

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451  
General Contact Number: 571-272-8500

WINTER

Mailed: October 7, 2015

Cancellation No. 92056168

*Legend Pictures LLC*

*v.*

*Quentin Davis*

**BY THE TRADEMARK TRIAL AND APPEAL BOARD:**

On July 21, 2015, the Board, *inter alia*, allowed Petitioner additional time to conduct discovery in this case (see 49 TTABVUE 5), and advised Respondent Davis that he is expected to cooperate and to respond fully to Petitioner's follow-up discovery, including the taking of his deposition (*Id.*). The Board also stated that should Respondent fail to appear at any noticed deposition, the Board would entertain a motion for judgment filed by Petitioner.

On August 26, 2015, Petitioner filed a motion requesting that the Board issue an order to show cause to Respondent regarding his apparent lack of interest in this case. In support thereof, Petitioner states that Respondent failed to respond to Petitioner's emails and voice mail requesting that he identify dates on which he is available to be deposed, failed to respond to the notice of deposition served on Respondent, and failed to respond to the Board's email requiring both parties to

contact the Board regarding whether Respondent would attend the noticed deposition.<sup>1</sup> Respondent has not responded to Petitioner's motion.

In view of Respondent's failure to participate in Petitioner's discovery as required by the Board, Respondent Davis is allowed until **OCTOBER 30, 2015**, to contact the Board in writing stating why the Board should not enter judgment against Respondent in view of his apparent loss of interest in this case, failing which the Board may issue an order entering judgment against Respondent based on his apparent loss of interest in this case. *See* TBMP § 527.03 (2015).

Proceedings herein are otherwise SUSPENDED.



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<sup>1</sup> Copies of these documents are attached to Petitioner's motion.