

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

Mailed: September 15, 2011

Opposition No. 91198483

PsyBar LLC

v.

David Mahony, Ph.D., ABPP

**Nicole M. Thier, Paralegal Specialist:**

The Board notes that on September 13, 2011 opposer filed with the Board a copy of its initial disclosures.<sup>1</sup> However, initial disclosures, like requests for discovery, responses thereto, and materials or depositions obtained through the discovery process, should not be filed with the Board except when submitted (1) with a motion relating to discovery; or (2) in support of or response to a motion for summary judgment; or (3) under a notice of reliance during a party's testimony period; or (4) as exhibits to a testimony deposition; or (5) in support of an objection to

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<sup>1</sup>Opposer's filing does not indicate proof of service of a copy of same on counsel for applicant as required by Trademark Rule 2.119. In order to expedite this matter, a copy of said filing is forwarded herewith to counsel for applicant.

proffered evidence on the ground that the evidence should have been, but was not, provided in response to a request for discovery. See Trademark Rule 2.120(j)(8).

In view thereof, opposer is advised that the Board will give no further consideration to opposer's initial disclosures, filed September 13, 2011.