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Filing date: **10/11/2010**

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

Proceeding	91191735
Party	Defendant Kenneth Michael Cheney
Correspondence Address	KENNETH MICHAEL CHENEY 1830 HOLLYVIEW DRIVE SAN RAMON, CA 94582 UNITED STATES michael@verumsports.com
Submission	Other Motions/Papers
Filer's Name	Kenneth Michael Cheney
Filer's e-mail	michael@verumsports.com
Signature	/Kenneth Michael Cheney/
Date	10/11/2010
Attachments	ObjectionADMIS.pdf (2 pages)(17082 bytes) ObjectionFR.pdf (2 pages)(18048 bytes) ObjectionInter.pdf (2 pages)(17481 bytes)

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

Abercrombie & Fitch Trading Co.,

Opposer,

Application No. 77/117,258

v.

Opposition No. 91191735

Kenneth Michael Cheney

Date of Filing: February 27, 2007

Applicant,

**APPLICANT'S RESPONSE TO OPPOSER'S FIRST REQUEST FOR
ADMISSIONS TO APPLICANT**

Applicant, Kenneth Michael Cheney, hereby makes the following objections to Opposer's First Request For Admissions To Applicant:

1. Applicant objects to this Request to the extent that it does not address the marks at issue therein, and as such this Request is irrelevant to the subject matter of the pending proceeding and not reasonably calculated to lead to the discovery of admissible evidence.
2. Applicant objects to this Request as irrelevant to the subject matter involved in the pending proceeding and not reasonably calculated to lead to the discovery of admissible evidence.
3. Applicant further objects to this Request as overly broad and unduly burdensome.
4. Applicant objects to this Request as Applicant is not required to disclose the entirety of its proposed evidence in support of its case during discovery.
5. In addition, objection is made because the burden or expense to reasonably respond to this request outweighs its likely benefit.

Respectfully submitted,

By: /Kenneth M. Cheney/

Kenneth Michael Cheney

Certificate of Service

I hereby certify on this 11th day of October, 2010, the foregoing Applicant's response to OPPOSER'S FIRST REQUEST FOR ADMISSIONS TO APPLICANT was served upon Opposer via email by agreement of the parties to: KayserS@howrey.com and McCartyK@howrey.com.

/Kenneth M. Cheney/

Kenneth Michael Cheney

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

Abercrombie & Fitch Trading Co.,

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Applicant,

**APPLICANT'S RESPONSE TO OPPOSER'S FIRST REQUEST FOR
PRODUCTION OF DOCUMENTS AND THINGS TO APPLICANT**

Applicant, Kenneth Michael Cheney, hereby makes the following objections to Opposer's First Request For Production Of Documents And Things To Applicant:

1. Applicant objects to this Request to the extent that it does not address the marks at issue therein, and as such this Request is irrelevant to the subject matter of the pending proceeding and not reasonably calculated to lead to the discovery of admissible evidence.
2. Applicant objects to this Request as irrelevant to the subject matter involved in the pending proceeding and not reasonably calculated to lead to the discovery of admissible evidence.
3. Applicant further objects to this Request as overly broad and unduly burdensome.
4. Applicant additionally objects to this Request as calling for the production of confidential and proprietary information. To the extent not otherwise objected to, Applicant will produce representative, responsive, confidential documents after the entry of a suitable protective order by the Board.
5. Applicant objects to this Request as Applicant is not required to disclose the entirety of its proposed evidence in support of its case during discovery.
6. In addition, objection is made because the burden or expense to reasonably respond to this request outweighs its likely benefit.

Respectfully submitted,

By: /Kenneth M. Cheney/

Kenneth Michael Cheney

Certificate of Service

I hereby certify on this 11th day of October, 2010, the foregoing Applicant's response to OPPOSER'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS AND THINGS TO APPLICANT was served upon Opposer via email by agreement of the parties to:
KayserS@howrey.com and McCartyK@howrey.com.

/Kenneth M. Cheney/

Kenneth Michael Cheney

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Opposition No. 91191735

Kenneth Michael Cheney

Date of Filing: February 27, 2007

Applicant,

**APPLICANT'S RESPONSE TO OPPOSER'S FIRST SET OF
INTERROGATORIES TO APPLICANT**

Applicant, Kenneth Michael Cheney, hereby makes the following objections to Opposer's First Set of Interrogatories To Applicant:

1. Applicant objects to this Request to the extent that it does not address the marks at issue therein, and as such this Request is irrelevant to the subject matter of the pending proceeding and not reasonably calculated to lead to the discovery of admissible evidence.
2. Applicant objects to this Request as irrelevant to the subject matter involved in the pending proceeding and not reasonably calculated to lead to the discovery of admissible evidence.
3. Applicant further objects to this Request as overly broad and unduly burdensome.
4. Applicant additionally objects to this Request as calling for the production of confidential and proprietary information. To the extent not otherwise objected to, Applicant will produce representative, responsive, confidential documents after the entry of a suitable protective order by the Board.
5. Applicant objects to this Request as Applicant is not required to disclose the entirety of its proposed evidence in support of its case during discovery.
6. In addition, objection is made because the burden or expense to reasonably respond to this request outweighs its likely benefit.

Respectfully submitted,

By: /Kenneth M. Cheney/

Kenneth Michael Cheney

Certificate of Service

I hereby certify on this 11th day of October, 2010, the foregoing Applicant's response to OPPOSER'S FIRST SET OF INTERROGATORIES TO APPLICANT was served upon Opposer via email by agreement of the parties to:
KayserS@howrey.com and McCartyK@howrey.com.

/Kenneth M. Cheney/

Kenneth Michael Cheney