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Filing date: **07/20/2016**

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

Proceeding	92058638
Party	Plaintiff Lisa Alyn
Correspondence Address	GREGORY D LATHAM INTELLECTUAL PROPERTY CONSULTING LLC 201 ST CHARLES AVE, SUITE 2500 NEW ORLEANS, LA 70170 UNITED STATES glatham@iplawconsulting.com, brandon@proentertainmentlaw.com
Submission	Other Motions/Papers
Filer's Name	Gregory D. Latham
Filer's e-mail	glatham@iplawconsulting.com
Signature	/Greg Latham/
Date	07/20/2016
Attachments	Response on Pending Civil Litigation.pdf(160684 bytes) Exhibit 1 to Response on Pending Civil Litigation.pdf(3365764 bytes)

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

Lisa Alyn
Petitioner,

v.

Southern Land Company, LLC
Registrant.

Opposition No. 92058638

U.S. Trademark Reg. Nos. 3,101,150 and
3,101,151

RESPONSE ON PENDING CIVIL LITIGATION

Petitioner, Lisa Alyn, submits this status update in response to the Board's request dated June 28, 2016 (Doc. No. 21).

Petitioner request that the above-captioned Cancellation remain suspended pending conclusion of *Lisa Alyn v. Southern Land Company, LLC, 3:15-cv-596*, which is still pending before the United States District Court for the Middle District of Tennessee and is currently set for trial on January 24, 2017.¹ A copy of the docket for Civil Action No. 3:15-cv-596 is attached for the Board's consideration.

Respectfully submitted,

Dated: July 20, 2016

/s/ Greg Latham
Gregory D. Latham
Intellectual Property Consulting, LLC
334 Carondelet St., Suite B
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Attorney for Petitioner, Lisa Alyn

¹ Due to the pending litigation in federal court, the Board originally stayed this Proceeding on June 23, 2015 pursuant to 37 C.F.R. § 2.117(a) (*See* Doc. No. 20).

CERTIFICATE OF SERVICE

I certify that on this 20th day of July, 2016, a true copy of the above Response on Pending Civil Litigation was served via e-mail and via First Class Mail on Respondent's counsel:

James R. Michels
Trust Tree Legal, P.C.
1321 Adams St.
Nashville, TN 37208

/s/ Greg Latham
Gregory D. Latham

Lisa Alyn

v.

Southern Land Company, LLC

Response on Pending Civil Litigation

Exhibit 1

U.S. District Court
Middle District of Tennessee (Nashville)
CIVIL DOCKET FOR CASE #: 3:15-cv-00596

Alyn v. Southern Land Company, LLC
Assigned to: District Judge Waverly D. Crenshaw, Jr
Referred to: Magistrate Judge John S. Bryant
Cause: 28:2201 Constitutionality of State Statute(s)

Date Filed: 05/27/2015
Jury Demand: Both
Nature of Suit: 840 Trademark
Jurisdiction: Federal Question

Plaintiff

Lisa Alyn

represented by **Gregory D. Latham**
Intellectual Property Consulting, LLC
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Fax: (504) 322-7184
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ATTORNEY TO BE NOTICED

John P. Nefflen
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ATTORNEY TO BE NOTICED

Thomas K. Potter , III
Burr & Forman, LLP (Nashville Office)
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Fax: (615) 724-3290

ATTORNEY TO BE NOTICED

V.

Defendant

Southern Land Company, LLC

represented by **James R. Michels**
Trust Tree Legal, P.C.
1321 Adams Street
Nashville, TN 37208
(615) 852-8408
Email: randy@trust-tree.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kevin P. Hartley
Trust Tree Legal, P.C.
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(615) 852-8408
Email: kevin@trust-tree.com
ATTORNEY TO BE NOTICED

William C. Ferrell , Jr.
Trust Tree Legal, P.C.
1321 Adams Street
Nashville, TN 37208
(615) 852-8408
Email: bill@trust-tree.com
ATTORNEY TO BE NOTICED

Counter Plaintiff

Southern Land Company, LLC

represented by **James R. Michels**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kevin P. Hartley
(See above for address)
ATTORNEY TO BE NOTICED

William C. Ferrell , Jr.
(See above for address)
ATTORNEY TO BE NOTICED

Counter Defendant

Lisa Alyn

represented by **Gregory D. Latham**
(See above for address)
ATTORNEY TO BE NOTICED

John P. Nefflen
(See above for address)
ATTORNEY TO BE NOTICED

Thomas K. Potter , III
 (See above for address)
ATTORNEY TO BE NOTICED

Counter Plaintiff

Southern Land Company, LLC

represented by **James R. Michels**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kevin P. Hartley
 (See above for address)
ATTORNEY TO BE NOTICED

William C. Ferrell , Jr.
 (See above for address)
ATTORNEY TO BE NOTICED

Counter Defendant

Lisa Alyn

represented by **Gregory D. Latham**
 (See above for address)
ATTORNEY TO BE NOTICED

