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Filing date: **01/11/2016**

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

Proceeding	91216725
Party	Defendant Godswill H. Oletu DBA Zenithmart
Correspondence Address	GODSWILL H OLETU 370 W PLEASANTVIEW AVE STE 2-120 HACKENSACK, NJ 07601-8004 UNITED STATES oletu@oletu.com, ogodswill@yahoo.com, trademark@zenithmart.com
Submission	Defendant's Notice of Reliance
Filer's Name	Godswill Oletu
Filer's e-mail	oletu@oletu.com,ogodswill@yahoo.com,trademark@zenithmart.com
Signature	/1gho2kome3/
Date	01/11/2016
Attachments	Defendant Notice of Reliance.pdf(5397865 bytes)

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

In the Matter of Trademark Application Serial
No. 86067598 Published in the Official Gazette
April 8, 2014.

ZENITH-MART INC.,

Opposer/Plaintiff,

v.

OLETU, GODSWILL H.

Applicant/Defendant.

Opposition No. 91216725

Mark: ZENITHMART

NOTICE OF RELIANCE

Defendant; Oletu, Godswill H. a Sole propriety ("Applicant"); submits of record in connection with this proceeding and his motion copies of the discovery request sent to the Plaintiff and other exhibits that the defendant will rely upon for this motion for judgment.

Defendant further submits that, the Opposer/Plaintiff did not serve any answers to these discovery request, thereby failed to response hereto the request for admission.

The Defendant, therefore submit the foregoing Exhibits pursuant to 37 § 2.120(j)(5) and 37 § 2.120(j)(8) as automatic admissions to the request for admission and other exhibits supportive of Applicant's effort to obtain discovery response from the Opposer.

1. Attached hereto as EXHIBIT D01; is a true and correct copy of Applicant's Initial Disclosure, severed upon on Opposer's Attorney of record on September 15, 2014.

2. Attached hereto as EXHIBIT D02; is a true and correct copy of Applicant's First Sets of Request for production of documents and things, severed upon on the Opposer's Attorney of record on January 20, 2015.
3. Attached hereto as EXHIBIT D03; is a true and correct copy of Applicant's First Sets Interrogatories directed to Opposer, severed upon on the Opposer's Attorney of record on January 20, 2015.
4. Attached hereto as EXHIBIT D04; is a true and correct copy of Applicant's First Sets of Request Admission, severed upon on the Opposer's Attorney of record on January 20, 2015.
5. Attached hereto as EXHIBIT D05; is a true and correct copy of email confirmation received on January 21, 2015; from Plaintiff's Attorney of record that Applicants Discovery Requests (herein addressed as Exhibits D02, D03 & D04), were received and that the requests are been passed to the Plaintiff.
6. Attached hereto as EXHIBIT D06; contain true and correct copies of the emails exchanged between the Applicant and Plaintiff during Applicant's, inquiring as to why discovery responses have not been received.
7. Attached hereto as EXHIBIT D07; are true and correct copies of the emails that Applicant received from Plaintiff between August 31, 2015 and September 16, 2015; in response to his inquiring as to why discovery responses have not been received and Applicant's further response to Plaintiff.
8. Attached hereto as EXHIBITS D08, 09 & 10; are true and correct copies of the Mail Delivery errors email that Applicant received on December 28, 2015; when the Applicant sent email to Plaintiff's emails (tmbiam@zenithmart.us, info@zenithmart.us & trademark@zenithmart.us respectively).

9. Attached hereto as EXHIBIT D11; contain true and correct copy of the email Applicant sent to Plaintiff on December 28, 2015; regarding his non-functioning email addresses and the need to update his email address of record with the TTAB. The email was sent to Plaintiff's previously known gmail.com email addresses (Tochukwumbiamnozie@gmail.com & Zenithmart@gmail.com), see exhibits D06 & D07.

10. Attached hereto as EXHIBITS D12, 13 & 14; are true and correct copies of the captures of the Plaintiff's website of record, taken on November 5, 2015, December 7, 2015 and January 10, 2016; showing that Plaintiff's website is non-functional.

I declare under the penalty of perjury, under the laws of the United States of America that, the foregoing is true and correct.

Executed this 11th day of January, 2016 at Parsippany, New Jersey.

Respectfully Submitted,

Signed: /lgho2kome3/
Oletu, Godswill H. (Applicant, pro-se)
/d/b/a Zenithmart
370 W. Pleasantview Avenue, STE#2-120
Hackensack NJ 07054.

Exhibit D01.

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

In the Matter of Trademark Application Serial
No. 86067598 Published in the Official Gazette
April 8, 2014.

ZENITH-MART INC.,

Opposer,

v.

OLETU, GODSWILL H.
Applicant.

Opposition No. 91216725

Mark: ZENITHMART

APPLICANT'S INITIAL DISCLOSURES

Applicant; Oletu, Godswill H.; hereby submits its initial disclosures as required by Rule 26(a)(1) of the Federal Rules of Civil Procedure 37 C.F.R. 2.120(a)(3).

A. In accordance with Rule 26(a)(1)(A), the following person is likely to have discoverable, non-privileged information that Applicant may use to defend itself and also to support its claims, unless solely for impeachment.

1. Applicant (Use same contact on file with TTAB).

Subject: Use and ownership of the Applicant's mark; design, inspiration and creation for Applicant's mark; Applicant's business operations and activities; Applicant's goods and services; Applicant's trademark application; facts and defenses alleged in the Notice of Opposition and the Answer and Affirmative defenses thereto.

Applicant reserves the right to amend this list at any time or upon identification of other individuals through discovery or through development of the case and issues.

B. In accordance with Rule 26(a)(1)(B), a copy of or description by category of all documents and things now in the Applicant's possession, custody or control that it may use to support its claims or defenses, unless solely for impeachment are:

1. Documents associated with Applicant's federal trademark application.
2. Documents reflecting Applicant's first use date of its mark in December 2006.
3. Documents reflecting subsequent and continual use for years; 2007, 2008, 2009, 2010, 2011, 2012, 2013 and 2014.
4. Feedbacks from hundreds of Customers, who had utilized Applicant's services offered, under the ZENITHMART mark from January 2007 to 2014.
5. Documents reflecting communication, transactions; etc e.g. eMails, Fax, etc with third parties that provides services for Applicant's ZENITHMART business.
6. Documents reflecting Applicant's claims against Opposer.

A representative sample of these documents is attached hereto, and described as follows:

(1). Applicant's Initial Disclosure (AD01-p1 & AD01-p2)

Delaware State's Certificate of Good Standing for OLETU Systems LLC, also indicating Company's association with the Applicant.

(2). Applicant's Initial Disclosure (AD02-p1 & AD02-p2)

New Jersey State's Certificate of Good Standing for STANCE Technology Solutions Inc, also indicating Company's association with the Applicant.

(3). Applicant's Initial Disclosure (AD03).

Applicant Sales Invoice & transaction details for goods sold under the ZENITHMART mark dated 12/20/2006. Note that, Applicant in tend to rely on this invoice for priority (unredacted).

(4). Applicant's Initial Disclosure (AD04).

One Sample representative ZENITHMART Sales invoice & transaction details for 2007 (unredacted).

(5). Applicant's Initial Disclosure (AD05-p1 & AD05-p2).

One Sample representative ZENITHMART Sales invoice & transaction details for 2008 (unredacted).

(6). Applicant's Initial Disclosure (AD06-p1 & AD06-p2).

One Sample representative ZENITHMART Sales invoice & transaction details for 2009.

(7). Applicant's Initial Disclosure (AD07-p1 & AD07-p2).

One Sample representative ZENITHMART Sales invoice & transaction details for 2011.

(8). Applicant's Initial Disclosure (AD08-p1 & AD08-p2).

One Sample representative ZENITHMART Sales invoice & transaction details for 2012.

(9). Applicant's Initial Disclosure (AD09).

One Sample representative ZENITHMART Sales invoice & transaction details dated 1/25/2013, prior to Applicant's Trademark filing of 9/18/2013.

(10). Applicant's Initial Disclosure (AD10-p1 & AD10-p2).

One Sample representative ZENITHMART Sales invoice & transaction details dated 7/9/2013, prior to Applicant's Trademark filing of 9/18/2013.

(11). Applicant's Initial Disclosure (AD11-p1 & AD11-p2).

One Sample representative ZENITHMART Sales invoice & transaction details dated 8/16/2013, prior to Applicant's Trademark filing of 9/18/2013

(12). Applicant's Initial Disclosure (AD12-p1 & AD12-p2).

One Sample representative ZENITHMART Sales invoice for 2014.

(13). Applicant's Initial Disclosure (AD13).

2014 Sample representative feedback from actual Applicant's ZENITHMART customers about their experiences.¹

(14). Applicant's Initial Disclosure (AD14).

2013 Sample representative feedback from actual Applicant's ZENITHMART customers about their experiences.¹

(15). Applicant's Initial Disclosure (AD15).

2013, 2012 & 2011 Sample representative feedback from actual Applicant's ZENITHMART customers about their experiences.¹

(16). Applicant's Initial Disclosure (AD16).

2009 Sample representative feedback from actual Applicant's ZENITHMART customers about their experiences.¹

(17). Applicant's Initial Disclosure (AD17).

2008 Sample representative feedback from actual Applicant's ZENITHMART customers about their experiences.¹

(18). Applicant's Initial Disclosure 0022 (AD18).

2007 Sample representative feedback from actual Applicant's ZENITHMART customers about their experiences.¹

¹Note that all feedbacks are publicly available on the internet at:
<http://feedback.ebay.com/ws/eBayISAPI.dll?ViewFeedback2&userid=ogodswill&ftab=FeedbackAsSeller>

Note that, all the above listed and provided supporting documents and things were produced as a result of the Applicant rendering services from 2006 to date, under the ZENITHMART mark.

Further note that, In addition to the above eighteen (18) disclosure items; Applicant reserves the right to amend this list at any time or upon identification of other documents and things through discovery, research, investigation or through the development of this case and issues.

Dated this 15th day of September, 2014.

Respectfully Submitted,

Signed: /lgho2kome3/
Oletu, Godswill H. (Applicant, pro-se)
/d/b/a Zenithmart
370 W. Pleasantview Avenue, STE#2-120
Hackensack NJ 07054.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 15th day of September, 2014, a true copy of the foregoing APPLICANT'S INITIAL DISCLOSURES, was served upon Opposer's attorney of record by eMail, and addressed to:

1. Adam S. Weiss; Aweiss@polsinelli.com
2. Karin Sullivan; KESullivan@polsinelli.com
3. USPT@polsinelli.com

Signed: /1gho2kome3/
Oletu, Godswill H. (Applicant, pro-se.)
/d/b/a Zenithmart
370W.Pleasantview Avenue, STE#2-120
Hackensack NJ 07054.



