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

Proceeding	91194085
Party	Plaintiff Mothers Against Drunk Driving
Correspondence Address	REMY M. DAVIS THOMPSON & KNIGHT LLP 1722 ROUTH STREET, SUITE 1500 DALLAS, TX 75206 UNITED STATES remy.davis@tklaw.com
Submission	Motion to Compel Discovery
Filer's Name	Remy M. Davis
Filer's e-mail	remy.davis@tklaw.com
Signature	/Remy M. Davis/
Date	01/12/2011
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

MOTHERS AGAINST DRUNK DRIVING.

Opposer,

v.

CRAWFORD, YOLANDA RENEE DBA BABY
MAMAS AGAINST DEADBEAT DADDIES OR
B.M.A.D.D.,

Opposer.

OPPOSITION No. 91194085

OPPOSER'S MOTION TO COMPEL PRODUCTION OF DOCUMENTS
AND INTERROGATORY ANSWERS

Mothers Against Drunk Driving ("MADD") files its Motion to Compel Production of Documents and Interrogatory Answers and states:

1. MADD served its First Set of Discovery to Applicant on November 15, 2010.¹ These requests included MADD's Admission Requests, Interrogatories, and Requests for Production and was received by Applicant on November 24, 2010.
2. Since that time, Applicant, Yolanda Renee Crawford dba Baby Mamas Against Deadbeat Daddies or B.M.A.D.D. ("Crawford") has neither requested any extension of time to respond from MADD, nor has Crawford responded to any of the requests in MADD's First Set of Discovery to Applicant.
3. MADD has made a good faith effort, by telephone communication and correspondence, to resolve with Applicant the issues set forth in this Motion. However, the parties are unable to resolve their differences.

¹ See Exhibit A.

Given the above, MADD respectfully requests that the Board issue an order compelling production Documents and Interrogatory Answers by Applicant.

Dated: January 12, 2011

Respectfully submitted,

Remy M. Davis

Remy M. Davis
Herbert J. Hammond
Deborah L. Lively

Thompson & Knight LLP
1722 Routh Street, Suite 1500
Dallas, Texas 75201
(214) 969-1700
(214) 969-1751

ATTORNEYS FOR MOTHERS AGAINST DRUNK
DRIVING

CERTIFICATE OF SERVICE

On January 12, 2011, a copy of these disclosures was served by electronic mail, to be followed by service by certified mail on January 13, 2011, return receipt requested, to Applicant Yolanda Crawford, correspondent of record, at the following address:

Yolanda Renee Crawford
1335 Bradyville Pike, Apt. D206
Murfreesboro, Tennessee 37130



Remy M. Davis

2030139.1

Exhibit A

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

Mothers Against Drunk Driving	§	
	§	
	§	
	§	
Opposer,	§	Opposition No. 91194085
	§	
vs.	§	
	§	
Yolanda Renee Crawford	§	
DBA Baby Mamas Against Deadbeat Daddies	§	
or B.M.A.D.D.	§	
	§	
	§	
Applicant.	§	

OPPOSER'S FIRST SET OF DISCOVERY TO APPLICANT

TO: Yolanda Renee Crawford DBA Baby Mamas Against Deadbeat Daddies or B.M.A.D.D., by and through her correspondent of record, Yolanda Renee Crawford, 1335 Bradyville Pike, Apt. D206, Murfreesboro, Tennessee, 37103.

In accordance with Federal Rules of Civil Procedure 26, 33, 34, and 36, Opposer serves the following interrogatories, requests for admission, and requests for production of documents and things to Applicant. Opposers request that Applicant serve its responses to these discovery requests not later than thirty (30) days after service hereof. Opposer hereby requests that Applicant supplement its responses as required by the Federal Rules of Civil Procedure.

I.
DEFINITIONS

1. "Opposer" refers to Opposer, Mothers Against Drunk Driving ("MADD"), its predecessors in interest, its employees, officers, representatives, agents, servants, associates,

attorneys, licensees, customers, and other persons otherwise associated or acting in concert with Opposer.

