Request.

Request No. 60

Admit that Georgia-Pacific is a producer of facial tissue.

Response:

Subject to the general objections, Global Tissue admits this Request.

Request No. 61

Admit that Georgia-Pacific is a producer of paper napkins.

Response:

Subject to the general objections, Global Tissue admits this Request.

Request No. 62

Admit that Georgia-Pacific is a producer of paper towels.

Response:

Subject to the general objections, Global Tissue admits this Request.

Request No. 63

Admit that Global Tissue is a producer of bathroom tissue.

Response:

Subject to the general objections, Global Tissue admits this Request.

Request No. 64

Admit that Global Tissue is a producer of facial tissue.

Response:

Subject to the general objections, Global Tissue admits this Request.

Request No. 65

Admit that Global Tissue is a producer of paper napkins.

Response:

Subject to the general objections, Global Tissue admits this Request.

Request No. 66

Admit that Global Tissue is a producer of paper towels.

Response:

Subject to the general objections, Global Tissue admits this Request.

Request No. 67

Admit that the goods that Global Tissue intends to sell under the QUILTY mark include bathroom tissue.

Response:

Subject to the general objections, Global Tissue admits this Request.

Request No. 68

Admit that the goods that Global Tissue intends to sell under the QUILTY mark include facial tissue.

Response:

Subject to the general objections, Global Tissue admits this Request.

Request No. 69

Admit that the bathroom tissue that Global Tissue intends to sell under the QUILTY mark and the bathroom tissue sold by Georgia-Pacific under the QUILTED NORTHERN Mark are identical goods.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 70

Admit that the facial tissue that Global Tissue intends to sell under the QUILTY mark and the facial tissue sold by Georgia-Pacific under the QUILTED NORTHERN Mark are identical goods.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 71

Admit that the paper napkins that Global Tissue intends to sell under the QUILTY mark and the bathroom tissue sold by Georgia-Pacific under the QUILTED NORTHERN Mark are similar goods.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 72

Admit that the paper napkins that Global Tissue intends to sell under the QUILTY mark and the bathroom tissue sold by Georgia-Pacific under the QUILTED NORTHERN Mark are closely similar goods.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 73

Admit that the paper towels that Global Tissue intends to sell under the QUILTY mark and the bathroom tissue sold by Georgia-Pacific under the QUILTED NORTHERN Mark are similar goods.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground

that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 74

Admit that the paper towels that Global Tissue intends to sell under the QUILTY mark and the bathroom tissue sold by Georgia-Pacific under the QUILTED NORTHERN Mark are closely similar goods.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 75

Admit that Global Tissue intends to market its QUILTY bathroom tissue to retailers who also carry Georgia-Pacific's QUILTED NORTHERN bathroom tissue.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 76

Admit that Global Tissue intends to market its QUILTY facial tissue to retailers who also carry Georgia-Pacific's QUILTED NORTHERN facial tissue.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 77

Admit that Global Tissue intends to market its QUILTY paper napkins to retailers who also carry Georgia-Pacific's QUILTED NORTHERN bathroom tissue.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground

that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 78

Admit that Global Tissue intends to market its QUILTY paper towels to retailers who also carry Georgia-Pacific's QUILTED NORTHERN bathroom tissue.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 79

Admit that Global Tissue's QUILTY bathroom tissue is likely to be sold through the same channels of trade as Georgia-Pacific's QUILTED NORTHERN bathroom tissue.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 80

Admit that Global Tissue's QUILTY facial tissue is likely to be sold through the same channels of trade as Georgia-Pacific's QUILTED NORTHERN bathroom tissue.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 81

Admit that Global Tissue's QUILTY paper napkins are likely to be sold through the same channels of trade as Georgia-Pacific's QUILTED NORTHERN bathroom tissue.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 82

Admit that Global Tissue's QUILTY paper towels are likely to be sold through the same channels of trade as Georgia-Pacific's QUILTED NORTHERN bathroom tissue.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 83

Admit that the price or price points for Global Tissue's QUILTY bathroom tissue will be similar to the price or price points for Georgia-Pacific's QUILTED NORTHERN bathroom tissue.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 84

Admit that bathroom tissue is an inexpensive good.

Response:

Subject to the foregoing general objections, Global Tissue denies this Request.