State of Delaware

SECRETARY OF STATE
DIVISION OF CORPORATIONS
P.O. BOX 898
DOVER, DELAWARE 19903

140989329

ADO1-P1

07-24-2014

9071889
GODSWILL OLETU
370 W. PLEASANTVIEW AVE
STE #2-120
HACKENSACK

NJ 07601

DESCRIPTION	AMOUNT
OLETU SYSTEMS LLC	
3952039 6300 Certificate in Re Short	
Certification Fee	50.00
FILING TOTAL	50.00
TOTAL PAYMENTS	50.00
SERVICE REQUEST BALANCE	.00

Delaware

PAGE 1

The First State

ADDI-P2

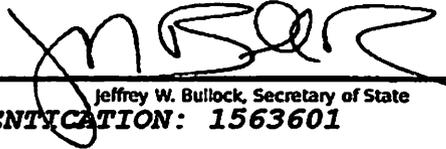
I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "OLETU SYSTEMS LLC" IS DULY FORMED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE TWENTY-FOURTH DAY OF JULY, A.D. 2014.

3952039 8300

140989329

You may verify this certificate online
at corp.delaware.gov/authver.shtml




Jeffrey W. Bullock, Secretary of State
AUTHENTICATION: 1563601

DATE: 07-24-14

**STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY
DIVISION OF REVENUE AND ENTERPRISE SERVICES
LONG FORM STANDING WITH OFFICERS AND DIRECTORS**

ADD02-1p

STANCE TECHNOLOGY SOLUTIONS INC

0400238094

With the Previous or Alternate Name

ZENITHMART (Alternate Name)

I, the Treasurer of the State of New Jersey, do hereby certify that the above-named New Jersey Domestic Profit Corporation was registered by this office on June 25, 2008.

As of the date of this certificate, said business continues as an active business in good standing in the State of New Jersey, and its Annual Reports are current.

I further certify that the registered agent and registered office are:

*Godswill Oletu
370 W. Pleasantview Av, Ste 2-120
Hackensack, NJ 07601*

I further certify that the incorporator is:

*Karen Sena
Po Box 13092
Tucson, AZ 85732*

I further certify that as of the date of this certificate, the following were listed as officers/directors of this business on the last Annual Report filed in this office on: June 3, 2013.

Chief Exec. Officer (CEO)

Godswill Oletu

Redacted

**STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY
DIVISION OF REVENUE AND ENTERPRISE SERVICES
LONG FORM STANDING WITH OFFICERS AND DIRECTORS**

ADD2-R

STANCE TECHNOLOGY SOLUTIONS INC

0400238094



*IN TESTIMONY WHEREOF, I have
hereunto set my hand and affixed my
Official Seal at Trenton, this
15th day of June, 2014*

*Andrew P. Sidamon-Eristoff
Acting State Treasurer*

Certification# 132560434

Verify this certificate at
https://www1.state.nj.us/TYTR_StandingCert/JSP/Verify_Cert.jsp



AD03

6 Order Complete

[Sign In](#)
 [Billing Address](#)
 [Shipping Address](#)
 [Shipping Method](#)
 [Payment](#)
 [Com](#)

Your order receipt:

Zenith Mart - Secure2U Inc.
 Order Number: 35804
 Date: 12/20/2006

RECEIPT - PRINT FOR REFERENCE

Ship To:
 Brennan Stained Glass Studio Inc
 1288 W. Genesee Street
 Syracuse, New York
 13204, United States

Bill To:
 Mr. Godswill Oletu
 29 Central Avenue
 Hasbrouck Heights, New Jersey
 07604, United States

Qty	Product	Shipping	Unit Price	Total
1	Bell & Howell Solar powered Floodlight (Set of 2)	DMSTC-STD	\$38.45	\$38.45
				Subtotal: \$38.45
				Shipping: \$5.45

Total: \$43.90 USD

This purchase will appear as "Secure2U Inc." on your credit card statement.

Questions or Comments:
 Please direct any questions or comments about your order to support@secure2u.com.



Shopping with us is safe. Guaranteed.





Auction Zenith Mart Store
Our motto is...

ADD04

6 Order Complete

Sign In Billing Address Shipping Address Shipping Method Payment Comp

Your order receipt:

Auction Zenith Mart Store - Secure2U Inc.
Order Number: 37108
Date: 1/4/2007

RECEIPT - PRINT FOR REFERENCE

Ship To:
Max Shapiro
330 S. Barrington Avenue, Unit #210
Los Angeles, California
90049, United States

Bill To:
Mr.
29 Central Avenue
Hasbrouck Heights
New Jersey
07604, United States

Qty	Product	Shipping	Unit Price	Total
1	Leak Ender 2000	DMSTC-STD	\$10.55	\$10.55

Subtotal: \$10.55
Shipping: \$5.45

Total: \$16.00 USD

This purchase will appear as "Secure2U Inc." on your credit card statement.

Questions or Comments:
Please direct any questions or comments about your order to support@secure2u.com.










Packing Slip

Ship To: Novovia C/O DragonKnight Advisor

Address: 14 bis rue augereau
75007 paris Ile de france
France

Email: olivier.gaude@novovia.com

Auction ID: novovia

Ship From: Oletu Systems LLC
http://stores.ebay.com/Zenithmart-Devices-N-Fashion-Wears

Address: 370 W. Pleasantview Avenue
STE#2-120
Hackensack, NJ 07601
United States

Email: ogodswill@yahoo.com

Phone: 201-286-1352

Auction ID: ogodswill

Transaction ID: 7A225563R3768010A

Item #	Item Title	Qty	Price	Subtotal
160217640469	Cisco 7961G-GE Series VoIP Phone, 7900 7960 7961 7961G	5	\$175.00 USD	\$875.00 USD

Shipping & Handling: \$209.50 USD

Shipping Insurance: \$0.00 USD

Total: \$1,084.50 USD

This is not a bill.

Note: Thanks for your purchase at Zenithmart Devices N eBay Store. We look forward to doing business with you again.

Transaction Details

ADOS-P2



OK to ship

We recommend that you:

- Ship to the buyer's address on this page
- Use a [shipping service](#) with signature confirmation
- Save all [tracking information](#) or other [proof of shipment](#)

[Tips to sell securely](#)

Payment Status: Completed

Seller Protection

[Not Eligible](#)

Ship to address

Novovia C/O DragonKnight Advisor
 14 bis rue augereau
 75007 paris Ile de france
 France

eBay Payment Received (Unique Transaction ID #7A225563R3768010A)

Risk Alert: Maximum Amount Triggered [View My Risk Controls](#)

Business Contact Information

Customer Service Email: contact@novovia.com

Customer Service Phone: +33 175436090

Total amount: \$1,084.50 USD
 Fee amount: -\$42.60 USD
 Net amount: \$1,041.90 USD ?
 Date: Mar 12, 2008
 Time: 09:47:00 PDT
 Status: Completed

Item #	Item Title	Qty	Price	Subtotal
160217640469	Cisco 7961G-GE Series VoIP Phone, 7900 7960 7961 7961G	5	\$175.00 USD	\$875.00 USD

Shipping & Handling via USPS Priority Mail International
 (includes any seller handling fees): \$209.50 USD
 Shipping Insurance : --
Total: \$1,084.50 USD

Payment From: NOVOVIA SARL (The sender of this payment is **Non-U.S. - Verified**)

Buyer's ID: novovia

Buyer's Email: olivier.gaude@novovia.com

Payment Sent to: ogodswill@yahoo.com

Payment Type: Instant



AD06-P1

Packing Slip

Ship To: *Redacted*

Address: *Redacted*
Norway

Email: *Redacted*

Auction ID: *Redacted*

Ship From: Oletu Systems LLC
http://stores.ebay.com/Zenithmart-Devices-N-Fashion-Wears

Address: 370 W. Pleasantview Avenue
STE#2-120
Hackensack, NJ 07601
United States

Email: ogodswill@yahoo.com

Phone: 201-286-1352

Auction ID: ogodswill

Transaction ID: 6U9626286B902684P

Item #	Item Title	Qty	Price	Subtotal
160343609806	Cisco WS-X6K-SUP2-2GE Supervisor Engine w/PFC2 & MSFC2	1	\$295.00 USD	\$295.00 USD

Shipping & Handling: \$58.50 USD
 Shipping Insurance: \$0.00 USD
 Total: \$353.50 USD
 This is not a bill.

Note: Thanks for your purchase at Zenithmart Devices N eBay Store. We look forward to doing business with you again.

Transaction Details

AD06-P

 **OK to ship** Payment Status: Completed

We recommend that you:

- Ship to the buyer's address on this page
- Use a [shipping service](#) with signature confirmation
- Save all [tracking information](#) or other [proof of shipment](#)

[Tips to sell securely](#)

Seller Protection
[Not Eligible](#)

Ship to address
Redacted
Norway

eBay Payment Received (Unique Transaction ID #6U9626286B902684P)

Total amount: \$353.50 USD
 Fee amount: -\$14.09 USD
 Net amount: \$339.41 USD
 Date: Jun 29, 2009
 Time: 05:55:10 PDT
 Status: Completed

Item #	Item Title	Qty	Price	Subtotal
160343609806	Cisco WS-X6K-SUP2-2GE Supervisor Engine w/PFC2 & MSFC2	1	\$295.00 USD	\$295.00 USD
	Shipping & Handling via USPS Priority Mail International (includes any seller handling fees):			\$58.50 USD
	Shipping Insurance :			--
	Total:			\$353.50 USD

Payment From: (The sender of this payment is Non-U.S. - Verified)
Buyer's ID: *Redacted*
Buyer's Email: *Redacted*
Payment Sent to: ogodswill@yahoo.com

Payment Type: Instant

Shipping:
[\[Print Packing Slip | Add Tracking Info \]](#) 

Description: *Redacted* a



ADD7-P1

Packing Slip

Ship To: *Redacted*

Address: *Redacted*
Russia

Email: *Redacted*

Auction ID: *Redacted*

Ship From: Oletu Systems LLC
<http://stores.ebay.com/Zenithmart-Devices-N-Fashion-Wears>

Address: 370 W. Pleasantview Avenue
STE#2-120
Hackensack, NJ 07601
United States

Email: ogodswill@yahoo.com

Phone: 201-286-1352

Auction ID: ogodswill

Transaction ID: 3BF36748S2335051U

Description	Options	Qty	Price
Apple iPhone 4 - 16GB - Black (AT&T) Smartphone - NO RESERVES #160683191936		1	\$325.00 USD

Shipping & Handling: \$43.25 USD
Shipping Insurance: \$0.00 USD
Total: \$368.25 USD
This is not a bill.

Note: Thanks for your purchase at Zenithmart Devices N eBay Store. We look forward to doing business with you again.

