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

Proceeding	92057326
Party	Plaintiff Sushil Sadh
Correspondence Address	ROBERTO LEDESMA LEWIS & LIN LLC 45 MAIN ST, SUITE 608 BROOKLYN, NY 11201 UNITED STATES roberto@ilawco.com
Submission	Motion for Sanctions
Filer's Name	Roberto Ledesma
Filer's e-mail	RL@EverythingTrademarks.com
Signature	/Roberto Ledesma/
Date	11/20/2014
Attachments	FINAL Motion to Sanctions in form of Default Judgment (MyTaxes).pdf(146742 bytes ) Exhibit A (MYTAXES Sanctions Motion).pdf(581755 bytes ) Exhibit B (MYTAXES Motion For Sanctions).pdf(5609782 bytes ) Exhibits C&D (MYTAXES Sanctions Motion).pdf(240886 bytes )

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

Sushil Sadh,  
Petitioner,

v.

My Taxes, LLC,  
Respondent.

Cancellation No. 92057326

Registration No. 3415748

Mark: MYTAXES

**PETITIONER’S MOTION FOR SANCTIONS IN THE FORM OF  
DEFAULT JUDGMENT**

Pursuant to TBMP §527 and 37 C.F.R. §2.120(g), Petitioner, Sushil Sadh (“Petitioner”), by its attorneys, Lewis & Lin, LLC, respectfully moves the Board for sanctions in the form of default judgment against Respondent, My Taxes, LLC (“Respondent”), for failure to comply with an order from the Board compelling discovery. In support of this motion, Petitioner states as follows:

**BACKGROUND**

***A. Events Leading Up To Petitioner’s Motion to Compel Discovery***

On June 12, 2013, Petitioner filed this Cancellation action against Respondent’s MYTAXES registration, which covers “tax preparation” services in International Class 35, as set forth in the Petition for Cancellation.

On January 30, 2014, Petitioner served Respondent with a First Set of Interrogatories and a First Set of Document Requests (together, “Petitioner’s Discovery Requests”). See **Exhibit A** (Petitioner’s Motion to Compel and Exhibit B therein containing Petitioner’s Discovery Requests). Further, upon Respondent’s request, Petitioner agreed to extend the deadline for responses to Petitioner’s Discovery Requests to March 21, 2014. See **Exhibit A** (Petitioner’s Motion to Compel and Exhibit C therein showing all correspondence between Petitioner’s counsel and Respondent’s counsel

dated January 30, 2014 through July 2, 2014). Respondent failed to respond by March 21, 2014.

On March 24, 2014, Respondent's counsel proposed settlement and a formal written proposal was emailed to Petitioner's counsel on April 23, 2014. See **Exhibit A** (and Exhibit C therein). This would also be the last date of communication from Respondent until being compelled to respond by Order of the Board (more on that below). On April 23, 2014, Petitioner's counsel sent a response to Respondent's counsel regarding terms to a proposed settlement agreement for which a response was never received. See **Exhibit A** (and Exhibit C therein). Follow up emails and voicemails to Respondent's counsel in May, June and July 2014 all also went unanswered. See **Exhibit A** (and Exhibit C therein). As a result, Petitioner filed Motion to Compel Discovery on July 15, 2014. On September 29, 2014, the Board granted Petitioner's Motion to Compel and directed Respondent to serve responses to Petitioner's Discovery Requests "in full and without objection on the merits" within 20 days.

***B. Events Post Order Granting Petitioner's Motion to Compel***

On October 16, 2014, more than 6 months after Respondent's April 23, 2014 email, Petitioner received written non-substantive and non-verified (not signed under oath) responses to Petitioner's Discovery Requests from Respondent's counsel. See **Exhibit B** (Respondent's Responses to Petitioner's Discovery Requests). Respondent's Responses were virtually nonresponsive to Petitioner's Discovery Requests. See Id. On October 30, 2014, Petitioner's counsel sent Respondent's counsel a letter noting the numerous deficiencies in Respondent's responses to Petitioner's interrogatories and requests for production. See **Exhibit C** (Petitioner's Deficiency Letter). Petitioner's counsel requested substantive supplemental responses by November 12, 2014. See **Exhibit C** (Petitioner's Deficiency Letter).

On November 12, 2014, Petitioner's counsel sent a reminder via email to Respondent's counsel requesting confirmation that responses to Petitioner's Discovery Requests would be forthcoming. See **Exhibit D** (Email from Petitioner's counsel). As of

the filing date of the instant motion, Respondent has not responded to Petitioner deficiency letter and request for supplemental and substantive responses. In fact, the sole communication received from Respondent since its April 23, 2014 settlement proposal has been its wholly deficient and irrelevant October 16 discovery responses. That is a span of nearly seven (7) months with one communication from Respondent during ongoing proceedings, and that sole response only came as a result of an Order from the Board. All of which necessitates the filing of the instant motion for sanctions in the form of default judgment.

### ARGUMENT

#### **Respondent's Failure to Comply with the Board's Order Compelling Discovery is Sanctionable and Warrants Entry of Default Judgment**

“If a party fails to comply with an order of the Board relating to discovery, including ... an order compelling discovery, the Board may enter appropriate sanctions, as defined in 37 CFR § 2.120(g)(1).” *See* TBMP §527.01(a) and 37 CFR § 2.120(g)(1). Further, “[t]he sanctions which may be entered by the Board include, inter alia, striking all or part of the pleadings of the disobedient party; refusing to allow the disobedient party to support or oppose designated claims or defenses; prohibiting the disobedient party from introducing designated matters in evidence; and ***entering judgment against the disobedient party***. Default judgment is a harsh remedy, but may be justified where no less drastic remedy would be effective and there is a strong showing of willful evasion.” *Id.* (emphasis added); *See F.R.C.P. 37(b)(2)(A)(vi)*; *see also MHW Ltd. v. Simex, Aussenhandelsgesellschaft Savelsberg KG*, 59 USPQ2d 1477 (TTAB 2000) (repeated failure to comply with orders and unpersuasive reasons for delay resulted in entry of judgment); *Baron Philippe de Rothschild S.A. v. Styl-Rite Optical Mfg. Co.*, 55 USPQ2d 1848, 1854 (TTAB 2000) (pattern of dilatory conduct indicated willful disregard of Board order and resulted in entry of judgment); *Caterpillar Tractor Co. v. Catfish Anglers Together, Inc.*, 194 USPQ 99 (TTAB 1976) (judgment entered where applicant provided no reason for not complying with Board order compelling discovery).

In the instant proceeding, Respondent has failed to provide any substantive

responses to Petitioner's Discovery Requests, which were served on Respondent nearly one (1) year ago on January 30, 2014. Respondent's failure to respond to Petitioner's Discovery Requests are in direct violation of its obligations under TBMP §523 and 37 CFR §2.120(e) and a blatant disregard of the Board's September 29, 2014 Order to Compel.

At issue in this dispute is whether Respondent has abandoned its MYTAXES trademark. Respondent has not submitted any documentary evidence to demonstrate its use of a MYTAXES mark in U.S. commerce. Petitioner has repeatedly requested documentary evidence demonstrating any activities regarding marketing, advertising and rendering of tax preparation services under a MYTAXES mark in U.S. commerce. Respondent has not produced any responsive documents concerning same. Not even a single invoice to a customer has been produced. Instead, Respondent has repeatedly ignored Petitioner's good faith efforts to permit compliance with the Board's Order by failing to adequately respond to the Discovery Requests, which are targeted to each of the relevant years to establish whether Respondent's MYTAXES mark has been used in commerce. Moreover, Respondent's wholly deficient responses to interrogatories were not signed under oath as required by Federal Rules of Civil Procedure. Thus, Petitioner cannot rely upon same as evidence at trial. Petitioner outlined all of the deficiencies and non-responsiveness in its deficiency letter to Respondent. See **Exhibit C** (Petitioner's Deficiency Letter).

Petitioner has been prejudiced by Respondent's failure to respond to Petitioner's Discovery Requests, as Petitioner is unable to obtain proof to refute or corroborate Respondent's rights and claims in the Cancellation action. Even with the scant, unverified responses Respondent provided, it has failed to establish that the subject MYTAXES mark and registration is in use in U.S. commerce and has not been abandoned. Respondent's failure to provide proof of its rights and failure to respond to Petitioner's Discovery Requests and disregard of the Board's Order to Compel has unnecessarily protracted the proceedings and hampered Petitioner's ability to prepare for its trial period, which opens on December 13, 2014. It would be unfair to require Petitioner to proceed

further in this case. Respondent's non-responsiveness and evasiveness only confirms Petitioner's claim that Respondent abandoned any and all rights to the MYTAXES mark. Respondent has abandoned litigating this action much like it abandoned its alleged mark. It simply has no evidence to demonstrate otherwise.

As the discovery period closed without substantive responses to Petitioner's Discovery Requests, Petitioner has been further precluded from conducting follow up discovery, which may be necessitated by Respondent's responses to the outstanding discovery. Accordingly, Respondent is without any justification for disregarding the Board's Order to Compel and ignoring Petitioner's Discovery Requests and all communications since April 23, 2014. Any prejudice that Respondent may experience from a default judgment being entered is self-inflicted and warranted. Petitioner hereby requests that the Board sanction Respondent in the form of a default judgment.

### **CONCLUSION**

As Petitioner is entitled to responses to Petitioner's Discovery Requests, which are vital to the case at hand, and Respondent has blatantly disregarded the Board's Order to Compel, Petitioner respectfully requests that the Board issue an Order entertaining a default judgment against Respondent and sustaining the instant Cancellation action.

Petitioner also respectfully requests that the Board suspend proceedings ahead of Petitioner's Pretrial Disclosures deadline of November 28, 2014 pending the Board's decision concerning the instant motion.

Sushil Sadh

/Roberto Ledesma/

Roberto Ledesma  
Brett E. Lewis  
Lewis & Lin, LLC  
45 Main St. Suite 608  
Brooklyn, NY 11201

718-243-9323  
*Attorneys for Petitioner*

Date: November 20, 2014

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing document was served upon Respondent this 20<sup>th</sup> day of November, 2014, by mailing a copy thereof via first-class mail, postage pre-paid, to Respondent's counsel, ROBERT R. THUSS, THUSS LAW OFFICE LLC, PO BOX 589, SWANSEA, SC 29160.

/Roberto Ledesma/  
Roberto Ledesma

# EXHIBIT A

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

Sushil Sadh,  
Petitioner,

v.

My Taxes, LLC,  
Respondent.

Cancellation No. 92057326

Registration No. 3415748

Mark: MYTAXES

PETITIONER'S MOTION TO COMPEL DISCOVERY

Pursuant to TBMP §523 and 37 C.F.R. §2.120(e), Petitioner, Sushil Sadh ("Petitioner"), by its attorneys, Lewis & Lin, LLC, respectfully moves the Board to compel Respondent, My Taxes, LLC ("Respondent"), to respond to written discovery requests and produce responsive, non-privileged documents and a privilege log, if necessary. In support of this motion, Petitioner states as follows:

BACKGROUND

On June 12, 2013, Petitioner filed this Cancellation action against Respondent's MYTAXES registration covering "tax preparation" services in International Class 35, as set forth in the Petition for Cancellation. On August 20, 2013, two (2) days before the opening of the discovery period, Petitioner's counsel and Respondent's counsel held the required discovery conference and agreed to suspend proceedings for 90 days pending settlement discussions. Proceedings were suspended until November 19, 2013, during which time Petitioner's counsel and Respondent's counsel exchanged communications regarding resolving the issue and potential terms for settlement. See Exhibit A -- correspondence between Petitioner's counsel and Respondent's counsel dated August 5, 2013 through November 18, 2013. The parties were not able to resolve the dispute and proceedings came out of suspension on November 19, 2013. Petitioner served on Respondent a First Set of Interrogatories and a First Set of Document Requests on January 30, 2014 (together, "Petitioner's Discovery Requests"). See Exhibit B --

Petitioner's Discovery Requests. Further to Respondent's request, Petitioner agreed to extend the deadline for responses to Petitioner's Discovery Requests to March 21, 2014. **See Exhibit C** – all correspondence between Petitioner's counsel and Respondent's counsel dated January 30, 2014 through July 2, 2014. On March 24, 2014 Respondent's counsel proposed settlement and a formal written proposal was emailed to Petitioner's counsel on April 23, 2014. **See Exhibit C**. This would also be the last date of communication from Respondent. On April 23, 2014, Petitioner's counsel sent a response to Respondent's counsel regarding terms to a proposed settlement agreement for which a response was never received. **See Exhibit C**. Follow up emails and voicemails to Respondent's counsel in May, June and July 2014 all also went unanswered. **See Exhibit C** – all correspondence between Petitioner's counsel and Respondent's counsel dated January 30, 2014 through July 2, 2014.

As of the present date, Respondent has failed to respond to Petitioner's Discovery Requests. In emails dated April 29, 2014, May 6, 2014 and June 5, 2014, Petitioner's counsel requested clarification on terms to a settlement agreement. **See Exhibit C**. In an email dated June 24, 2014, Petitioner reminded Respondent that Respondent had failed to serve any response to Petitioner's Discovery Requests, and asked Respondent when such response could be expected. **See Exhibit C**. Respondent did not respond to the email nor did it respond to voicemail messages left with Respondent's counsel. In a voicemail message and a follow up email dated July 2, 2014 Petitioner's counsel informed Respondent's counsel that it was engaging in a final good faith attempt to resolve this dispute before being forced to file a motion to compel with the Board. **See Exhibit C**. Petitioner has still not received a reply to any emails and voicemail messages since Respondent's April 23, 2014 email, nearly 3 months ago. Respondent has not requested any extensions from Petitioner, nor has Respondent raised any objections to Petitioner's Discovery Requests, which are long overdue. Respondent has also failed to serve any of its own discovery requests on Petitioner.

## ARGUMENT

“In inter partes proceedings before the Board, a motion to compel discovery procedure is available in the event of a failure to provide discovery requested by means of discovery depositions, interrogatories, and requests for production of documents and things.” See TBMP §523.01 and *Jain v. Ramparts Inc.*, 49 USPQ2d 1429 (TTAB 1998). Further, “[i]f any party fails to answer any interrogatory, the party seeking discovery may file a motion with the Board for an order to compel an answer. Similarly, if any party fails to produce and permit the inspection and copying of any document or thing, the party seeking discovery may file a motion for an order to compel production and an opportunity to inspect and copy.” See TBMP §411.01 and 37 CFR §2.120(e).

In the instant proceeding, Respondent has failed to provide any response to Petitioner’s Discovery Requests, which are more than a month overdue. Respondent’s failure to provide responses to Petitioner’s Discovery Requests is in direct violation of its obligations under TBMP §523 and 37 CFR §2.120(e). Petitioner has been prejudiced by Respondent’s failure to respond to Petitioner’s Discovery Requests, because Petitioner is unable to obtain proof to refute or verify Respondent’s rights and claims in the Cancellation action. Respondent has also failed to establish that the subject MYTAXES mark and registration is in use in U.S. commerce and has not been abandoned. Respondent’s failure to provide proof of its rights and failure to respond to Petitioner’s Discovery Requests has obviated Petitioner’s ability to prepare for its trial period, which opens on July 18, 2014. As the discovery period closed without responses to Petitioner’s Discovery Requests, Petitioner has been further precluded from conducting follow up discovery which may be necessitated by Respondent’s responses to the outstanding discovery. Accordingly, Respondent is without any justification for ignoring Petitioner’s Discovery Requests and all communications since April 23, 2014 and Petitioner hereby requests that the Board compel Respondent to respond to its discovery obligations.

### CONCLUSION

As Petitioner is entitled to responses to Petitioner’s Discovery Requests, which are vital to the case at hand, Petitioner respectfully requests that the Board issue an Order

compelling Respondent to respond to Petitioner's Discovery Requests and serve such responses in accordance with the requirements in 37 CFR § 2.119.

The undersigned submits that he has made a good faith effort, as required by Trademark Rule 2.120(e)(1), to resolve the issue but Respondent has failed to comply with its obligation to provide responses to discovery requests.

