

ESTTA Tracking number: **ESTTA756139**

Filing date: **07/04/2016**

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

Proceeding	91219179
Party	Plaintiff Spliethoff's Bevrachtungskantoor B.V.
Correspondence Address	J MICHAEL PENNEKAMP FOWLER WHITE BURNETT PA 1395 BRICKELL AVENUE, ESPIRITO SANTO LPAZA, 14TH FLOOR MIAMI, FL 33131 UNITED STATES jpennekamp@fowler-white.com, bhackney@fowler-white.com, start@fowler-white.com, lparker@fowler-white.com, jmp@fowler-white.com
Submission	Other Motions/Papers
Filer's Name	J. Michael Pennekamp, Esquire
Filer's e-mail	jpennekamp@fowler-white.com, start@fowler-white.com, lparker@fowler-white.com, jmp@fowler-white.com, drodriguez@fowler-white.com
Signature	/J. Michael Pennekamp/
Date	07/04/2016
Attachments	Opposer_ M_ Leave File Spliethoff Reply Memo ISO M for Leave to File Third Amended NOO - Unlawful Use.pdf(18879 bytes )

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

Opposition No. 91219179

Serial No. 86031633

SPLIETHOFF'S BEVRACHTINGSKANTOOR B.V.,

Opposer,

v.

UNITED YACHT TRANSPORT LLC.,

Applicant.

---

**OPPOSER'S MOTION FOR LEAVE TO FILE REPLY IN SUPPORT OF MOTION  
FOR LEAVE TO FILE THIRD AMENDED NOTICE OF OPPOSITION**

Opposer SPLIETHOFF'S BEVRACHTINGSKANTOOR B.V. ("Spliethoff"), by and through its undersigned counsel, hereby moves for leave to file its Reply in support of its Motion for Leave to File Third Amended Notice of Opposition ("Reply") ("Motion" or "Motion for Leave to Amend") and respectfully states as follows.

On June 7, 2016, Spliethoff filed its Motion for Leave to Amend (DE 26) and supporting Declaration. (DE 27). On June 15, 2016, Applicant filed a Notice of Taking Deposition Upon Written Questions (DE 30). On June 16, 2016, an Order was entered herein pursuant to Trademark Rule 2.214(d)(2) which suspended proceedings "in order to allow the parties sufficient time in which to complete the discovery deposition on written questions of Andre Goedee." (DE 31). The Order was silent as to whether the parties were permitted to make any filings with regard to any other issues in the case, including Spliethoff's pending Motion for Leave to Amend.

Opposition No. 91219179  
Opposer's Motion for Leave to File Reply  
in Support of Motion for Leave to File  
Third Amended Notice of Opposition

On June 22, 2016, Applicant filed a Motion for Leave to File Response to Opposer's Motion (DE 33) and, concurrently therewith, filed its Response in Opposition. (DE 32). Accordingly, Spliethoff respectfully requests leave to file its Reply in support of its Motion for Leave to Amend and that its contemporaneously-filed Reply be accepted as filed.

Respectfully submitted,

/s/ J. Michael Pennekamp

J. Michael Pennekamp

Fla. Bar No. 983454

Email: [jpennkamp@fowler-white.com](mailto:jpennkamp@fowler-white.com)

Sandra I. Tart

Fla. Bar No. 358134

Email: [start@fowler-white.com](mailto:start@fowler-white.com)

FOWLER WHITE BURNETT, P.A.  
Espirito Santo Plaza, Fourteenth Floor  
1395 Brickell Avenue  
Miami, Florida 33131  
Telephone: (305) 789-9200  
Facsimile: (305) 789-9201

*Counsel for Opposer*

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Opposer's Motion for Leave to File Reply in Support of Motion for Leave to File Third Amended Notice of Opposition has been e-filed via ESTTA and served upon Bryan D. Hull, Esquire, counsel for Applicant United Yacht Transport, LLC, by email to [bhull@bushross.com](mailto:bhull@bushross.com), this 4<sup>th</sup> day of July, 2016.

/s/ Sandra I. Tart  
\_\_\_\_\_  
Sandra I. Tart