Transaction Details

ADO7+R

OK to ship

Payment Status: Completed

We recommend that you:

- Ship to the buyer's address on this page
- Use a [shipping service](#) with signature confirmation
- Save all [tracking information](#) or other [proof of shipment](#)

[Tips to sell securely](#)

Seller Protection

Eligible ([More about Seller Protection](#))

Seller Protection address

Redacted

Russia

Express Checkout Payment Received (Unique Transaction ID #3BF36748S2335051U)

Shopping Cart Contents

Qty	Item	Options	Price
1	Apple iPhone 4 - 16GB - Black (AT&T) Smartphone - NO RESERVES Item # 160683191936		\$325.00 USD
		Amount	\$325.00 USD

Item Total: \$325.00 USD
Sales Tax:
Shipping: \$43.25 USD
Seller discount or charges: \$0.00 USD

Total amount: \$368.25 USD
Fee amount: -\$14.66 USD
Net amount: \$353.59 USD
Date: Nov 18, 2011
Time: 13:27:33 PST
Status: Completed

Insurance: \$0.00 USD

Payment From: (The sender of this payment is Non-U.S. - Verified)
Buyer's ID:
Buyer's Email: *Redacted*
Payment Sent to: ogodswill@yahoo.com

AD03-P1



Packing Slip

Ship To: *Redacted*

Address: *Redacted*
United States

Email: *Redacted*

Auction ID: *Redacted*

Ship From: Oletu Systems LLC
<http://stores.ebay.com/Zenithmart-Devices-N-Fashion-Wears>

Address: 370 W. Pleasantview Avenue
STE#2-120
Hackensack, NJ 07601
United States

Email: ogodswill@yahoo.com

Phone: 201-286-1352

Auction ID: ogodswill

Transaction ID: 10377026GY157063D

Description	Options	Qty	Price
A/C Pro Formula Refrigerant ACP-100 Leak Sealer + Hose + R-134a Pressure Guage #160842089158		1	\$22.00 USD

Shipping & Handling: \$13.00 USD
Shipping Insurance: \$0.00 USD
Total: \$35.00 USD
This is not a bill.

Note: Thanks for your purchase at Zenithmart Devices N eBay Store. We look forward to doing business with you again.

Transaction Details

AD08-P2

 **OK to ship** Payment Status: Completed

We recommend that you:

- Ship to the buyer's address on this page
- Use a [shipping service](#) with signature confirmation
- Save all [tracking information](#) or other [proof of shipment](#)

[Tips to sell securely](#)

Seller Protection
 Eligible ([More about Seller Protection](#))
 Seller Protection address

Redacted
 Mitchell, NE 69357-1657
 United States
 Confirmed 

Express Checkout Payment Received (Unique Transaction ID #10377026GY157063D)

Shopping Cart Contents

Qty	Item	Options	Price
1	A/C Pro Formula Refrigerant ACP-100 Leak Sealer + Hose + R-134a Pressure Guage Item # 160842089158		\$22.00 USD
Amount			\$22.00 USD

Item Total: \$22.00 USD
 Sales Tax:
 Shipping: \$13.00 USD
 Seller discount or charges: \$0.00 USD

Total amount: \$35.00 USD
 Fee amount: -\$1.32 USD
 Net amount: \$33.68 USD
 Date: Jul 13, 2012
 Time: 09:49:26 PDT
 Status: Completed

Insurance: \$0.00 USD

Payment From: *Redacted* (The sender of this payment is Verified)
 Buyer's ID: *Redacted*
 Buyer's Email: *Redacted*
 Payment Sent to: ogodswill@yahoo.com

Ship To:

Redacted
Belleville, MI 48111

AD09

Order ID: 106-8336642-6101840

Thank you for buying from Zenithmart Devices N Fashion Wears on Amazon Marketplace.

Shipping Address: <i>Redacted</i> Belleville, MI 48111	Order Date: Jan 25, 2013 Shipping Service: Standard Buyer Name: <i>Redacted</i> Seller Name: Zenithmart Devices N Fashion Wears
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Quantity	Product Details	Price	Total
1	Live Worldly, Live Brazilian Ipanema Bag in White Multi SKU: 160953584178 ASIN: B009WDMNS Listing ID: 0111N2XUHG Order Item ID: 58574778632234 Condition: New	\$13.99	Subtotal: \$13.99 Shipping: \$4.49 Total: \$18.48
ORDER TOTAL:			\$18.48

Returning your item:

Go to "Your Account" on Amazon.com, click "Your Orders" and then click the "seller profile" link for this order to get information about the return and refund policies that apply.

Visit <http://www.amazon.com/returns> to print a return shipping label. Please have your order ID ready.

Thanks for buying on Amazon Marketplace. To provide feedback for the seller please visit www.amazon.com/feedback. To contact the seller, please visit Amazon.com and click on "Your Account" at the top of any page. In Your Account, go to the "Orders" section and click on the link "Leave seller feedback". Select the order or click on the "View Order" button. Click on the "seller profile" under the appropriate product. On the lower right side of the page under "Seller Help", click on "Contact this seller".



Packing Slip

Ship To: *Redacted*

Address: *Redacted*
 Fort Lauderdale, FL 33304-4338
 United States

Email: *Redacted*

Auction ID: *Redacted*

Ship From: Oletu Systems LLC
<http://stores.ebay.com/Zenithmart-Devices-N-Fashion-Wears>

Address: 370 W. Pleasantview Avenue
 STE#2-120
 Hackensack, NJ 07601
 United States

Email: ogodswill@yahoo.com

Phone: 201-286-1352

Auction ID: ogodswill

Transaction ID: 19522842PN650192X

Description	Options	Qty	Price
Jones New York Tahitian Pink Viscose Women Scarf, \$24.98 #160958876851		1	\$10.00 USD
Jones New York Lemonsorbet Yellow Viscose Women Scarf, \$24.98 #160958822832		2	\$19.00 USD

Shipping & Handling: \$4.97 USD

Total: \$33.97 USD

This is not a bill.

Note: Thanks for your purchase at Zenithmart Devices N eBay Store. We look forward to doing business with you again.

Transaction Details

AD10-R

 **Shipped** Payment Status: Completed

We recommend that you:

- Ship to the buyer's address on this page
- Use a [shipping service](#) with signature confirmation
- Save all [tracking information](#) or other [proof of shipment](#)

[Tips to sell securely](#)

Seller Protection

Eligible ([More about Seller Protection](#))

Seller Protection address

Redacted

Fort Lauderdale, FL 33304-4338
United States
Confirmed 

Express Checkout Payment Received (Unique Transaction ID #19522842PN650192X)

Shopping Cart Contents

Qty	Item	Options	Price
1	Jones New York Tahitian Pink Viscose Women Scarf, \$24.98 Item # 160958876851		\$10.00 USD
2	Jones New York Lemonsorbet Yellow Viscose Women Scarf, \$24.98 Item # 160958822832		\$19.00 USD
Amount			\$29.00 USD

Item Total: \$29.00 USD
 Sales Tax:
 Shipping: \$4.97 USD
 Seller discount or charges: \$0.00 USD

Total amount: \$33.97 USD
 Fee amount: -\$1.29 USD
 Net amount: \$32.68 USD
 Date: Jul 9, 2013
 Time: 05:49:33 PDT
 Status: Completed

Insurance: \$0.00 USD

Payment From: (The sender of this payment is Verified)

Buyer's ID:

Buyer's Email:

Redacted



AD11-P1

Packing Slip

Ship To: *Redacted*

Address: *Redacted*
New York, NY 10017-6842
United States

Email: *Redacted*

Auction ID: *Redacted*

Ship From: Oletu Systems LLC
<http://stores.ebay.com/Zenithmart-Devices-N-Fashion-Wears>

Address: 370 W. Pleasantview Avenue
STE#2-120
Hackensack, NJ 07601
United States

Email: ogodswill@yahoo.com

Phone: 201-286-1352

Auction ID: ogodswill

Transaction ID: 9XP26165W4885435G

Description	Options	Qty	Price
Puffy Padded Soft Light Nylon Black/Grey Tote Weekender Traveling Handbag NEW [Blacks,Black] #160952410005		2	\$45.90 USD

Shipping & Handling: \$7.98 USD

Shipping Insurance: \$0.00 USD

Total: \$53.88 USD

This is not a bill.

Note: Thanks for your purchase at Zenithmart Devices N eBay Store. We look forward to doing business with you again.

Transaction Details

AD11-P2

 **OK to ship** Payment Status: Completed

We recommend that you:

- Ship to the buyer's address on this page
- Use a [shipping service](#) with signature confirmation
- Save all [tracking information](#) or other [proof of shipment](#)

[Tips to sell securely](#)

Seller Protection
Eligible ([More about Seller Protection](#))
Seller Protection address

Redacted
new york, NY 10017-6842
United States
Confirmed 

Mobile Express Checkout Payment Received (Unique Transaction ID #9XP26165W4885435G)

Shopping Cart Contents

Qty	Item	Options	Price
2	Puffy Padded Soft Light Nylon Black/Grey Tote Weekender Traveling Handbag NEW (Blacks,Black) Item # 160952410005		\$45.90 USD
Amount			\$45.90 USD

Item Total: \$45.90 USD
Sales Tax:
Shipping: \$7.98 USD
Seller discount or charges: \$0.00 USD

Total amount: \$53.88 USD
Fee amount: -\$1.86 USD
Net amount: \$52.02 USD
Date: Aug 16, 2013
Time: 12:09:50 PDT
Status: Completed

Insurance: \$0.00 USD

Payment From: *Redacted* (The sender of this payment is Verified)
Buyer's ID: *Redacted*
Buyer's Email: *Redacted*
Payment Sent to: ogodswill@yahoo.com



AD12 - P1

Packing Slip

Ship To: *Redacted*

Address: *Redacted*
 Jackson, MI 49201
 United States

Email: *Redacted*

Auction ID: *Redacted*

Ship From: Oletu Systems LLC
<http://stores.ebay.com/Zenithmart-Devices-N-Fashion-Wears>

Address: 370 W. Pleasantview Avenue
 STE#2-120
 Hackensack, NJ 07601
 United States

Email: ogodswill@yahoo.com

Phone: 201-286-1352

Auction ID: ogodswill

Transaction ID: 5U827610EG3270044

Description	Options	Qty	Price
Parceria Carioca Small Multi-Color Cosmetic Design Coin, Wallet Purse [Green] #160960373275		4	\$19.96 USD
Parceria Carioca Small Multi-Color Cosmetic Design Coin, Wallet Purse [Purple] #160960373275		3	\$14.97 USD
Parceria Carioca Small Multi-Color Cosmetic Design Coin, Wallet Purse [Yellow] #160960373275		1	\$4.99 USD
Parceria Carioca Small Multi-Color Cosmetic Design Coin, Wallet Purse [Red] #160960373275		4	\$19.96 USD

Total: \$59.88 USD

This is not a bill.

