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

Proceeding	92052049
Party	Plaintiff Silk Water Solutions Inc.
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

SILK WATER SOLUTIONS INC.,

Petitioner,

v.

DASSA HOLDINGS LTD.,

Respondent.

Cancellation Nos. 92052048
92052049

Mark: SILK BALANCE
Reg. No. 3,335,526
Reg. Date: November 13, 2007

Mark:
Reg. No. 3,360,078
Reg. Date: December 25, 2007

PETITIONER'S PRETRIAL DISCLOSURES

Petitioner Silk Water Solutions, Inc. ("Silk") makes the following pretrial disclosures pursuant to 37 CFR §2.121(e) and Rule 26(a)(3) of the Federal Rules of Civil Procedure, as modified by the Board. The disclosures are based upon information and things presently available to Silk. The disclosures should not be construed as a statement that no other relevant documents or things exist, and Silk reserves the right to produce and rely upon evidence or testimony from witnesses identified by Respondent, as well as others discovered hereafter.

LAY WITNESSES

Mr. Joe Dolnik, Manager of Operations for Silk Water Solutions Inc.

Mr. Dolnik may be called to testify concerning knowledge and information regarding the trademarks in dispute, Silk's ownership and substantially exclusive use of the marks in the United States and rights stemming therefrom, Respondent's abandonment of registrations for conflicting marks, and likelihood of confusion factors pertaining to the marks. Documents to be introduced may include those relating to Silk's ownership and substantially exclusive use of the marks, Respondent's abandonment of the registrations and likelihood of confusion factors. Mr. Dolnik may be reached c/o BLACK LOWE & GRAHAM, 701 Fifth Avenue, Suite 4800, Seattle, WA 98104; 206.381.3300.

Mr. Guy Gadbois, Director of Marketing and Sales for Silk Water Solutions Inc.

Mr. Gadbois may be called to testify concerning knowledge and information regarding the trademarks in dispute, Silk's ownership and substantially exclusive use of the marks in the United States and rights stemming therefrom, Respondent's abandonment of registrations for conflicting marks, and likelihood of confusion factors pertaining to the marks. Documents to be introduced may include those relating to Silk's ownership and substantially exclusive use of the marks, Respondent's abandonment of the registrations and likelihood of confusion factors. Mr. Gadbois may be reached c/o BLACK LOWE & GRAHAM, 701 Fifth Avenue, Suite 4800, Seattle, WA 98104; 206.381.3300.

Mr. Marijn Oosterbaan, owner of Dassa Holdings, Ltd.

Mr. Oosterbaan may be called to testify concerning knowledge of and information regarding the corporate structure and ownership of Dassa Holdings, Ltd., general operations and dealings between Dassa Holdings, Inc. and its manufacturers and issues related to the abandonment of the trademark registrations and likelihood of confusion. Documents to be introduced may include those relating to Dassa Holdings, Ltd.'s corporate structure, ownership agreements between Dassa Holdings, Ltd. and its manufacturers, abandonment and likelihood of confusion. Mr. Oosterbaan may be reached c/o NEAL & McDEVITT, LLC, 1776 Ash Street, Northfield, IL 60093; 847.441.9100.

RESPECTFULLY SUBMITTED this 1st day of June, 2011.

s/ David A. Lowe, PTO Reg. No. 39,281

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Attorneys for Silk Water Solutions Inc.



CERTIFICATE OF SERVICE

I hereby certify that on the 1st day of June, 2011, a true copy of the foregoing PETITIONER'S PRETRIAL DISCLOSURES was served via email addressed as follows:

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s/ Sarah Gist