2. “Opposer’s Mark(s)” include any marks owned by or assigned to MADD and used to identify its services and goods, including, but not limited to, the following: MOTHERS AGAINST DRUNK DRIVING (U.S. Reg. No. 1,603,041), MADD (U.S. Reg. No. 1,250,706), MADD & Design (U.S. Reg. No. 1,558,546), VICTIM IMPACT PANELS MADD & Design (U.S. Reg. No. 1,628,711), MADDVOCATE (U.S. Reg. No. 1,645,240), I’M A MADD DAD & Design (U.S. Reg. No. 1,688,513), SKADD (U.S. Reg. No. 1,793,976), MADD VICTIM SERVICES (U.S. Reg. 1,998,125), MADD DASH (U.S. Reg. No. 2,187,624), MADD ACTIVISM VICTIM SERVICES EDUCATION & Design (U.S. Reg. No. 2,730,301), MADD MEDIA AWARDS & Design (U.S. Reg. 2,781,780), MADD YOUTH IN ACTION (U.S. Reg. 3,090,158), UMADD (U.S. Reg. No. 3,133,576), SHIFTING GEARS MADD & Design (U.S. Reg. No. 3,224,809), THINK MADD HOMECOMING (U.S. Reg. No. 3,289,837), THINK MADD (U.S. Reg. No. 3,290.012), THINK MADD & Design (U.S. Reg. No. 3,290,013), THINK MADD PROM & Design (U.S. Reg. No. 3,290,240), THINK MADD GRADUATION (U.S. Reg. No. 3,423,757), THINK MADD SPRING BREAK & Design (U.S. Reg. No. 3,423,758), WALK LIKE MADD & Design (U.S. Reg. No. 3,556,969), WALK LIKE MADD (U.S. Reg. No. 3,556,975), and MADD MEDIA AWARDS (U.S. Reg. No. 3,733,594).

3. “Opposer’s Registrations” means Registration No. 1,603,041, filed on February 28, 1989 and registered on June 19, 1990 and Registration No. 1,250,706, filed on February 26, 1982 and registered on September 6, 1983.

4. “Applicant” refers to Applicant Yolanda Renee Crawford, DBA Baby Mamas Against Deadbeat Daddies or B.M.A.D.D., and any predecessors in interest, affiliates, representative, **Opposer’s First Set of Discovery to Applicant**

employees, officers, servants, and agents, and to all other persons acting on its behalf or under Your direction or control, including Your representatives and attorneys, or any person acting on Your behalf.

5. “Applicant’s Application” means U.S. Serial No. 77/825,470 the mark “BABY MAMAS AGAINST DEADBEAT DADDIES OR B.M.A.D.D.,” filed with the U.S. Patent and Trademark Office (“USPTO”) on September 13, 2009.

6. “Applicant’s Mark” means the mark “BABY MAMAS AGAINST DEADBEAT DADDIES OR B.M.A.D.D.” or any other variation that includes the term “M.A.D.D.” or “MADD.”

6. “Applicant’s Goods and Services” means any and all of the goods and/or services with which Applicant uses the marks “B.M.A.D.D.” or any other variation that includes the term “MADD.”

7. “Person” or “persons” means all entities, including, but not limited to, all natural persons, firms, partnerships, associations, joint ventures, corporations, single proprietorships, companies, proprietorships, business trusts, banking institutions, unincorporated organizations, entities recognized by a body politic and any other business or legal entities including governmental bodies and agencies.