Note: Thanks for your purchase at Zenithmart Devices N eBay Store. We look forward to doing business with you again.

Transaction Details

AD12-D2

 **Shipped** [Track](#) Payment Status: Completed

We recommend that you:

- Ship to the buyer's address on this page
- Use a [shipping service](#) with signature confirmation
- Save all [tracking information](#) or other [proof of shipment](#)

[Tips to sell securely](#)

Seller Protection

Eligible ([More about Seller Protection](#))

Seller Protection address

JACKSON, MI 49201
 United States
 Confirmed 

Express Checkout Payment Received (Unique Transaction ID #5U827610EG3270044)

Shopping Cart Contents

Qty	Item	Options	Price
4	Parceria Carioca Small Multi-Color Cosmetic Design Coin, Wallet Purse [Green] Item # 160960373275		\$19.96 USD
3	Parceria Carioca Small Multi-Color Cosmetic Design Coin, Wallet Purse [Purple] Item # 160960373275		\$14.97 USD
1	Parceria Carioca Small Multi-Color Cosmetic Design Coin, Wallet Purse [Yellow] Item # 160960373275		\$4.99 USD
4	Parceria Carioca Small Multi-Color Cosmetic Design Coin, Wallet Purse [Red] Item # 160960373275		\$19.96 USD
Amount			\$59.88 USD

Item Total: \$59.88 USD
 Sales Tax:
 Shipping: \$0.00 USD
 Seller discount or charges: \$0.00 USD

Total amount: \$59.88 USD
 Fee amount: -\$2.04 USD
 Net amount: \$57.84 USD
 Date: Feb 13, 2014
 Time: 08:39:35 PST
 Status: Completed

Insurance: \$0.00 USD
 Custom: *Redacted*

Feedback profile



ogodswill (454 ★) **Top Rated: Seller with highest buyer ratings**
 Positive Feedback (last 12 months): 100%
 (How is Feedback Percentage calculated?)
 Member since: Sep-14-02 in United States

- Proven track record of excellent service
- Ships quickly, with tracking provided on over 90% of items sold
- Has a minimum of 100 selling transactions per year

Recent feedback ratings (last 12 months) 2

	1 month	6 months	12 months	Criteria	Average rating	Number of ratings
Positive	3	49	123	Item as described	★★★★★	63
Neutral	0	0	1	Communication	★★★★★	68
Negative	0	0	0	Shipping time	★★★★★	71
				Shipping and handling charges	★★★★★	69

Detailed seller ratings (last 12 months) 2

	1 month	6 months	12 months	Criteria	Average rating	Number of ratings
Positive	3	49	123	Item as described	★★★★★	63
Neutral	0	0	1	Communication	★★★★★	68
Negative	0	0	0	Shipping time	★★★★★	71
				Shipping and handling charges	★★★★★	69

249 Feedback received (Viewing 1-25)

Feedback as a seller Feedback as a buyer All Feedback Feedback left for others

Revised Feedback: 0 2

Feedback	From Buyer/price	Period	Date/time
<p>excellent buyer Macy's M Style Lab Cotton w/Silver Strips Ladies Hat (#160962464923)</p>	shoe deprived07 (25 ★) US \$8.99	All	May-21-14 18:24 View Item
<p>Very cute excellent seller, great communication, Thank you Material Girl By Misconna Grey Small HandBag, Purple (#160962464923)</p>	jadeluca20 (1407 ★) US \$11.99 Best Offer Price was Accepted	All	May-20-14 08:01 View Item
<p>Very cute excellent seller, great communication, Thank you M Style Lab Small Green Frog HandBag (#160964061143)</p>	jadeluca20 (1407 ★) US \$2.99 Best Offer Price was Accepted	All	May-20-14 08:01 View Item
<p>Super fast shipping, Thank you. DICKY Red Burgundy Leather Quilted Nappa w/Jewel Bag Satinel, Styl (#1743210594 (#160969074955))</p>	9882208 (413 ★) US \$220.00 Best Offer Price was Accepted	All	May-08-14 12:30 View Item
<p>Thank you! Item as described.</p>	jessicabond (116 ★)	All	Apr-29-14 17:14

Connecting...

Hi, Godswill... | Daily Deals | Sell | Customer Support **DEAL FRENZY UP TO 70% Off** My eBay

Shop by category Search All Categories Search

Home > Community > Feedback forum > Feedback profile

Feedback profile

ogodswill (454 ★) **Top Rated: Seller with highest buyer ratings**
 Positive Feedback (last 12 months): 100%
 (How is Feedback percentage calculated?)
 Member since: Sep-14-02 in United States

Recent Feedback ratings (last 12 months) 2 Detailed seller ratings (last 12 months) 2

	1 month	6 months	12 months	Criteria	Average rating	Number of ratings
Positive	3	49	123	Item as described	★★★★★	63
Neutral	0	0	1	Communication	★★★★★	68
Negative	0	0	0	Shipping time	★★★★★	71
				Shipping and handling charges	★★★★★	69

- Report a buyer
- View your Seller Dashboard
- View items for sale
- View seller's Store
- View ID history
- View eBay My World
- View reviews & guides

Feedback as a seller Feedback as a buyer All Feedback Feedback left for others

249 Feedback received (viewing 75-100)

Feedback	From Buyer/price	Date/time	Revised Feedback: 0 ?
----------	------------------	-----------	-----------------------

Arrived quickly and well packaged*****EXCELLENT SELLER*****and Thanks!!
 APT 9 Large Metallic Black Sequin Tote, Shopper, Traveler Bag, Style#HB243317
 (#160958184552) jkityspur (418 ★) Jul-14-13 00:23
 US \$45.95 Best Offer Price was Accepted

++++
 M Style Lab Yellow Evening Bag with Chain Strap (#160959923139) pgorficaria (1406 ★) Jul-09-13 21:18
 US \$8.95

Cute earrings! Fast shipping!
 Silver Plated Hoop Earrings, 100mm (#160961120876) pomcore00 (288 ★) Jul-09-13 10:20
 US \$3.00

AD14

AD15

- Good communication, good seller, items are ok. Thanks**
 Macy's M Style Lab Green Change Wallet Coin Purse (#160962128886)
 US \$22.99
 Best Offer Price was Accepted
 digidur011 (294 ★) Jan-23-13 07:02
- so cute!!**
 Material Girl By Macys Royal Blue HandBag (#16096209270)
 US \$12.95
 royquintincarie (702 ★) Jan-22-13 15:28
- Perfect transaction. Thanks ;)**
 Macy's M Style Lab Cheetah Leopard Zebra Animal Print Flap Clutch Whistler Purse (#160962112036)
 US \$4.49
 jake88man21 (430 ★) Jan-20-13 11:52
- All is good! Good seller! Thank you!**
 Apple iPhone 4S - 16GB - Black (Factory Unlocked) Smartphone (Previously AT&T) (#160930448311)
 US \$465.00
 gumanoic2010 (52 ★) Dec-14-12 08:39
- Good Seller Great Product**
 A/C Pro Formula Refrigerant ACP-100 Leak Sealer + Hose + R-134a Pressure Gauge (#160842089158)
 US \$22.00
 bigbobbybob314 (562 ★) Jul-30-12 15:51
- Very easy to deal with and shipped much sooner than expected!! Excellent Service**
 A/C Pro Formula Refrigerant ACP-100 Leak Sealer + Hose + R-134a Pressure Gauge (#160842089158)
 US \$22.00
 gro6841 (127 ★) Jul-27-12 12:47
- A+ Very good. Thank you.**
 A/C Pro Formula Refrigerant ACP-100 Leak Sealer + Hose + R-134a Pressure Gauge (#160842089158)
 US \$22.00
 dashbasement (1001 ★) Jul-21-12 10:40
- great seller super fast delivery thanks ;)**
 A/C Pro Formula Refrigerant ACP-100 Leak Sealer + Hose + R-134a Pressure Gauge (#160842089158)
 US \$22.00
 bkconnert1 (1302 ★) Jul-19-12 11:59
- super fast delivery item as described top notch seller thanks so much ;)**
 A/C Pro Formula Refrigerant ACP-100 Leak Sealer + Hose + R-134a Pressure Gauge (#160842089158)
 US \$22.00
 bkconnert1 (1302 ★) Jul-19-12 11:58
- thanks,perfect 5 star**
 A/C Pro Formula Refrigerant ACP-100 Leak Sealer + Hose + R-134a Pressure Gauge (#160842089158)
 US \$22.00
 dds-rnd (1585 ★) Jul-18-12 14:18
- Good seller,extra fast shipping ;)**
 Apple iPhone 4 - 16GB - Black (AT&T) Smartphone - NO RESERVES (#16083191926)
 US \$325.00
 supreme-rsk (15 ★) Dec-08-11 19:24

AD18

Connecting...

Hi, Godswill | Daily Deals | Sell | Customer Support **DEAL FRENZY UP TO 70% OFF**

Home > Community > Feedback forum > Feedback profile

All Categories Search

Feedback profile



ogodswill (454 ★)
 Positive Feedback (last 12 months): 100%
 [How is Feedback percentage calculated?]
 Member since Sep-14-02 in United States

Top Rated! Seller with highest buyer ratings

Recent Feedback ratings (last 12 months)

	1 month	6 months	12 months
Positive	3	49	123
Neutral	0	0	1
Negative	0	0	0

Detailed seller ratings (last 12 months)

Criteria	Average rating	Number of ratings
Item as described	★★★★★	63
Communication	★★★★★	68
Shipping time	★★★★★	71
Shipping and handling charges	★★★★★	69

Feedback as a seller | Feedback as a buyer | All Feedback | Feedback left for others

249 Feedback received (viewing 201-225)

Revised Feedback: 0 ?