Request No. 85

Admit that bathroom tissue is an impulse purchase item.

Response:

Subject to the foregoing general objections, Global Tissue denies this Request.

Request No. 86

Admit that purchasers of bathroom tissue exercise a minimal level of care when purchasing this product at retail stores.

Response:

Subject to the foregoing general objections, Global Tissue denies this Request.

Request No. 87

Admit that purchasers of Applicant's bathroom tissue exercise a minimal level of care when purchasing this product at retail stores.

Response:

Subject to the foregoing general objections, Global Tissue denies this Request.

Request No. 88

Admit that purchasers of Georgia-Pacific's bathroom tissue exercise a minimal level of care when purchasing this product at retail stores.

Response:

In addition to the general objections, Global Tissue objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 89

Admit that facial tissue is an inexpensive good.

Response:

Subject to the foregoing general objections, Global Tissue denies this Request.

Request No. 90

Admit that facial tissue is an impulse purchase item.

Response:

Subject to the foregoing general objections, Global Tissue denies this Request.

Request No. 91

Admit that purchasers of facial tissue exercise a minimal level of care when purchasing this product at retail stores.

Response:

Subject to the foregoing general objections, Global Tissue denies this Request.

Request No. 92

Admit that purchasers of Applicant's facial tissue exercise a minimal level of care when purchasing this product at retail stores.

Response:

Subject to the foregoing general objections, Global Tissue denies this Request.

Request No. 93

Admit that purchasers of Georgia-Pacific's facial tissue exercise a minimal level of care when purchasing this product at retail stores.

Response:

In addition to the general objections, Global Tissue objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 94

Admit that paper napkins are inexpensive goods.

Response:

Subject to the foregoing general objections, Global Tissue denies this Request.

Request No. 95

Admit that paper napkins are an impulse purchase item.

Response:

Subject to the foregoing general objections, Global Tissue denies this Request.

Request No. 96

Admit that purchasers of paper napkins exercise a minimal level of care when purchasing these products at retail stores.

Response:

Subject to the foregoing general objections, Global Tissue denies this Request.

Request No. 97

Admit that purchasers of Applicant's paper napkins exercise a minimal level of care when purchasing these products at retail stores.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 98

Admit that purchasers of Georgia-Pacific's paper napkins exercise a minimal level of care when purchasing these products at retail stores.

Response:

In addition to the general objections, Global Tissue objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 99

Admit that paper towels are inexpensive goods.

Response:

Subject to the foregoing general objections, Global Tissue denies this Request.

Request No. 100

Admit that paper towels are impulse purchase items.

Response:

Subject to the foregoing general objections, Global Tissue denies this Request.

Request No. 101

Admit that purchasers of paper towels exercise a minimal level of care when purchasing these products at retail stores.

Response:

Subject to the foregoing general objections, Global Tissue denies this Request.

Request No. 102

Admit that purchasers of Applicant's paper towels exercise a minimal level of care when purchasing these products at retail stores.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 103

Admit that purchasers of Georgia-Pacific's paper towels exercise a minimal level of care when purchasing these products at retail stores.

Response:

In addition to the general objections, Global Tissue objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 104

Admit that Georgia-Pacific advertises QUILTED NORTHERN bathroom tissue via print media.

Response:

In addition to the general objections, Global Tissue objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 105

Admit that Global Tissue intends to advertise QUILTY bathroom tissue via print media.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 106

Admit that Global Tissue intends to advertise QUILTY facial tissue via print media.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 107

Admit that Global Tissue intends to advertise QUILTY paper towels via print media.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 108

Admit that Global Tissue intends to advertise QUILTY paper napkins via print media.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 109

Admit that Georgia-Pacific advertises QUILTED NORTHERN bathroom tissue on the Internet.

Response:

In addition to the general objections, Global Tissue objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 110

Admit that Global Tissue intends to advertise QUILTY bathroom tissue on the Internet.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 111

Admit that Global Tissue intends to advertise QUILTY facial tissue on the Internet.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 112

Admit that Global Tissue intends to advertise QUILTY paper napkins on the Internet.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 113

Admit that Global Tissue intends to advertise QUILTY paper towels on the Internet.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 114

Admit that Georgia-Pacific advertises QUILTED NORTHERN bathroom tissue through coupon promotions.

