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Filing date: **04/04/2014**

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

Proceeding	91210772
Party	Defendant T H K Photo Products, Inc.
Correspondence Address	KATHERINE M. HOFFMAN MCKENNA LONG & ALDRIDGE LLP 4435 Eastgate Mall, Suite 400 San Diego, CA 92121 1980 UNITED STATES khoffman@mckennalong.com, mlaip@mckennalong.com, vmcauliffe@mckennalong.com
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Signature	/James C. Danaher/
Date	04/04/2014
Attachments	Applicant's Disclosure of Expert Witness.pdf(129271 bytes )

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

INTERCAST EUROPE S.r.l.,	)	Opposition No. 91210772
	)	
Opposer,	)	
	)	
v.	)	<b>APPLICANT'S DISCLOSURE OF</b>
	)	<b>EXPERT WITNESSES</b>
THK PHOTO PRODUCTS, INC.,	)	
	)	
Applicant.	)	
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Pursuant to Rule 26(a)(2) of the Federal Rules of Civil Procedure, Applicant Kenko Tokina USA, Inc., formerly THK Photo Products, Inc., (hereinafter "Applicant") submits the following expert witness disclosure, without prejudice to its right to amend, supplement, or modify this disclosure in any way.

1. Weston Anson  
CONSOR Intellectual Asset Management  
7342 Girard Avenue, Suite B  
La Jolla, California 92037 (858)454-9091

Mr. Anson is the founder and Chairman of CONSOR Intellectual Asset Management, and holds a Masters of Business Administration degree from Harvard University. Mr. Anson is expected to testify regarding whether there is a likelihood of confusion between Applicant's goods and services and Registrant's goods and services as provided under their respective trademarks.

2. In the event any designated expert becomes unable or unavailable to testify, Applicant will seek the introduction of competent former testimony of such expert in lieu of live testimony, or reserve the right to substitute a similar expert in place of such expert.

3. Applicant reserves the right to supplement this disclosure pursuant to Rule 26(e)(1) of the Federal Rules of Civil Procedure and in response to information acquired after the date of this disclosure. Further, Applicant reserves the right to amend, supplement or de-designate expert witnesses as may become necessary as the case develops.

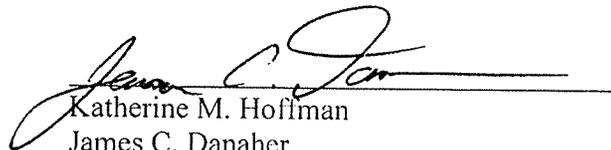
4. Applicant reserves the right to offer expert testimony from any person designated as an expert by any party, whether or not actually called by that party to testify.

5. Applicant reserves the right to call percipient witnesses who have specialized skills or knowledge, including without limitation employees of Applicant with specialized skills or knowledge, and question them regarding their expert opinions about the facts of this case.

Dated: April 4, 2014

Respectfully submitted,

McKENNA LONG & ALDRIDGE, LLP



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James C. Danaher  
McKenna Long & Aldridge LLP  
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Attorney for Applicant  
*Kenko Tokina USA, Inc.*  
*(formerly THK Photo Products, Inc.).*

**CERTIFICATE OF SERVICE**

I am employed in San Diego County. My business address is 4435 Eastgate Mall, Suite 400, San Diego, California 92121, where this mailing occurred. I am over the age of 18 years and am not a party to this cause. I am "readily familiar" with the practices of McKenna Long & Aldridge LLP for collection and processing of correspondence for mailing with the United States Postal Service. Such correspondence is deposited with the United States Postal Service the same day in the ordinary course of business.

On April 4, 2014, I served the foregoing document(s) described as:

**APPLICANT'S DISCLOSURE OF EXPERT WITNESSES**

By placing true copies thereof enclosed in sealed envelope(s) addressed as follows:

Ralph H. Cathcart  
Ladas & Parry LLP  
1040 Avenue of the Americas  
New York, NY 10018  
Tel. No. (212) 708-1920  
Email: [rcathcart@ladas.com](mailto:rcathcart@ladas.com)  
*Attorneys for Opposer*  
*Intercast Europe S.r.l.*

**BY MAIL.** I deposited such envelope in the mail at San Diego, California. The envelope was mailed with postage thereon fully prepaid.

I am "readily familiar" with the business' practice of collection and processing of correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at San Diego, California, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing an affidavit.

**BY PERSONAL SERVICE.** I delivered such envelope by hand to the offices of the party(ies) listed above. [by delivering a copy to CalExpress Messenger Service] on this date for personal service on each party listed above.

I declare under penalty of perjury under the laws of the United States of America that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on April 4, 2014, at San Diego, California.

  
\_\_\_\_\_  
Leslie D. Sharpe