Feedback	From Buyer/price	Date/time
everything went perfect. great communication	mike.bethune (3) US \$900.00	Aug-18-09 08:20
Nice product, fast shipping! A+++++	lilliegun2 (325 ★) US \$296.00	Aug-11-09 23:54
Item as described	superpiddet (889 ★) US \$2.99	Jun-08-09 06:36
Ox, perfect!!!!	caemone (172 ★) US \$115.00	Jun-30-09 14:21

- 249 Feedback received (viewing 201-225)
- Feedback as a seller
- Feedback as a buyer
- All Feedback
- Feedback left for others

- everything went perfect. great communication
- Nice product, fast shipping! A+++++
- Item as described
- Ox, perfect!!!!

ebay MONEY BACK GUARANTEE
 Get the item you ordered or get your money back. Learn what's included

Report a buyer

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- View items for sale
- View seller's Store
- View ID history
- View eBay My World
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AD17

Jun-05-09 03:13	summerborn1 (9)	Router/Switch Power Cable (#160246010632)	US \$1.00	Fast shipment, switch arrived intact and working. No power cord was included. * Reply by gogodwill (Jun-05-09 16:11): Power cord was not in the listing, but had you asked, I would have included one.
May-31-09 16:32	bilbo524 (52)	Cisco Catalyst 3550 WS-3550-SM3 Switch w/EMI IOS (#16033782005)	US \$235.00	Great price, great communication! Very fast shipping! A+++++
May-30-09 17:57	disco-adama (286)	Cisco Catalyst 2800 XL 24-port Switch WS-C2824M1-XL-BN (#160337842198)	US \$9.99	Great seller! Smooth, fast transaction. Fast shipping & good communication!
May-18-09 16:35	Interactive2007 (102)	Cisco WS-X5302 Route Switch Module For Switch 6000 (#160337838944)	US \$9.99	Nice seller, fast shipping, would buy again
Apr-19-08 03:44	legxy (193)	Cisco PIX Firewall 616 Followr Active PIX IOS 8.0(4) (#1603322707045)	US \$295.00	Received, well pleased, well done, good job
Apr-01-08 05:53	taeboguy (372)	Cisco Systems 7941 IP PHONE (#160217642821)	US \$110.00	Item in excellent shape. Just as described
Mar-31-08 09:40	novyia (50)	Cisco 7961G-GE Series V-IP Phone, 7900 7960 7961 7961G (#160217640409)	US \$175.00	Nice, clean perfect transaction
Mar-10-08 22:40	me79 (292)	Sat of 3 Cisco 1720 Router w/Firewall & IPSEC 3DES IOS (#160214288770)	US \$120.00	I like these routers quite a bit, fast shipper and a great transaction.
Feb-26-08 19:36	pmnseaut (161)	Cisco Systems 2820 Router (#160205777102)	US \$50.00	Thanks for a nice product!
Feb-22-08 16:49	dieobobos (293)	CISCO 48 Channels T1 Voice/Data Module, NM-HDV2T1-48 (#16020525434)	US \$550.00	a ++++
Feb-11-08 06:58	pinballjunk71 (385)	Cisco Color IP 7971G GB Phone (New In Box, Never Used) (#160205780872)	US \$350.99	Excellent Seller, Smooth Transaction!!! Thanks A Bunch!!!
Feb-04-08 17:43	amendes (321)	Cisco Systems 7941 IP PHONE (#160202811332)	US \$90.00	excellent - just as advertised
Jan-23-08 22:06	ibydaco (128)	CISCO VMIC-1MFT-T1 RJ-45 Multitek Trunk T1 Card (#160192227914)	US \$159.99	Asset to ebay thank you!!!
Jan-19-08 12:14	tab54 (208)	Cisco WS-X6024-FXS Module for Catalyst 6000/6503/6509 (#160197129561)	US \$100.00	Good Transaction... Highly recommend
Jan-07-08 16:54	gongcamping8 (946)	CISCO AS53-CC-00V0XD AS5300 VOICE DSPM VOXD C549 DSP (#160191462608)	US \$821.00	Shipped promptly, Responsive seller, Resolved DOA problem promptly, Good seller

AD 18

Feedback profile

ogodswill (454 ★) **Top Rated Seller with highest buyer ratings**

Positive Feedback (last 12 months): 100%
 (How is Feedback percentage calculated?)
 Member since: Sep-14-02 in United States

Recent Feedback ratings (last 12 months)

1 month	6 months	12 months
3	49	123

Detailed seller ratings (last 12 months)

Criteria	Average rating	Number of ratings
Item as described	★★★★★	63
Communication	★★★★★	88
Shipping time	★★★★★	71
Shipping and handling charges	★★★★★	69

Feedback as a seller | Feedback as a buyer | All Feedback | Feedback left for others

249 Feedback received (including 236-249)

Revised Feedback: 0

Feedback	From Buyer/price	Period	Date/time
Item as described, great communication A+++ Bill S. Howell Scenic Eras (e10008379708)	lumbard79 (124 ★) US \$16.00	All	Feb-06-07 21:20
Thanks for the quick turn around. Hope to buy from this dealer again. A++ GBA SP Fnc Games: K01 (e10087149005)	hspaper (180 ★) US \$15.32	All	Jan-29-07 13:47
perfect, thanks Bell S Howell Sclar powered Floodlight (Set of 2) (e10085379703)	wonwue209 (2999 ★) US \$39.75	All	Jan-24-07 07:01
thank you Battery Operated Hot Melt Glue Gun (e10006379285)	ingorathemom (2087 ★) US \$11.88	All	Jan-23-07 21:48
Thanks for everything.....A+++++ Leak Ender 2000 (e10006900169)	w-e-a (700 ★) US \$10.73	All	Jan-16-07 17:03
Just as described Fast smooth transaction Thanks	wilcoatl8 (1250 ★)	All	Jan-12-07 18:20

Exhibit D02.

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

In the Matter of Trademark Application Serial
No. 86067598 Published in the Official Gazette
April 8, 2014.

ZENITH-MART INC.,

Opposer,

v.

OLETU, GODSWILL H.

Applicant.

Opposition No. 91216725

Mark: ZENITHMART

APPLICANT'S FIRST SET OF REQUEST FOR PRODUCTION OF DOCUMENTS AND THINGS

Pursuant to Rule 34 of the Federal Rules of Civil Procedure and 37 C.F.R. § 2.120; Applicant, Oletu, Godswill H. a Sole propriety ("Applicant"), hereby propounds to the Opposer, ZENITH-MART INC, the following Requests for Production of Documents and Things. Opposer is requested to provide its written reply to the Request for Production of Documents and Things within thirty (30) days of service hereof; and to service the requested Documents and Things within thirty (30) days of service upon the Applicant using the agreed upon method of service i.e. via US first class mail and a courtesy email copy using the addresses and contact on file with the TTAB.

I. INSTRUCTIONS AND DEFINITIONS

A. These requests for production require responses which are complete and accurate as of the date when such responses are made.

B. These requests for production are continuing in character so as to require Opposer to supplement its responses if it becomes aware of any document or thing responsive to these requests that Opposer has not yet produced.

C. As used herein, the following definitions apply:

1. Communication. The term "communication(s)" means the information that has been transmitted (in the form of facts, ideas, inquiries or otherwise), regardless of the means utilized.

2. Document. The term "document(s)" has the meaning ascribed to it in Fed. R. Civ. P. 34(a), and includes, but is not limited to, every writing or record of every type and description that is or has been in the possession, control or custody of Opposer or of which Opposer has knowledge, including without limitation: originals, drafts, masters and copies of writing, including handwriting, and printed, machine-readable matter, computer files, and typed or other graphic, or photographic matter. A document bearing any notation not a part of the original text is to be considered a separate document. A draft or non-identical copy is a separate document within the meaning of this term.

3. Data. The term "data" shall mean any facts, documents, or communications, oral or otherwise, of which Opposer has knowledge, information or belief.

4. Opposer. The term "Opposer" shall mean Tochukwu Mbiannozie.
5. Person. Ther term "Person" shall include, without limitation, any natural person or any business, business association, business entity, partnership, corporation, legal, or governmental entity.
6. And and Or. The connectives "and" and "or" shall be construed broadly, both conjunctively and disjunctively, to bring within the scope of the discovery requests all responses that might otherwise be construed to be outside its scope.
7. Date. The term "date" shall mean the exact day, month and year, if ascertainable, or if not, the best approximation, including the temporal relationship to other events.
8. Opposer's Mark. The term "Opposer's Mark" includes the mark "ZENITHMART" as depicted in the United States Trademark Applications No. 86/156,478 & 86/172,398, and all extensions, derivatives, and variant spellings.
9. Privileged Documents And Things. Should the Opposer deem any requested Document and Things to the Privileged; Oppose shall list such documents & things and supply information as requested concerning such documents & things; and additionally shall indicate that they claim privilege therefore and briefly state the nature of the documents & things, the sender, the author, the recipient of each copy, the date, the name of each person to whom the original or any copy was circulated, the names appearing on any circulation list of the Opposer associated with such document, a summary statement of the subject matter(s) of such documents & things in sufficient details to permit the Trademark Trial and Appeal Board to conduct an

analysis to reach a determination of any claim privilege or exclusion and separate indication of the basis for assertion of privilege or the like for each document.

II. REQUEST FOR PRODUCTION OF DOCUMENTS AND THINGS

Opposer is hereby requested to produce the documents specified herein to the extent that such documents and things are in the possession, custody, and control of Opposer, Opposer's Attorney or any Person who have the knowledge of the running of Opposer's business.

Request No. 1

All documents referring to or relating to the selection, adoption, and first use, of the Opposer's Mark in the United States, including, but not limited to, search reports, market surveys, interoffice memoranda, meeting notes, board of directors minutes, and all invoices, advertisements, brochures, label, tags, and points of display advertising. Including all documents that Opposer will rely on for establishing priority as claimed in its United State Trademark filing.

Request No. 2

All documents referring or relating to any search or investigation of records of the United States Patent and Trademark Office or any other records or publications in connection with the adoption, use, or application for registration of Opposer's Mark.

Request No. 3

All documents that Opposer will rely upon to establish priority, first use in United States Interstate commerce. Such documents should include sales receipts, sales invoices and representative samples to cover monthly and yearly sales since the earliest date that Opposer will

rely upon for priority to the filing of her Application. Such documents should not be redacted and should clearly show transaction date, details of item(s) purchased, purchaser's contact information, including email address, phone number and mailing address.

Request No. 4

For each document provided in response to Request No. 3 above; please state the relationship of Opposer to the purchaser and state if Opposer knew the purchaser before the transaction date as indicated in the produced document.

Request No. 5

Any trademark opinion(s) prepared concerning the registrability or use of Opposer's Mark or any other marks considered by Opposer but not ultimately selected for use or registration, or documents referring or relating to any such opinion, including search reports.

Request No. 6

Representative sample of actual shipping labels bearing Opposer's Mark, that Opposer fixed to goods and services sold under the Mark and shipped to Customers in the United States or exported out of the United States.

Request No. 7

All and any documents showing contacts, addresses, locations of Opposer's warehouse(es), where Opposer's products are stored, located. Including contact information of any Opposer's employee(s) location at these warehouse with knowledge of Opposer's products and Services.

Request No. 8

All and any documents for years 2012 and 2013; showing lease, rent or mortgage paid for the warehouse(es) represented in Request No. 7 above.

Request No. 9

All and any documents, reports, papers referring or relating to any survey or investigation or research conducted on Opposer's behalf or by Opposer, relating to Opposer's Mark and/or any mark consisting in whole or in part or some extension or variant of the term 'ZENITHMART'.

