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

Proceeding	91209857
Party	Defendant Carlos Deford Bailey and Deford Bailey III
Correspondence Address	WALTER M BENJAMIN PO BOX 6099 TULSA, OK 74148 UNITED STATES ronbailey8@gmail.com, wabenj@netzero.com
Submission	Other Motions/Papers
Filer's Name	Walter M. Benjamin
Filer's e-mail	wabenj@juno.com,wabenj@netzero.com
Signature	/Walter M. Benjamin/
Date	07/09/2014
Attachments	BaileyDefordResponseJune20.pdf(27885 bytes) BaileyDefordCarlosDefordAffidavit.pdf(22432 bytes)

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

DEFORD BAILEY, LLC,)	
Opposer,)	OPPOSITION NO. 91209857
)	
-vs-)	APPLICATION SERIAL NO. 85304626
)	
CARLOS DEFORD BAILEY, et. al.)	Published in the Official Gazette on
Applicant.)	February 19, 2013

**APPLICANTS' RESPONSE TO TTAB COMMUNICATION
OF JUNE 20, 2014**

COMES NOW the Applicants, Carlos Deford Bailey and Deford Bailey III, by and through their attorney, Walter M. Benjamin, and for their Response to the TTAB communication of June 20, 2014, state as follows:

1. Applicants have discussed with their attorney, Walter M. Benjamin, the allegation that gave the appearance of a possible conflict of interest;
2. Applicants attach herewith their affidavit showing Applicants' written consent of Attorney Walter M. Benjamin's continued representation of them throughout these proceedings;
3. Applicants state that there is no violation of Trademark Rule 2.61(c).

Respectfully submitted,
Carlos Deford Bailey
Deford Bailey III

By: /s/ Walter M. Benjamin
Walter M. Benjamin
Oklahoma Bar Assn #702
P.O. Box 6099
Tulsa, OK 74148
(918) 694-7891
Fax: (877) 532-0369
Email: wabenj@juno.com

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AFFIDAVIT

STATE OF TENNESSEE)	
)	ss.
County of Davidson)	

I, Carlos Deford Bailey and Deford Bailey, III, being of age and duly sworn under oath state as follows:

1. That we are the co-applicants for the trademark herein;
2. That we have signed a document authorizing Walter M. Benjamin file and prosecute the subject trademark through the Trademark Office;
3. That pursuant to the application for trademark we signed a co-existence agreement and other documents during the prosecution of the trademark;
4. We are aware of the allegations of Opposer that gives rise to an appearance of a conflict of interest; and
4. We continue to authorize Walter M. Benjamin to represent us throughout these proceedings.

Further Affiants sayeth naught.

Deford Bailey III

 DEFORD BAILEY, III

Carlos Deford Bailey

 CARLOS DEFORD BAILEY

Subscribed and sworn to before me this 9th day of July, 2014.

David A. Childress

 Notary Public

My commission expires 7/4/2015

