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

Proceeding	92057091
Party	Plaintiff Nanette Carley dba Bioceuticals
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Date	06/16/2014
Attachments	DM-#4603052-v1-Pretrial_Disclosures.pdf(57875 bytes )

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

NANETTE CARLEY d/b/a BIOCEUTICALS  
Petitioner,

vs.

PURE VITAMINS AND NATURAL  
SUPPLEMENTS d/b/a VIGOR-25 and  
CONTROL PLUS HARD AKA PURE  
VITAMINS AND NATURAL  
SUPPLEMENTS,  
Registrant

Cancellation No.: 92057091

**BIOCEUTICALS' CONSOLIDATED  
PRETRIAL DISCLOSURES**

Registration No.: 4,261,122

Registration No.: 4,233,833

Mark: CONTROL

Mark: CONTROL PLUS HARD

International Class: 05

Filed: April 29, 2012

Filed: March 24, 2012

Nanette Carley d/b/a Bioceuticals (hereinafter "Petitioner") hereby provides its consolidated pretrial disclosures. 37 C.F.R. § 2.121(e). Petitioner plans to depose:

Nanette Carley  
Bioceuticals. Owner of Bioceuticals.  
14090 FM 2920, Suite G  
Tomball, Texas 77377  
(713) 494-4727

The deponent will identify and introduce and authenticate documents previously provided by Petitioner in discovery, if those are not previously stipulated to by the parties.

Karen S. Guidry  
The Health Nut. Owner.  
2606 B Center St.  
Deer Park, Texas 77536  
(281) 479-7713

Ms. Guidry has knowledge of Petitioner's use of its mark "Control" because she has been purchasing "Control" from Bioceuticals since at least 2006. The deponent will identify and

introduce and authenticate documents previously provided by Petitioner in discovery, if those are not previously stipulated to by the parties.

Paula Simpson  
American Heath Food. Manager.  
George's Market. Manager

Ms. Simpson has knowledge of Petitioner's use of its mark "Control" because she has been purchasing "Control" from Bioceuticals since at least 2002. The deponent will identify and introduce and authenticate documents previously provided by Petitioner in discovery, if those are not previously stipulated to by the parties.

Ken Issa  
Pure Vitamin and Natural Supplements LLC. Owner.  
8723 Del Rey Court # 9C  
Tampa, Florida 33617  
(813) 458-4772

Notices of Deposition will be served at a later date. Petitioner also plans to submit numerous Notices of Reliance.

Submitted June 16, 2014

<p>CERTIFICATE OF SERVICE</p> <p>I hereby certify that BIOCEUTICALS' CONSOLIDATED PRETRIAL DISCLOSURES is served solely via e-mail, as agreed by the parties, to:</p> <p>Matthew H. Swyers <a href="mailto:mswers@thetrademarkcompany.com">mswers@thetrademarkcompany.com</a> and <a href="mailto:valeriek@thetrademarkcompany.com">valeriek@thetrademarkcompany.com</a> The Trademark Company, PLLC 344 Maple Avenue West, Suite 151 Vienna, VA, 22180</p> <p>Signature: /Erin Hennessy/ Date : June 16, 2014</p>	<p>Respectfully submitted,</p> <p>BRACEWELL &amp; GIULIANI LLP</p> <p>Signed: /Erin Hennessy/ Erin Hennessy, David Morris John Luman Bracewell &amp; Giuliani LLP 701 Fifth Avenue, Suite 6200 Seattle, WA 98104-7043 206-204-6200</p>
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