Petitioner also respectfully requests that the Board suspend this case pending the Board's decision concerning the Motion, pursuant to TBMP §523.01 and 37 CFR 2.120(e)(2), and that the trial dates be reset thereafter as appropriate.

Sushil Sadh

/Roberto Ledesma/

Roberto Ledesma  
Brett E. Lewis  
Lewis & Lin, LLC  
45 Main St. Suite 608  
Brooklyn, NY 11201  
718-243-9323  
*Attorneys for Petitioner*

Date: July 15, 2014

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing document was served upon Respondent this 15<sup>th</sup> day of July, 2014, by mailing a copy thereof via first-class mail, postage pre-paid, to the current owner of record, My Taxes, LLC, P.O. Box 544, Wagener, South Carolina 29164.

/Roberto Ledesma/

Roberto Ledesma

**EXHIBIT A**

**LEWIS & LIN LLC**  
INTERNET LAW COUNSEL

Roberto Ledesma <roberto@ilawco.com>

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## MYTAXES Cancellation

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Roberto Ledesma <roberto@ilawco.com>  
To: Rob Thuss <rob@thuslawoffice.com>

Mon, Nov 18, 2013 at 3:08 PM

Rob,

Thank you for the email below.

My client has reviewed your letter and proposal and they are not interested in your client's business model. They are willing to enter into a co-existence agreement with your client -- whereby both marks are able to co-existence with both parties mutual consents in writing.

Alternatively, my client is willing to make a one time offer to purchase the MYTAXES trademark for \$2,500 payable in two installments. This price is not negotiable and only open until 12pm EST Nov. 19, 2013.

Otherwise, I have been instructed to proceed with discovery.

Please let me know your client's response.

Best,  
Roberto Ledesma  
www.iLawCo.com

On Fri, Nov 15, 2013 at 4:36 PM, Rob Thuss <rob@thuslawoffice.com> wrote:

Dear Roberto,

Please see my letter regarding an offer on behalf of my clients. Sorry, I just couldn't get them focused as they have had other irons in the fire.

Regards,

Rob

---

Date: Tue, 5 Nov 2013 16:09:46 -0500

Subject: Re: MYTAXES Cancellation  
From: roberto@ilawco.com  
To: rob@thuslawoffice.com

Hey -- following up on this ...

It comes out of suspension on Nov. 19.

And we dropping settlement and moving forward with the opposition?

On Tue, Oct 29, 2013 at 2:27 PM, Roberto Ledesma <roberto@ilawco.com> wrote:

Hi Rob -- following up on this ...

On Tue, Oct 8, 2013 at 2:45 PM, Rob Thuss <rob@thusslawoffice.com> wrote:

Hi Roberto,

my clients promise me something next week after the 15th. I told them I wasn't going to throw any numbers in your client's direction until they documented their investment in the mark.

Sorry for the delay,

Regards,

Rob

---

Date: Tue, 8 Oct 2013 14:15:06 -0400

Subject: Re: MYTAXES Cancellation  
From: roberto@ilawco.com  
To: rob@thusslawoffice.com

Hi Rob -- just checking in .... where are we on this?

Best,  
Roberto

On Tue, Sep 3, 2013 at 6:15 PM, Rob Thuss <rob@thusslawoffice.com> wrote:

Hi Roberto,

Hope all's well with you and yours.

Apologies for the delay. Alberta and Doris spent last week in D.C. at a tax seminar and Labor Day's interrupted things. I'll try to get them on track while on the road tomorrow. I'm running across the state tomorrow for two hearings some distant apart and will have several hours of wheel time. I'll have to meet with them toward the end of the week and get them to reduce to writing just what all their mark and business embraces, so that whatever number they have in mind might make some sense.

Cheers,

Rob

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Date: Tue, 3 Sep 2013 15:47:21 -0400  
Subject: Re: MYTAXES Cancellation  
From: roberto@ilawco.com  
To: rob@thusslawoffice.com

Hi Rob -- just wanted to follow up on our correspondence below.

Please let me know your client's offer price.

Best,  
Roberto

On Tue, Aug 20, 2013 at 3:25 PM, Roberto Ledesma <roberto@ilawco.com> wrote:

Rob,

Further to our phone call just now, let me know a price your client is willing to offer to sell/assign the MYTAXES trademark so I can discuss with my client.

Best,  
Roberto

On Mon, Aug 12, 2013 at 5:59 PM, Rob Thuss <rob@thusslawoffice.com> wrote:

Dear Roberto,

I've put 4 pm on the 20th on my calendar.

Thanks,

Rob

---

Date: Mon, 5 Aug 2013 22:39:49 +0200  
Subject: MYTAXES Cancellation  
From: roberto@ilawco.com  
To: Rob@ThussLawOffice.com

Hi Rob,

I am out of the office until Aug. 19.  
We have an Aug. 22 deadline to have a Discovery Conference.

Let me know if you are available at 4pm on Aug. 20 for the conference.

Thanks,  
Roberto

Roberto Ledesma, Esq.  
Lewis & Lin, LLC  
45 Main Street, Suite 608  
Brooklyn, NY 11201  
(718) 243-9323 Ext. 5  
www.iLawCo.com

7/15/2014

Lewis & Lin, LLC Mail - MYTAXES Cancellation

**EXHIBIT B**

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

Sushil Sadh,  
Petitioner,

v.

My Taxes, LLC,  
Respondent.

Cancellation No. 92057326

Registration No. 3415748

Mark: MYTAXES

**PETITIONER'S FIRST SET OF INTERROGATORIES TO RESPONDENT**

Pursuant to Rule 33, Federal Rules of Civil Procedure, and Section 2.120 of the Trademark Rules of Practice of the United States Patent and Trademark Office, Petitioner Sushil Sadh ("Petitioner"), by its undersigned counsel, hereby propounds the following interrogatory requests to be answered by Respondent, My Taxes, LLC ("Respondent"), separately and under oath, by serving written responses to the office of Lewis & Lin, LLC, within thirty (30) days of the date of service, pursuant to the included instructions and definitions. These requests are continuing in nature, and impose upon Respondent the obligations as stated in Rule 26(e) of the Federal Rules of Civil Procedure.

**DEFINITIONS AND INSTRUCTIONS**

The interrogatories and document requests being served concurrently are subject to the definitions and instructions set forth below:

- I. The term "Petitioner" refers to the Petitioner herein, Sushil Sadh, and any affiliated/related entities and individuals.

2. The term "Respondent," "You" or "Your" refers to the Respondent in this action, My Taxes, LLC, its subsidiaries, predecessors or controlled, controlling or affiliated companies; and the Respondent's past and present officers, employees, agents and representatives.
3. The term "MYTAXES" or the "MYTAXES Mark" refers to the mark as embodied in Registration No. 3415748, which is the subject of Cancellation No. 92057326 filed by Petitioner, unless otherwise stated or unless obvious from the context of the request.
4. The term "MYTAXES" or the "MYTAXES Mark" also refers to the alleged mark for which Respondent claims to own prior rights and continuous uninterrupted use, unless otherwise stated or unless obvious from the context of the request.
5. The term "Petition to Cancel" refers to the Petition to Cancel filed by Petitioner in connection with Cancellation No. 92057326.
6. The term "Respondent's Services" or "Service" means each and every service ever offered for sale, rendered, or distributed with the authorization of Respondent in connection with a MYTAXES mark.
7. The term "sold," as used in these definitions and interrogatories, means products or services paid for, transferred, rendered, or provided free of charge.
8. The terms "communication," "writing," and "document" are used in their customary broad sense and include, but are not limited to, copies of orders, acknowledgements thereof, contracts, invoices, bills, receipts, checks, books, records, reports, financial statements, letters, telegrams, notes, memoranda, calculations, diaries, worksheets, drafts, advertisements, and other tangible things, including without limitation originals and copies, whether typed, handwritten, or on tape, computer disc, some other recording or in electronic format, from whatever source, and

any material underlying, supporting, or used in the preparation of any of such document or documents.

9. The term "identify," when used in reference to a natural person, means to:

- (a) state his or her full name;
- (b) state his or her present or last-known address;
- (c) state his or her present or last-known employer or business affiliation; and
- (d) state his or her occupation and business position held and the length of time in such position.

10. The term "identify," when used in reference to a corporation, partnership, or other business entity, means to:

- (a) state its full name;
- (b) state its present or last-known principal place of business;
- (c) state the nature of its business;
- (d) in the case of a corporation, set forth its State of incorporation;
- (e) state the identities of persons having knowledge of the matter with respect to which the company is named; and
- (f) state the identity(ies) of the executive officer or officers of the company.

11. The term "identify," when used in reference to a document, means to:

- (a) state the date, author, recipient, and type of document (e.g., invoice, delivery receipt, etc.) or some other means of distinguishing the document;

- (b) state the identity of each person who prepared the document;
- (c) state the identity of each person who received the document;
- (d) state the present location of the document;
- (e) state the manner and dates of distribution and publication of the document, if any; and
- (f) state the identity of each person having possession, custody, or control of the document.

12. The phrase “describe” means that Respondent is requested to state with specificity each and every fact, particular circumstance, incident, act, omission, detail, event, and date, and to identify each and every document, as herein defined, relating thereto or in any way whatsoever concerning the matters inquired of.

13. The singular form of a word shall be understood to include the plural, and vice versa.

14. The conjunctive shall be understood to include the disjunctive, and vice versa.

### INTERROGATORIES

#### Interrogatory No. 1

Identify each owner and/or officer of Respondent.

#### Interrogatory No. 2

Identify each predecessor, parent, subsidiary and affiliated company of Respondent.

Interrogatory No. 3

Identify all Services in connection with which Respondent has used a MYTAXES Mark in the United States, and for each such usage, provide the date of first use in commerce, and if applicable, the last date of use in commerce.

Interrogatory No. 4

Identify all persons responsible for creation, adoption and/or licensing of the MYTAXES Mark, and the date(s) in which the mark was first developed, used and/or licensed.

Interrogatory No. 5

Identify all persons responsible for management of Services offered under the MYTAXES Mark.

Interrogatory No. 6

Identify all persons currently involved in the development, marketing, sale, and rendering of Services offered under the MYTAXES Mark.

Interrogatory No. 7

Identify the person most knowledgeable about use of the MYTAXES Mark in U.S. commerce.

Interrogatory No. 8

Identify the person most knowledgeable about any and all licensing agreements for the MYTAXES Mark.

Interrogatory No. 9

Identify the retail channels, or types of retail channels, in which Respondent has offered Services under the MYTAXES Mark.

Interrogatory No. 10

Identify any and all licensees of Respondent's MYTAXES Mark.

Interrogatory No. 11

Describe the nature of the Services offered by Respondent under the MYTAXES mark, including but not limited to, whether the Services include both State and Federal tax preparation services.

Interrogatory No. 12

State whether Respondent owns a currently valid license to offer tax preparation services.

Interrogatory No. 13

State Respondent's annual expenditures since the year 2005 for offering and rendering Respondent's Service under the MYTAXES Mark in the United States.

Interrogatory No. 14

State Respondent's annual revenue since the year 2005 for Services offered under the MYTAXES Mark in the United States.

Interrogatory No. 15

State the prices at which Respondent offers, has offered, or plans to offer, each of Respondent's Services under the MYTAXES Mark in the United States.

Interrogatory No. 16

Identify any use of the MYTAXES Mark or any marks similar thereto, by any third party.

Interrogatory No. 17

Identify any disputes, including, but not limited to, lawsuits, oppositions, written objections, or threatened litigations, concerning the use, application, or registration of the MYTAXES Mark.

Interrogatory No. 18

State whether Respondent, or anyone acting on Respondent's behalf, has ever entered into a license, assignment or other agreement regarding the MYTAXES Mark and, if so, provide the particulars of same.

Interrogatory No. 19

State the location and address, physical and online, of all retail services offered under the MYTAXES Mark and the corresponding dates of use for each location.

Interrogatory No. 20

State whether Respondent has ever ceased use and ceased offering Services under the MYTAXES mark and the circumstances for any periods of non-use.

Interrogatory No. 21

Describe the circumstances under which Respondent denies it is not now using and has ceased using the mark MYTAXES in U.S. interstate commerce as denied in Paragraph 4 of Respondent's Answer to the Petition to Cancel.

Interrogatory No. 22

Describe the circumstances under which Respondent denies it has abandoned the mark MYTAXES based on non-use and no apparent intention to resume use of the MYTAXES mark in connection with tax preparation services as denied in Paragraph 5 of Respondent's Answer to the Petition to Cancel.

Interrogatory No. 23

State whether Respondent only offers tax preparation services under the MYTAXES mark in the state of South Carolina and to residents and businesses in the state of South Carolina.

Interrogatory No. 24

State whether Respondent has continuously offered Services under the MYTAXES mark in U.S. commerce.

Interrogatory No. 25

State whether Respondent has ever had a period of non-use of the MYTAXES mark in U.S. commerce.

Interrogatory No. 26

State whether Respondent currently offers Services under the MYTAXES mark in U.S. commerce.

Interrogatory No. 27

Identify any periods of Respondent's non-use of the MYTAXES mark from 2005 to present.

Date: January 30, 2014

By: /Roberto Ledesma/  
Lewis & Lin, LLC  
PO Box 230692  
New York, NY 10023

*Attorney for Petitioner*

Under penalties of perjury, I declare that I have read the foregoing Answers to the Interrogatories and that the facts stated in it are true.

By: \_\_\_\_\_

STATE OF \_\_\_\_\_)

COUNTY OF \_\_\_\_\_)

Sworn to and subscribed before me this \_\_\_\_ day of \_\_\_\_\_, 2014, by  
\_\_\_\_\_, who is known to me or \_\_\_\_ who produced identification of  
\_\_\_\_\_.

\_\_\_\_\_  
Notary Public (Signature)

\_\_\_\_\_  
Name of Notary (Printed)

(Seal)

My Commission Expires: \_\_\_\_\_

Certificate of Service

I hereby certify that the foregoing document was served upon Respondent this 30<sup>th</sup> day of January, 2014, by mailing a copy thereof via first-class mail, postage pre-paid, to Robert R. Thuss, Thuss Law Office LLC, PO Box 589, Swansea, SC 29160 and via email: Rob@ThussLawOffice.com.

\_\_\_\_\_/Roberto Ledesma/  
Roberto Ledesma

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

Sushil Sadh,  
Petitioner,

v.

My Taxes, LLC,  
Respondent.

Cancellation No. 92057326

Registration No. 3415748

Mark: MYTAXES

**PETITIONER'S FIRST SET OF DOCUMENT REQUESTS TO RESPONDENT**

Pursuant to Rule 34, Federal Rules of Civil Procedure, and Section 2.120 of the Trademark Rules of Practice of the United States Patent and Trademark Office, Petitioner Sushil Sadh, ("Petitioner"), by its undersigned counsel, hereby propounds the following document requests to be answered by Respondent, My Taxes, LLC ("Respondent"), by serving written responses and responsive documents and things to the office of Lewis & Lin, LLC, within thirty (30) days of the date of service, pursuant to the included instructions and definitions. These requests are continuing in nature, and impose upon Opposer the obligations as stated in Rule 26(e) of the Federal Rules of Civil Procedure.

**DEFINITIONS AND INSTRUCTIONS**

The definitions and instructions contained in Applicant's First Set of Interrogatories to Opposer (the "Interrogatories") are incorporated herein by reference.

With respect to any document requested below for which a claim of privilege or work product is made, indicate the nature of the document; identify by name, address, title and business affiliation, the writer, the addressee and all recipients thereof; and set forth the general subject matter to which the document relates, and its date.

## GENERAL INSTRUCTIONS

The following instructions are to be used with respect to each request contained herein:

1. Each person responding to the document requests is required to furnish responsive documents within that person's possession, custody, or control, or within the possession, custody, or control of his attorneys, agents, representatives, or employees.
2. Each response shall be made based upon your entire knowledge, acquired with due diligence and available from all sources, including all information in your possession or that of your agents, representatives, or attorneys.
3. If you cannot respond to the request in full after exercising the due diligence to secure the documents and things necessary to do so, please set forth your efforts to ascertain the requested documents and things, and respond to the extent possible.
4. If you qualify a response in any manner, please set forth the exact nature and extent of the qualification.
5. Wherever it is reasonably practical, please produce documents in such a manner as will facilitate their identification with the particular request or category of requests to which they are responsive, pursuant to the provisions of Fed. R. Civ. P. 34(b).
6. With respect to any document requested below for which a claim of privilege or work product is made, indicate the nature of the document; identify by name, address, title and business affiliation, the writer, the addressee and all recipients thereof; and set forth the general subject matter to which the document relates, and its date.

