

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

Mailed: October 7, 2013

Opposition No. 91211247

Sazerac Company, Inc.

v.

The Old Pogue Distillery, LLC

Amy Matelski, Paralegal Specialist:

On October 2, 2013, applicant filed a copy of its initial disclosures that were apparently served on counsel for opposer, with the Board.¹

Applicant is advised that 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 in 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 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, the parties are advised that the Board will give no further consideration to applicant's initial disclosures, filed October 2, 2013.

¹ Applicant's answer to the notice of opposition, filed August 2, 2013 is noted and made of record.