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Filing date: **03/23/2015**

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

Proceeding	91206212
Party	Plaintiff Carefusion 2200, Inc.
Correspondence Address	JOSEPH R DREITLER DREITLER TRUE LLC 19 E KOSSUTH STREET COLUMBUS, OH 43206 UNITED STATES mtrue@ustrademarklawyer.com, jdreitler@ustrademarklawyer.com, ttro- fino@ustrademarklawyer.com
Submission	Plaintiff's Notice of Reliance
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Signature	/Joseph R. Dreitler/
Date	03/23/2015
Attachments	Notice of Reliance - Interrogatories.pdf(34385 bytes) A's Responses to O's First Set of Interrogatories - No. 23.pdf(96754 bytes) Verification - Interrogatories.pdf(29377 bytes) A's Responses to O's Amended First Set of Interrogatories - No. 12.pdf(93351 bytes) Verification - Amended Interrogatories.pdf(410980 bytes)

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

**IN THE MATTER OF Trademark Application Serial Nos. 85/499349; 85/499345;
85/499337 and 85/499332**

DATE OF PUBLICATION: May 29, 2012

CareFusion 2200, Inc.,

Opposer,

v.

Entrotech Life Sciences, Inc.,

Applicant.

Combined Opposition No. 91206212

AMENDED NOTICE OF RELIANCE

Pursuant to Rule 704.10 of the Trademark Trial and Appeal Board Manual of Procedure and 37 C.F.R. § 2.120(j), Opposer CareFusion 2200, Inc. (“Opposer”), by and through counsel, hereby gives notice of its intention to rely upon the attached interrogatories and answers in support of its case:

1. Applicant’s Objections and Responses to Opposer’s First Set of Interrogatories, Interrogatory and Response No. 23, Dated: July 15, 2013
2. Applicant’s Objections and Responses to Opposer’s Amended First Set of Interrogatories, Interrogatory and Response No. 12, Dated: November 8, 2013

Dated: March 23, 2015

Respectfully submitted,

/Joseph R. Dreitler/

Joseph R. Dreitler

Mary R. True

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Attorneys for Opposer

CERTIFICATE OF SERVICE

I hereby certify that on March 23, 2015, a copy of the foregoing Notice of Reliance was served via email at hickey@fr.com and via First Class U.S. Mail upon the following attorney for

Applicant:

Erin M. Hickey, Esq.
Fish & Richardson
12390 El Camino Real
San Diego, CA 92130

/Joseph R. Dreitler/
Joseph R. Dreitler

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

In the matter of application Serial Nos.:

Ser. No. 85/499,349 for the mark **CHLORADERM**

Ser. No. 85/499,345 for the mark **CHLORABSORB**

Ser. No. 85/499,337 for the mark **CHLORABOND**

Ser. No. 85/499,332 for the mark **CHLORADRAPE**

Filed on December 19, 2011

Published in the *Official Gazette* on May 29, 2012

CAREFUSION 2200, INC.,

Opposer,

v.

ENTROTECH LIFE SCIENCES, INC. (by
assignment from ENTROTECH, INC.)¹,

Applicant.

Opposition No.: 91-206,212

**APPLICANT'S OBJECTIONS AND RESPONSES TO
OPPOSER'S FIRST SET OF INTERROGATORIES**

Pursuant to Rule 33 of the Federal Rules of Civil Procedure and Rules 2.116 and 2.120 of the Trademark Rules of Practice, Applicant Entrotech Life Sciences, Inc. ("Applicant" or "Entrotech"), by and through its attorneys, hereby serves upon Opposer CareFusion 2200, Inc. ("Opposer" or "CareFusion") the following Objections and Responses to Opposer's First Set of Interrogatories.

¹ An assignment from ENTROTECH, INC. to ENTROTECH LIFE SCIENCES, INC. was recorded with the United States Patent and Trademark Office on July 18, 2012. *See* Reel/Frame 4823/0888.