Request No. 10

All and any 2012 and 2013 State and Federal Income Tax Returns, including all Schedules filed thereof for Zenith-Mart Inc and for services rendered under the mark 'Zenithmart' or other similar marks.

Request No. 11

All and any documents, reports, printouts, statements, etc; which are a result of any and all analysis, investigation, research, findings, survey, etc that Opposer or a third party on behalf of Opposer has conducted or is conducting against the Applicant and its use of the Mark "ZENITHMART", which Opposer will reply on for his case.

Request No. 12

All and any documents that Opposer will present before the TTAB in support of its case, pleading or briefs or all and any document that Opposer will reply upon to prosecute its case.

Dated this 20th day of January, 2015.

Respectfully Submitted,

Signed: /1gho2kome3/
Oletu, Godswill H. (Applicant, pro-se)
/d/b/a Zenithmart
370 W. Pleasantview Avenue, STE#2-120
Hackensack NJ 07054.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 20th day of January, 2015, a true copy of the foregoing APPLICANT'S FIRST SET OF REQUEST FOR PRODUCTION OF DOCUMENTS AND THINGS, was served upon Opposer's attorney of record by email and first class mail, postage prepaid and addressed to:

1. Adam S. Weiss
Polsinelli PC
161 N. Clark Street, Suite 4200
Chicago, IL 60601-3316
2. Adam S. Weiss; Aweiss@polsinelli.com
3. Karin Sullivan; KESullivan@polsinelli.com
4. USPT@polsinelli.com

Signed: /1gho2kome3/
Oletu, Godswill H. (Applicant, pro-se.)
/d/b/a Zenithmart
370W.Pleasantview Avenue, STE#2-120
Hackensack NJ 07054

Exhibit D03.

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

In the Matter of Trademark Application Serial
No. 86067598 Published in the Official Gazette
April 8, 2014.

ZENITH-MART INC.,

Opposer,

v.

OLETU, GODSWILL H.

Applicant.

Opposition No. 91216725

Mark: ZENITHMART

APPLICANT'S FIRST SET OF INTERROGATORIES **DIRECTED TO OPPOSER**

Pursuant to Rule 33 and 34 of the Federal Rules of Civil Procedure and 37 C.F.R. § 2.120; Applicant, Oletu, Godswill H. a Sole propriety ("Applicant"), hereby propounds to the Opposer, ZENITH-MART INC, the following Interrogatories.

Opposer is requested to provide its written responses to these Interrogatories within thirty (30) days of service hereof; and to service these responses including the supporting documents request within thirty (30) days of service upon the Applicant using the agreed upon method of service i.e. via US first class mail and a courtesy email copy using the addresses and contact on file with the TTAB.

I. INSTRUCTIONS AND DEFINITIONS

A. These Interrogatories require responses which are complete and accurate as of the date when such responses are made.

B. These Interrogatories are continuing in character so as to require Opposer to supplement its responses, including the identity of each person who has knowledge of discoverable matters, the identity of each expert or witness whose testimony is to be used by Opposer, the subject matter on which the expert or witness is expected to testify, and the substance of the expert's testimony.

C. As used herein, the following definitions apply:

1. Communication. The term "communication(s)" means the information that has been transmitted (in the form of facts, ideas, inquiries or otherwise), regardless of the means utilized.

2. Document. The term "document(s)" has the meaning ascribed to it in Fed. R. Civ. P. 34(a), and includes, but is not limited to, every writing or record of every type and description that is or has been in the possession, control or custody of Opposer or of which Opposer has knowledge, including without limitation: originals, drafts, masters and copies of writing, including handwriting, and printed, machine-readable matter, computer files, and typed or other graphic, or photographic matter. A document bearing any notation not a part of the original text is to be considered a separate document. A draft or non-identical copy is a separate document within the meaning of this term.

3. Data. The term "data" shall mean any facts, documents, or communications, oral or otherwise, of which Opposer has knowledge, information or belief.

4. Identify or Specify. As used herein, "identify" or "specify" when used reference to:

(a) a person who is an individual shall mean to state his or her full name, present or last known residence address (designating which), and present or last known position or business affiliation (designating which), job title, employment address, and business and residence telephone numbers;

(b) a person who is a firm, partnership, corporation, proprietorship, association, or other organization or entity shall mean to state its full name, present or last known address (designating which), telephone number, legal form of such entity or organization (including state and country of incorporation and organization), and the identity of its present and former officers, directors, controlling shareholders(s) and all employees, agents and staff members who have responsibilities relating to use of trademarks;

(c) data shall mean to state, in the case of a document, the title (if any), the date, author(s), sender(s), recipient(s), the identity of the person(s) signing it, type of document (i.e. a letter, memorandum, book, telegram, chart, etc) or some other means of identifying it, its present location or custodian, and whether Opposer is in possession of the original, master, or copy thereof.

4. Opposer. The term "Opposer" shall mean Tochukwu Mbiannozie.
5. Person. Ther term "Person" shall include, without limitation, any natural person or any business, business association, business entity, partnership, corporation, legal, or governmental entity.
6. And and Or. The connectives "and" and "or" shall be construed broadly, both conjunctively and disjunctively, to bring within the scope of the discovery requests all responses that might otherwise be construed to be outside its scope.
7. Date. The term "date" shall mean the exact day, month and year, if ascertainable, or if not, the best approximation, including the temporal relationship to other events.
8. Opposer's Mark. The term "Opposer's Mark" includes the mark "ZENITHMART" as depicted in the United States Trademark Applications No. 86/156,478 & 86/172,398, and all extensions, derivatives, and variant spellings.
9. Privileged Documents And Things. Should the Opposer deem any requested Document and Things to the Privileged; Oppose shall list such documents & things and supply information as requested concerning such documents & things; and additionally shall indicate that they claim privilege therefore and briefly state the nature of the documents & things, the sender, the author, the recipient of each copy, the date, the name of each person to whom the original or any copy was circulated, the names appearing on any circulation list of the Opposer associated with such document, a summary statement of the subject matter(s) of such documents & things in sufficient details to permit the Trademark Trial and Appeal Board to conduct an

analysis to reach a determination of any claim privilege or exclusion and separate indication of the basis for assertion of privilege or the like for each document.

II. INTERROGATORIES

INTERROGATORY No. 1

With respect to Zenith-Mart Inc 2012 and 2013 Federal Income Tax Returns and for services render under the mark ZENITHMART or similar marks in US interstate commerce, indicate the value for 'Gross receipts or sales' as reported on IRS Form 1120S line '1a. Gross receipts or sales' or other similar IRS forms or items as contained in Zenith-Mart Inc's 2012 and 2013 tax filings. If Zenith-Mart Inc did not file Income Tax Returns for year(s) 2012 and/or 2013; please state so and indicate for which year(s) income tax was not filed and provide the information so requested herein as contained in Zenith-Mart Inc's financial records for the year income tax was not filed.

INTERROGATORY No. 2

With respect to Zenith-Mart Inc 2012 and 2013 Federal Income Tax Returns and for services render under the mark ZENITHMART or similar marks in US interstate commerce, indicate the value for 'Ordinary business income(loss)' as reported on IRS Form 1120S line '21. Ordinary business income(loss).....' or other similar IRS forms and items as contained in Zenith-Mart Inc's 2012 and 2013 tax filings. If Zenith-Mart Inc did not file Income Tax Returns for year(s) 2012 and/or 2013; please state so and indicate for which year(s) income tax was not filed

and provide the information so requested herein as contained in Zenith-Mart Inc's financial records for the year income tax was not filed

INTERROGATORY No. 3

With respect to Zenith-Mart Inc 2012 and 2013 Federal Income Tax Returns and for services render under the mark ZENITHMART or similar marks in US interstate commerce, and on Schedule L on same Federal Tax Return, indicate the value for 'Inventories' for the 'Beginning of tax year' and also for 'End of tax year', as reported on IRS Form 1120S line '3. Inventories' or other similar IRS forms and items as contained in Zenith-Mart Inc's 2012 and 2013tax filings. If Zenith-Mart Inc did not file Income Tax Returns for year(s) 2012 and/or 2013; please state so and indicate for which year(s) income tax was not filed and provide the information so requested herein as contained in Zenith-Mart Inc's financial records for the year income tax was not filed

INTERROGATORY No. 4

(a) State whether Opposer or any person acting on behalf of Opposer conducted any trademark searches relating to: (i) "ZENITHMART" or (ii) Its variants or extensions or (iii) any other mark, name or designation consisting in whole or in part of the term "ZENITHMART" before, during or after its trademark applications.

(b) If the answers to Interrogatory No. 4(a) are anything other an unqualified negative, state the date of each, and identify each person by whom it was conducted and each person having knowledge or information relating thereto

(c) State the date Opposer first became aware of Applicant's trademark filing and describe the circumstances and means or method through which Opposer came about that knowledge.

INTERROGATORY No. 5

(a) State whether Opposer has ever conducted, caused to be conducted, or obtained any survey, test, market research study, or other investigation or study referring or relating to Applicant, the mark "ZENITHMART", Opposer's Mark, or any other mark, name, or designation consisting in whole or in part of the term "ZENITHMART"

(b) If the answer to Interrogatory 5(a) is anything other than an unqualified negative, identify with respect to each such study;

(i) the date, nature, and design thereof;

(ii) all persons responsible for designing it, conducting it, and interpreting its results; and

(iii) all persons having knowledge of the results thereof.

INTERROGATORY No. 6

Please indicate whether the products or services sold under Opposer's Mark were previously sold under a different mark, and if so, identify the previous mark, the dates of use thereof and the specific products or service on which it was used.

INTERROGATORY No. 7

Identify any and all domain names that opposer has previously used or currently using as source identification of the mark 'Zenithmart' or any similar mark.

INTERROGATORY No. 8

List Address(es) or City/State, where items allegedly sold by Opposer under the mark 'Zenithmart' from his website are shipped from.

INTERROGATORY No. 9

Identify any and all person(s) who were consulted or participated in the preparation of the answers or responses to these Interrogatories.

Dated this 20th day of January, 2015.

Respectfully Submitted,

Signed: /1gho2kome3/
Oletu, Godswill H. (Applicant, pro-se)
/d/b/a Zenithmart
370 W. Pleasantview Avenue, STE#2-120
Hackensack NJ 07054.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 20th day of January, 2015, a true copy of the foregoing APPLICANT'S FIRST SET OF INTERROGATORIES DIRECTED TO OPPOSER, was served upon Opposer's attorney of record by email and first class mail, postage prepaid and addressed to:

1. Adam S. Weiss
Polsinelli PC
161 N. Clark Street, Suite 4200
Chicago, IL 60601-3316
2. Adam S. Weiss; Aweiss@polsinelli.com
3. Karin Sullivan; KESullivan@polsinelli.com
4. USPT@polsinelli.com

Signed: /1gho2kome3/
Oletu, Godswill H. (Applicant, pro-se.)
/d/b/a Zenithmart
370W.Pleasantview Avenue, STE#2-120
Hackensack NJ 07054.