## REQUESTS

Document Request No. 1

All documents from which Respondent obtained information to answer Petitioner's First Set of Interrogatories.

Document Request No. 2

All documents and things on which Respondent intends to rely upon in connection with denying the allegations set forth in Petitioner's Petition to Cancel.

Document Request No. 3

All documents and things relating to Respondent's continuous use of the MYTAXES Mark in U.S. commerce.

Document Request No. 4

All documents and things demonstrating that Respondent is a currently active entity in the State of South Carolina.

Document Request No. 5

All documents and things demonstrating that Respondent is licensed to offer tax preparation services.

Document Request No. 6

All documents and things relating to Respondent's first use of the MYTAXES Mark.

Document Request No. 7

All documents and things relating to the current use of the MYTAXES Mark, including but not limited to specimens of use, advertisements, corporate filings, tax filings, etc.

Document Request No. 8

All documents and things concerning any disputes, including, but not limited to, lawsuits, oppositions, written objections, or threatened litigations, concerning the use, application, or registration of the MYTAXES Mark.

Document Request No. 9

All documents and things concerning any agreements, licensors, licensees or licenses regarding the use of the MYTAXES Mark.

Document Request No. 10

Representative samples of marketing and promotional materials since the year 2005, including, without limitation, brochures, advertisements, pamphlets, manuals and any other promotional materials, upon which the MYTAXES Mark appears.

Document Request No. 11

Documents sufficient to identify the total cost of advertising, marketing, or promotion of Services offered by Respondent under the MYTAXES Mark.

Document Request No. 12

All documents and things demonstrating that Respondent offers tax preparation services in U.S. commerce.

Document Request No. 13

Documents sufficient to identify the retail channels, physical and online, used by Respondent in connection with the offering of Services under the MYTAXES Mark.

Document Request No. 14

Documents sufficient to identify the location and address, from 2005 to present, in which Respondent offers Services under the MYTAXES Mark.

Document Request No. 15

Documents sufficient to identify the geographic scope of the consumer base to which Respondent markets and offers Services under the MYTAXES Mark.

Document Request No. 16

All documents and things concerning Respondent's plans, if any, to expand use of the MYTAXES Mark.

Document Request No. 17

All documents and things evidencing that there have been no periods of non-use of the MYTAXES from 2005 to present.

Document Request No. 18

All documents and things Respondent intends to reference, present, or otherwise rely upon at trial.

Document Request No. 19

All documents and things demonstrating that Respondent has not abandoned rights to the MYTAXES Mark in the U.S.

Document Request No. 20

All documents and things demonstrating that Respondent has continuously used a MYTAXES mark in U.S. commerce from 2006 to present.

Date: January 30, 2014

By: /Roberto Ledesma/  
Lewis & Lin, LLC  
PO Box 230692  
New York, NY 10023

*Attorney for Petitioner*

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was served upon Respondent this 30<sup>th</sup> day of January, 2014, by mailing a copy thereof via first-class mail, postage pre-paid, to Robert R. Thuss, Thuss Law Office LLC, PO Box 589, Swansea, SC 29160 and via email: Rob@ThussLawOffice.com.

/Roberto Ledesma/  
Roberto Ledesma

# EXHIBIT C

**LEWIS & LIN LLC**  
INTERNET LAW COUNSEL

Roberto Ledesma <roberto@ilawco.com>

---

## MYTAXES -- Discovery Requests

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Roberto Ledesma <roberto@ilawco.com>  
To: Rob Thuss <rob@thusslawoffice.com>

Wed, Jul 2, 2014 at 2:32 PM

Rob,

I have now left you a voicemail.

We need a response from you. Please consider this a final attempt before we are forced to file a motion to compel and seek sanctions.

Please update me on this. I hope to hear from you soon.

Best,  
Roberto Ledesma  
www.iLawCo.com  
718 243 9323 ext.5

On Tue, Jun 24, 2014 at 5:13 PM, Roberto Ledesma <roberto@ilawco.com> wrote:

Rob -- please call me to discuss this matter as soon as possible or provide a response to my many emails below.

We have not received a response to our discovery request or clarifications on the settlement offer.

Best,  
Roberto Ledesma  
(718) 243 9323 ext.5

On Thu, Jun 5, 2014 at 3:33 PM, Roberto Ledesma <roberto@ilawco.com> wrote:

Rob -- what's the status here?

Will your client agree to limit its use of its mark and services to the state of South Carolina?

Please update me on this matter we had a settlement proposal on the table.

Thanks,  
Roberto Ledesma

On Tue, May 6, 2014 at 5:05 PM, Roberto Ledesma <roberto@ilawco.com> wrote:

Rob -- please confirm whether your client agrees to the limitation proposed below.

Thanks,  
Roberto

On Tue, Apr 29, 2014 at 1:01 PM, Roberto Ledesma <roberto@ilawco.com> wrote:

Rob -- following up on my email below ...

On Wed, Apr 23, 2014 at 3:37 PM, Roberto Ledesma <roberto@ilawco.com> wrote:

Thanks Rob.

We will also require that your client agree to limit its use of its mark and services to the state of South Carolina.

Please confirm they agree.

Best,  
Roberto

On Wed, Apr 23, 2014 at 12:47 PM, Rob Thuss <rob@thuslawoffice.com> wrote:  
Hi Roberto,

I'm attaching a short short settlement proposal. Sorry for the delays.

Rob

---

Date: Tue, 8 Apr 2014 14:46:52 -0400

Subject: Re: MYTAXES -- Discovery Requests  
From: roberto@ilawco.com  
To: rob@thuslawoffice.com

Rob -- when can we expect to receive your proposal?

Best,  
Roberto

On Mon, Mar 24, 2014 at 12:21 PM, Rob Thuss <rob@thuslawoffice.com> wrote:

You bet. Thanks.

---

Date: Mon, 24 Mar 2014 11:51:11 -0400

Subject: Re: MYTAXES -- Discovery Requests  
From: roberto@ilawco.com  
To: rob@thuslawoffice.com

My client is interested in exploring this option.

Can you put your proposal in writing for our consideration?

Roberto

On Mon, Mar 24, 2014 at 11:43 AM, Rob Thuss <rob@thuslawoffice.com> wrote:

Good morning Roberto,

Their offer is to a co-existence and/or consent agreement so that your client's mark may be approved.

---

Date: Mon, 24 Mar 2014 11:22:03 -0400

Subject: Re: MYTAXES -- Discovery Requests  
From: roberto@ilawco.com  
To: rob@thuslawoffice.com

Rob,

Please clarify your offer.

Is the \$2,500 for an outright sale of all right, title and interest in the MYTAXES mark -- which your client will immediately relinquish and agree to

never use again in the future?

Best,  
Roberto

On Mon, Mar 24, 2014 at 10:29 AM, Rob Thuss <rob@thuslawoffice.com> wrote:

Good Morning Roberto,

I had a talk with Doris and Alberta, and impressed upon them that a co-existence agreement isn't a threat.

They have agreed to a prompt settlement if your client is still agreeable to a \$2500 payment.

If not, let me know and I'll provide their over-due discovery responses.

Regards,

Rob Thuss

(803) 640-1000

---

Date: Thu, 13 Mar 2014 12:44:21 -0400

Subject: Re: MYTAXES -- Discovery Requests  
From: roberto@ilawco.com  
To: rob@thuslawoffice.com

Understood. We agree to extend the deadline to the end of next week, March 21.

Best,  
Roberto

On Thu, Mar 13, 2014 at 8:39 AM, Rob Thuss <rob@thuslawoffice.com> wrote:

Roberto,

I should have the responses from Doris and Alberta on the way on Monday. They have finished the Interrogatories and are working on the RFPs. They've had them since the day after you emailed them to me. We did lose about a week with power down from an ice storm, but that doesn't excuse them not working on this since they want to think their Mark is gold.

I told them to settle because it's no skin off their back for your guy to have a similar Mark. I don't see the problem but for some reason I can't get them to see it.

I apologize. I was in a jury trial that geared up the last week of February and part of the first week of March and that

7/15/2014

Lewis & Lin, LLC Mail - MYTAXES -- Discovery Requests

took all my focus. And again, between counsel, I think my clients should settle and wish your guy well.

That's where things stand, and I'd appreciate a couple more days. Also, I'm going to sit them down.

Regards,

Rob

---

Date: Wed, 12 Mar 2014 14:06:30 -0400  
Subject: Re: MYTAXES -- Discovery Requests  
From: roberto@ilawco.com  
To: Rob@thuslawoffice.com

Rob -- as you know the deadline to respond to our discovery requests passed.

Please let me know when you have time for a meet and confer phone call regarding this matter.

If we do not have a response we will be forced to move to compel.

Best,  
Roberto

On Wed, Mar 5, 2014 at 1:56 PM, Roberto Ledesma <roberto@ilawco.com> wrote:

Rob -- just following up on this.

Are your responses coming?  
The deadline has passed.

Let me know.

Best,  
Roberto Ledesma

On Thu, Jan 30, 2014 at 5:24 PM, Roberto Ledesma <roberto@ilawco.com> wrote:

Rob,

Please find attached interrogatories and request for production in connection with the above referenced cancellation

7/15/2014

Lewis & Lin, LLC Mail - MYTAXES -- Discovery Requests

action.

Best,  
Roberto Ledesma  
www.iLawCo.com

## EXHIBIT B

**Thuss Law Office LLC**

**Robert Rutland Thuss, Esq.**  
207 S. Monmouth St.  
P.O. Box 589  
Swansea, SC 29160  
(803) 640-1000  
Rob@ThussLawOffice.com

October 16, 2014

Roberto Ledesma  
Lewis & Lin, LLC  
45 Main St., Suite 608  
Brooklyn, NY 11201

RE: Sadh v. My Taxes LLC  
Discovery Responses

Dear Roberto,

Please see the enclosed responses to Interrogatories and Requests.

Per my clients, spreadsheets are provided derived from their filing software showing out of state filings and dates, but they are concerned with providing more information about the tax payer. My clients state they could not release personal information without obtaining consent of the tax payer, and that attempting to do so would likely be difficult and have a chilling effect.

Respectfully,

Rob Thuss



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

Suhil Sadh,	)	
Petitioner,	)	Cancellation No. 92057326
	)	
v.	)	Registration No. 3415748
	)	
My Taxes, LLC,	)	Mark: MYTAXES MARK
Respondent.	)	
_____		

**Respondent's Responses to Petitioner's First Interrogatories**

Respondent My Taxes, LLC, a South Carolina corporation, owner of U.S. Registration No. 3415748, hereby responds pursuant to Rule 33, FRCP and Section 2.120 of the Trademark Rules of Practice. Respondent objects to the Petitioner's "Definitions and Instructions" that may or do exceed Respondent's obligations to respond as provided by the above-mentioned rules, and reserve the right to supplement or correct the responses.

**RESPONSES TO INTERROGATORIES**

① Identify each owner and/or officer of Respondent.

RESPONSE: Doris W Simmons; Alberta P Wasden

2. Identify each predecessor, parent, subsidiary or affiliated company of Respondent.

RESPONSE: None

\* ③ Identify all Services in connection with which Respondent has used a MYTAXES MARK in the United States, and for each such usage, provide the date of first use in commerce, and if applicable, the last date of use in commerce.

RESPONSE: MYTAXES MARK was first used in a developmental program in ??  
Aiken, S.C. in filing season 1994. MYTAXES MARK is in use as of March 11, 2014.

4. Identify all persons responsible for creation, adoption and/or licensing of the MYTAXES MARK, and the date(s) in which the mark was first developed, used and/or licensed.

RESPONSE: Alberta P Wasden/Doris W Simmons, Leatherwood, Walker, Todd, & Mann PC, Attorneys at Law, and the mark was developed in late 1993 early 1994 and has continued in development, licensing, and use until now. ??

5. Identify all persons responsible for management of Services offered under the MYTAXES MARK.

RESPONSE: Alberta P Wasden and Doris W Simmons

6. Identify all persons currently involved in the development, marketing, sale, and rendering of Services offered under the MYTAXES MARK.

RESPONSE: Alberta P Wasden and Doris W Simmons

7. Identify the person most knowledgeable about the use of the MYTAXES MARK in U.S. commerce.

RESPONSE: Alberta P Wasden

8. Identify the person most knowledgeable about any and all licensing agreements for the MYTAXES MARK.

RESPONSE: Alberta P Wasden and or Doris W. Simmons. (18)

9. Identify the retail channels, or types of retail channels, in which Respondent has offered Services under the MYTAXES MARK.

RESPONSE: MYTAXES MARK does not offer services through any retail channels.

10. Identify any and all licensees of Respondent's MYTAXES MARK. (18)

RESPONSE: Alberta P Wasden and Doris W Simmons.

\* 11. Describe the nature of the Services offered by Respondent under the MYTAXES MARK, including but not limited to, whether the Services include both State and Federal tax preparation services, with some worldwide clients.

RESPONSE: The MYTAXES Mark is used for both Federal and States tax preparation and information concerning businesses required to file taxes in other localities besides South Carolina. The MYTAXES Mark has been used by expatriates and individuals requiring tax preparation in other countries. ??

12. State whether Respondent owns a currently valid license to offer tax preparation services.

RESPONSE: Income tax can be prepared by Respondents either electronically or paper prepared and sent to all states without obtaining state licenses.

13. State Respondent's annual expenditures since the year 2005 for offering and rendering Respondent's Service under the MYTAXES MARK in the United States.

RESPONSE: From 2005 to present, expenditures have been approximately \$79,454.40 ( ?? )

14. State Respondent's annual revenue since the year 2005 for Services offered under the MYTAXES MARK in the United States.

RESPONSE: Approximately \$208,513.09 ( ?? )

15. State the prices at which Respondent offers, has offered, or plans to offer, each of Respondent's Services under the MYTAXES MARK in the United States.

RESPONSE: There has been various fees charged. All fees, services, and charges for tax preparation is based on forms and time of preparer. ??

16. Identify any use of the MYTAXES MARK or any marks similar thereto, by any third party.

RESPONSE: There has not been any permission given by either of the Respondents to any third party to use the MYTAXES Mark.

17. Identify any disputes, including, but not limited to, lawsuits, oppositions, written objections, or threatened litigations, concerning the use, application, or registration of the MYTAXES MARK.

RESPONSE: Neither respondent were aware of any disputes, including, but not limited to, lawsuits, oppositions, written objections, or threatened litigations, concerning the use, application, or registration of the MYTAXES MARK. ??

18. State whether Respondent, or anyone acting on Respondent's behalf, has ever entered into a license, assignment or other agreement regarding the MYTAXES MARK and, if so, provide the particulars of same.

RESPONSE: No one acting on Respondent's behalf, has ever entered into a license, assignment or other agreement regarding the MYTAXES MARK ( 10 ? )

19. State the location and address, physical and online, of all retail services offered under the MYTAXES MARK and the corresponding dates of use for each location.

RESPONSE: See response to paragraph 9.

20. State whether Respondent has ever ceased use and ceased offering Services under the MYTAXES MARK and the circumstances for any periods of non-use.

RESPONSE: The respondents has never ceased use and has not ceased offering Services under the MYTAXES MARK.

\* (21) Describe the circumstances under which Respondent denies it is not now and now using ceased using the mark MYTAXES MARK in U.S. interstate commerce as denied in Paragraph 4 of Respondent's Answer to the Petition to Cancel.

RESPONSE: The circumstances has been the constant use of the MYTAXES ?? MARK in either developmental and/or licensed since 1994.

\* (22) Describe the circumstances under which Respondent denies it has abandoned the mark MYTAXES MARK based on non-use and no apparent intention to resume use of the MYTAXES MARK in connection with tax preparation services as ?? denied in Paragraph 5 of Respondent's Answer to the Petition to Cancel.