John P. Nefflen
 (See above for address)
ATTORNEY TO BE NOTICED

Thomas K. Potter , III
 (See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/27/2015	<u>1</u>	COMPLAINT against Southern Land Company, LLC (Filing fee \$400, Receipt number 34675036436), filed by Lisa Alyn. (Attachments: # <u>1</u> Exhibit 1 - Letter dated 10/21/2013, # <u>2</u> Exhibit 2 - Office Actions, # <u>3</u> Exhibit 3 - Response to the two Office Actions, # <u>4</u> Exhibit 4 - National Arbitration Forum Decision, # <u>5</u> Exhibit 5 - Copy of the Ethics Grievance, # <u>6</u> Attachment - SUMMONS ISSUED, # <u>7</u> Attachment - Civil Cover Sheet, # <u>8</u> Attachment - RECEIPT)(dt) (Entered: 05/27/2015)
05/27/2015		Bar status for attorneys Gregory Latham of LA, John Paul Nefflen and Thomas K. Potter, III of TN verified as active this date. (dt) (Entered: 05/27/2015)
05/27/2015		NOTICE TO COUNSEL Gregory Latham: WITHIN 20 DAYS and pursuant to Local Rule 83.01, counsel shall file a motion for admission pro hac vice with a Certificate of Good Standing, signed by the Clerk of a United States District Court where admitted, and pay a fee of \$75.00(dt) (Entered: 05/27/2015)
05/27/2015	<u>2</u>	NOTICE of Corporate Disclosure Statement filing requirement. (dt) (Entered: 05/27/2015)
05/27/2015	<u>3</u>	NOTICE of Initial Case Management Conference set for 7/27/2015 at 9:30 AM before

		Magistrate Judge John S. Bryant. (dt) (Entered: 05/27/2015)
06/01/2015	4	MOTION for attorney(s) Gregory D. Latham to Appear Pro Hac Vice (paid \$75 PHV fee; receipt number 0650-1991876) by Lisa Alyn. (Attachments: # 1 Attachment Latham Certificate of Good Standing)(Nefflen, John) (Entered: 06/01/2015)
06/03/2015	5	SUMMONS returned executed by Lisa Alyn. Southern Land Company, LLC served on 6/2/2015. (Nefflen, John) (Entered: 06/03/2015)
06/16/2015		NOTICE TO COUNSEL: Gregory Latham, Counsel shall file a Certificate of Good Standing, signed by the Clerk of a United States District Court where admitted. (afs) (Entered: 06/16/2015)
06/23/2015	6	NOTICE of Appearance by James R. Michels on behalf of Southern Land Company, LLC (Michels, James) (Entered: 06/23/2015)
06/23/2015	7	NOTICE of Appearance by Kevin P. Hartley on behalf of Southern Land Company, LLC (Hartley, Kevin) (Entered: 06/23/2015)
06/23/2015	8	<i>Southern Land Company's</i> ANSWER to 1 Complaint, , COUNTERCLAIM against Lisa Alyn by Southern Land Company, LLC.(Michels, James) (Entered: 06/23/2015)
06/23/2015	9	NOTICE of Filing by Southern Land Company, LLC re 8 Answer to Complaint, Counterclaim (Michels, James) (Entered: 06/23/2015)
06/24/2015	10	NOTICE of Appearance by William C. Ferrell, Jr on behalf of Southern Land Company, LLC (Ferrell, William) (Entered: 06/24/2015)
06/24/2015	11	NOTICE of Filing by Southern Land Company, LLC of Exhibits to Counterclaim (DE #8) (Attachments: # 1 Exhibit 1 - W WESTHAVEN DESIGN Registration Certificate, # 2 Exhibit 2 - WESTHAVEN Registration Certificate, # 3 Exhibit 3 - Whois Lookup for westhaventn.com, # 4 Exhibit 4 - WESTHAVEN Office Action, # 5 Exhibit 5 - W WESTHAVEN DESIGN Office Action, # 6 Exhibit 6 - WESTHAVEN Office Action Response, # 7 Exhibit 7 - W WESTHAVEN DESIGN Office Action Response, # 8 Exhibit 8 - TMEP 1210.02(a), # 9 Exhibit 9 - Whois lookup for westhavenfranklin.com, # 10 Exhibit 10 - Whois lookup for westhavenfranklin.net, # 11 Exhibit 11 -.com Wikipedia entry, # 12 Exhibit 12 - westhaven franklin Google Search, # 13 Exhibit 13 - westhavenfranklin.com, # 14 Exhibit 14 - UDRP Policy, # 15 Exhibit 15 - NAF Decision, # 16 Exhibit 16 - Southern Land Company's Motion to Compel Discovery, # 17 Exhibit 17 - Order Granting Southern Land Company's Motion to Compel Discovery, # 18 Exhibit 18 - Southern Land Company's Motion for Discovery Sanctions, # 19 Exhibit 19 - Order Granting Southern Land Company's Motion for Discovery Sanctions, # 20 Exhibit 20 - Order Granting Lisa Alyn's Motion to Suspend)(Michels, James) (Entered: 06/24/2015)
06/24/2015	12	CERTIFICATE OF GOOD STANDING of Attorney Gregory D. Latham from the United States District Court for the Eastern of Louisiana filed by Lisa Alyn. (Nefflen, John) (Entered: 06/24/2015)
06/24/2015	13	CORPORATE DISCLOSURE STATEMENT filed by Southern Land Company, LLC. (Michels, James) (Entered: 06/24/2015)
06/24/2015	14	NOTICE of Change of Address by James R. Michels (Michels, James) (Entered: 06/24/2015)
06/25/2015		BAR STATUS FOR ATTORNEY WILLIAM C. FERRELL of TN verified on this date. (am) (Entered: 06/25/2015)
06/25/2015	15	ORDER granting 4 Motion for Gregory D. Latham to Appear Pro Hac Vice. Signed by

