

ESTTA Tracking number: **ESTTA214157**

Filing date: **05/29/2008**

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

Proceeding	92047740
Party	Plaintiff Peter W. Marder
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Submission	Motion for Sanctions
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Date	05/29/2008
Attachments	womensnews.08.motion for sanctions.pdf (3 pages)(58470 bytes)

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

PETER W. MARDER,
an individual,
Petitioner

v.

NEWSPAPERS FOR WOMEN, INC.,
a Florida corporation,
Registrant

In the matter of
Registration No. 3,113,982

For the mark:
WN

Registered on the Principal Register
On July 11, 2006

Cancellation No. 92047740

PETITIONER'S MOTION FOR
SANCTIONS

PETITIONER'S MOTION FOR SANCTIONS

Petitioner, Peter W. Marder, hereby moves pursuant to 37 C.F.R. §2.120(g) and TBMP §527, for an order granting sanctions against Registrant, Newspapers for Women, Inc., for failure to abide by the Board's Order of April 11, 2008.

BRIEF IN SUPPORT OF MOTION

On February 14, 2008, Petitioner filed a motion to compel discovery following Registrant's complete failure to respond to Petitioner's interrogatories and requests for production of documents. On April 11, 2008, the Board granted Petitioner's Motion to Compel Discovery, requiring Registrant to respond to Petitioner's discovery requests within thirty days of its order,

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which was May 11, 2008. It is now more than two weeks beyond the Board's Order and no discovery has been provided.

It is respectfully submitted that Registrant's violation of the Board's Order compelling discovery is willful, as evidenced by the fact that Registrant provided no discovery responses at all, did not even respond to the motion to compel and has made no attempt whatsoever to contact Petitioner's counsel to resolve any of these issues, nor respond to Petitioner's counsels attempts at contact.

Accordingly, the only reasonable sanction under these circumstances is to sustain the petition, enter judgment in favor of Petitioner and cancel the subject registration.

WHEREFORE, Petitioner prays that its motion be granted.

Respectfully submitted,



Brian R. Gibbons
Brian R. Gibbons
Attorney for Petitioner

5/29/08

Date

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CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing document is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to Newspapers for Women, Inc., 5110 E Lake Valencia Blvd., Palm Harbor, FL 34684 (with a courtesy copy to Kim Vance, GrayRobinson, P.A., 201 North Franklin Street, Suite 2200, Tampa, FL 33602) this 29th day of May, 2008.



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