

ESTTA Tracking number: **ESTTA397784**

Filing date: **03/14/2011**

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

Proceeding	92046185
Party	Defendant Pro Football, Inc.
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Submission	Stipulation of Facts
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Date	03/14/2011
Attachments	Blackhorse v. Pro Football - Joint Stipulation.PDF ( 4 pages )(86738 bytes )

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

In re Registration No. 1,606,810 (REDSKINETTES)  
Registered July 17, 1990,

Registration No. 1,085,092 (REDSKINS)  
Registered February 7, 1978,

Registration No. 987,127 (THE REDSKINS & DESIGN)  
Registered June 25, 1974,

Registration No. 986,668 (WASHINGTON REDSKINS & DESIGN)  
Registered June 18, 1974,

Registration No. 978,824 (WASHINGTON REDSKINS)  
Registered February 12, 1974,

and Registration No. 836,122 (THE REDSKINS—STYLIZED LETTERS)  
Registered September 26, 1967

Amanda Blackhorse, Marcus Briggs,  
Phillip Gover, Jillian Papan, and  
Courtney Tsoitigh,

Petitioners,

v.

Pro-Football, Inc.,

Registrant.

Cancellation No. 92/046,185

**JOINT STIPULATION REGARDING ADMISSIBILITY OF CERTAIN EVIDENCE  
AND REGARDING CERTAIN DISCOVERY ISSUES**

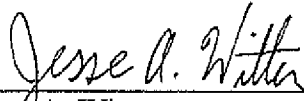
The Parties hereto, Amanda Blackhorse, Marcus Briggs, Phillip Gover, Jillian Pappan, and Courtney Tsotigh (collectively, "Petitioners"), and Pro-Football, Inc. ("Registrant"), by counsel, submit this Joint Stipulation to memorialize an agreement reached between them regarding the admissibility of certain evidence that may be submitted into the record in this matter, and regarding certain discovery issues. The Parties have agreed as follows:

1. Except as provided below, all evidence submitted with a Notice of Reliance, as well as all deposition transcripts and exhibits thereto submitted by any party, in *Harjo et al. v. Pro-Football, Inc.*, No. 21,069 (TTAB) ("*Harjo*") shall be admissible in this proceeding unless the Trademark Trial and Appeal Board ruled in *Harjo* that the evidence was not admissible, in which case all arguments as to admissibility are preserved.
2. The Parties do not stipulate that any particular piece of evidence described in paragraph 1 is relevant to any issue in this proceeding, and therefore may object to evidence described in paragraph 1 on grounds that it is not relevant.
3. Deposition and hearing transcripts, and exhibits to deposition and hearing transcripts, of any of the petitioners in *Harjo* are not encompassed within paragraph 1 and are not admissible in this proceeding.
4. Responses to Registrant's requests for production, answers to interrogatories, and responses to requests for admission by any petitioner in *Harjo* are not encompassed within paragraph 1 and are not admissible in this proceeding.
5. Registrant may seek the production of documents and things responsive to Registrant's requests, answers to interrogatories, responses to requests for admission, and deposition testimony relating specifically to Petitioners in this proceeding. If Registrant takes a

discovery deposition of a Petitioner, Registrant shall not call that Petitioner as a witness during the testimony period. Petitioners may appear voluntarily as witnesses during the Petitioners' testimony period.

6. The transcript of any discovery deposition of any of the Petitioners, and the exhibits attached thereto, shall be admissible to the same extent as if the deposition were taken during the testimony period, and counsel for Petitioners may question Petitioners at any such discovery deposition as though it were a deposition taken during the testimony period.

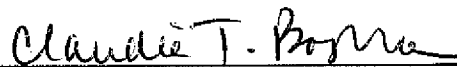
7. The Parties agree to forego introducing into the record any evidence other than that described above, except evidence relevant to Registrant's third (equitable estoppel) and fourth (laches) affirmative defenses. The Parties agree that Registrant's constitutional affirmative defenses, and any discovery relating to those defenses, are reserved for post-TTAB proceedings.



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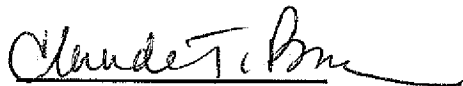
*Counsel for Registrant*

Dated: March 11, 2011

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on March 14, 2011 a copy of the Joint Stipulation Regarding Admissibility of Certain Evidence and Regarding Certain Discovery Issues was caused to be served by email and first class mail upon the following:

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