		Magistrate Judge John S. Bryant on 6/25/15. (am) (Entered: 06/25/2015)
07/14/2015	16	ANSWER to 8 Answer to Complaint, Counterclaim <i>and Affirmative Defenses to Counterclaims</i> by Lisa Alyn.(Nefflen, John) (Entered: 07/14/2015)
07/15/2015		Note to Filer re DE 16 : Pursuant to Local Rule 5.01, Certificates of Service shall identify by name the person served, what was served, the method of service, and date of service. Please FILE a conformed Certificate of Service for this document. (am) (Entered: 07/15/2015)
07/15/2015	17	CERTIFICATE Certificate of Service filed by Lisa Alyn re 16 Answer to Counterclaim filed by Lisa Alyn. (Nefflen, John) (Entered: 07/15/2015)
07/23/2015	18	PROPOSED CASE MANAGEMENT ORDER filed by Lisa Alyn. (Nefflen, John) (Entered: 07/23/2015)
07/27/2015		Minute Entry for proceedings held before Magistrate Judge John S. Bryant: Initial Case Management Conference held on 7/27/2015. (Tape #2015-19 JSB) (tm) (Entered: 07/27/2015)
07/28/2015	19	INITIAL CASE MANAGEMENT ORDER: Jury Trial set for 1/24/2017 09:00 AM before Senior Judge William J. Haynes Jr. Motion to Amend Pleadings due by 10/30/2015. Discovery due by 4/4/2016. Dispositive Motions due by 8/26/2016. Jury Trial set for 1/24/2017 09:00 AM before Senior Judge William J. Haynes Jr. Pretrial Conference set for 1/9/2017 03:00 PM before Senior Judge William J. Haynes Jr. Signed by Magistrate Judge John S. Bryant on 7/27/15. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(am) (Entered: 07/28/2015)
07/31/2015	20	ORDER: Jury Trial set for 1/24/2017 09:00 AM in Courtroom A859 before Senior Judge William J. Haynes Jr. Pretrial Conference set for 1/9/2017 03:00 PM in Courtroom A859 before Senior Judge William J. Haynes Jr. Joint Proposed Pretrial Order due by 12/30/2016. Signed by Senior Judge William J. Haynes, Jr on 7/30/15. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.) (am) (Entered: 07/31/2015)
09/16/2015	21	MOTION for Preliminary Injunction by Southern Land Company, LLC. (Attachments: # 1 Exhibit A - Proposed Order)(Michels, James) (Entered: 09/16/2015)
09/16/2015	22	MEMORANDUM in Support of 21 MOTION for Preliminary Injunction filed by Southern Land Company, LLC . (Michels, James) (Entered: 09/16/2015)
09/24/2015	23	MOTION for Extension of Time to File <i>Responsive Pleading (UNOPPOSED)</i> by Lisa Alyn. (Nefflen, John) (Entered: 09/24/2015)
09/24/2015	24	ORDER granting 23 Motion for Extension of Time to File Responsive Pleading. Response due by 10/30/15.Signed by Magistrate Judge John S. Bryant on 9/24/15. (am) (Entered: 09/24/2015)
09/25/2015		Note to Filer re DE 23 : Pursuant to Local Rule 5.01, Certificates of Service shall identify by name the person served, what was served, the method of service, and date of service. Please FILE a conformed Certificate of Service for this document. (am) (Entered: 09/25/2015)
09/25/2015	25	CERTIFICATE CONFORMED CERTIFICATE OF SERVICE filed by Lisa Alyn re 23 MOTION for Extension of Time to File <i>Responsive Pleading (UNOPPOSED)</i> filed by Lisa Alyn. (Nefflen, John) (Entered: 09/25/2015)