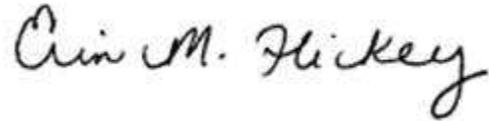
broad. Applicant also objects to this interrogatory to the extent it seeks information not relevant to a claim or defense or reasonably calculated to lead to the discovery of admissible evidence.

Subject to and without waiving its objections, Applicant identifies the following officers and directors of Applicant: Jim McGuire, the President and Chief Executive Officer of Applicant, Dr. John Foor, M.D., the Medical Director of Applicant, and George Holinga Ph.D., the Principal Scientist of Life Sciences for Applicant.

[REDACTED]

Dated: July 15, 2013

FISH & RICHARDSON P.C.

A handwritten signature in cursive script that reads "Erin M. Hickey".

By: _____
Lisa M. Martens
Erin M. Hickey

Attorneys for Applicant
ENTROTECH LIFE SCIENCES, INC.

VERIFICATION

I, Jim McGuire, the President and Chief Executive Officer of Applicant, Entrotech Life Sciences, Inc. ("Applicant"), declare and verify on behalf of Applicant that I have read the responses to the Interrogatories annexed hereto, and know the contents thereof, which are true to the best of my knowledge, except as to matters that are stated upon information and belief, as to which matters I believe them to be true.

I declare under penalty of perjury that the foregoing is true and correct.



Jim McGuire

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

In the matter of application Serial Nos.:

Ser. No. 85/499,349 for the mark **CHLORADERM**
Ser. No. 85/499,345 for the mark **CHLORABSORB**
Ser. No. 85/499,337 for the mark **CHLORABOND**
Ser. No. 85/499,332 for the mark **CHLORADRAPE**

Filed on December 19, 2011

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CAREFUSION 2200, INC.,

Opposer,

v.

ENTROTECH LIFE SCIENCES, INC.,

Applicant.

Opposition No.: 91-206,212

**APPLICANT'S OBJECTIONS AND RESPONSES TO
OPPOSER'S AMENDED FIRST SET OF INTERROGATORIES**

Pursuant to Rule 33 of the Federal Rules of Civil Procedure and Rules 2.116 and 2.120 of the Trademark Rules of Practice, Applicant Entrotech Life Sciences, Inc. ("Applicant" or "Entrotech"), by and through its attorneys, hereby serves upon Opposer CareFusion 2200, Inc. ("Opposer" or "CareFusion") the following Objections and Responses to Opposer's Amended First Set of Interrogatories.

[REDACTED]

INTERROGATORY NO. 12:

Identify each employee and each officer of Applicant or Entrofoor who had any involvement in the proposed joint development between Applicant or Entrofoor and Opposer's related entity, CareFusion 213 LLC, relating to any developed, manufactured, offered, sold, or intended to be sold under Applicant's Marks.

RESPONSE TO AMENDED INTERROGATORY NO. 12:

Applicant objects to this interrogatory as overly broad and unduly burdensome with respect to its interrogatory to identify "each" employee and "each" officer. Applicant also objects to this interrogatory as unduly burdensome to the extent it seeks information or the identification of documents that are equally available to Opposer, and, as a result, equally convenient for Opposer to compile. Subject to and without waiving its objections, Applicant identifies the following individuals: Jim McGuire, the President and Chief Executive Officer of Applicant, Dr. John Foor, M.D., the Medical Director of Applicant, and George Holinga Ph.D., the Principal Scientist of Life Sciences for Applicant.

[REDACTED]

Dated: November 8, 2013

FISH & RICHARDSON P.C.

By: Erin M. Hickey
Lisa M. Martens
Erin M. Hickey

Attorneys for Applicant
ENTROTECH LIFE SCIENCES, INC.

VERIFICATION

I, Jim McGuire, the President and Chief Executive Officer of Applicant, Entrotech Life Sciences, Inc. ("Applicant"), declare and verify on behalf of Applicant that I have read the responses to the Amended Interrogatories annexed hereto, and know the contents thereof, which are true to the best of my knowledge, except as to matters that are stated upon information and belief, as to which matters I believe them to be true.

I declare under penalty of perjury that the foregoing is true and correct.



Jim McGuire