Exhibit D04.

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

In the Matter of Trademark Application Serial
No. 86067598 Published in the Official Gazette
April 8, 2014.

ZENITH-MART INC.,

Opposer,

v.

OLETU, GODSWILL H.

Applicant.

Opposition No. 91216725

Mark: ZENITHMART

APPLICANT'S FIRST SET OF REQUEST FOR ADMISSIONS

Pursuant to Rule 36 of the Federal Rules of Civil Procedure and Rule 2.120 of the Trademark Rules of Practice; Applicant, Oletu, Godswill H. a Sole propriety ("Applicant"), hereby request and demand of ZENITH-MART INC (herein referred to as Opposer)., the following Request for Admission. Opposer is requested to provide its written reply to the Request for Admission within thirty (30) days of service thereof; and to service the Requested Admissions upon the Applicant using the agreed upon method or service i.e. via US first class mail and a courtesy email copy using the addresses and contact on file with the TTAB.

INSTRUCTIONS

Opposer must admit or deny each request, and where necessary, specify the parts of each request to which it objects or cannot in good faith admit or deny. If the Opposer objects to only part of a

Request, it must admit or deny the remainder of the Request. In the event that the Opposer objects to or denies any Request or portion of a Request, the Opposer must state reasons for its objection or denial.

These Requests shall be deemed continuing and supplemental answers shall be required if additional information is obtained directly or indirectly after the initial response pursuant to Rule 26(e) of the Federal Rules of Civil Procedure

REQUEST No. 1

Admit that as at September 18, 2013; when the Applicant filed its trademark application all and any your domain names allegedly used as source identifier for Opposer's use of the mark 'Zenithmart' in eCommerce were parked, not active and not operational.

REQUEST No. 2

Admit that, the current website www.zenithmart.us allegedly own by Opposer and allegedly serving as the source identifier for Opposer's alleged use of the mark 'Zenithmart' in eCommerce did not launch until December, 2013 or after.

REQUEST No. 3

Admit that, Opposer never used the mark 'Zenithmart' in US interstate commerce, until after his alleged source identifier domain name www.zenithmart.us allegedly launched in December, 2013 or thereafter.

REQUEST No. 4

Admit that, Opposer does not own any warehouse in US.

REQUEST No. 5

Admit that, Opposer did not file 2012 Federal and/or State Income tax returns for services allegedly offered under the mark 'Zenithmart'.

REQUEST No. 6

Admit that, Opposer did not file 2013 Federal and/or State Income tax returns for services allegedly offered under the mark 'Zenithmart'.

REQUEST No. 7

Admit that, Opposer is not the one that package or ship items allegedly sold on his website.

REQUEST No. 8

Admit that, items allegedly sold on Opposer's website, when shipped, does not contain shipping label or any signage or words or description or logo indicating that, they were sold by Opposer or offered through Opposer's website.

REQUEST No. 9

Admit that, a recipient of an item(s) allegedly sold by Opposer from www.zenithmart.us allegedly owned and operated by Opposer and as at or up till May, 2014; will not be able associate the received item(s) to Opposer or his mark 'Zenithmart'; as there is no indication in the package, packing label, etc indicating that the item is associated to/or received from Opposer's or his mark "Zenithmart".

REQUEST No. 10

Admit that, as at January 2, 2014 & January 22, 2014; when Opposer filed the two Application rely upon for bases for this Opposition; Opposer's online listings at www.zenithmart.us or as contain in the specimen of use in his filing does not contain 'Buy It Now' button, 'Add to Cart Button' or any other means by which the general public can consummate an offer or transaction on his website.

Dated this 20th day of January, 2015.

Respectfully Submitted,

Signed: /1gho2kome3/
Oletu, Godswill H. (Applicant, pro-se)
/d/b/a Zenithmart
370 W. Pleasantview Avenue, STE#2-120
Hackensack NJ 07054.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 20th day of January, 2015, a true copy of the foregoing APPLICANT'S FIRST SET OF REQUEST FOR ADMISSIONS, was served upon Opposer's attorney of record by email and first class mail, postage prepaid and addressed to:

1. Adam S. Weiss
Polsinelli PC
161 N. Clark Street, Suite 4200
Chicago, IL 60601-3316
2. Adam S. Weiss; Aweiss@polsinelli.com
3. Karin Sullivan; KESullivan@polsinelli.com
4. USPT@polsinelli.com

Signed: /1gho2kome3/
Oletu, Godswill H. (Applicant, pro-se.)
/d/b/a Zenithmart
370W.Pleasantview Avenue, STE#2-120
Hackensack NJ 07054.

STANCE Technology Solution Inc

Exhibit D05.

From: "Adam Weiss" <AWeiss@Polsinelli.com>
Date: Wednesday, January 21, 2015 10:41 AM
To: "Godswill Oletu" <oletu@oletu.com>; "US Patent and Trademark" <USPatentandTrademark@Polsinelli.com>
Cc: <ogodswill@yahoo.com>; <trademark@zenithmart.com>; "Tedd Van Buskirk" <TVanBuskirk@Polsinelli.com>
Subject: RE: Applicant First Sets of Interrogatories, Request for Admission and Request for Production of Documents and Things - TTAB Proceeding No. 91216725

Mr. Oletu, further to our conversation, I confirm receipt of the discovery requests entitled

- APPLICANT'S FIRST SET OF REQUEST FOR PRODUCTION OF DOCUMENTS AND THINGS,
 - APPLICANT'S FIRST SET OF INTERROGATORIES DIRECTED TO OPPOSER, and
 - APPLICANT'S FIRST SET OF REQUEST FOR ADMISSIONS

And I am passing them on to Zenithmart. As we discussed, we have requested to withdraw from the case (that Motion is pending at the TTAB), and we filed the extension request to which you consented.

Please do not hesitate to contact me with any questions.

Warm regards,
 Adam

Adam Weiss

Shareholder

aweiss@polsinelli.com

312.873.3644

161 N. Clark Street, Suite 4200
 Chicago, IL 60601

polsinelli.com

Polsinelli PC, Polsinelli LLP in California

From: Godswill Oletu [mailto:oletu@oletu.com]
Sent: Tuesday, January 20, 2015 2:02 PM
To: Adam Weiss; US Patent and Trademark; Karin Sullivan
Cc: ogodswill@yahoo.com; trademark@zenithmart.com
Subject: Applicant First Sets of Interrogatories, Request for Admission and Request for Production of Documents and Things - TTAB Proceeding No. 91216725

Dear Mr. Weiss,

Find attached hereto, the following discovery requests on the above matter:

1. Applicant's First Sets of Interrogatories.
2. Applicant's First Sets of Request for Admission.
3. Applicant's First Sets of Request for Production of Documents and Things

A copy of these discovery requests has also been mailed via US First Class Mail and addressed to:

Adam S. Weiss
 161 N. Clark Street, Suite 4200
 Polsinelli PC
 Chicago IL 60601-3206

Sincerely,

Godswill Oletu.
 (201) 286-1352

This electronic mail message contains CONFIDENTIAL information which is (a) ATTORNEY - CLIENT PRIVILEGED COMMUNICATION, WORK PRODUCT, PROPRI

This electronic mail message contains CONFIDENTIAL information which is (a) ATTORNEY - CLIENT PRIVILEGED COMMUNICATION, WORK PRODUCT, PROPRIETARY IN NATURE, OR OTHERWISE PROTECTED BY LAW FROM DISCLOSURE, and (b) intended only for the use of the Addressee(s) named herein. If you are not an Addressee, or the person responsible for delivering this to an Addressee, you are hereby notified that reading, copying, or distributing this message is prohibited. If you have received this electronic mail message in error, please reply to the sender and take the steps necessary to delete the message completely from your computer system.

Exhibit D06.

STANCE Technology Solution Inc

From: "Godswill Oletu" <oletu@oletu.com>
Date: Thursday, August 27, 2015 6:20 PM
To: <info@zenithmart.us>
Attach: Demand for Discovery Response - 08182015_Consolidated.pdf
Subject: Fw: Second Demand For Discovery Response - Opposition No.: 91216725

FYI

From: [Godswill Oletu](#)
Sent: Tuesday, August 25, 2015 4:34 PM
To: [Tochukwu Mbiamnozie](#) ; [Tochukwu Mbiamnozie](#)
Cc: trademark@zenithmart.com ; ogodswill@yahoo.com ; [Godswill Oletu](#)
Subject: Fw: Second Demand For Discovery Response - Opposition No.: 91216725

Dear Mr. Mbiamnozie,

Though, your gmail.com email addresses are not part of your TTAB correspondence records; but having not received any response from you on my request so far and as a courtesy; I am forwarding this request, demanding for discovery responses to the two below gmail.com addresses of yours:

1. tochukwumbiamnozie@gmail.com
2. zenithmart@gmail.com

I am looking forward to receiving the discovery responses.

Sincerely,
Godswill Oletu

From: [Godswill Oletu](#)
Sent: Tuesday, August 25, 2015 4:20 PM
To: info@zenithmart.us ; tmbiam@zenithmart.us
Cc: trademark@zenithmart.com ; ogodswill@yahoo.com ; [Godswill Oletu](#)
Subject: Second Demand For Discovery Response - Opposition No.: 91216725

Dear Mr. Mbiamnozie,

This is a reminder that, since I sent the below 'Demand for Discovery Response' on the above inter-party matter on Tuesday August 18, 2015; I have not received any communication, no reply, no acknowledgement and no response whatsoever from you.

Please note that, I need the requested discovery responses in order to properly and adequately defend myself on this matter and that your refusal to respond, prejudice upon my ability to mount an effective defense.

I am again writing to inquire about the reason(s), why I have not received any responses from you as

requested.

Also note that, I do not have any documented response from you indicating that, you will not be producing these discovery responses or that you are declining to respond to my discovery requests and as such; I am under the impression that, you will be providing these responses, but I have not received any communication from your end for the none response so far.

Please, forward the requested discovery requests to my attention without delay, because I am eagerly awaiting them.

Sincerely,
Godswill Oletu.
(201) 286-1352

From: Godswill Oletu
Sent: Tuesday, August 18, 2015 12:28 PM
To: info@zenithmart.us ; tmbiam@zenithmart.us ; trademark@zenithmart.us
Cc: trademark@zenithmart.com ; ogodswill@yahoo.com
Subject: Demand For Discovery Response

Dear Mr. Mbiamnozie,

I am writing, to request and demand response to discovery requests sent around January, 2015.

Find, enclosed a formal letter to this effect.

I am looking forward to promptly receiving these responses from you.