8. “Identify” when used with respect to natural persons means to provide sufficient information, including home and business addresses and telephone numbers, such that a subpoena may be issued and served on that person. “Identify” when used with respect to all other persons means to provide sufficient information, including addresses and telephone numbers and agents for service of process, that a subpoena may be issued and served on that person. “Identify,” when used in reference to a document, means state:

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- the nature of the document (e.g., contract, letter, tape, recording, ledger sheet, memorandum, voucher, lab notebook, etc.);
- its title, if any;
- the substance of its contents;
- the date and place of its preparation;
- If it is in the nature of a communication: the date and place it was sent; the date and place it was received; the identity (as defined above) of the sender; the identity (as defined above) of the receiver; and the identity (as defined above) of each person for whom the sender or receiver acted or purported to act;
- the identity (as defined above) of all persons signing it, preparing or making it, or participating in or present at its preparation, making, or signing;
- the identity (as defined above) of all persons having custody of the document and if the present location of the document is unknown, the last known location of the document and any available information as to the disposition of the document or its whereabouts.

9. The term “document” is used in a comprehensive sense and shall include all manner of documents as defined in Federal Rule of Civil Procedure 34. To the extent that a document differs from other copies or originals of the same by reason of notations, comments, markings or other differences, said document shall be deemed a separate document.

10. The singular shall include the plural, and the plural, the singular, and the past tense shall include the present and future, the present shall include the past and future, and the future shall include the past and present.

11. Each answer shall include all information known or available to Applicant. If the

14. If Applicant asserts attorney-client privilege or work-product immunity, or both, as to any document for which production or identification is requested, provide an identification of each such document in writing, such identification to include: the nature of the document, the author, the sender, the recipient, the recipient of all copies, the date, the name of each person to whom the original or any copy was circulated, the names appearing on any circulation list associated with the document, a summary statement of the subject matter of the document in sufficient detail to permit the Board to reach a determination in the event of a motion under Federal Rule of Civil Procedure 37, and an indication of the basis for assertion of privilege or the like.

15. These discovery requests seek information as of the date of serving the answers and responses, and shall be deemed continuing so as to require further and supplemental responses in accordance with Federal Rule of Civil Procedure 26(e).

16. If Applicant invokes Federal Rule of Civil Procedure 33(d) (option to produce business records), specify, by category and location, the records from which the answer to the interrogatory may be derived or ascertained.

II. INSTRUCTIONS

1. If any documents or things requested were at one time in existence, but are no longer in existence, then so state, specifying for each document or thing:

- A. The type of document or thing;
- B. The types of information contained thereon;
- C. The date upon which it ceased to exist;
- D. The circumstances under which it ceased to exist;

E. The identity of all persons having knowledge of the circumstances under which it ceased to exist; and

F. The identity of all persons having or who had knowledge of the contents thereof.

2. Documents attached to each other should not be separated.

3. If you exercise your option to produce your business records pursuant to Rule 33(d) of the Federal Rules of Civil Procedure in response to an interrogatory, you should specify with particularity the location and identity of the business records where the information requested is found.

4. The period of time covered by these discovery requests is without limitation, unless otherwise specified.

5. As required by Rule 26(e) of the Federal Rules of Civil Procedure, you are requested to supplement your answers or other responses to these interrogatories and admissions, particularly with respect to any interrogatories which are addressed to the identity and location of documents concerning discoverable information or of persons having knowledge of discoverable matters.

6. The answers to the interrogatories among these discovery requests must be provided under oath pursuant to Rule 33(b)(1) of the Federal Rules of Civil Procedure.

7. If you claim privilege with respect to any of the discovery requests contained herein, Local Civil Rule 26.2 shall govern how such privilege is to be asserted.

III.

ADMISSION REQUESTS

Pursuant to Rule 2.120 of the Trademark Rules of Practice of the Patent and Trademark Office and Rule 36 of the Federal Rules of Civil Procedure, Opposer, MADD, directs the following admission requests to Applicant, Crawford, to be answered within thirty (30) days:

1. Admit that, prior to September 13, 2009, Applicant was aware of Opposer's organization, namely, a non-profit corporation that provides association services to promote the interests of those opposed to drunk driving, underage drinking, and supporting victims of these crimes.

