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

Proceeding	91207848
Party	Plaintiff Rodeo Realty, Inc.
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Date	05/13/2014
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Rodeo Realty, Inc.

Opposer

v.

William Ambrose Kennedy

Applicant

Serial No. 76710265

Opposition No. 91207848

Mark: Rodeo Realty

**OPPOSER’S REPLY IN SUPPORT OF MOTION TO COMPEL  
APPLICANT’S INITIAL DISCLOSURES AND RESPONSES TO  
OPPOSER’S INTERROGATORIES AND REQUESTS FOR  
PRODUCTION**

Opposer Rodeo Realty, Inc. (“Opposer”), by and through its attorneys, hereby submits the following reply brief in support of its motion to compel.

**I. SUMMARY OF FACTS AND PROCEDURE**

On April 11, 2014, Plaintiff moved the moves the Board to compel applicant William Ambrose Kennedy (“Applicant”) to serve Opposer with his initial disclosures, respond to Opposer’s interrogatories, and supplement his responses to Opposer’s requests for production after repeated failed efforts to get Opposer to comply with his discovery duties. As detailed in Opposer’s supporting brief, Applicant failed to respond to any of Opposer’s interrogatories, to submit initial disclosures, and provided insufficient responses to Plaintiff’s document requests.

Opposer’s brief was due no later than May 1, 2014. 37 C.F.R. § 2.127(a), 2.119(c). Opposer failed to file any response to Plaintiff’s motion in a timely manner, as over a week has now passed since that deadline. Plaintiff’s motion is thus unopposed and should be granted.

## II. CONCLUSION

For the foregoing reasons, Opposer respectfully requests that the Board grant Opposer's Motion to Compel, and order Applicant to 1) immediately prepare and serve initial disclosures on Opposer, 2) immediately respond to Opposer's interrogatories under oath, fully and completely, in writing, and without objections and 3) supplement his responses to Opposer's requests for production and produce additional documents responsive to the requests.

Dated: May 13, 2014

Respectfully submitted,

**SHELDON MAK & ANDERSON PC**

By: /William D. Bowen/  
William D. Bowen

Attorneys for Opposer Rodeo Realty, Inc.

**CERTIFICATE OF SERVICE**

The undersigned certifies that on the 13th day of May, 2014, a true copy of the foregoing Reply in Support of Motion To Compel Applicant's Initial Disclosures and Responses To Opposer's Interrogatories and Requests for Production was served on the opposing party via email and via United States first class mail, postage prepaid, addressed as follows:

William Ambrose Kennedy  
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Email: billkenn@gmail.com

By: /William D. Bowen/  
William D. Bowen