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

Proceeding	92055010
Party	Plaintiff MB America, Inc.
Correspondence Address	JOHN J O'MALLEY VOLPE AND KOENIG PC UNITED PLAZA, 30 SOUTH 17TH STREET PHILADELPHIA, PA 19103 UNITED STATES kbutler@vklaw.com, ktinker@vklaw.com, trademarks@vklaw.com
Submission	Plaintiff's Notice of Taking Testimony
Filer's Name	Kristine L. Butler
Filer's e-mail	kbutler@vklaw.com, ktinker@vklaw.com, trademarks@vklaw.com
Signature	/Kristine L. Butler/
Date	12/16/2013
Attachments	G. Azzolin Notice.pdf(66847 bytes)

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

In the Petition to Cancel:

Mark: ECO-CRUSHER
Registration No.: 3,219,994
Registered: March 20, 2007

Mark: ECO-CRUSHER
Registration No.: 3,963,589
Registered: May 17, 2011

MB AMERICA, INC.,
Petitioner,

v.

Giberson Enterprises, LLC.,
Registrant.

Cancellation No. 92055010

**NOTICE OF DEPOSITION
UPON WRITTEN QUESTIONS
TO GUIDO AZZOLIN**

Pursuant to 37 C.F.R. § 2.124, Petitioner, MB America, Inc. ("Petitioner"), will take the deposition of Guido Azzolin in his capacity as President of MB America, Inc. and General Manager of MB S.p.A.

Mr. Azzolin's address is Via Calcara, 11 Z.A, 36042 Breganze (Vicenza) Italy. The deposition will take place in Italy by written questions at a time and place to be determined. The deposition will take place before a person before whom depositions may be taken as provided by Rule 28 of the Federal Rules of Civil Procedure.

Dated: December 16, 2013

By: 

Kristine L. Butler
Volpe and Koenig, P.C.
212 Carnegie Center, Suite 202

Princeton, NJ 08540
Tel: 609-924-0196
Fax: 609-924-7902

Attorneys for Petitioner

KLB/kat

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Notice of Deposition upon Written Questions to Guido Azzolin was served upon Registrant via e-mail and first class mail, postage prepaid, in an envelope addressed to:

Kerri E. Chewning, Esquire
Archer & Greiner
One Centennial Square
Haddonfield, NJ 08033
kchewning@archerlaw.com

Dated: December 16, 2013

By: 

Kristine L. Butler