2. Admit that prior to September 13, 2009, Applicant was aware of Opposer's Registrations.

3. Admit that prior to filing Applicant's Application, Applicant did not either perform or have performed a search of the U.S. Patent and Trademark Office database to determine the availability of Applicant's Mark.

4. Admit that after knowing of the goods and services offered by Opposer, Applicant filed an application with the U.S. Patent and Trademark Office that incorporates the term "MADD."

5. Admit that prior to filing the Application, Applicant did not offer any goods or services for sale in interstate commerce under Applicant's Mark.

6. Admit that Opposer's Registrations have been used extensively throughout the United States since prior to September 13, 2009.

7. Admit that prior to September 13, 2009, Applicant had knowledge of the goods and services offered under Opposer's Marks.

8. Admit that there is a likelihood of confusion between Applicant's Mark and Opposer's Marks.

9. Admit that Applicant's Registrations are for marks that are commonly recognized by the general public.

10. Admit that Applicant did not use Applicant's Mark before September 13, 2009.

11. Admit that Applicant did not use Applicant's Mark in interstate commerce before September 13, 2009.

12. Admit that Applicant's Registrations are for marks that are famous.

IV. INTERROGATORIES

Pursuant to Federal Rule of Civil Procedure 33 and Trademark Rule 2.120, Opposer hereby requests that Applicant answer the following interrogatories under oath within thirty (30) days of service hereof, or within such other time as may be permitted by the Trademark Rules of Practice.

INTERROGATORY NO. 1:

State Applicant's full legal name and all names under which Applicant has done or is doing business and all subsidiaries, affiliates and related companies of Applicant.

RESPONSE TO INTERROGATORY NO. 1:

INTERROGATORY NO. 2:

Identify the date that Applicant first began providing goods or services under Applicant's Mark, and describe the nature and circumstances of such use, including the goods and services on which Applicant's Mark were first used.

RESPONSE TO INTERROGATORY NO. 2:

INTERROGATORY NO. 3:

Identify Applicant's principal place of business and all offices or locations from which Applicant sells or provides its goods or services.

RESPONSE TO INTERROGATORY NO. 3:

INTERROGATORY NO. 4:

Describe in detail all of the facts and circumstances surrounding Applicant's selection and adoption of Applicant's Mark and all the reasons for the adoption of Applicant's Mark.

RESPONSE TO INTERROGATORY NO. 4:

INTERROGATORY NO. 5:

For each matter identified in Interrogatory No. 4 above, identify the person having the most knowledge of same and all documents referring or relating thereto.

RESPONSE TO INTERROGATORY NO. 5:

INTERROGATORY NO. 6:

Opposer's First Set of Discovery to Applicant

Identify all persons who had responsibility for, were consulted in connection with, or who otherwise participated in the selection of Applicant's Mark.

RESPONSE TO INTERROGATORY NO. 6:

INTERROGATORY NO. 7:

Identify all persons who have responsibility for the marketing, promotion, or sale of Applicant's goods and services under the Applicant's Mark.

RESPONSE TO INTERROGATORY NO. 7:

INTERROGATORY NO. 8

Describe how and when Applicant first learned of Opposer.

RESPONSE TO INTERROGATORY NO. 8:

INTERROGATORY NO. 9:

Describe how and when Applicant first learned of Opposer's Marks for any goods or services.

RESPONSE TO INTERROGATORY NO. 9:

INTERROGATORY NO. 10:

Describe how and when Applicant first learned of Opposer's Registrations.

RESPONSE TO INTERROGATORY NO. 10:

Opposer's First Set of Discovery to Applicant

INTERROGATORY NO. 11:

Identify the dates of the first use of Applicant's Mark, and describe the nature and circumstances of such use, including the specific goods and services on which Applicant's Mark were first used.