RESPONSE: See response to paragraph 21 and paragraph 20.

23. State whether Respondent only offers tax preparation services under the MYTAXES MARK in the state of South Carolina and to residents and businesses in the state of South Carolina.

RESPONSE: The Respondent has offered tax information and services to individuals filing in all states and expatriates and foreign individuals.

24. State whether Respondent has continuously offered Services under the MYTAXES MARK in U.S. commerce.

RESPONSE: Yes, since development in 1993/1994 to present.

25. State whether Respondent has ever had a period of non-use of the MYTAXES MARK in U.S. commerce.

RESPONSE: See response paragraph 24 for use.

26. State whether Respondent currently offers Services under the MYTAXES MARK U.S. commerce.

RESPONSE: See response paragraph 24.

27. Identify any periods of Respondent's non-use of the MYTAXES MARK from 2005 to present.

RESPONSE: See response paragraph 24.

My Taxes, LLC

  
/Robert R. Thuss/

Robert R. Thuss  
Thuss Law Office LLC  
P.O. Box 589  
Swansea, SC 29160  
803-640-1000  
Attorney for Respondent

October 15, 2014

## CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Respondent's Responses to Petitioner's First Interrogatories has been served upon the Petitioner's attorney, Roberto Ledesma, by mailing said copy on October 16, 2014, via First Class Mail, postage prepaid to: Roberto Ledesma, Lewis & Linn, LLC, 45 Main St., Suite 608, Brooklyn, NY 11201.



/Robert R. Thuss/

Robert R. Thuss

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

Suhil Sadh,	)	
Petitioner,	)	Cancellation No. 92057326
	)	
v.	)	Registration No. 3415748
	)	
My Taxes, LLC,	)	Mark: MYTAXES
Respondent.	)	
_____	)	

**Respondent’s Responses to Petitioner’s First Requests for Production**

Respondent My Taxes, LLC, a South Carolina corporation, owner of U.S. Registration No. 3415748, hereby responds pursuant to Rule 34, FRCP and Section 2.120 of the Trademark Rules of Practice. Respondent objects to the Petitioner’s “Definitions and Instructions” that may or do exceed Respondent’s obligations to respond as provided by the above-mentioned rules, and reserve the right to supplement or correct the responses.

**RESPONSES TO REQUESTS FOR PRODUCTION**

1. All documents from which Respondent obtained information to answer Petitioner’s First Set of Interrogatories.

RESPONSE: The Party produces, as responsive to this and following requests, the following documents:

- a. South Carolina Secretary of State online database search result showing 2005 filing date and “good standing” status.
- b. 2010 Drake firmware printout showing corporation general information for MYTAXES LLC operating in Swansea, SC.

c. 2013 Drake firmware printout showing MYTAXES operating in Wagener, SC.

d. Spreadsheet print-out showing electronic filings in states other than South Carolina for years 2010-2014.

e. USPTO Notice of Allowance

f. 2005-06 Leatherwood Walker professional fee invoices.

g. Alberta Wasden "Linkedin" showing affiliation with MYTAXES.

h. Town of Wagener website showing MY TAXES location.

i. Business Plan for MY TAXES

2. All documents and things upon which Respondent intends to rely upon in connection with denying the allegations set forth in Petitioner's Petition to Cancel.

RESPONSE: As produced above.

3. All documents and things relating to Respondent's continuous use of the MYTAXES mark in U.S. commerce.

RESPONSE: As produced above.

4. All documents and things demonstrating that Respondent is a currently active entity in the State of South Carolina.

RESPONSE: South Carolina Secretary of State corporate filing search results are produced showing the existence and good standing of the corporation.

5. All documents and things demonstrating that Respondent is licensed to offer tax preparation services.

RESPONSE: Not applicable as there are not licensing requirements in South Carolina. ??

6. All documents and things relating to Respondent's first use of the MYTAXES Mark.

RESPONSE: The Business Plan and initial USPTO filing information is produced. Please also take notice of relevant USPTO records. ??

7. All documents and things relating to the current use of the MYTAXES mark, including but not limited to specimens of use, advertisements, corporate filings, tax filings, etc.

RESPONSE: Please see ??

8. All documents and things concerning any disputes, including, but not limited to, lawsuits, oppositions, written objections, or threatened litigation, concerning the use, application, or registration of the MYTAXES Mark.

RESPONSE: None.

9. All documents and things concerning any agreements, licensors, licensees or licenses regarding to the use of the MYTAXES Mark.

RESPONSE: None.

10. Representative samples of marketing and promotional materials since the year 2005, including, without limitation, brochures, advertisements, pamphlets, manuals and any other promotional materials, upon which the MYTAXES Mark appears.

RESPONSE: ??

11. Documents sufficient to identify the total cost of advertising, marketing, or promotion of Services offered by Respondent under the MYTAXES Mark.

RESPONSE: Documents are produced related to the costs to file the Mark and please take notice of costs to maintain the Mark. xx .

12. All documents and things demonstrating that Respondent offers tax preparation services in U.S. commerce.

RESPONSE: Please see spreadsheets showing returns filed in states and countries other than the home state for the years 2010 through 2013. ??

13. Documents sufficient to identify the retail channels, physical and online, used by Respondent in connection with the offering of Services under the MYTAXES Mark.

RESPONSE: Please see ??

14. Documents sufficient to identify the location and address, from 2005 to present, in which Respondent offers Services under the MYTAXES Mark.

RESPONSE: Please see the software print outs showing services locations which are principally Wagener and Swansea, South Carolina.

15. Documents sufficient to identify the geographical scope of the consumer bases to which Respondent markets and offers Services under the MYTAXES Mark.

RESPONSE: ??

16. All documents and things concerning Respondent's plans, if any, to expand the use of the MYTAXES Mark.

RESPONSE: The party's business plan is produced.

17. All documents and things evidencing that there have been no periods of non-use of the MYTAXES from 2005 to present.

RESPONSE: ??

18. All documents and things Respondent intends to reference, present, or otherwise rely upon at trial.

RESPONSE: All documents as produced in these responses.

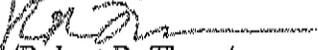
19. All documents and things demonstrating that Respondent has not abandoned rights to the MYTAXES Mark in the U.S.

RESPONSE: All documents as produced in these responses, and USPTO documents showing the party's renewal of the Mark.

20. All documents and things demonstrating that Respondent has continuously used a MYTAXES mark in U.S. commerce from 2006 to present.

RESPONSE: All documents as produced.

My Taxes, LLC



/Robert R. Thuss/

Robert R. Thuss  
Thuss Law Office LLC  
P.O. Box 589  
Swansea, SC 29160  
803-640-1000  
Attorney for Respondent

October 16, 2014

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Respondent's Responses to Petitioner's First Requests for Production has been served upon the Petitioner's attorney, Roberto Ledesma, by mailing said copy on October 16, 2014, via First Class Mail, postage prepaid to: Roberto Ledesma, Lewis & Linn, LLC, 45 Main St., Suite 608, Brooklyn, NY 11201.



/Robert R. Thuss/

Robert R. Thuss

# South Carolina Secretary of State Mark Hammond

## MYTAXES LLC

Note: This online database was last updated on 9/8/2014 6:01:37 PM.  
See our Disclaimer.

DOMESTIC / FOREIGN:	Domestic
STATUS:	Good Standing
STATE OF INCORPORATION / ORGANIZATION:	SOUTH CAROLINA Profit

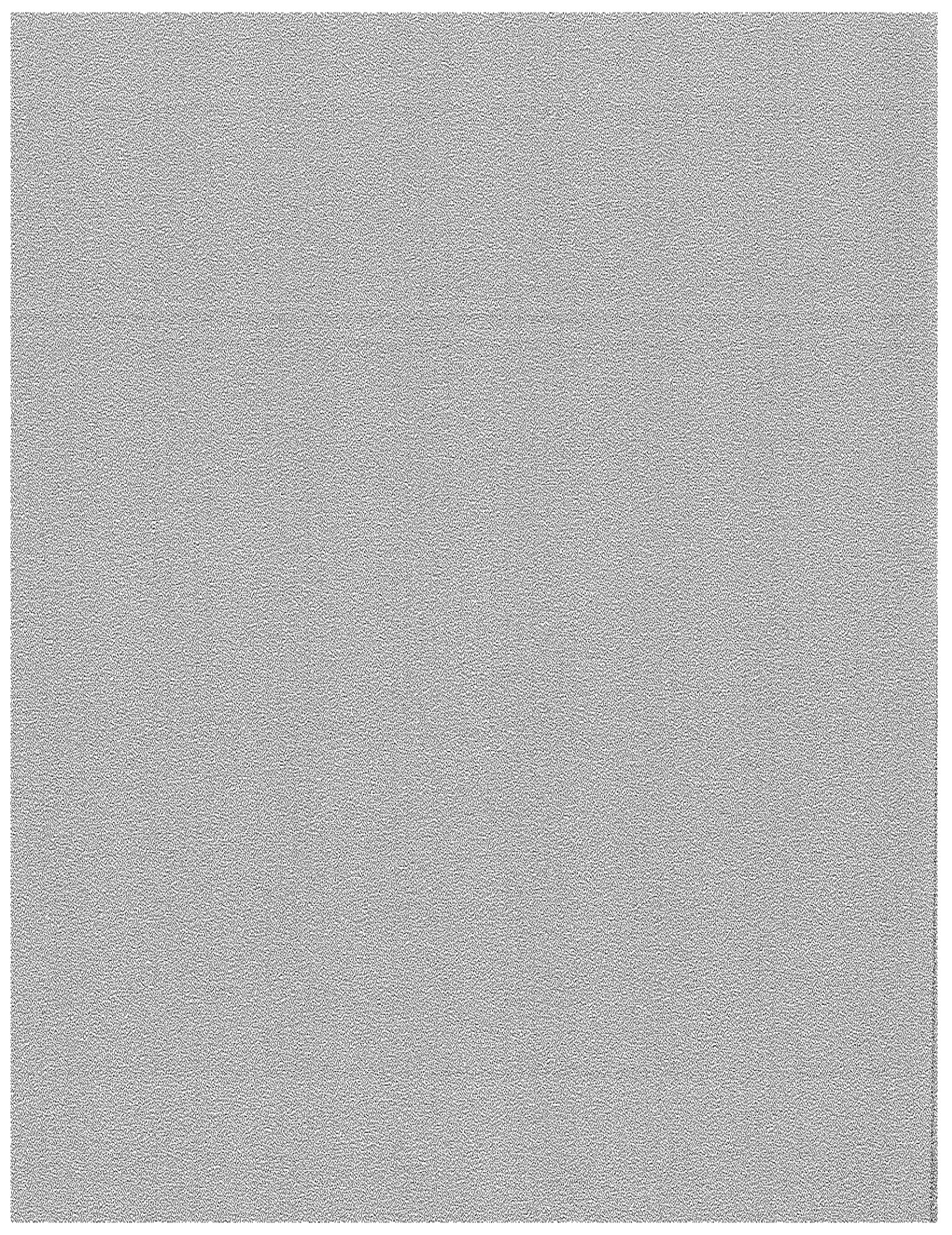
## REGISTERED AGENT INFORMATION

REGISTERED AGENT NAME:	ALBERTA WASDEN
ADDRESS:	23 PICKENS STREET
CITY:	WAGENER
STATE:	SC
ZIP:	29164
SECOND ADDRESS:	
FILE DATE:	05/04/2005
EFFECTIVE DATE:	05/04/2005
DISSOLVED DATE:	//

## Corporation History Records

CODE	FILE DATE	COMMENT	Document
Domestic LLC	05/04/2005	AT WILL	

**Disclaimer:** The South Carolina Secretary of State's Business Filings database is provided as a convenience to our customers to research information on business entities filed with our office. Updates are uploaded every 48 hours. Users are advised that the Secretary of State, the State of South Carolina or any agency, officer or employee of the State of South Carolina does not guarantee the accuracy, reliability or timeliness of such information, as it is the responsibility of the business entity to inform the Secretary of State of any updated information. While every effort is made to insure the reliability of this information, portions may be incorrect or not current. Any person or entity who relies on information obtained from this database does so at his own risk.



### Corporation General Information

#### Name and Address Information

Employer ID number..... [20-2763043]  
Corporation # legal name..... [MY TAXES LLC]  
DBA or do..... [DCRIS R SIMMONS]  
Address ..... State info [P O BOX 492] Suite #..... [1]  
City..... [SWANSEA]  
U.S. Address ONLY  
State..... [SC] ZIP..... [29160-0492] County..... [LEXINGTON]  
Foreign Address ONLY  
Province/State..... Country..... Postal Code.....  
Phone #..... [803-566-8733]

#### General Information

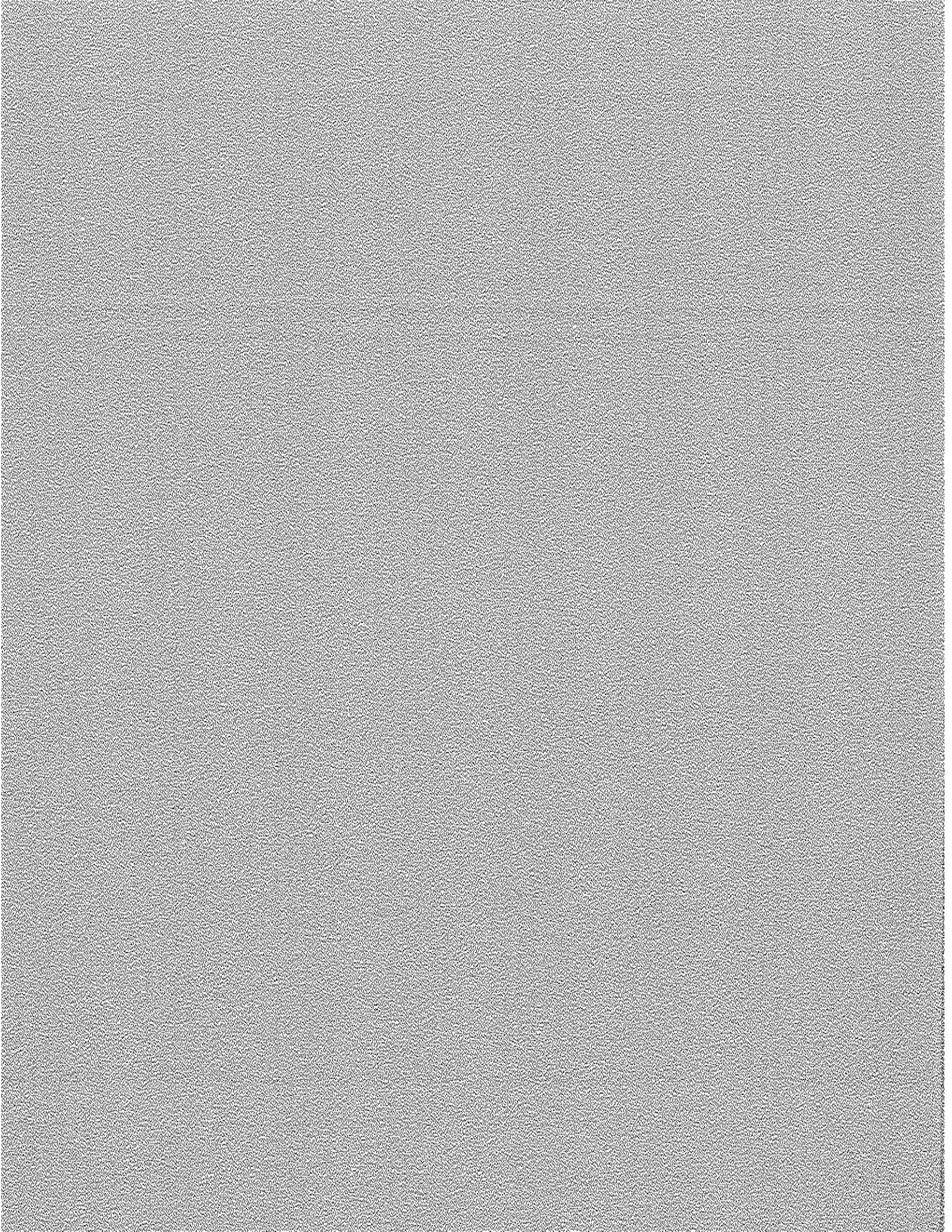
A 1a Consolidated return  SBI  
1b  Lifetime consolidated return  
2 Personal holding company  EBI  
3  Personal service corporation  
C Date incorporated..... [05-02-2005]  
E State of incorporation..... [SC]

Mark applicable boxes:

Initial return  Name change

#### Other information

Resident state..... [SC]  
Resident city.....  
Misc code #1.....  
Misc code #2.....  
Invoice number.....  
Preparer fee.....  
Firm number..... [1]  
Preparer number..... [2]



Save Help Cancel

Back Next

---

Num: 1

Firm Name: MYTAD-ES

Back to the start screen for e- filing.