10/29/2015	26	MOTION for Extension of Time to Amend <i>Pleadings</i> by Lisa Alyn. (Nefflen, John) (Entered: 10/29/2015)
10/29/2015	27	RESPONSE in Opposition re 26 MOTION for Extension of Time to Amend <i>Pleadings</i> filed by Southern Land Company, LLC. (Hartley, Kevin) (Entered: 10/29/2015)
10/30/2015	28	MOTION to Amend/Correct 8 Answer to Complaint, Counterclaim by Southern Land Company, LLC. (Attachments: # 1 Attachment Southern Land Company's First Amended Answer and Counterclaim, # 2 Exhibit 01 to First Amended Answer and Counterclaim - W WESTHAVEN DESIGN Registration Certificate, # 3 Exhibit 02 to First Amended Answer and Counterclaim - WESTHAVEN Registration Certificate, # 4 Exhibit 03 to First Amended Answer and Counterclaim - Whois Lookup for westhaventn.com, # 5 Exhibit 04 to First Amended Answer and Counterclaim - WESTHAVEN Office Action, # 6 Exhibit 05 to First Amended Answer and Counterclaim - W WESTHAVEN DESIGN Office Action, # 7 Exhibit 06 to First Amended Answer and Counterclaim - WESTHAVEN Office Action Response, # 8 Exhibit 07 to First Amended Answer and Counterclaim - W WESTHAVEN DESIGN Office Action Response, # 9 Exhibit 08 to First Amended Answer and Counterclaim - TMEP 1210.02(a), # 10 Exhibit 09 to First Amended Answer and Counterclaim - Whois Lookup for westhavenfranklin.com, # 11 Exhibit 10 to First Amended Answer and Counterclaim - Whois Lookup for westhavenfranklin.net, # 12 Exhibit 11 to First Amended Answer and Counterclaim - Whois Lookup for franklintnwesthaven.com, # 13 Exhibit 12 to First Amended Answer and Counterclaim - Whois Lookup for franklintnwesthaven.net, # 14 Exhibit 13 to First Amended Answer and Counterclaim - Whois lookup for franklinwesthaven.com, # 15 Exhibit 14 to First Amended Answer and Counterclaim - Whois Lookup for franklinwesthaven.net, # 16 Exhibit 15 to First Amended Answer and Counterclaim - Whois Lookup for westhavenfranklinhomes.com, # 17 Exhibit 16 to First Amended Answer and Counterclaim - Whois Lookup for westhavenfranklinhomes.net, # 18 Exhibit 17 to First Amended Answer and Counterclaim - Whois Lookup for westhavenfranklintn.com, # 19 Exhibit 18 to First Amended Answer and Counterclaim - Whois Lookup for westhavenfranklintn.net, # 20 Exhibit 19 to First Amended Answer and Counterclaim - Whois Lookup for westhavenhomesfranklin.com.pdf, # 21 Exhibit 20 to First Amended Answer and Counterclaim - Whois Lookup for westhavenhomesfranklintn.com, # 22 Exhibit 21 to First Amended Answer and Counterclaim - Whois Lookup for westhaventnhomesforsale.com, # 23 Exhibit 22 to First Amended Answer and Counterclaim - Whois Lookup for westhavenweekly.com, # 24 Exhibit 23 to First Amended Answer and Counterclaim - Whois Lookup for propertymanagementwesthaven.com, # 25 Exhibit 24 to First Amended Answer and Counterclaim - Whois Lookup for propertymanagementwesthaven.net, # 26 Exhibit 25 to First Amended Answer and Counterclaim - Whois Lookup for allthingswesthaven.com, # 27 Exhibit 26 to First Amended Answer and Counterclaim - Whois Lookup for allthingswesthaven.net, # 28 Exhibit 27 to First Amended Answer and Counterclaim - Whois Lookup for rentalwesthaven.com, # 29 Exhibit 28 to First Amended Answer and Counterclaim - Whois Lookup for westhaven37064.com, # 30 Exhibit 29 to First Amended Answer and Counterclaim - Whois Lookup for westhavenfranklinhomesforsale.com, # 31 Exhibit 30 to First Amended Answer and Counterclaim - Whois Lookup for westhavenfranklinproperties.com, # 32 Exhibit 31 to First Amended Answer and Counterclaim - Whois Lookup for westhavenfranklinproperties.net, # 33 Exhibit 32 to First Amended Answer and Counterclaim - Whois Lookup for westhavenfranklinrentals.com, # 34 Exhibit 33 to First Amended Answer and Counterclaim - Whois Lookup for westhavenfranklinrentals.net, # 35 Exhibit 34 to First Amended Answer and Counterclaim - Whois Lookup for westhavenpropertymanagement.com, # 36 Exhibit 35 to First Amended Answer and

		Counterclaim - Whois Lookup for westhavenpropertymanagement.net, # 37 Exhibit 36 to First Amended Answer and Counterclaim - Whois Lookup for west-haventn.com, # 38 Exhibit 37 to First Amended Answer and Counterclaim - Whois Lookup for westhaventnrealestate.com, # 39 Exhibit 38 to First Amended Answer and Counterclaim - Whois Lookup for westhaventnrentals.com, # 40 Exhibit 39 to First Amended Answer and Counterclaim - Whois Lookup for westhaventnrentals.net, # 41 Exhibit 40 to First Amended Answer and Counterclaim -.com Wikipedia entry, # 42 Exhibit 41 to First Amended Answer and Counterclaim - westhaven franklin Google Search, # 43 Exhibit 42 to First Amended Answer and Counterclaim - westhavenfranklin.com, # 44 Exhibit 43 to First Amended Answer and Counterclaim - UDRP Policy, # 45 Exhibit 44 to First Amended Answer and Counterclaim - NAF Decision, # 46 Exhibit 45 to First Amended Answer and Counterclaim - Motion to Compel Discovery, # 47 Exhibit 46 to First Amended Answer and Counterclaim - Order Granting Motion to Compel Discovery, # 48 Exhibit 47 to First Amended Answer and Counterclaim - Motion For Discovery Sanctions, # 49 Exhibit 48 to First Amended Answer and Counterclaim - Order Granting Motion For Discovery Sanctions, # 50 Exhibit 49 to First Amended Answer and Counterclaim - Order Granting Motion to Suspend)(Michels, James) (Entered: 10/30/2015)
10/30/2015	29	RESPONSE in Opposition re 21 MOTION for Preliminary Injunction filed by Lisa Alyn. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F)(Latham, Gregory) (Entered: 10/30/2015)
11/04/2015		Note to Filer re DE# 29 : Pursuant to Local Rule 5.01, Certificates of Service shall identify by name the person served, what was served,the method of service, and date of service. Please FILE a conformed Certificate of Service for this document. (am) Modified on 11/4/2015 (am). (Entered: 11/04/2015)
11/05/2015	30	MOTION for Leave to To File Reply In Support of Motion For Preliminary Injunction re 21 MOTION for Preliminary Injunction by Southern Land Company, LLC. (Attachments: # 1 Exhibit A - Proposed Reply in Support of Southern Land Company's Motion for a Preliminary Injunction)(Michels, James) (Entered: 11/05/2015)
11/18/2015	31	ORDER granting 28 Motion to Amend/Correct. Signed by Magistrate Judge John S. Bryant on 11/18/15. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(am) (Entered: 11/18/2015)
11/23/2015	32	AMENDED ANSWER to, COUNTERCLAIM against Southern Land Company, LLC by Southern Land Company, LLC. (Attachments: # 1 Exhibit 1- Westhaven Registration Certificate, # 2 Exhibit 2- Westhaven Registration Certificate, # 3 Exhibit 3- Whois Lookup for westhaven.com, # 4 Exhibit 4- Westhaven Office Action, # 5 Exhibit 5- Westhaven Design Office Action, # 6 Exhibit 6- Westhaven Design Office Action Response, # 7 Exhibit 7- Westhaven Office Action Response, # 8 Exhibit 8- Temp 1210.02 (A), # 9 Exhibit 9- Whois Lookup for westhavenfranklin.com, # 10 Exhibit 10-Whois Lookup westhavenfranklin.net (1), # 11 Exhibit 11- Whois Lookup for franklinwesthaven.net, # 12 Exhibit 12- Whois Lookup for franklintnwesthaven.net, # 13 Exhibit 13- Whois Lookup for franklinwesthaven.com, # 14 Exhibit 14- Whois Lookup for franklinwesthaven.net, # 15 Exhibit 15- Whois Lookup for westhavenfranklintn.com, # 16 Exhibit 16- Whois Lookup for westhavenfranklinhomes.net, # 17 Exhibit 17- Whois Lookup for westhavenfranklintn.com, # 18 Exhibit 18- Whois Lookup for westhavenfranklintn.net, # 19 Exhibit 19- Whois Lookup for westhavenhomesfranklin.com, # 20 Exhibit 20- Whois Lookup for westhavenhomesfranklintn.com, # 21 Exhibit 21- Whois Lookup for westhavenhomesforsale.com, # 22 Exhibit 22- Whois Lookup for westhavenweekly.com, # 23 Exhibit 23- Whois Lookup for propertymanagementwesthaven.com, # 24 Exhibit 24-