RESPONSE TO INTERROGATORY NO. 11:

INTERROGATORY NO. 12:

Identify all goods and services previously or presently offered or sold under Applicant's Mark by Applicant or its licensees and the date Applicant or its licensees began selling such goods or services under Applicant's Mark.

RESPONSE TO INTERROGATORY NO. 12:

INTERROGATORY NO. 13:

Has Applicant or any other party having the right to use Applicant's Mark ever discontinued using Applicant's Mark? If so, identify any such entity that has discontinued use, the dates it discontinued use of Applicant's Mark, and the reasons for discontinuing use of Applicant's Mark.

RESPONSE TO INTERROGATORY NO. 13:

INTERROGATORY NO. 14:

Identify the types of products, goods, advertising or promotional activities, including but not limited to, catalogs, brochures, websites, publications or other media or advertising means in which Applicant has used Applicant's Mark. Identify a representative sample of each product, good, advertisement, promotion, manual, Internet web page, package, label, or other materials used in connection with the sale of Applicant's goods and services under Applicant's Mark. For each item, state periods of time when each item was used.

RESPONSE TO INTERROGATORY NO. 14:

INTERROGATORY NO. 15:

Describe any domain name registrations that incorporate the term "MADD" or "M.A.D.D.," including all parties identified as Opposer's contacts (administrative or technical), the relationship between those parties, the date of registration, and the content identified on the website.

RESPONSE TO INTERROGATORY NO. 15:

INTERROGATORY NO. 16:

Does Applicant have or has Applicant ever had any business relationship with Opposer? If so, describe the dates of such relationship, the nature of the business relationship, and the employees or representatives of Applicant and Opposer who were involved or who are knowledgeable about such relationship.

RESPONSE TO INTERROGATORY NO. 16:

INTERROGATORY NO. 17:

Describe the geographic area (by country and state within the United States) of the distribution and advertising of the goods and services sold under Applicant's Mark, beginning with the earliest use of Applicant's Mark and proceeding to and including the filing date of this Opposition Proceeding, including the date of such distribution and advertising in each geographic area.

RESPONSE TO INTERROGATORY NO. 17:

INTERROGATORY NO. 18:

State the sales by month in dollars and units by Applicant for all goods and services sold under Applicant's Mark in the United States since the date of first sale in the United States and proceeding to and including the filing date of this Opposition Proceeding, and identify all documents referring or relating thereto.

RESPONSE TO INTERROGATORY NO. 18:

INTERROGATORY NO. 19:

Identify the circumstances relating to each and every attempt made by Applicant to obtain federal or state trademark or service mark registration for Applicant's Mark in any form.

RESPONSE TO INTERROGATORY NO. 19:

INTERROGATORY NO. 20:

Identify any and all trade names, trademarks, service marks and/or other proprietary designations whether past or present, claimed or utilized by Applicant that include any portion of “M.A.D.D.” or “MADD.”

RESPONSE TO INTERROGATORY NO. 20:

INTERROGATORY NO. 21:

Identify the first date of use for any and all trade names, trademarks, service marks and/or other proprietary designations listed in Response to Interrogatory No. 19.

RESPONSE TO INTERROGATORY NO. 21:

INTERROGATORY NO. 22:

Describe the geographic area (by country and state within the United States) of the past distribution of goods and advertising of all trade names, trademarks, service marks and/or other proprietary designations listed in Response to Interrogatory No. 19, beginning with the earliest use of Applicant’s Mark and proceeding to and including the filing date of this Opposition Proceeding, including the date of such distribution and advertising in each geographic area.

RESPONSE TO INTERROGATORY NO. 22:

INTERROGATORY NO. 23:

Identify each person Applicant intends to call as a witness during the testimony period in this Opposition Proceeding, and for each such witness describe the information such person has

or might have that is relevant to this proceeding, and identify the documents upon which Applicant intends to rely in connection with this Opposition Proceeding.