Response:

In addition to the general objections, Global Tissue objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 115

Admit that Global Tissue intends to advertise QUILTY bathroom tissue through coupon promotions.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 116

Admit that Global Tissue intends to advertise QUILTY facial tissue through coupon promotions.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 117

Admit that Global Tissue intends to advertise QUILTY paper napkins through coupon promotions.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 118

Admit that Global Tissue intends to advertise QUILTY paper towels through coupon promotions.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 119

Admit that Georgia-Pacific promotes QUILTED NORTHERN bathroom tissue through point-of-sale trade programs.

Response:

In addition to the general objections, Global Tissue objects to this request on the grounds that it seeks information not within the possession, custody or control of Global Tissue, and therefore denies this Request.

Request No. 120

Admit that Global Tissue intends to promote QUILTY bathroom tissue through point-of-sale trade programs.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 121

Admit that Global Tissue intends to promote QUILTY facial tissue through point of-sale trade programs.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 122

Admit that Global Tissue intends to promote QUILTY paper napkins through point-of-sale trade programs.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 123

Admit that Global Tissue intends to promote QUILTY paper towels through point-of-sale trade programs.

Response:

In addition to the general objections, Global Tissue objects to this Request on the ground that it is speculative and seeks information which does not yet exist. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 124

Admit that Global Tissue had knowledge of Georgia-Pacific's QUILTED NORTHERN Mark at the time it adopted the QUILTY mark.

Response:

Subject to the general objections, Global Tissue admits this Request.

Request No. 125

Admit that Global Tissue adopted the QUILTY mark to trade on the goodwill associated with Georgia-Pacific's QUILTED NORTHERN Mark.

Response:

Subject to the foregoing general objections, Global Tissue denies this Request.

Request No. 126

Admit that Global Tissue has no documents in evidencing that it had an intent to use the QUILTY mark at the time it filed trademark application Serial No. 77/364,616.

Response:

In addition to the general objections, Global Tissue objects to this request on the grounds that it has produced a privilege log to Georgia-Pacific identifying certain privilege documents. Subject to the foregoing objections, Global Tissue denies this Request.

Request No. 127

Admit that Global Tissue has not used the QUILTY Mark in commerce in the United States.

Response:

Subject to the general objections, Global Tissue admits this Request.

Request No. 128

Admit that Global Tissue has not designed any packaging featuring the QUILTY Mark.

Response:

Subject to the general objections, Global Tissue admits this Request.

Request No. 129

Admit that Global Tissue has not created any advertising featuring the QUILTY Mark.

Response:

Subject to the general objections, Global Tissue admits this Request.

Request No. 130

Admit that Global Tissue has not manufactured any bath tissue on which the QUILTY Mark is intended to be used.

Response:

Subject to the general objections, Global Tissue admits this Request.

Request No. 131

Admit that Global Tissue has not manufactured any facial tissue on which the QUILTY Mark is intended to be used.

Response:

Subject to the general objections, Global Tissue admits this Request.

Request No. 132

Admit that Global Tissue has not manufactured any paper towels on which the QUILTY Mark is intended to be used.

Response:

Subject to the general objections, Global Tissue admits this Request.

Request No. 133

Admit that Global Tissue has not manufactured any paper napkins on which the QUILTY Mark is intended to be used.

Response:

Subject to the general objections, Global Tissue admits this Request.

Request No. 134

Admit that Global Tissue has not taken any steps to use the QUILTY Mark in commerce in the United States.

Response:

In addition to the general objections, Global Tissue objects to this Request on the grounds that it is vague and indefinite. Global Tissue further objects to this Request to the extent that it implies that the clearance of a mark, the filing and prosecution of an intent-to-use trademark application, and the defense of an opposition proceeding do not constitute "steps to use" a mark. Subject to the foregoing objections, Global Tissue denies this Request.

Dated: June 23, 2010

Respectfully submitted,



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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this date, June 23, 2010, a copy of the foregoing APPLICANT'S RESPONSE TO OPPOSER'S FIRST REQUEST FOR ADMISSIONS was served upon the Opposer, by email and by U.S. mail, to Opposer's current identified counsel, as set forth below:

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