		Whois Lookup for propertymanagementwesthaven.net, # 25 Exhibit Whois Lookup for allthingswesthaven.com, # 26 Exhibit 26- Whois Lookup for allthingswesthaven.net, # 27 Exhibit 27- rentalswesthaven.com, # 28 Exhibit 28- Whois Lookup for westhaven37064.com, # 29 Exhibit Whois Lookup for westhavenfranklinhomesforsale.com, # 30 Exhibit 30-Whois Lookup for westhavenfranklinproperties.com, # 31 Exhibit 31- Whois Lookup for westhavenfranklinproperties.net, # 32 Exhibit Whois Lookup westhavenfranklinrentals.com, # 33 Exhibit Whois Lookup for westhavenfranklinrentals.net, # 34 Exhibit Whois Lookup for westhavenpropertymanagement.com, # 35 Exhibit 35- Whois Lookup for westhavenpropertymanagement.net, # 36 Exhibit Whois Lookup westhaventn.com, # 37 Exhibit 37- westhaventnrealestate.com, # 38 Exhibit 38- Whois Lookup westhavenrentals.com, # 39 Exhibit 39- Whois Lookup for westhaventrentals.net, # 40 Exhibit 40- com Wikipedia entry, # 41 Exhibit 41- westhaven franklin Google search, # 42 Exhibit 42- westhavenfranklin.com, # 43 Exhibit 43- UDRP Policy, # 44 Exhibit 44- NAF Decision, # 45 Exhibit 45- Motion To Compel Discovery, # 46 Exhibit 46- Order Granting Motion To Compel, # 47 Exhibit 47- Motion For Discovery SanctionA, # 48 Exhibit 48- Order Granting Motion For Discovery Sanction, # 49 Exhibit 49- U.S. Patent and Trademark Order)(am) Modified Text on 12/7/2015 (am). (Attachment 11 replaced on 12/7/2015) (am). (Attachment 33 replaced on 12/7/2015) (am). (Entered: 11/23/2015)
11/24/2015	33	Transcript filed (Initial Case Management Conference) for date of July 27, 2015 before Judge John S. Bryant. Court Reporter/Transcriber: Roxann Harkins, 615-403-8314, roxann_harkins@tnmd.uscourts.gov. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. IT IS THE RESPONSIBILITY OF COUNSEL TO REVIEW THE TRANSCRIPT AND REQUEST REDACTION OF CONTENT CLASSIFIED AS PRIVATE UNDER THE NOTICE TO MEMBERS OF THE BAR, ELECTRONIC AVAILABILITY OF TRANSCRIPTS OF COURT PROCEEDINGS, EFFECTIVE MAY 5, 2008, AVAILABLE ON THE COURT'S WEBSITE UNDER THE CM-ECF LINK at: http://www.tnmd.uscourts.gov/files/20091201Notice_to_the_Bar_Transcripts.pdf . Intent to Request Transcript Redaction due 12/1/2015. Redaction Request due 12/15/2015. Redacted Transcript Deadline set for 12/28/2015. Release of Transcript Restriction set for 2/22/2016. (RH) (Entered: 11/24/2015)
11/30/2015	34	MOTION for Leave to <i>File First Amended Complaint</i> by Lisa Alyn. (Attachments: # 1 Attachment Amended Complaint, # 2 Exhibit 1 - Cease and Desist Letter, # 3 Exhibit 2 - Office Actions, # 4 Exhibit 3 - Responses to Office Actions, # 5 Exhibit 4 - Decision, # 6 Exhibit 5 - Ethics Grievance)(Potter, Thomas) (Entered: 11/30/2015)
12/09/2015	35	ANSWER to 1 Complaint, <i>AND AFFIRMATIVE DEFENSES TO FIRST AMENDED COUNTERCLAIMS</i> by Lisa Alyn.(Nefflen, John) (Entered: 12/09/2015)
12/18/2015	36	ORDER granting 34 Motion for Leave to File First Amended Complaint. Signed by Magistrate Judge John S. Bryant on 12/18/15. (am) (Entered: 12/18/2015)
12/18/2015	37	FIRST AMENDED COMPLAINT against Southern Land Company, LLC, filed by Lisa Alyn. (Attachments: # 1 Exhibit 1- Cease and Desist Letter, # 2 Exhibit 2- Office Actions, # 3 Exhibit 3- Responses to Office Actions, # 4 Exhibit 4- Decision, # 5 Exhibit 5- Ethcis Grievance)(am) (Entered: 12/18/2015)
12/18/2015	38	ANSWER to 37 Amended Complaint, , COUNTERCLAIM against Lisa Alyn by Southern Land Company, LLC. (Attachments: # 1 Exhibit 01 - W WESTHAVEN