RESPONSE TO INTERROGATORY NO. 23:

INTERROGATORY NO. 24:

Identify the channels of trade through which each good and service under Applicant's Mark was sold, the manner in which the goods or services under Applicant's Mark was advertised, and identify the consumers of the goods or services under Applicant's Mark beginning with the first use and proceeding to and including the filing date of Opposer's Registrations.

RESPONSE TO INTERROGATORY NO. 24:

INTERROGATORY NO. 25:

Identify all of the possible applications and uses for the goods or services sold or to be sold under Applicant's Mark.

RESPONSE TO INTERROGATORY NO. 25:

INTERROGATORY NO. 26:

With respect to any business intended to be conducted but not presently conducted by Applicant using Applicant's Mark, identify all goods and services not already identified by Applicant which Applicant plans to offer in the future under Applicant's Mark.

RESPONSE TO INTERROGATORY NO. 26:

INTERROGATORY NO. 27:

State for each year when Applicant's Mark has been used, advertised, or promoted, the total amount in dollars spent by or on behalf of Applicant on advertising and promoting its goods and services under Applicant's Mark, and its goods and services advertised and/or promoted in conjunction with Applicant's Mark.

RESPONSE TO INTERROGATORY NO. 27:

INTERROGATORY NO. 28:

Identify any instance of actual confusion between Applicant's Mark and Opposer's Marks of which Applicant is aware. With respect to any such instance of confusion, describe the date, the circumstances leading to the confusion, and the parties allegedly confused.

RESPONSE TO INTERROGATORY NO. 28:

INTERROGATORY NO. 29:

Identify any instance in which any member of the public has inquired whether there is any relationship between Applicant or its goods and services and Opposer, or any of its goods and services.

RESPONSE TO INTERROGATORY NO. 29:

INTERROGATORY NO. 30:

Describe in detail all of the facts and circumstances surrounding Applicant's response to any instance of actual confusion or inquiry by any member of the public regarding any relationship between Applicant and its goods and services and Opposer or any of its goods or services.

RESPONSE TO INTERROGATORY NO. 30:

INTERROGATORY NO. 31:

Identify every person who was approached with such an instance of actual confusion or approached by any member of the public inquiring as to whether there was any relationship between Applicant and its goods and services and Opposer or any of its goods or services.

RESPONSE TO INTERROGATORY NO. 31:

INTERROGATORY NO. 32:

Identify every person who prepared, assisted in the preparation of, or provided information for the answers to these Interrogatories.

RESPONSE TO INTERROGATORY NO. 32:

INTERROGATORY NO. 33:

Has Applicant attempted to register Applicant's Mark or any variation thereof in any country other than the United States? If so, identify each application filed by Applicant to register Applicant's Mark or any variation thereof by serial number, country, filing date, and indicate its status.

RESPONSE TO INTERROGATORY NO. 33:

INTERROGATORY NO. 34:

Describe the customers to whom Applicant plans to or primarily offers, advertises, markets, sells, renders, or distributes each good or service sold under Applicant's Mark.

RESPONSE TO INTERROGATORY NO. 34:

INTERROGATORY NO. 35:

Identify each separate instance in which a trademark or service mark search directed to Applicant's Mark has been conducted by Applicant or about which Applicant has knowledge, and state whether any opinion of counsel was ever requested or rendered as to the availability for use or registration of Applicant's Mark.

RESPONSE TO INTERROGATORY NO. 35:

INTERROGATORY NO. 36:

Has Applicant's Mark or business been the subject of any non-promotional radio, television, press or other publicity? If so, identify any such publicity by date, media and author.

RESPONSE TO INTERROGATORY NO. 36:

INTERROGATORY NO. 37:

If you denied any of Opposer's Admission Requests, for each Request denied, state in detail all facts that form the basis of the denial.

RESPONSE TO INTERROGATORY NO. 37:

INTERROGATORY NO. 38:

Identify any period of time when Applicant's goods or services marketed and sold under its Marks were in any way different than they are currently. For any differences in the goods and services, identify the date that such change to the goods and services was made.

