

ESTTA Tracking number: **ESTTA747950**

Filing date: **05/23/2016**

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

Proceeding	91217630
Party	Defendant Hansen, Gary, St. Martin
Correspondence Address	GARY ST MARTIN HANSEN 399 LOWER MAIN WEST JOHNSON, VT 05656-9636 UNITED STATES stdrumr@Gmail.om
Submission	Other Motions/Papers
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Date	05/23/2016
Attachments	Motion to Correct-signed.pdf(600091 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD
In the matter of Trademark Application Serial No. 86/112,261
Trademark: IT'S A BLACK HILLS THING! YOU WOULDN'T
UNDERSTAND 'TILL YOU BEEN HERE!

Filed: November 6, 2013

Published: April 1, 2014

Sturgis Motorcycle Rally, Inc.,)
)
)
Opposer,)
) Opposition No. 91217630
v.)
)
Gary St. Martin Hansen,)
)
Applicant.)

MOTION TO CORRECT APPLICANT'S STATEMENT

The Applicant was confused after the first consultation with Attorney Robert Powers April 12th by a graphic on the email validating the April 17th paid consultation, which highlighted the word "RETAINED". The Applicant is at this moment, raising funds to ultimately retained Mr. Powers. but will continue Pro se until then. The Applicant has not lost interest in the case by any means.

The Applicant apologizes to Wendy Cohen for the misunderstanding.

The Applicant has been waiting for the TTAB to rule on the Applicants Motion to Strike of which the Plaintiff did not respond in time.

In that Motion is the question of failure to service for depositions, and notice of the Plaintiffs depositions in Rapid City, April 6th ...

The Applicant had expressed in his Motion to Strike that he that he believed that the attorneys at Sneed legal had certainly mislead the Applicant in the matter of the Applicant's two scheduled depositions at Johnson State College that they canceled both depositions because the Applicant wasn't served, then state that the Applicant was served, and again with the failure to serve notice to the Applicant of those depositions taken of SMRi board members of April 6th in Rapid City.

According to the TBMP , 534.02 On Ground of Improper or Inadequate Notice, (37 CFR §2.123(c) the Applicant was NOT properly served and never received a deposition which would have given the Applicant the opportunity to state the fact that there are many accusations in this Opposition that are false , i.e., that the Applicant was printing etc Tee

Shirts to market them in Sturgis, etc. With a deposition, the Applicant could have easily testified that these allegations were all totally false, as the Applicant has adamantly denied in the Applicant's response to the Plaintiffs First Set of Interlocutories, which Mr. Powers has a copy of.

The Applicant is available for a deposition at Johnson State College. If the Applicant is denied his right to a deposition, the Applicant respectfully requests that the Motion For Order To Show Cause against the Applicant be Denied, and that the CONFERENCE, DISCOVERY, DISCLOSURE AND TRIAL SCHEDULE be reset.

Dated: May 23, 2016

Certificate of Filing

The undersigned certifies that this correspondence has been Filed via Electronic means by filing with the Electronic System for Trademark Trial and Appeals

Respectfully Submitted,

Gary St. Martin Hansen

Gary St. Martin Hansen

Certificate of Service

The undersigned pro se of record hereby certifies that a copy of the foregoing Answer To Motion for Order to Show Cause was served by email May 23rd, 2016 to:

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May 14th, 2016.

Gary St. Martin Hansen



Applicant