		DESIGN Registration Certificate, # 2 Exhibit 02 - WESTHAVEN Registration Certificate, # 3 Exhibit 03 - Whois Lookup for westhaventn.com, # 4 Exhibit 04 - WESTHAVEN Office Action, # 5 Exhibit 05 - W WESTHAVEN DESIGN Office Action, # 6 Exhibit 06 - WESTHAVEN Office Action Response, # 7 Exhibit 07 - W WESTHAVEN DESIGN Office Action Response, # 8 Exhibit 08 - TMEP 1210.02(a), # 9 Exhibit 09 - Whois Lookup for westhavenfranklin.com, # 10 Exhibit 10 - Whois Lookup for westhavenfranklin.net, # 11 Exhibit 11 - Whois Lookup for franklintwesthaven.com, # 12 Exhibit 12 - Whois Lookup for franklintwesthaven.net, # 13 Exhibit 13 - Whois lookup for franklinwesthaven.com, # 14 Exhibit 14 - Whois Lookup for franklinwesthaven.net, # 15 Exhibit 15 - Whois Lookup for westhavenfranklinhomes.com, # 16 Exhibit 16 - Whois Lookup for westhavenfranklinhomes.net, # 17 Exhibit 17 - Whois Lookup for westhavenfranklintn.com, # 18 Exhibit 18 - Whois Lookup for westhavenfranklintn.net, # 19 Exhibit 19 - Whois Lookup for westhavenhomesfranklin.com, # 20 Exhibit 20 - Whois Lookup for westhavenhomesfranklintn.com, # 21 Exhibit 21 - Whois Lookup for westhaventnhomesforsale.com, # 22 Exhibit 22 - Whois Lookup for westhavenweekly.com, # 23 Exhibit 23 - Whois Lookup for propertymanagementwesthaven.com, # 24 Exhibit 24 - Whois Lookup for propertymanagementwesthaven.net, # 25 Exhibit 25 - Whois Lookup for allthingswesthaven.com, # 26 Exhibit 26 - Whois Lookup for allthingswesthaven.net, # 27 Exhibit 27 - Whois Lookup for rentalwesthaven.com, # 28 Exhibit 28 - Whois Lookup for westhaven37064.com, # 29 Exhibit 29 - Whois Lookup for westhavenfranklinhomesforsale.com, # 30 Exhibit 30 - Whois Lookup for westhavenfranklinproperties.com, # 31 Exhibit 31 - Whois Lookup for westhavenfranklinproperties.net, # 32 Exhibit 32 - Whois Lookup for westhavenfranklinrentals.com, # 33 Exhibit 33 - Whois Lookup for westhavenfranklinrentals.net, # 34 Exhibit 34 - Whois Lookup for westhavenpropertymanagement.com, # 35 Exhibit 35 - Whois Lookup for westhavenpropertymanagement.net, # 36 Exhibit 36 - Whois Lookup for westhaventn.com, # 37 Exhibit 37 - Whois Lookup for westhaventnrealestate.com, # 38 Exhibit 38 - Whois Lookup for westhaventrentals.com, # 39 Exhibit 39 - Whois Lookup for westhaventrentals.net, # 40 Exhibit 40 - Whois Lookup for westhavenfranklin.com, # 41 Exhibit 41 - .com Wikipedia entry, # 42 Exhibit 42 - westhaven franklin Google Search, # 43 Exhibit 43 - westhavenfranklin.com, # 44 Exhibit 44 - UDRP Policy, # 45 Exhibit 45 - NAF Decision, # 46 Exhibit 46 - Motion to Compel Discovery, # 47 Exhibit 47 - Order Granting Motion to Compel Discovery, # 48 Exhibit 48 - Motion For Discovery Sanctions, # 49 Exhibit 49 - Order Granting Motion For Discovery Sanctions, # 50 Exhibit 50 - Order Granting Motion to Suspend)(Michels, James) (Entered: 12/18/2015)
12/21/2015	39	MOTION for Judgment on the Pleadings by Southern Land Company, LLC. (Michels, James) (Entered: 12/21/2015)
12/21/2015	40	MEMORANDUM in Support of 39 MOTION for Judgment on the Pleadings filed by Southern Land Company, LLC . (Michels, James) (Entered: 12/21/2015)
12/28/2015	41	MOTION for Extension of Time to File Response/Reply <i>EXPEDITED MOTION TO EXTEND RESPONSIVE PLEADING DEADLINE</i> by Lisa Alyn. (Latham, Gregory) (Entered: 12/28/2015)
12/28/2015	42	RESPONSE in Opposition re 41 MOTION for Extension of Time to File Response/Reply <i>EXPEDITED MOTION TO EXTEND RESPONSIVE PLEADING DEADLINE</i> filed by Southern Land Company, LLC. (Attachments: # 1 Exhibit A - December 1, 2015 Letter from Latham to Michels, # 2 Exhibit B - November 3, 2015 E-mail Chain Regarding Extension of Deadline to Respond to Discovery)(Hartley, Kevin) (Entered: 12/28/2015)