EFIN: 574109

DCN: 30645

Continue

---

Recent Returns...

Update status: Update

**General Information**

Company: MYTAD-ES

Address: P.O. Box 544 113 Church St NE

City: Wagoner

Domestic Address:

State: OK Zip: 731640844

Foreign Address:

Province/State:

Country (Alpha code):

Telephone number: (800) 854-5642

Fax number: (800) 822-2132

Contact name: Alberto Warden

Email address: alwarden@mytad.com

Federal EIN: 120783043

State ID number:

State: OK

**Banking Information**

Retrieve and save info from your online Drive Bank Application. Retrieve

Select Bank: (BPS Financial, LLC)

Add-On Fee:

Additional Fee (Add-On): 0.00

Enter the recipient of "Additional Fee (Add-On)" to post on the return's Bank Information Sheet. (Organization Fee)

Waive add-on fee for products with E1 credit.

e-Collect Basic (direct deposit debit/automatic only)

e-Collect Basic Plus (E1) and direct deposit debit/automatic

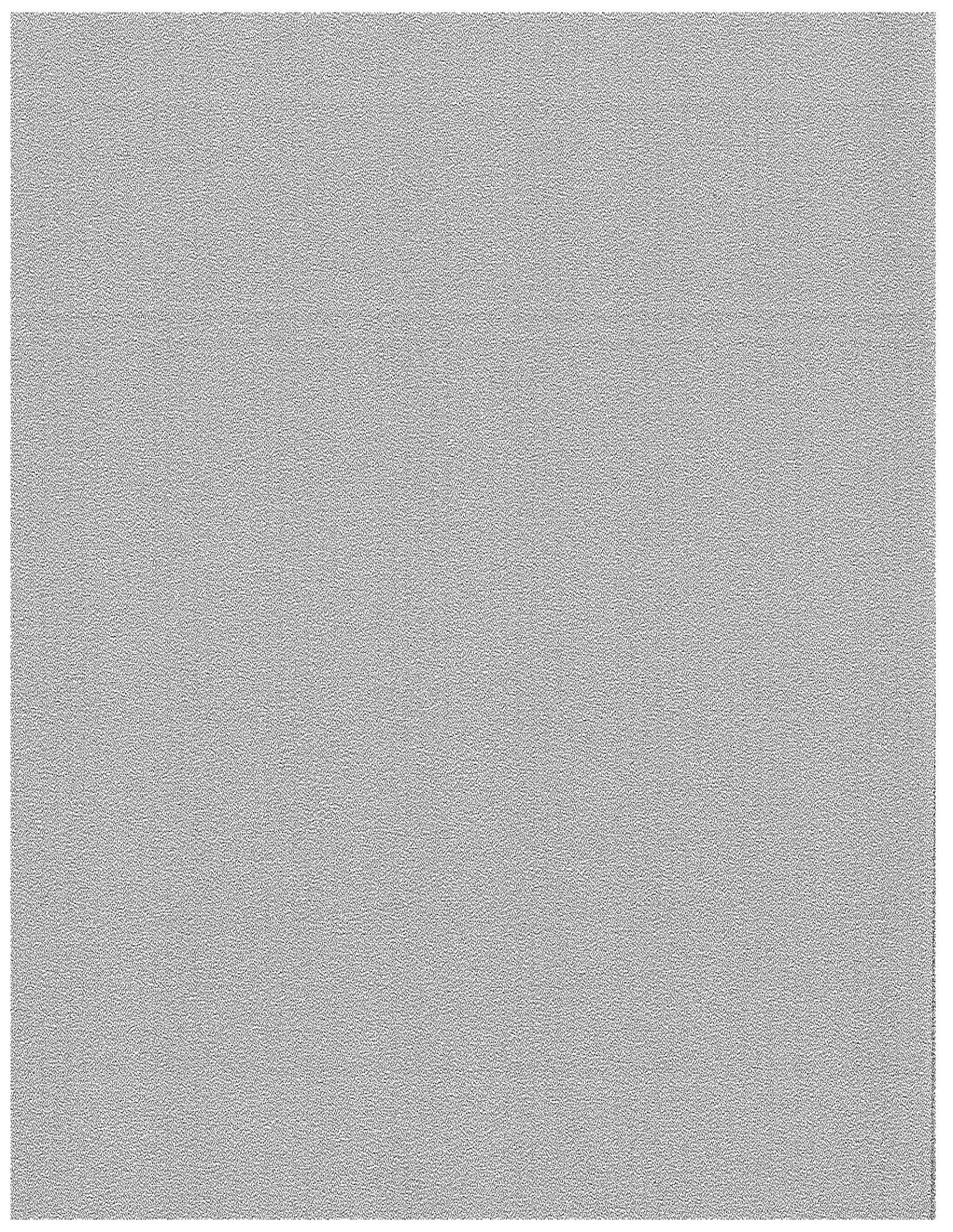
e-Collect Drive (check and direct deposit debit/automatic)

e-Collect Elite (E1, check, and direct deposit debit/automatic)

---

Page: 1 of 1

Print



STATUS	Last Change	STATUS
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EF Accepted	05/29/2014 21:57:08	PA
EF Accepted	04/29/2014	VA
EF Accepted	06/09/2014 23:27:24	VA
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EF Accepted	06/24/2014 15:31:54	MD
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EF Accepted	03/04/2014 14:20:34	GA
EF Accepted	03/05/2014 16:42:20	GA
EF Accepted	04/14/2014 20:56:36	CA
EF Accepted	04/21/2014 23:19:08	MO
EF Accepted	05/05/2014 12:09:52	HA
EF Accepted	04/14/2014	ND
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Mailed	03/31/2011	Nova Scotia

2011

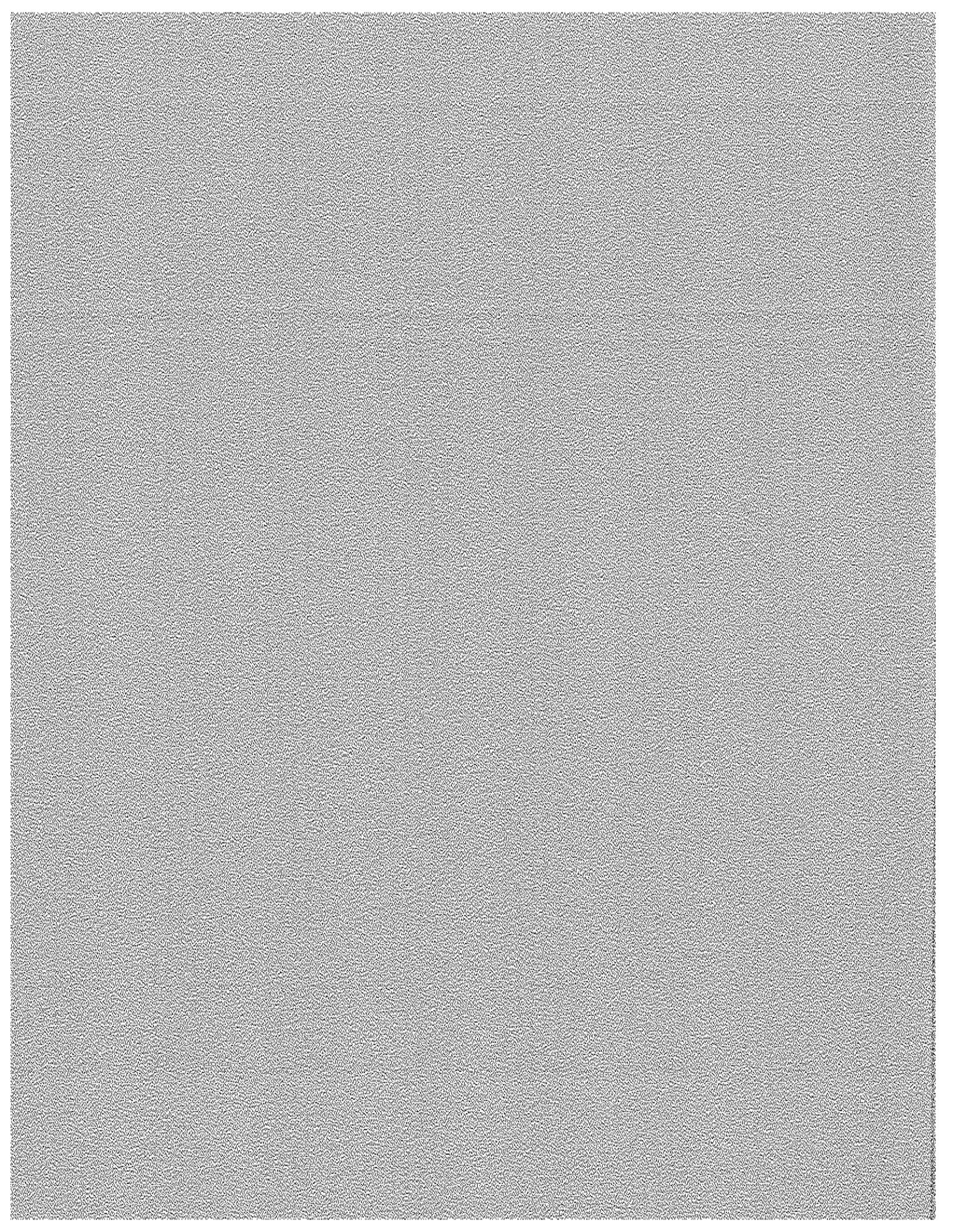
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Status	Started	State2
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2010

2025 RELEASE UNDER E.O. 14176

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EF Accepted 01/15/10	GA
EF Accepted 01/22/2011	NY
EF Accepted 01/26/2011	GA
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EF Accepted 01/22/2011	IL
EF Accepted 01/15/2011	GA
EF Accepted 01/15/2011	WV
EF Accepted 01/15/2011	NC
EF Accepted 01/17/2011	GA
EF Accepted 03/22/2011	GA



Certificate of Mailing Under 37 CFR 1.6

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451 on the date shown below.

Date: \_\_\_\_\_

Barbara H. Saffow

ATTORNEY DOCKET NO. 134836.1

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Mark: MYTAXES

Serial No. 78/677,379

Filed: July 25, 2005

Applicant/Owner:

My Taxes, LLC

P.O. Box 544

Wagener, South Carolina 29164

Notice of Allowance

Mailing Date: January 9, 2007

Trademark Examining  
Attorney: Tina Louise Snapp

Law Office 116

*Paid & mailed  
1/7/07*

**SERVICE MARK STATEMENT OF USE  
UNDER 15 U.S.C. § 1051(c) OR (d)**

Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

Dear Sir or Madam:

**NOTICE OF ALLOWANCE INFORMATION**

A Notice of Allowance was issued for the above-identified application on  
January 9, 2007.

### GOODS AND/OR SERVICES INFORMATION

The Owner is using, or using through a related company, the mark in commerce in connection with all of the goods and/or services listed in the application or Notice of Allowance.

### USE INFORMATION

Date of first use of the mark anywhere: At least as early as December 2006.

Date of first use of the mark in commerce which the U.S. Congress may regulate: At least as early as December 2006.

### FEE INFORMATION

The requisite filing fee of \$100.00 per class of goods/services is submitted herewith. The Commissioner is authorized to charge Deposit Account No. 12-0760 for any fee deficiency and to credit such Account for any fee overpayment.

### SPECIMEN AND SIGNATURE INFORMATION

Applicant requests registration of the above-identified trademark/service mark in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 USC 1051 *et seq.*, as amended). Applicant is the owner of the mark sought to be registered, and is using the mark in commerce on or in connection with the goods/services identified above as evidenced by the attached specimen(s) showing the mark as used in commerce.

DECLARATION

The undersigned being hereby warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements and the like may jeopardize the validity of this document, declares that he/she is properly authorized to execute this document on behalf of the Owner; and all statements made of his/her own knowledge are true and that all statements made on information and belief are believed to be true.

Alberta Wasden

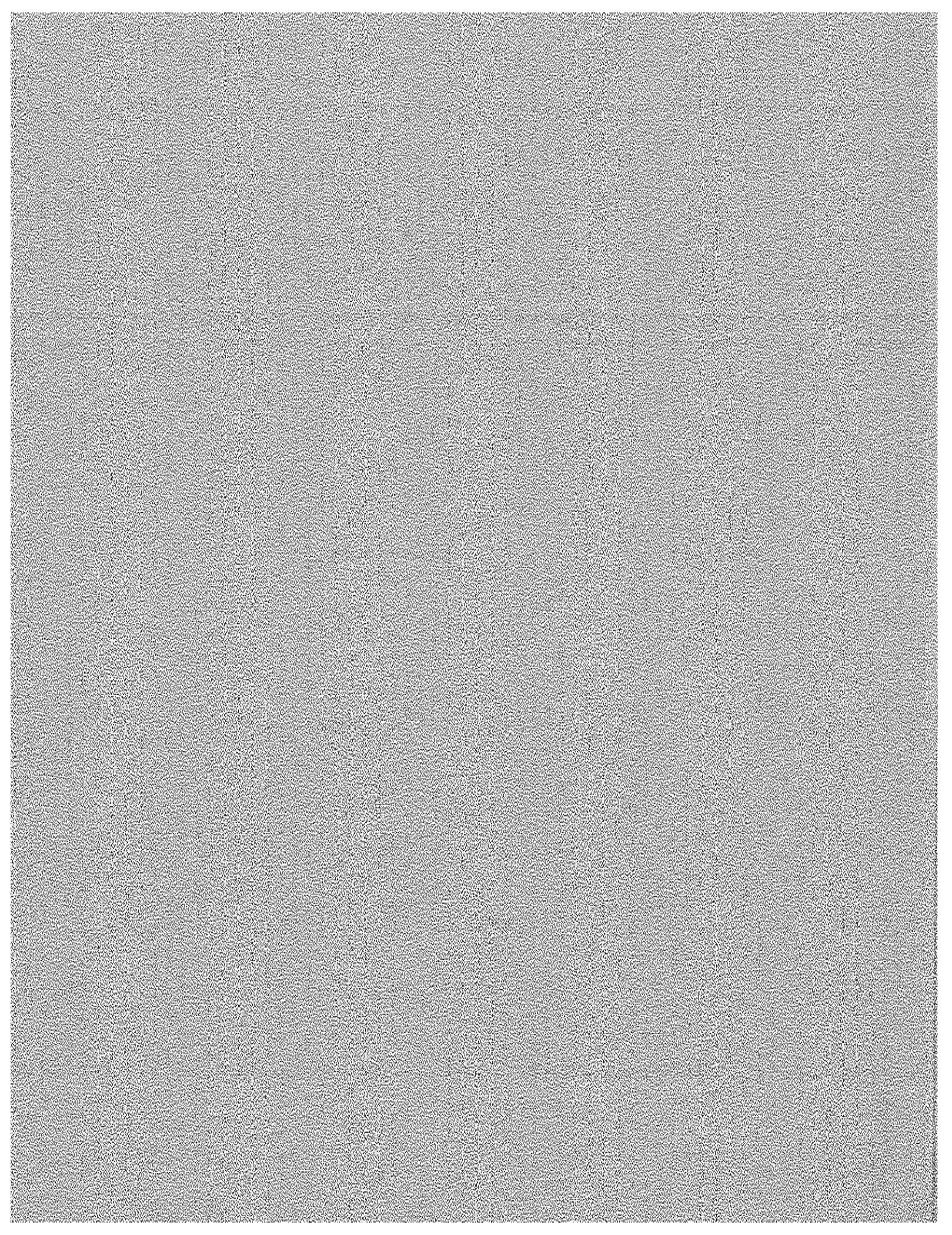
Alberta Wasden  
Member

Date: 01-03-08

**Contact Information:**

Thomas W. Epting, Esq.  
Leatherwood Walker Todd & Mann, P.C.  
P.O. Box 87  
Greenville, SC 29602-0087  
Direct Dial: (864) 240-2453  
Facsimile: (864) 240-2477  
E-mail: [tepting@lwtm.com](mailto:tepting@lwtm.com)

1081365



LEATHERWOOD WALKER TODD & MANN, P.C.