RESPONSE TO INTERROGATORY NO. 38:

INTERROGATORY NO. 39:

For each Admission Request that you did not unequivocally admit, explain the basis for your response.

RESPONSE TO INTERROGATORY NO. 39:

V.

DOCUMENT REQUESTS

Pursuant to Rule 2.120 of the Trademark Rules of Practice of the Patent and Trademark Office and Rule 34 of the Federal Rules of Civil Procedure, Opposer requests production of the following documents and things within thirty (30) days of the date hereof:

1. All documents and things which are identified in response to Opposer's First Set of Interrogatories to Applicant.

2. All documents and things that relate to any advertisement of or product bearing Applicant's Mark prior to the filing date of this Opposition Proceeding.

3. All documents and things that relate to any advertisement of or product bearing Applicant's Mark prior to the filing date of this Opposition Proceeding.

4. All documents and things relating to the selection and adoption of Applicant's Mark.

5. All documents and things relating to the first use of Applicant's Mark in connection with Applicant's goods and services.

6. All documents and things that relate to any state or federal applications to register any trademark, service mark, or trade name that includes Applicant's Mark or any similar mark.

7. A sample of each different document or thing bearing Applicant's Mark that is or has been advertised, offered for sale, sold, or distributed by Applicant, including but not limited to tags and labels, advertisements in publications or other materials.

8. Representative specimens of catalogs, mailing pieces, newspaper or magazine advertising, brochures, handbills, flyers, franchise offerings, web pages, on-line ads, or other pieces of descriptive or promotional literature, directed at potential or actual customers, and Opposer's First Set of Discovery to Applicant

relating to or describing the goods and services offered by Applicant under Applicant's Mark prior to the filing date of this Opposition Proceeding.

9. All documents and things identifying the present customer lists of the Applicant with respect to each of the goods sold and services rendered under Applicant's Mark.

10. All documents and things that relate to the dollar and unit volume of Applicant's sales of goods or services sold under Applicant's Mark, for each quarter from the date of first use to the present.

11. All documents and things that relate to Applicant's advertising expenditures in connection with Applicant's Mark, for each year from the date of first use to the filing date of the Opposition Proceeding.

12. All documents and things that relate to any change in the type of goods or services provided under Applicant's Mark from the first use date to the present.

13. All documents and things relating to the types of customers that buy, receive, or use any of Applicant's goods and services.

14. All documents and things that relate to any consideration by Applicant as to whether Applicant's Mark should be modified, or whether the use of Applicant's Mark should be discontinued, reduced or expanded.

15. All documents and things relating to any discontinuance of use of Applicant's Mark.

16. All documents and things that relate to any conflict between adoption or use of Applicant's Mark and the marks of any other persons.

17. All documents and things relating to any litigation, opposition, cancellation, or other dispute involving Applicant's Mark in the United States or any foreign country.

18. All documents and things that refer or relate to Opposer in Applicant's possession.

19. All documents and things reflecting any confusion between any of Applicant's Mark and Opposer's Marks.

20. All documents and things relating to any communications in which a third party believed that Applicant or any of Applicant's goods or services were in some way connected with Opposer or Opposer's goods or services.

21. All documents and things relating to any mail, telephone calls, complaints, inquiries, or orders directed to Applicant regarding Opposer or goods, services, or business activities of Opposer.

22. All documents and things relating to any communications received by Applicant but intended for Opposer.

23. All documents and things relating to any communications in which the communicator believed that Opposer or Opposer's goods or services were in some way connected with Applicant or any of Applicant's goods and services.

24. All correspondence between Applicant and any third party concerning or mentioning Opposer.

25. All correspondence between Applicant and any third party concerning or mentioning Opposer's Mark.

26. All documents and things referred to, evidencing, or relating to Applicant's Answers to Interrogatories to the extent not already produced.