01/05/2016	43	ORDER granting 41 Motion To Extend Responsive Pleading Deadline. Signed by Senior Judge William J. Haynes, Jr on 1/4/16. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(am) (Entered: 01/05/2016)
01/07/2016	44	Answer to Second Amended Counterclaims Against Lisa Alyn ANSWER to 38 Answer to Amended Complaint, Counterclaim,,,,,,,,,,,,,,,,,,,,,,,,,,,,, by Lisa Alyn.(Latham, Gregory) (Entered: 01/07/2016)
01/08/2016		Note to Filer re DE# 44 : Pursuant to Local Rule 5.01, Certificates of Service shall identify by name the person served, what was served, the method of service, and date of service. Please FILE a conformed Certificate of Service for this document. (am) (Entered: 01/08/2016)
01/08/2016	45	CERTIFICATE Service filed by Lisa Alyn re 44 Answer to Counterclaim filed by Lisa Alyn. (Latham, Gregory) (Entered: 01/08/2016)
01/08/2016	46	ORDER denying as moot 26 Motion for Extension of Time for Amendment of Pleadings. Signed by Senior Judge William J. Haynes, Jr on 1/7/15. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(am) (Entered: 01/08/2016)
01/11/2016	47	ORDER granting 30 Motion for Leave to File Reply In Support Of Southern Land Company's Motion For A Preliminary Injunction. This motion is granted. Signed by Senior Judge William J. Haynes, Jr on 1/11/16. (am) Modified Text on 1/11/2016 (am). (Entered: 01/11/2016)
01/11/2016	48	REPLY IN SUPPORT OF SOUTHERN LAND COMPANY re 21 Motion for Preliminary Injunction filed by Southern Land Company, LLC. (am) (Entered: 01/11/2016)
01/18/2016	49	RESPONSE in Opposition re 39 MOTION for Judgment on the Pleadings filed by Lisa Alyn. (Latham, Gregory) (Entered: 01/18/2016)
01/21/2016	50	MOTION for Judgment on the Pleadings on <i>Southern Land Company's Claims Against Lisa Alyn</i> by Southern Land Company, LLC. (Michels, James) (Entered: 01/21/2016)
01/21/2016	51	MEMORANDUM in Support of 50 MOTION for Judgment on the Pleadings on <i>Southern Land Company's Claims Against Lisa Alyn</i> filed by Southern Land Company, LLC . (Michels, James) (Entered: 01/21/2016)
01/28/2016	52	MOTION for Leave to leave to file reply in support of Southern Land's motion for judgment on the pleadings on Lisa Alyn's claims re 39 MOTION for Judgment on the Pleadings by Southern Land Company, LLC. (Attachments: # 1 Exhibit A - Proposed Reply in Support of Southern Land's Motion for Judgment on the Pleadings on Alyn's Claims, # 2 Attachment to Proposed Reply - Embarcadero Technologies, Inc. v. Delphix Corp., Cancellation No. 92055153 and Opposition No. 91197762 (January 21, 2016)) (Michels, James) (Entered: 01/28/2016)
02/05/2016	53	RESPONSE in Opposition re 50 MOTION for Judgment on the Pleadings on <i>Southern Land Company's Claims Against Lisa Alyn</i> filed by Lisa Alyn. (Attachments: # 1 Exhibit A)(Nefflen, John) (Entered: 02/05/2016)
02/09/2016	54	ORDER granting 52 Motion for Leave to File Reply In Support of Motion For Judgment on the Pleadings on Ms. Alyn's Claims. Signed by Senior Judge William J. Haynes, Jr on 2/8/16. (am) (Entered: 02/09/2016)
02/09/2016	55	REPLY MEMORANDUM in Support of 39 MOTION for Judgment on the Pleadings On