ATTORNEYS AT LAW  
POST OFFICE BOX 87  
GREENVILLE, S.C. 29602-0087  
I.R.S. ACCOUNT NO. 57-0901756

July 19, 2005

My Taxes, LLC  
23 Pickens Street  
Wagener, SC 29164

Attention: Alberta Wasden

Client Number:	24050
Matter Number:	134836
Invoice Number:	188241
Billed Through:	06/30/05
Invoice Total:	\$ 1,213.01
Monies Applied:	\$ 800.00
Amount Due:	\$ 413.01

RE: Intellectual Property Matters

FOR ALL PROFESSIONAL SERVICES RENDERED, INCLUDING THE FOLLOWING:

DATE	ATTY	DESCRIPTION		
Attorney services:				
06/09/05	TWE	Meeting with clients regarding intellectual property matters and regarding franchise possibilities; screening of MY TAXES mark and drafting of confidentiality agreement; consult with client regarding same;		
Thomas Warren Epting		2.30 hrs at 265.00 \$/hr = \$	609.50	
		Total Fees	\$	609.50

LEATHERWOOD WALKER TODD & MANN, P.C.  
ATTORNEYS AT LAW  
POST OFFICE BOX 87  
GREENVILLE, S.C. 29602-0087  
I.R.S. ACCOUNT NO. 57-0901756

October 5, 2006

My Taxes, LLC  
P.O. Box 544  
Wagener, SC 29164

Attention: Alberta Wasden

Client Number: 24050  
Matter Number: 134836  
Invoice Number: 199081  
Billed Through: 09/30/06  
Invoice Total: \$ 556.00  
Accounts Receivable: \$ 3,050.68  
Amount Due: \$ 3,606.68

RE: Intellectual Property Matters

**FOR ALL PROFESSIONAL SERVICES RENDERED, INCLUDING THE FOLLOWING:**

<b>DATE</b>	<b>ATTY</b>	<b>DESCRIPTION</b>
Attorney services:		
09/14/06	TWE	Review communication from mytaxes.com counsel; prepare communication to client regarding same;
09/14/06	DEH	Office conference with Tom Epting regarding My Taxes issue;
09/22/06	TWE	Prepare communication to client regarding settlement options;
09/22/06	DEH	Brief office conference with Tom Epting;
09/27/06	TWE	Review communication from client regarding settlement proposal;
09/27/06	DEH	Brief office conference with Tom Epting; review e-mails;

LEATHERWOOD WALKER TODD & MANN, P.C.

ATTORNEYS AT LAW  
POST OFFICE BOX 87  
GREENVILLE, S.C. 29602-0087  
I.R.S. ACCOUNT NO. 57-0901756

**FIXED FEE SERVICES:**

Consult with client concerning preparation of MY TAXES service mark application; preparation of application and correspondence and forward to client; prepare documents for filing of service mark application with U.S. Patent and Trademark Office;

\$ 600.00

Total Fixed Fees \$ 600.00

**COSTS ADVANCED:**

DESCRIPTION	AMOUNT
Photocopies	\$ 2.40
Postage	1.11
Total Costs	\$ 3.51

**INVOICE SUMMARY**

Total Costs: \$ 3.51  
Total Fees: \$ 609.50  
Total Fixed Fees: \$ 600.00  
Invoice Total: \$ 1,213.01  
Monies Applied: \$ 800.00  
**INVOICE TOTAL: \$ 413.01**

NET BALANCE IS DUE UPON RECEIPT. DELINQUENCY CHARGES OF 1 1/2% PER MONTH WILL BE ASSESSED AFTER 30 DAYS ON ANY UNPAID BALANCE.

LEATHERWOOD WALKER TODD & MANN, P.C.  
 ATTORNEYS AT LAW  
 POST OFFICE BOX 87  
 GREENVILLE, S.C. 29602-0087  
 I.R.S. ACCOUNT NO. 57-0901756

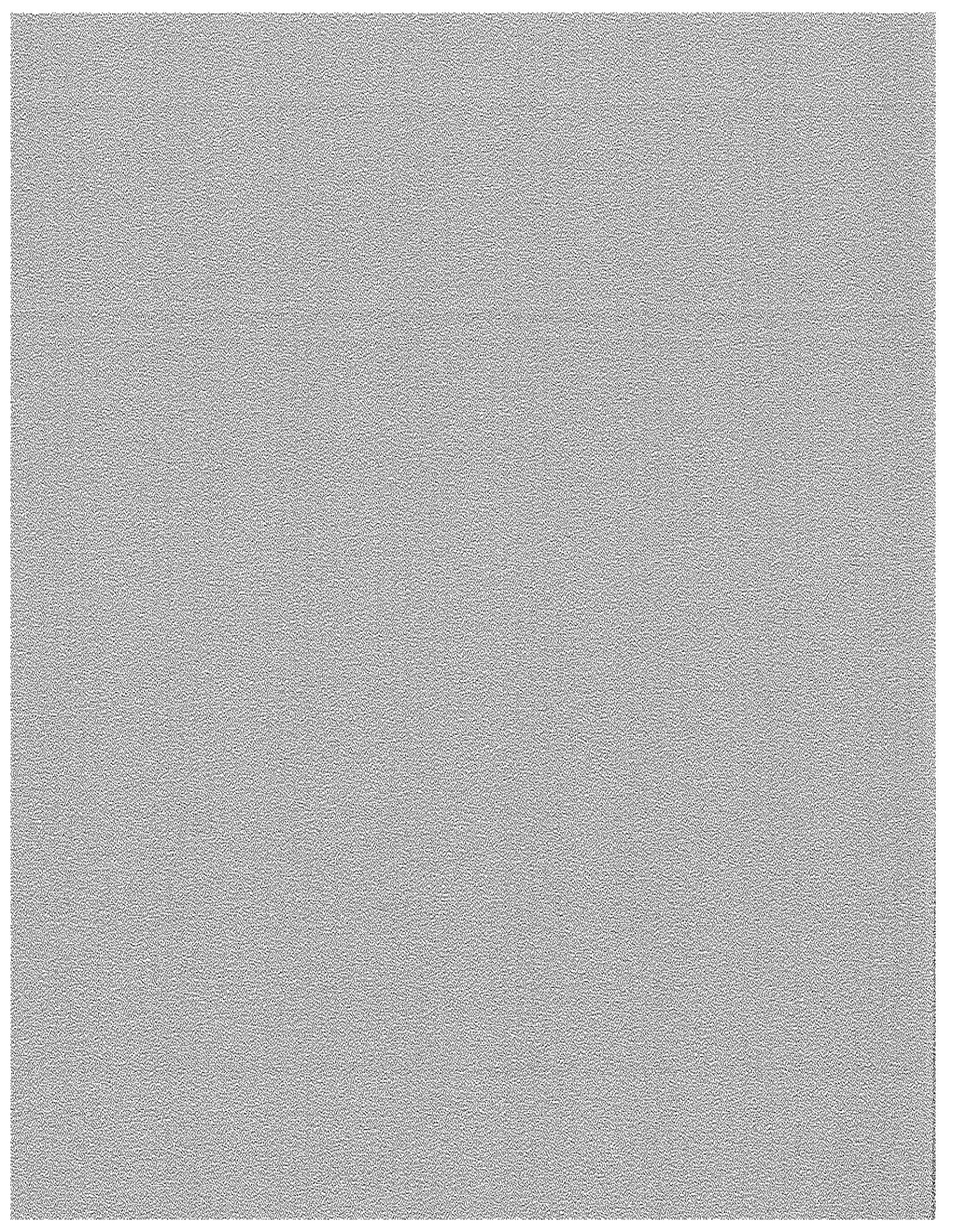
Thomas Warren Epting	1.20 hrs at 280.00 \$/hr = \$	336.00	
David E. Hodge	0.80 hrs at 275.00 \$/hr = \$	220.00	
	<b>Total Fees</b>	<b>\$</b>	<b>556.00</b>

**BALANCE DUE FROM PREVIOUS STATEMENT:**

	FEES	COSTS	TOTAL
05/09/06 Invoice #195463	56.00	7.34	63.34
06/15/06 Invoice #196389	84.00	2.57	86.57
07/17/06 Invoice #197186	812.00	2.57	814.57
09/13/06 Invoice #198641	2,085.00	1.20	2,086.20
Total Accounts Receivable Due			\$ 3,050.68

**INVOICE SUMMARY**

	Total Fees: \$	556.00
	Invoice Total: \$	556.00
	Accounts Receivable: \$	3,050.68
	<b>INVOICE TOTAL: \$</b>	<b>3,606.68</b>



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### Does Alberta have these skills or expertise?

Research Microsoft Office Nonprofits Leadership  
Budgets Type another area of expertise...

Endorse Skip

What is this?



## Alberta Wasden

Consultant for Wasden Services LLC

Wagener, South Carolina Accounting

Current MYTAXES LLC, Wasden Services LLC

Send a message

246 connections

Last Conversation 8 months ago

Relationship Contact Info

Note Reminder How you met Tag

Alberta has sent you a Christmas Greeting eCard

12/14/2013 via LinkedIn

8 months ago

See More

### Background

#### Summary

- Accomplished Accountant, SC Licensed AP retired, and licensed Small Business Advisor with comprehensive blend of hands-on professional and seminar speaker and developer experience.
- Consummate Small Business Advisor who is passionate about the potential and impact of entrepreneurship on the state and national economy.
- Advisor to several small community groups advocating transparency in local government such as the Concerned Citizens of Wagener.
- Advisor to nonprofits on compliance with state and federal regulations, including 990 tax returns.
- Advisor to several areas elected town councilmembers on transparency and compliance with grants and interpreting audited financial statements.
- Consultant and Grant Writer for the Swansea Economic Development Committee, Swansea, SC.
- Consultant and Grant Writer for the Barnwell County Hospital, Barnwell, SC.
- Consultant and Grant Writer for the Brigadier General Barnard E. Bee Camp #1575, Aiken, SC.
- Consultant and Grant Writer for the Bull Swamp Foundation, Swansea, SC.

### People Similar to Alberta



Linda P. Coughman  
CPA | Certified Public Accountant | Small Bu...  
Connect

### Ads You May Be Interested In



Attorney Leads (10 Free)  
Attorneys We Need You!  
Connect to New Clients. Sign  
Up for 10 Free Leads



Are You an Attorney?  
We need more attorneys in your  
area. Apply now for  
membership.



Largest EBS Conference  
BUSAs 4th Annual EBS  
International Investment &  
Economic Development Forum

### People Also Viewed



Teriya N.  
Retail Professional



David Coon



John Mead  
Graduate of SC Vocational  
Rehabilitation Dept. ITTC CAD  
Program



Eric Thaxton  
Chief of Staff, Directorate of  
Procurement at Defense Health  
Agency



Carmen Pinto email  
Assistant Clinical Professor at  
University of Louisville - Department of  
Psychiatry and Behavioral Sciences



Tamika K. Williams  
Director of Budget and Operations,  
Division of Student Affairs at Columbia  
University in the City of New York



Noel Bergman  
Owner, DevTech and Computer  
Software Consultant



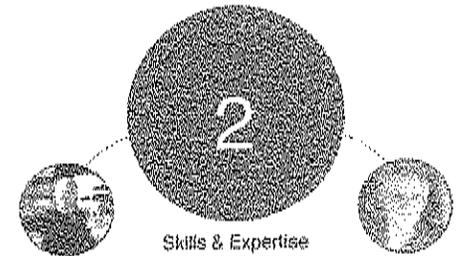
Sharon Rosen  
Founder of ShivaConnect.com

- Development and served as one of the project managers of multiple projects with budgets over 135 million, examples are: a public county Hospital, a residential community with an adjoining golf course, several golf courses with patio homes, and stand alone golf courses both public and private.
- Innovative Seminar Leader and speaker devoted to business ethics, education and learning.
- Served on Advisory Council on Earned Income Credit and Electronic Filing to the Internal Revenue Service.
- Written several articles on accounting and leadership published in newspapers and associational newsletters.
- Published articles on Research Gate, promoting discussion on issues facing public funds.
- Published the first bi-weekly newspaper for the local Wagener area.
- Developed, trademarked, and patented MYTAXES LLC, a store front tax system.
- Developed, trademarked, and patented SPRINGING DOG, a legacy development organization.

Brian Linder  
Corporate Quality Manager at Zeon Chemicals

Jared Martin  
General Manager Chesapeake Hospitality

**In Common with Alberta**



**Experience**

**Tax Professional**

MYTAXES LLC

January 2008 – Present (6 years 9 months) | Wagener, SC

**Principal Consultant**

Wasden Services LLC

June 2005 – Present (9 years 4 months) | Aiken, SC, Wagener, SC, Swansea, SC, and Lexington-Columbia, SC .

Speaker and educator on Entrepreneurs, Small Business, and Leadership. Management and advisement for elections, media, and fund raisers. Public administration advisement and small business planning and development for small towns.



**Languages**

**English**

Native or bilingual proficiency

**Southern English**

Native or bilingual proficiency



**Skills**

**Top Skills**

- 41 Nonprofits
- 33 Leadership
- 28 Budgets
- 25 Public Speaking
- 24 PowerPoint
- 19 Accounting
- 19 Small Business
- 19 Accounts Payable
- 10 Research

2 Microsoft Word

Alberta also knows about...

- 5 Newsletters
- 7 Customer Service
- 7 Entrepreneurship
- 5 Microsoft Office
- 5 Strategic Planning
- 4 Access
- 5 QuickBooks
- 4 Microsoft Excel
- 4 Event Planning
- 5 Auditing
- 5 Team Leadership
- 5 Financial Reporting
- 4 Social Media
- 5 Higher Education
- 5 Social Networking

See 2+



**Volunteer Experience & Causes**

**President**

Lions Club of Swansea, Lexington County, Swansea, SC

July 2012 | Social Services

Lions meet the needs of local communities and the world. Our 1.35 million members - who perform community service in 206 countries and geographic areas - are different in many ways, but share a core belief: community is what we make it.