Sincerely,

Godswill Oletu.
(201) 286-1352

Exhibit D07.

STANCE Technology Solution Inc

From: "Godswill Oletu" <oletu@oletu.com>
Date: Wednesday, September 16, 2015 8:28 AM
To: "Tochukwu Mbiamnozie" <tochukwumbiamnozie@gmail.com>; <info@zenithmart.us>; <tmbiam@zenithmart.us>; <trademark@zenithmart.us>
Cc: <trademark@zenithmart.com>; <ogodswill@yahoo.com>
Subject: Re: Response - Discovery Response From Opposer - Opposition No. 91216725

Dear Mr. Mbiamnozie,

It is two weeks ago today, that I sent you my fifth remainder to response to my Discovery Requests.

In my last request sent on September 2, 2015; I took time to explain why, the reasons that you advanced for refusing to response to my Discovery Requests are not tenable.

Since the above remainder, which will make about the fifth remainder so far; I have not received any response from you indicating that you will be sending the Discovery Responses or if you have chosen to decline to response.

I truly, do not want to drag this matter before the Board; but if I continue to get non-responses from you, I will have no other option, than to bring it before the Board.

Please note, that I am still expecting those Discovery Responses and I have not received any from you till date.

Please treat this, with the uttermost urgency and seriousness, which it deservers.

Sincerely,
Godswill Oletu

From: [Godswill Oletu](#)
Sent: Wednesday, September 02, 2015 8:03 AM
To: [Tochukwu Mbiamnozie](#) ; [Tochukwu Mbiamnozie](#) ; [info@zenithmart.us](#) ; [tmbiam@zenithmart.us](#) ; [trademark@zenithmart.us](#)
Cc: [trademark@zenithmart.com](#) ; [ogodswill@yahoo.com](#)
Subject: Re: Response - Discovery Response From Opposer - Opposition No. 91216725

Dear Mr. Mbiamnozie,

Thanks for responding back on my inquiries, regarding the pending discovery responses from you. It was very difficult reaching you, as all your emails on record with TTAB were none responsive and

emails sent to them were returned. Since the parties have stipulated and agreed to service by email, it is important that you maintain a valid email address with the TTAB at all times, this will make communication a lot more smoother and easier in future.

It is disappointing to note that, in January 23, 2015; while acknowledging the receipt of my Discovery Requests; you clearly stated that, you have all that is been requested and are in the process of responding; but here we are, more than seven (7) months after with zero response from your end, you have changed tunes and are now declining to response to a valid Discovery Request.

In regard to the reasons you stated for your non-response and as cited in your last email; please note that, they are not tenable and I will take the pains to explain below:

1. Please note that, there is no concept of priority in Discovery or withholding Discovery Responses, merely because one felt that a Discovery that is due him/her from the requesting party has not been responded to, I believe there are other vehicles within TTAB to address this.
2. Further, you never sent any Discovery Request(s) to me for which a response is needed or pending from my end and as such, I do not owe you any Discovery Response(s). Also, the reference in the body of your last email of August 31, 2015; stating that: "...I want the exact information you are requesting from me, your taxes, financials, invoices, purchase orders, licenses, trade name certificates, website traffic data, marketing expenses, warehouse information's, customer data and relationships with customers etc..." are not proper before me and as such, I am declining to respond to them.
3. On September 15, 2014; I sent my initial disclosures to you, which also included eighteen (18) exhibits and in your email of January 23, 2015 to me, you acknowledged receiving this initial disclosure with the exhibits. This is all that is needed from me in other to request discovery from you. I am attaching that initial disclosure again, to this email.
4. Regarding your request for 'un-redacted copies, etc'. I believe my initial disclosures contain enough un-redacted information to establish priority; including names, addresses, dates, etc. However, it is not proper to withhold Discovery Response because, the responding party, felt that initially disclosed items are not sufficient, I believe there are other avenues provided by TTAB to test the sufficiency of any discovered item.

Finally, I am entitled to discovery in an inter-party matter before the TTAB; and I sent you a valid Discovery Request on January 20, 2015; more than seven (7) months ago, for which Responses were due thirty (30) days after. Also, I served you with my initial disclosure on September 15, 2014 and your reasons for declining to response to my Discovery Request are not tenable as explained herein.

Having painfully gone through the above explanation, I now expect you to please, response to my Discovery Request without further delay. Your delays so far have caused me undue and irreparable harm and are also prejudicial to me.

I am looking forward to promptly receiving these Discovery Responses from you.

Sincerely,
Godswill Oletu

From: [Tochukwu Mbiamnozie](#)
Sent: Monday, August 31, 2015 2:22 PM
To: [Godswill Oletu](#) ; oletucons@yahoo.com
Subject: Response

Dear Mr Oletu

My not able to respond to you through my correspondence email addresses on the TTAB is also evidence of your damages on my business and now you are demanding not even asking but demanding that I disclose to you documents and exhibits I intend to introduce at trial. You rely solely on my disclosing all the exhibits I have for you to be able to build your defenses. Doesn't it practically prove that you are not the legitimate owner of what you are falsely claiming to own? if you are the rightful and legitimate owner of the Mark, you will have every documents and exhibits to back your claims and will have no need for me to disclose anything to you.

Your secret or invisible legal aid or council or your research didn't tell you that first, "it should be noted that a party cannot seek discovery until it has made its own initial disclosures (initial, expert, and pretrial disclosures)

You never disclosed any of these and you want me to disclose mine so you can go and fabricate paper works to build defenses at trial.

First disclose yours and then I will gladly disclose mine to you. Also note that since the issue is related to priority of use, any documents or exhibits you introduce that is beyond September 18 2013 will not be acceptable since you claimed using the Mark consistently in commence since 2008 till September 18 2013 when you applied to trademark the ZENITHMART.

Be ready to introduce verifiable legal documents and proofs of your using the mark ZENITHMART on your website www.zenithmart.com from 2008 till September 18th 2013. Thats the only exhibits or legal documents that will be accepted for this case in trial and to disclose if you wish to disclose to get my own disclosure. Everything non redacted and can be verified

To that effect, do make available for me without delays all your exhibits and every documents you intend to introduce at trial beginning from 2008 till September 18 2013. meaning 7 years of your using ZENITHMART consistently in commence as you claimed on your domain www.zenithmart.com. I want the exact information you are requesting from me, your taxes, financials, invoices, purchase orders, licenses, trade name certificates, website traffic data, marketing expenses, warehouse information's, customer data and relationships with customers etc, I want you to disclose everything beginning 2008 your first alleged use in commerce till September 18th 2013 when you applied for this trademark and also provide proves of web presence on your website www.zenithmart.com on the above date.

No third party site data or information is acceptable moreover within the said dates from 2008 to

September 18th 2013, you do not have any accounts or web presence on any third party sites except your ebay personal page with ID: Ogodswill which you changed the profile picture to zenithmart logo in 2014. So your ebay personal page data will not be accepted either nor your amazon affiliate pages set up in 2014.

You will prove priority of use and that from 2008 till September 18th 2013 the day you applied for this trademark. The same day our communication broke up after I declined giving you 50% equity.

You also forgot that each document or other exhibit that a party plans to introduce at trial does not need to be disclosed to the other party. [Note 12.]

Am surprised you are still pushing forward in your false claims heading to trial because of pride which you have already lost instead of calling for peace talk and to settle this matter amicable and peacefully and we go our separate ways.

You have cost me lots of damages and harm. leave my Business and mark alone and walk out peacefully. I never did anything wrong contacting you in the first place or for you to partner with me. Haven't you caused me lots of damages already? I didn't give you 50% of ZENITHMART because its greedy to ask for such equity percentage and its so wrong of you to start to falsely claim my company and ignorantly heading to trial still requesting for me to disclose my exhibits and documents to enable you adequately build your defenses.

You have the options to call this off by withdrawing your trademark application and we settle this peacefully and amicable and go our separate ways with you leaving my business and mark alone or we can take the high way and head for trial which you have already lost and then ridicule and disgrace yourself once I introduce every exhibits at my disposal. Mr. Oletu, you don't want to go trial but if thats your wish, then so be it.

Sincerely



Tochukwu

STANCE Technology Solution Inc

From: "Mail Delivery System"
Date: Monday, December 28, 2015 6:21 PM
To: <oletu@oletu.com>
Attach: ATT01727.eml
Subject: Delivery Status Notification

[Return Code 554] sid: zBMZ1r0063SxrhZ01 :: 5.7.1 <tmbiam@zenithmart.us>: Relay access denied

Exhibit D08.

Exhibit D09.

STANCE Technology Solution Inc

From: "Mail Delivery System"
Date: Monday, December 28, 2015 6:16 PM
To: <oletu@oletu.com>
Attach: ATT01740.eml
Subject: Delivery Status Notification

[Return Code 554] sid: zBGt1r00B3SxrhZ01 :: 5.7.1 <info@zenithmart.us>: Relay access denied

STANCE Technology Solution Inc

From: "Mail Delivery System"
Date: Monday, December 28, 2015 6:10 PM
To: <oletu@oletu.com>
Attach: ATT01753.eml
Subject: Delivery Status Notification

[Return Code 554] sid: zBAglr00A3SxrhZ01 :: 5.7.1 <trademark@zenithmart.us>: Relay access denied

Exhibit D10.

Exhibit D11.

STANCE Technology Solution Inc

From: "Godswill Oletu" <oletu@oletu.com>
Date: Monday, December 28, 2015 6:39 PM
To: "Tochukwu Mbiannoze" <zenithmart@gmail.com>
Cc: "Tochukwu Mbiannoze" <tochukwumbiamnoze@gmail.com>
Attach: Delivery Status Notification.eml; Delivery Status Notification.eml; Delivery Status Notification.eml
Subject: TTAB Proceeding No. 91216725

Hi Mr. Mbiannoze,

Please, reference the above three attachments; which are failed delivery email responses received, as a result of sending email messages to the three of your current email addresses of records, before the TTAB.

Please note that, the parties have agreed and stipulated to electronic service by emails and it is important that, email addresses of record before the TTAB are kept current at all time. This will in doubt facilitate communication between the parties and eliminate unnecessary delays or burdens.

Further note that, the Board Order of June 16, 2015 states that..."..if either of the parties or their attorneys should have a change of address, the Board should be so informed promptly".

Please, kindly confirm your current email address(es) and update the TTAB records accordingly.

Sincerely,
Godswill Oletu

Store Unavailable

This store is currently unavailable due to maintenance. It should be available again shortly.

We apologize for any inconvenience caused.

Exhibit D12.

Store Unavailable

This store is currently unavailable due to maintenance. It should be available again shortly.

We apologize for any inconvenience caused.

Exhibit D13.

Store Unavailable

This store is currently unavailable due to maintenance. It should be available again shortly.

We apologize for any inconvenience caused.

Exhibit D14.