

ESTTA Tracking number: **ESTTA312678**

Filing date: **10/21/2009**

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

Proceeding	92047262
Party	Plaintiff Roast of the Town, Inc.
Correspondence Address	Scott R. Goldberg Schian Walker PLC 3550 North Central Avenue, Suite 1700, Suite 1700 Phoenix, AZ 85012 UNITED STATES ischwartz@dmylphx.com
Submission	Plaintiff's Notice of Taking Testimony
Filer's Name	Ira M. Schwartz
Filer's e-mail	ischwartz@dmylphx.com
Signature	/Ira M. Schwartz/
Date	10/21/2009
Attachments	Roast of the Town Amd Ntc Test Romberg 101909.pdf (3 pages)(15132 bytes)

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

In the Matter of Trademark Registration No. 2760766	
Roast of the Town, Inc., Petitioner	Cancellation No. 92047262
v.	
The Smith Agency, Ltd., Registrant.	

PETITIONER'S AMENDED NOTICE OF TAKING TESTIMONY

PLEASE TAKE NOTICE that Petitioner Roast of the Town, Inc. will take the testimony upon oral examination of Hannah Romberg at the date, time and location specified below. The testimony will be taken before a notary public and certified shorthand reporter qualified to administer oaths and take testimony in the State of Arizona.

Person To Testify: Hannah Romberg

Date and Time of Testimony: Monday, November 16, 2009 at
9:30 a.m.

Location: DeConcini McDonald Yetwin & Lacy
7310 N. 16th Street, Suite 330
Phoenix, Arizona 85020

Certificate of Service

I certify that a copy of the foregoing was mailed by first class mail, postage prepaid, upon the following on the date set forth below:

Harold L. Marquis
Thomas Kayden Horstemeyer & Risley LLP
600 Galleria Parkway, NW, Suite 1500
Atlanta, GA 30339
Attorneys for Registrant

Dated: October 21, 2009.

 / Ira M. Schwartz/

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