**Causes Alberta cares about:**

- Disaster and Humanitarian Relief
- Social Services
- Education
- Economic Empowerment
- Science and Technology
- Children
- Politics
- Human Rights
- Animal Welfare
- Health
- Civil Rights and Social Action
- Arts and Culture
- Poverty Alleviation

**Organizations Alberta supports:**

- Edisto River Rescue, Bull Swamp Foundation, Swansea Small Business Development

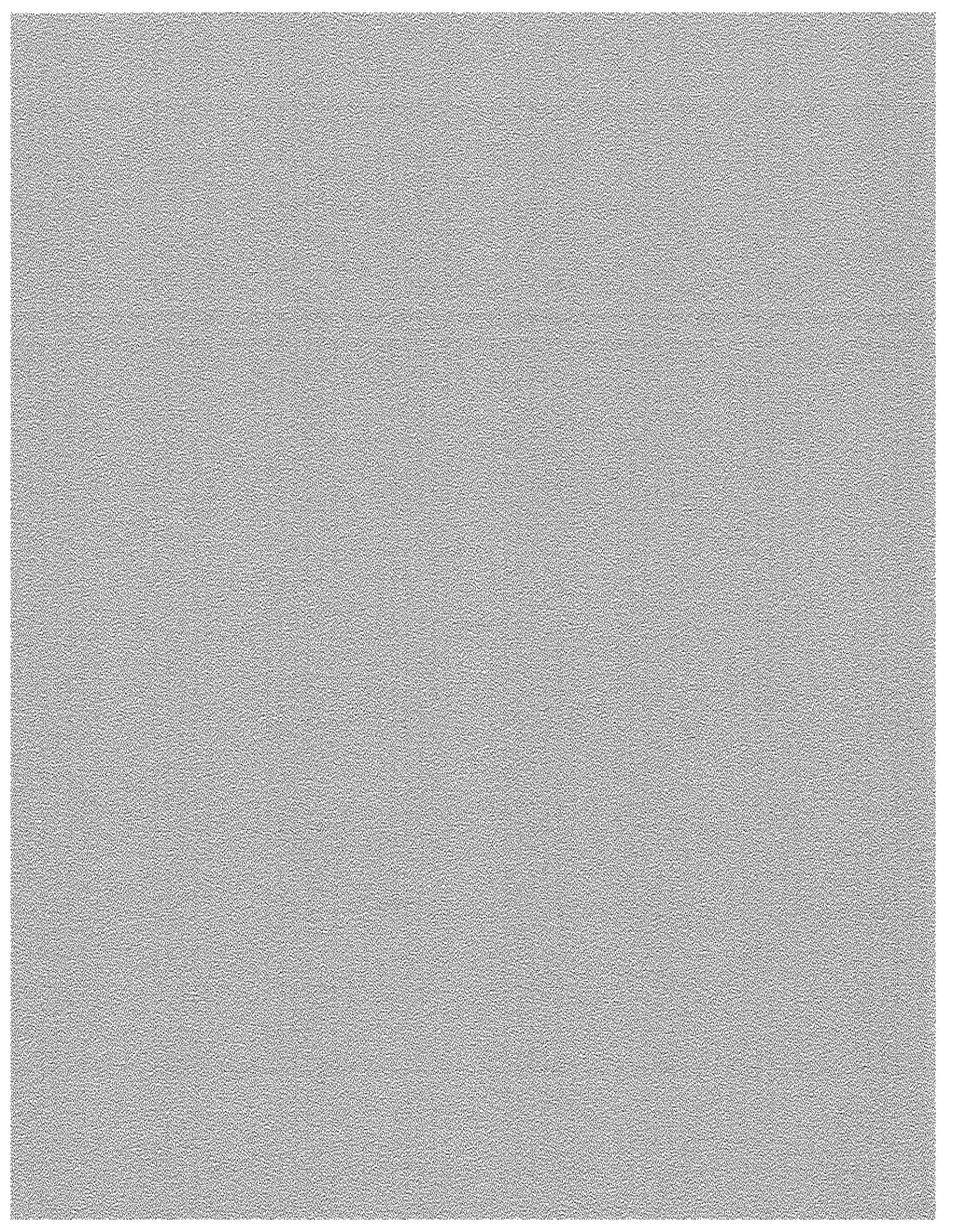
**Additional Info**

**Advice for Contacting Alberta**

Call the office 803.5643.5642 or email albertawasden@gmail.com

I am often in meetings and with organizations.

Recommendations?





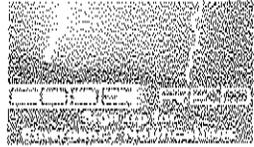
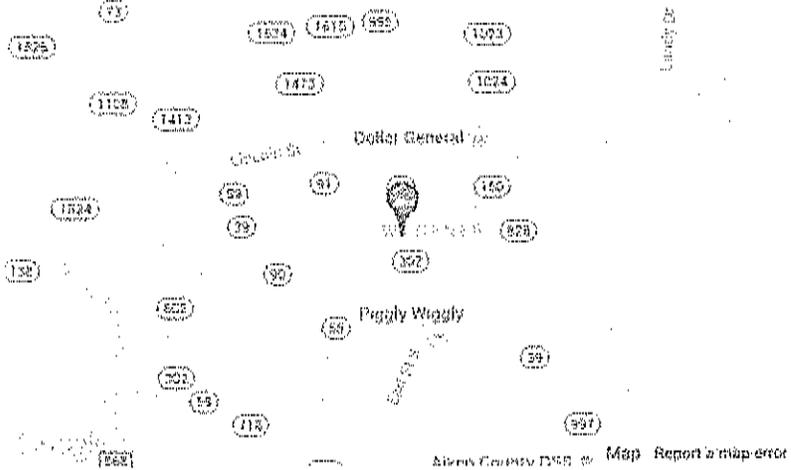
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- [Parks & Recreation](#)
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- [Christmas](#)
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# MY TAXES LLC

**Location:**  
 MY Taxes LLC  
 113 Church Street  
 29164 Wagener, South Carolina  
 United States  
 Phone: (803) 564-5642  
 Fax: 206-222-2132  
 See map: [Google Maps](#)

**WELCOME TO WAGENER**

Thanks for visiting. Please visit our contact page to give us your feedback.

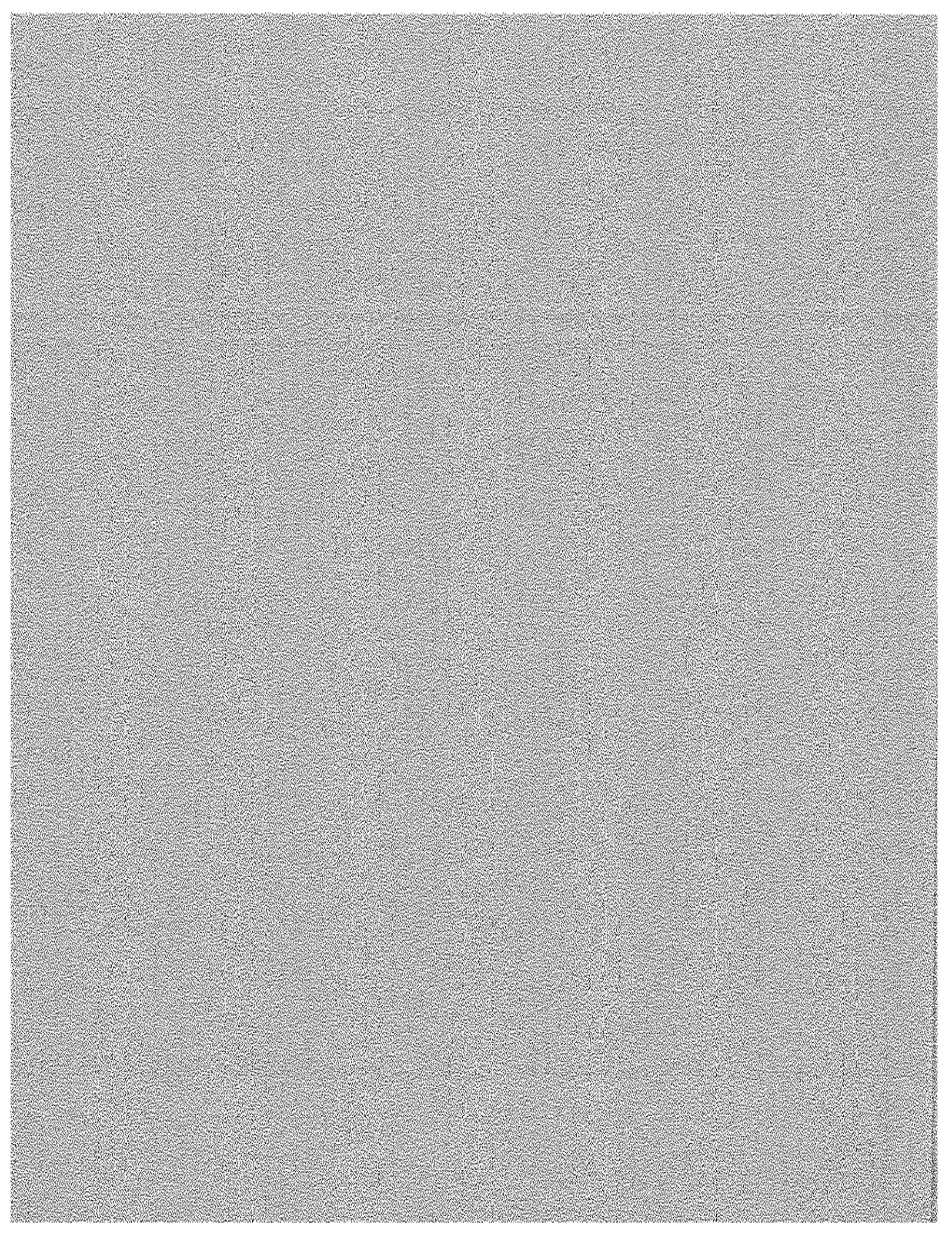



**UPCOMING EVENTS**

- Pre-School Story Time at Library  
 Wednesday, September 10, 2014 - 10:30am to 12:00pm
- WANS Home Game vs Fox Creek  
 Friday, September 12, 2014 - 7:30pm to 10:00pm
- Sally Baptist Church Revival  
 Sunday, September 14, 2014 - 6:00pm to Wednesday, September 17, 2014 - 8:30pm
- Alben Home Show  
 Friday, September 19, 2014 - 12:00pm to 4:00pm
- WANS Football at Whitmire  
 Friday, September 19, 2014 - 7:30pm to 10:00pm
- Alben Home Show  
 Saturday, September 20, 2014 - 9:00am to 2:00pm
- 2014 Families Along the Edisto Reunion  
 Saturday, September 20, 2014 - 10:30am to 1:30pm

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Website Hosted by: Broadstreet Consulting  
 Website Designed by: Poleo Design



# **Business Plan for**

*My Taxes LLC*

**Business Plan for  
My Taxes LLC**

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**My Taxes LLC  
P O Box 544  
23 Pickens St  
Wagener, SC 29164**

**BUSINESS PLAN**

Prepared by:  
Alberta P. Wasden  
Doris Simmons  
Jimmie Capps  
June 07, 2005

### *A. An Overview of the Business:*

**Name of firm:** My Taxes LLC

**Legal form of business:** LLC . with the registered website name  
www.mytaxesonline.com

**Nature of Business:**

The primary business consists of a self prepared tax return business with 10 monitors (approximately) and one server. The mission of My Taxes LLC is to provide a location for individuals to walk in and prepare their own taxes on a computer and file the taxes, both federal and state, electronically. The availability and ease of self preparation allows a person to spend a short amount of time, at a more reasonable price than purchasing a generic tax program and loading it on a personal computer or purchasing an online tax program.

My Taxes LLC uses one of the leading tax software vendors in the United States and is automatically updated with any changing tax issues on both federal and state level. The availability of this tax software also allows the person preparing his/her own taxes to create a secure user id and password that can be accessed each year from any My Taxes LLC location in the United States. The software is user friendly and with an on site manager, any problems with data entry can be solved almost immediately.

**Secondary Business:**

My Taxes LLC has the advantage of providing an on site tax preparer if someone prefers to drop off or have their taxes prepared on site. The option of receiving a 24 to 48 hour refund check is also available at an additional cost.

At the same time My Taxes LLC has the availability of Tax Professionals that can prepare more complicated returns and provide information on tax matters for users of My Taxes LLC.

**Major business objectives:**

My Taxes LLC has integrated self preparation and on site preparation of tax returns. This is a new concept in the area of tax preparation. At this time there is no one offering self preparation in a "drop in" format. There are several advantages to this type of service. My Taxes LLC offers access to a fast growing population of self preparation of taxes at a reasonable price without purchasing an outdated tax program. My Taxes LLC will appeal to students and to those individuals with W2 income and simple tax returns. The availability of tax preparation for someone with a more complicated return is another option. The connection to a Tax Professional offers other options for someone with a business or corporation return.

My Taxes LLC is simple and efficient and can be marketed to Corporations or other businesses wishing to give their employees a place to prepare their own returns without paying high fees associated with tax preparation. My Taxes LLC can also be marketed as part of a wage package for union workers as a bonus.

**The primary business objectives of My Taxes LLC are:**

An alternative for Tax Professionals to open a business to provide services to clients that would not use a Tax Preparation Professional. This allows another source of income for a Tax Professional without being associated in the public's "eye" directly with My Taxes LLC.

To provide an alternative to individuals that prepare their own returns using retail purchased tax software program.

To provide an alternative to individuals who might purchase an on line tax program or do not feel confident enough to use an on line program without help in case of a problem.

To provide an alternative to individuals who do not like to install unknown tax type software on their own personal computers.

To provide businesses with a new type of bonus for employees. My Taxes LLC can be set up in a small office for a few months each year for on site employee tax preparation.

**Desired image:**

The ultimate objectives are the integration of this concept, My Taxes LLC, into the public awareness as an alternative way to prepare simple, inexpensive, "a quick lunch break", type of tax returns. My Taxes LLC offers the individual that may relocate the ability to maintain access to his/her basic information from any My Taxes LLC site and carry it forward to the next tax year making tax preparation even faster and easier. My Taxes LLC will also give the public personal service with the on site manager.

## ***B. Equipment and Training:***

### **Licenses, permits, and zoning requirements: (part of the franchise fee)**

All Federal ID tax numbers, business licenses, new sign permits, state sales tax numbers and EFIN's will be procured as required by My Taxes LLC and will be part of the franchise package.

### **Utilities:**

The Electric, Water, and Phone are to be connected and maintained at the expense of the franchisee. DSL is required and is to be connected and maintained at the expense of the franchisee.

### **Equipment required: (part of the franchise fees)**

The business equipment required by My Taxes LLC will depend on the franchisee. There is the option to have 5 or more monitors, with a suggested set up of 10 monitors; one server, one or more printers, one or more copiers, and enough keyboards with their own mouse, to accommodate the monitors. All equipment will be purchased by My Taxes LLC to maintain the integrity of the company and will part of the package purchased by the franchisee. Should there need to be any minor repairs or maintenance performed after the initial set up, that cost will be the responsibility of the franchisee. The software is purchased by My Taxes LLC and is part of the franchise package.

### **Supplies needed: (paid for by the franchisee)**

General office supplies, such as pens, paper, toner etc.

## ***D. The Marketing Plan:***

### **Targeted customers:**

Primary franchisee will consist of Tax Professionals with an EFIN.

Secondary target will be businesses and businesses with on site wi-fi capabilities such as Starbucks. Staples is a primary target with their projected opening of an on site wi-fi area for customers.

### **Analysis of the competition:**

#### **Primary competition:**

Tax software such as Turbo Tax and HR Block.

Free on line filing but at this time both federal and state taxes can not be filed by user at the same time.

#### **Secondary competition:**

Tax Professionals and other tax preparation entities such as car dealerships, finance companies.

### **Business strengths:**

The need to serve an emerging tax client that is computer literate and is capable of preparing their personal taxes. The tax industry is changing with the licensing of all paid Tax Preparers eliminating some of the choices for tax preparation by tax clients.

The software is more professional, up to date tax software than is available on the market for purchase by individuals.

