

ESTTA Tracking number: **ESTTA269224**

Filing date: **02/27/2009**

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

Proceeding	92048260
Party	Plaintiff i play. inc.
Correspondence Address	Steven C. Schnedler Carter & Schnedler, P.A. P.O. Box 2985 Asheville, NC 28802 UNITED STATES schnedler@ashevillepatent.com
Submission	Plaintiff's Notice of Taking Testimony
Filer's Name	Steven C. Schnedler
Filer's e-mail	schnedler@ashevillepatent.com
Signature	/Steven C. Schnedler/
Date	02/27/2009
Attachments	Notice_of_Taking_Testimony2.pdf (3 pages)(57651 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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_____)	
i play. inc.,)	
a North Carolina corporation,)	
)	Cancellation No. 92048260
Cancellation)	
Petitioner,)	
)	
v.)	Registration No. 2,923,675
)	International Class 28
INTERNATIONAL PLAYTHINGS, INC.,)	
a Delaware corporation,)	
)	
Registrant.)	
_____)	

Asheville, North Carolina
February 27, 2009

NOTICE OF TAKING TESTIMONY

Please take notice that rebuttal testimony will be taken on behalf of the Cancellation Petitioner, i play. inc., in the above captioned proceeding commencing at 1:00 P.M. on Thursday, March 5, 2009, at the offices of Carter & Schnedler, P.A., 56 Central Avenue, Suite 101, Asheville, North Carolina 28801.

Testimony will be taken of Emi Kubota, an employee of i play. inc., 2000 Riverside Drive, Unit 9, Asheville, North Carolina 28804.

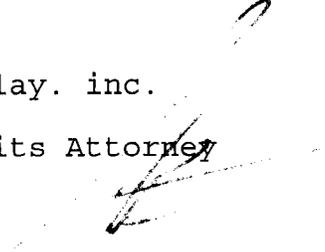
It is anticipated that testimony will take less than one-half hour. You are invited to attend and cross-examine, either in person or by telephone.

Cancellation No. 92048260

Respectfully submitted,

i play. inc.

By its Attorney



Steven C. Schnedler

Carter & Schnedler, P.A.
56 Central Avenue, Suite 101 (28801)
P.O. Box 2985
Asheville, NC 28802
Telephone: (828) 252-6225
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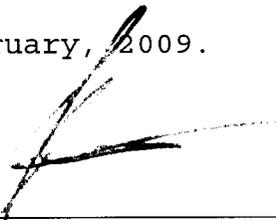
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CERTIFICATE OF SERVICE

I hereby certify that the paper titled NOTICE OF TAKING TESTIMONY has been served upon Registrant's Attorney of Record by depositing a copy thereof in First Class Mail, postage prepaid and properly addressed as follows:

Paul H. Kochanski
Lerner David Littenberg Krumholz & Mentlik, LLP
600 South Avenue West, Suite 300
Westfield, NJ 07090

This, the 27th day of February, 2009.



Steven C. Schnedler
Attorney for Cancellation Petitioner

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