27. All documents and things upon which Applicant intends to rely or place in evidence during the testimony periods of this proceeding.

28. A sample, copy, photograph, illustration, sketch, or other depiction of each different logo type, design, font, or style in which Applicant's Mark or any variation thereof has been or is now being used by Applicant.

29. All documents and things evidencing the date of the first use of Applicant's Mark.

30. All documents and things evidencing the total amount of sales of services or goods sold by Applicant under Applicant's Mark in the United States from the date of first sale to the present.

31. All documents and things evidencing the trade area of Applicant's goods and services from the time of first use to the filing date of this Opposition Proceeding.

32. All documents and things evidencing the area of geographic use of the Applicant's Mark from the time of first use to the filing date of this Opposition Proceeding.

33. All documents and things referring or relating to Opposer's Marks.

34. All documents and things referring or relating to any business organization purporting to offer for sale goods or services under Applicant's Mark.

35. All documents and things evidencing Applicant's prior knowledge of Opposer.

36. All documents and things that relate to any trademark or service mark searches performed in connection with Applicant's selection or use of Applicant's Mark.

37. All documents and things that relate to any marks considered in connection with Applicant's selection of Applicant's Mark.

38. All documents and things relating to opinions as to the availability of Applicant's Mark for use as a trademark or service mark in connection with each of Applicant's goods and services.

Dated: November 15, 2010.

By: Remy M. Davis
Remy M. Davis
State Bar No. 24055934

Herbert J. Hammond
State Bar No. 08858500

Deborah L. Lively
State Bar No. 24036977

THOMPSON & KNIGHT L.L.P.
1722 Routh Street, Suite 1500
Dallas, Texas 75201
(214) 969-1700 (Telephone)
(214) 969-1751 (Telecopy)

ATTORNEYS FOR OPPOSER
MOTHERS AGAINST DRUNK DRIVING

CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of November, 2010, a true and correct copy of the foregoing Opposer's First Set of Discovery Requests is being served upon Applicant's correspondent of record, Yolanda Renee Crawford, via Certified Mail, Return Receipt Requested, addressed to:

Yolanda Renee Crawford
1335 Bradyville Pike, Apt. D206
Murfreesboro, Tennessee 37130-5678

Remy M. Davis
Remy M. Davis

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Yolanda Renee Crawford
1335 Bradyville Pike, Apt. D206
Murfreesboro, Tennessee 37130-5678

COMPLETE THIS SECTION ON DELIVERY

A. Signature X Agent
 B. Received By (Printed Name) Addressee
 C. Date of Delivery 11-21-10
 D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

DEC 01 2010

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
 4. Restricted Delivery? (Extra Fee) Yes

2. Article Number (Transfer from service label) 7009 2820 0001 8159 5579
 PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

SSA710

U.S. Postal ServiceTM RECEIPT
 (Domestic Mail Only: No Insurance Coverage Provided)

OFFICIAL USE

Postage \$ 2.88
 Certified Fee 2.30
 Return Receipt Fee (Endorsement Required)
 Restricted Delivery Fee (Endorsement Required)

7009 2820 0001 8159 5579

To Yolanda Renee Crawford
 1335 Bradyville Pike, Apt. D206
 Murfreesboro, Tennessee 37130-5678

PS Form 3800, August 2006



See Reverse for Instructions

Yolanda Renee Crawford
 1335 Bradyville Pike, Apt. D206
 Murfreesboro, Tennessee 37130-5678
 PS Form 3800, August 2006 See Reverse for

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 B. Received by (Printed Name) Addressee
 C. Date of Delivery
 D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No
 3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
 4. Restricted Delivery? (Extra Fee) Yes

THOMPSON & KNIGHT LLP
 ATTORNEYS AND COUNSELORS
 ONE ARTS PLAZA
 1722 ROUTH STREET • SUITE 1500
 DALLAS, TEXAS 75201-2533
 214-752-2533