## Appendix 1 – Financials and Projections

My Taxes LLC

6/9/2005

	Jan -April Year 1	Year 2	Year 3	Year 4	Year 5
<b>Income</b>					
100 clients 30.00	\$ 3,000.00	\$ 6,000.00	\$ 12,000.00	\$ 24,000.00	\$ 48,000.00
100 clients 100.00	\$ 10,000.00	\$ 20,000.00	\$ 40,000.00	\$ 80,000.00	\$ 160,000.00
20 clients 50.00	\$ 1,000.00	\$ 2,000.00	\$ 4,000.00	\$ 8,000.00	\$ 16,000.00
OSTax 30 *100	\$ 3,000.00	\$ 6,000.00	\$ 12,000.00	\$ 24,000.00	\$ 48,000.00
referrals to accountant	\$ 1,500.00	\$ 3,000.00	\$ 6,000.00	\$ 12,000.00	\$ 24,000.00
<b>Total Revenue</b>	<b>\$ 18,500.00</b>	<b>\$ 37,000.00</b>	<b>\$ 74,000.00</b>	<b>\$ 148,000.00</b>	<b>\$ 296,000.00</b>
<b>Expenses</b>					
Rent for 1 year	\$ (6,000.00)	\$ (6,000.00)	\$ (6,000.00)	\$ (6,000.00)	\$ (6,000.00)
average 500.00					
Utilities including phone	\$ (1,000.00)	\$ (2,000.00)	\$ (4,000.00)	\$ (8,000.00)	\$ (16,000.00)
for 5 months					
utilities for 7 months	\$ (525.00)	\$ (1,050.00)	\$ (2,100.00)	\$ (4,200.00)	\$ (8,400.00)
salary	\$ (6,912.00)	\$ (13,824.00)	\$ (27,648.00)	\$ (55,296.00)	\$ (110,592.00)
advertising	\$ (1,000.00)	\$ (2,000.00)	\$ (4,000.00)	\$ (8,000.00)	\$ (16,000.00)
<b>Total expenses</b>	<b>\$ (15,437.00)</b>	<b>\$ (24,874.00)</b>	<b>\$ (43,748.00)</b>	<b>\$ (81,496.00)</b>	<b>\$ (156,992.00)</b>
<b>Initial set up</b>					
Set computer	\$ (500.00)				
monitors	\$ (1,000.00)				
dsl	\$ (600.00)	\$ (600.00)	\$ (600.00)	\$ (600.00)	\$ (600.00)
furniture	\$ (500.00)				
program	\$ (1,000.00)	\$ (1,000.00)	\$ (1,000.00)	\$ (1,000.00)	\$ (1,000.00)

<i>Total</i>	\$ (3,699.00)	\$ (1,600.00)	\$ (1,600.00)	\$ (1,600.00)	\$ (1,600.00)

<i>Profit before taxes</i>	\$ (636.00)	\$ 10,526.00	\$ 28,652.00	\$ 64,904.00	\$ 137,408.00
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ATTORNEY DOCKET NO. 134836.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

SERVICE MARK APPLICATION WITH DECLARATION

Mark: MYTAXES  
International Class: 035

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS:

Applicant:

MY TAXES, LLC  
Post Office Box 544  
Wagener, South Carolina 29164 USA

A South Carolina limited liability company.

STATEMENT

The above-identified applicant requests registration of the mark shown in the accompanying drawing in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 for the following services:

**TAX PREPARATION**

Applicant has a *bona fide* intention to use the mark in commerce on or in connection with the above-identified services in accordance with 15 U.S.C. §1051(b), as amended.

The mark is presented in standard character format without claim to any particular font style, size or color.

## DECLARATION

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the mark sought to be registered, or, if the application is being filed under 15 U.S.C. §1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the above-identified mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when applied to the goods or services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true and that all statements made on information and belief are believed to be true.

Mark: MYTAXES  
Applicant: MY TAXES, LLC  
Attorney Docket No.: 134836.1

983448

POWER OF ATTORNEY

Applicant hereby appoints Thomas W. Epting, Steven E. Farrar, and Natalma M. McKnew of the law firm of Leatherwood Walker Todd & Mann, P.C., Post Office Box 87, 300 East McBee Avenue, Suite 500, Greenville, South Carolina 29601, (864) 242-6440, and all members of that firm and all other attorneys associated with that firm, to prosecute this application to register, to transact all business in the Patent and Trademark Office in connection therewith, and to receive the certificate of registration.

Please direct all communications to Thomas W. Epting at (864) 240-2453.

The requisite fee is submitted herewith. If additional fees are required, please charge the same to Deposit Account No. 12-0760.

---

Alberta Wasden  
Member

---

Date

Contact Information:

Thomas W. Epting, Esq.  
Leatherwood Walker Todd & Mann, P.C.  
300 East McBee Avenue, Suite 500  
Greenville, SC 29601-2753  
Direct Dial: (864) 240-2453  
Facsimile: (864) 240-2474  
e-mail: [tepting@lwtm.com](mailto:tepting@lwtm.com)

Mark: MYTAXES  
Applicant: MY TAXES, LLC  
Attorney Docket No.: 134836.1

983448

**DRAWING PAGE**

**APPLICANT:** MY TAXES, LLC

**ADDRESS:** PO BOX 544  
WAGENER, SC 29164 USA

**DATE OF FIRST  
USE ANYWHERE:** INTENT-TO-USE

**DATE OF FIRST  
USE IN COMMERCE:** INTENT-TO-USE

**SERVICES:** TAX PREPARATION

**INTERNATIONAL  
CLASS:** 035

**MYTAXES**

**LEATHERWOOD WALKER TODD & MANN, P.C.**  
Thomas W. Epling, Esq.  
300 East McBee Avenue, Suite 500  
Greenville, South Carolina 29601  
Phone (864) 242-6440  
Attorney Docket No. 134836.1

MY TAXES INC

803-286-2140



MYTAXES

Why put useless software on  
your computer---Prepare your  
2006 Federal and State  
refunds in two weeks/all  
States available---We have  
Quick Refund checks too!!

147 Main Street  
Waponee SC 29164

# EXHIBIT C

October 30, 2014

**VIA U.S. Mail and Email**

Robert Rutland Thuss, Esq.  
207 S. Monmouth St.  
P.O. Box 589  
Swansea, SC 29160  
Tel.: (803) 640-1000  
Email: [Rob@ThussLawOffice.com](mailto:Rob@ThussLawOffice.com)

*Re: Sadh v. My Taxes, LLC, Cancellation No. 92057326*

Dear Mr. Thuss,

I write in response to your client's October 16, 2014 responses ("Respondent's October 16 Discovery Responses) to Petitioner's Discovery Requests for Interrogatories and Documents ("Petitioner's Discovery Requests"), and have serious concerns regarding the deficiencies outlined below.

As you know, your client's responses to Petitioner's Discovery Requests were untimely and had to be compelled by an order from the Trademark Trial and Appeal Board (TTAB) dated September 29, 2014. Nevertheless, Respondent's October 16 Discovery Responses are deficient and fail to demonstrate that Respondent has not abandoned its MYTAXES mark (the "Mark") as alleged by Petitioner.

Petitioner served Petitioner's Discovery Requests on January 30, 2014. Respondent failed to respond to Petitioner's Discovery Requests during the time allowed under Fed. R. Civ. P. 33(b)(2) and 34(b)(2)(A). *See also* 37 CFR § 2.120(a)(3). This forced Petitioner to file a Motion to Compel Discovery on July 15, 2014, which was granted by the TTAB on September 29, 2014 directing Respondent to serve responses to Petitioner's Discovery Requests "in full and without objection on the merits." *See* TTAB Order dated September 29, 2014; *see also* TBMP § 403.03. However, after more than seven months failure to comply with your obligation to provide responses to our requests, your client again has failed to produce documents and responses to interrogatories demonstrating that it is now using and has not ceased using the Mark in U.S. commerce. In fact, under Section 45 of the Lanham Act, a mark's nonuse for three (3) consecutive years with intent not to resume such use shall be prima facie evidence of abandonment. 15 U.S.C. § 1127.

Moreover, Respondent also failed to produce a privilege log identifying any withheld documents. To the extent that Defendant is claiming privilege in any documents, we request that

it immediately provide a privilege log, identifying the documents being withheld and the basis for the privilege.

Finally, the interrogatory responses were not signed by Respondent under oath as required under Federal Rules of Civil Procedure. Please re-send the interrogatory responses and supplemental responses signed by Respondent under oath.

Petitioner demands that you address the below deficiencies and provide a supplemental response by **November 12, 2014**.

As to specific interrogatory responses:

Response Nos. 1, 4-8, 10: Your client's responses to Interrogatory Requests Nos. 1, 4-8, and 10 are deficient and incomplete. In the listed requests, Petitioner asked your client to identify certain national persons. Under Petitioner's "Definitions and Instructions" of the Interrogatory Request, the term "identify," when used in reference to a natural person, means to (a) state his or her full name; (b) state his or her present or last-known address; (c) state his or her present or last-known employer or business affiliation; and (d) state his or her occupation and business position held and the length of time in such position. See Section 9 of Definitions and Instructions of the Interrogatory Request. However, your client only stated the names of these requested individuals, without providing the other requested information. Therefore, your client's responses to the listed requests are deficient and incomplete. Please immediately provide all responsive information and documents.

Response Nos. 3, 24-27: Your client's responses to Interrogatory Requests Nos. 3 and 24-27 are deficient and incomplete. Interrogatory Request No. 3 seeks identification of "all Services in connection with which Respondent has used a MYTAXES MARK in the United States, and for each such usage, provide the date of first use in commerce, and if applicable, the last date of use in commerce." However, Respondent only stated that the Mark was first used in a "developmental program" in filing season 1994. Similar responses were offered in Interrogatory Nos. 24-27. These responses as to the initial use of the Mark in U.S. commerce are extremely vague and unclear. It also does not correspond with the dates of first use provided in Respondent's subject registration for its MY TAXES Mark, which claims December 2006 as the date of first use and date of first use in commerce. Please clarify what is meant by "developmental program" and clarify the inconsistencies in the claimed dates of first use in U.S. commerce in the subject registration. Please also identify the nature of the services offered under the "developmental program" and any actual uses in commerce for the Mark from 1994 to present. Furthermore, our request specifically asked for identification of "all Services," thus please also immediately identify any other services in use, and for each such usage, provide the date of first use in commerce, and if applicable, the last date of use in commerce.

Response No. 11: Your client's response to Interrogatory Request No. 11 is deficient and incomplete. Interrogatory Request No. 11 asked your client to "describe" the nature of the services offered by it under the Mark. Under Petitioner's "Definitions and Instructions" of the Interrogatory Request, the term "describe" means that Respondent is requested to state with specificity each and every fact, particular circumstance, incident, act, omission, detail, event, and

date, and to identify each and every document, as herein defined, relating thereto or in any way whatsoever concerning the matters inquired of. *See* Section 12 of Definitions and Instructions of the Interrogatory Request. Here, Respondent by only making a conclusory and general statement that the Mark is used for both Federal and State tax preparation services, failed to specify the requested fact, circumstance, detail, date and document as to each and every service provided by Respondent in connection with the use of the Mark. Please immediately provide all responsive information and documents.

Response Nos. 13-15: Your client's responses to Interrogatory Request Nos. 13-15 are deficient and incomplete. Interrogatory Requests Nos. 13-15 requested Respondent to state its "annual" expenditures and revenue since the year 2005, and the price at which Respondent offers, has offered, or plans to offer, each of its services under the Mark. However, your client only provided a single number for the requested "annual" expenditures and revenue respectively. Please confirm that such single number represents the total expenditures or revenue from the year 2005 to present. If yes, then please immediately provide the "annual" expenditure and revenue breakdown for each year, from the year 2005 to present, as requested. If not, then please explain what the single number stands for. Furthermore, as to the requested "price," your client only made a conclusory and general statement that there has been "various fees" charged based on forms and time of preparer. Please immediately specify the prices at which Respondent charges, has charged or plans to charge for each service as requested, and provide all responsive information and corresponding documents.

Response No. 17: Your client's response to Interrogatory Request No. 17 is confusing and deficient. Please explain what it means that "Neither respondent were aware of any disputes." Specifically, please explain why Respondent used the word "neither" when it is the only party involved.

Response Nos. 21, 22: Your client's responses to Interrogatory Request Nos. 21 and 22 are deficient and incomplete. Interrogatory Request Nos. 21 and 22 asked your client to "describe" the circumstances under which Respondent denies it is not now using and has ceased using and abandoned the Mark. Respondent, by offering only a conclusory and general statement that "[t]he circumstance has been the constant use of the MYTAXES MARK in either developmental and/or licensed since 1994," failed to specify each and every fact, circumstance, detail, date and document as to Respondent's continuous use of the Mark in commerce. Please immediately provide all responsive information and documents.

As to specific document responses:

Response Nos. 1-3, 18 and 20: Your client's responses to Document Request Nos. 1-3, 18 and 20 are deficient and incomplete. Specifically, the deficiencies as to each provided document are as follows:

- a. The South Carolina Secretary of State online database result is not reliable and lacks credibility as to its accuracy. In fact, the South Carolina Secretary of State has a clear "disclaimer" as to the guarantee of the accuracy, reliability or timeliness of the search result, specifically stating: "it is the responsibility of the business entity to inform the

- Secretary of State of any updated information.” Therefore, such online database result is deficient and unreliable. Please immediately provide all responsive documents.
- b. Please explain who/what Drake firmware is, and immediately provide proof as to such search printouts reliability, accuracy, credibility and timeliness.
  - c. Same as above.
  - d. The Spreadsheet printout is seriously deficient and confusing. Just based on the listed State abbreviations and dates, we are unable to derive any meaningful or useful information from the printout at all. Without further explanation or information, such printout is meaningless and completely useless. Finally, Respondent failed to provide a privilege log identifying the withheld documents and/or the privilege claimed. Please immediately provide all responsive documents.
  - f. The fee invoices are seriously deficient and confusing. The invoices from your client’s attorneys are extremely unclear, irrelevant, and incomplete. From the invoices, we are unable to derive any meaningful or useful information as to the continuous use of the Mark by your client in commerce. Please immediately explain how such invoices are relevant to prove your client’s use of the Mark, and provide all responsive documents.
  - g. LinkedIn page is in general not reliable, credible or accurate. Please immediately provide further documents to prove the reliability, credibility, accuracy and timeliness of the information listed on the LinkedIn page. Please also immediately provide all other responsive documents.
  - h. Same as above, please immediately provide further documents to prove the relevancy, reliability, credibility, accuracy and timeliness of the information listed on the Town of Wagner website.
  - i. Such initial Business Plan by your client is seriously deficient and irrelevant. At issue is whether the Mark has been abandoned. The Business Plan does not in any way demonstrate that Respondent has continuously used and is now using or has not ceased using the Mark in commerce. Moreover, the Business Plan is dated in 2005, which questions the veracity of any claim of use of the Mark in U.S. commerce in 1994 as set forth in Respondent’s interrogatories. Please immediately provide further documents to prove your client’s continuous use of the Mark in U.S. commerce for the years 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013 and 2014, as well as all other responsive documents.

Response No. 4: See our comments above regarding Document a.

Response No. 6: The Business Plan and documents in USPTO filings do not establish first use of the MYTAXES Mark. Please immediately provide all relevant documents, such as advertising expenditures, invoices, etc. demonstrating the earliest use of the MYTAXES Mark in commerce.

Responses No. 7, 10, 13, 15, and 17: Your client’s responses as to Petitioner’s Document Requests No. 7, 10, 13, 15 and 17 are incomplete and non-responsive. Please immediately finish your sentences and/or provide responses and produce all responsive documents.

Response No. 11: Please take notice that we are not asking for documents related to the costs to file and maintain the Mark. We are requesting documents sufficient to identify the total cost of “advertising, marketing, or promotion of Services offered by Respondent under the MYTAXES Mark.” Please immediately provide all responsive documents.

Response No. 12: See above the explanation for Document d.

Response No. 14: See above the explanations for Documents b and c.

Response No. 16: See above the explanation for Document i.

Response No. 19: See above the explanations for the documents provided by your client. Your client has failed to demonstrate continuous use of the Mark in U.S. commerce and establish a date of first use. Please provide all relevant documents establishing the Respondent’s continuous use of the Mark in U.S. commerce during the years 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013 and 2014, and all other responsive documents.

Please furnish the relevant documents and responses by no later than **November 12, 2014**. If you need to further discuss any of the deficiencies set forth above, we would like to set up time to do so as soon as possible.

Sincerely,  
/Roberto Ledesma/  
Roberto Ledesma

# EXHIBIT D

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## MYTAXES Trademark Cancellation Action

2 messages

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Roberto Ledesma <roberto@ilawco.com>  
To: Rob Thuss <Rob@thuslawoffice.com>

Thu, Oct 30, 2014 at 5:31 PM

Rob,

Please see the attached deficiency letter regarding your client's October 16 responses to Petitioner's discovery requests.

We look forward to receiving your supplemental responses by **November 12, 2014**.

Best,  
Roberto Ledesma  
www.iLawCo.com



**My Taxes - Deficiency Letter.pdf**  
126K

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Roberto Ledesma <roberto@ilawco.com>  
To: Rob Thuss <Rob@thuslawoffice.com>

Wed, Nov 12, 2014 at 3:02 PM

Rob,

I have yet to receive a response from you regarding our October 30 deficiency letter.

This is a reminder that we requested responses to deficiencies in your discovery responses by **today, November 12**.

Please confirm the responses are forthcoming.

Best,  
Roberto Ledesma  
www.iLawCo.com

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