		Ms. Alyn's Claims filed by Southern Land Company, LLC. (Attachments: # <u>1</u> Attachment Reply Embarcadero Technologies, Inc. v. Delphix Corp.)(am) (Entered: 02/09/2016)
02/11/2016	<u>56</u>	MOTION for Leave to to file reply in support of motion for judgment on the pleadings on Southern Land's claims re <u>50</u> MOTION for Judgment on the Pleadings <i>on Southern Land Company's Claims Against Lisa Alyn</i> by Southern Land Company, LLC. (Attachments: # <u>1</u> Exhibit A - Proposed Reply in Support of Motion for Judgment on the Pleadings on Southern Land's Claims)(Michels, James) (Entered: 02/11/2016)
02/16/2016	<u>57</u>	Joint MOTION for Protective Order by Lisa Alyn. (Attachments: # <u>1</u> Attachment Proposed Order)(Latham, Gregory) (Entered: 02/16/2016)
02/17/2016	<u>58</u>	ORDER granting <u>56</u> Motion for Leave to File Reply In Support of Motion For Judgment On The Pleadings On Southern Land's Claims. Signed by Magistrate Judge John S. Bryant on 2/17/16. (am) (Entered: 02/17/2016)
02/17/2016	<u>59</u>	REPLY MEMORANDUM in Support of <u>50</u> MOTION for Judgment on the Pleadings on Southern Land Company's Claims Against Lisa Alyn filed by Southern Land Company, LLC. (am) (Entered: 02/17/2016)
02/18/2016	<u>60</u>	ORDER granting <u>57</u> Motion for Protective Order. Signed by Senior Judge William J. Haynes, Jr on 2/17/16. (am) (Entered: 02/18/2016)
02/18/2016	<u>61</u>	STIPULATED PROTECTIVE ORDER. Signed by Senior Judge William J. Haynes, Jr on 2/17/16. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(am) Modified Text on 2/25/2016 (am). (Entered: 02/18/2016)
03/18/2016	<u>62</u>	Joint MOTION for Extension of Time to Complete Discovery <i>and File Discovery Motions and Request for Expedited Ruling</i> by Lisa Alyn. (Latham, Gregory) (Entered: 03/18/2016)
03/18/2016	<u>63</u>	ORDER granting <u>62</u> Motion for Extension of Time to Complete Discovery. Signed by Magistrate Judge John S. Bryant on 3/18/16. (am) (Entered: 03/18/2016)
04/07/2016	<u>64</u>	Joint MOTION for Extension of Time to Complete Discovery <i>and Request for Expedited Ruling</i> by Lisa Alyn. (Latham, Gregory) (Entered: 04/07/2016)
04/13/2016	<u>65</u>	ORDER REASSIGNING CASE. Case reassigned to Waverly D. Crenshaw, Jr for all further proceedings. Senior Judge William J. Haynes, Jr no longer assigned to case. Signed by Chief Judge Kevin H. Sharp on 4/13/16. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(am) (Entered: 04/13/2016)
04/19/2016	<u>66</u>	MOTION for attorney(s) Stephen M. Kepper to Appear Pro Hac Vice (paid \$75 PHV fee; receipt number 0650-2187183) by Lisa Alyn. (Attachments: # <u>1</u> Attachment Certificate of Good Standing)(Nefflen, John) (Entered: 04/19/2016)
04/19/2016	<u>67</u>	ORDER granting <u>66</u> Motion for Stephen M. Kepper to Appear Pro Hac Vice. Signed by Magistrate Judge John S. Bryant on 4/19/16. (am) (Entered: 04/19/2016)
04/19/2016		BAR STATUS FOR ATTORNEY STEPHEN M. KEPPEL of LA verified active on this date. (am) (Entered: 04/19/2016)
04/26/2016	<u>68</u>	ORDER granting <u>64</u> Motion for Extension of Time to Complete Discovery. Signed by Magistrate Judge John S. Bryant on 4/26/16. (am) (Main Document 68 replaced on 4/26/2016) (am). (Entered: 04/26/2016)
05/06/2016	<u>69</u>	MOTION to Compel <i>Adequate Privilege Log</i> by Lisa Alyn. (Attachments: # <u>1</u> Attachment

		Memorandum in Support, # <u>2</u> Exhibit 1 - Declaration of Stephen Kepper, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E)(Latham, Gregory) (Entered: 05/06/2016)
05/09/2016		Docket Annotation: At DE <u>69</u> , counsel failed to include the mandatory description of the attached exhibits. The exhibits shall be RESUBMITTED by filing a Notice of Filing and attaching the exhibits with the mandatory brief description. (EXAMPLE: Attachements: # 1 Exhibit 1 Police Report dated 1/1/06, #(2) Exhibit 2 Unreported Case Smith v. Jones). (am) (Entered: 05/09/2016)
05/11/2016	<u>70</u>	NOTICE of Filing by Lisa Alyn re <u>69</u> MOTION to Compel <i>Adequate Privilege Log</i> (Attachments: # <u>1</u> Exhibit A - Southern Land Company, LLC's Privilege Log, # <u>2</u> Exhibit B - April 15, 2016 Letter from Stephen Kepper to counsel for Southern Land Company, LLC, # <u>3</u> Exhibit C - April 20, 2016 E-mail from Stephen Kepper to counsel for Southern Land Company, LLC, # <u>4</u> Exhibit D - Proposed Joint Written Statement, # <u>5</u> Exhibit E - April 20, 2016 E-mail from Randy Michels to Stephen Kepper)(Latham, Gregory) (Entered: 05/11/2016)
05/17/2016	<u>71</u>	MOTION for Extension of Time to Complete Discovery <i>and Request for Expedited Ruling</i> by Lisa Alyn. (Attachments: # <u>1</u> Exhibit A - May 12, 2016 correspondence to Southern Land, # <u>2</u> Exhibit B - Settlement Conference Order from USDC of Connecticut)(Latham, Gregory) (Entered: 05/17/2016)
05/18/2016		Note to Filer re DE# <u>71</u> : This document is a scanned document; scanning should only be used for documents not created on your computer. This document does not need to be re-filed unless otherwise directed by the Court. (am) (Entered: 05/18/2016)
05/18/2016	<u>72</u>	ORDER: Jury Trial set for 1/24/2017 09:00 AM in Courtroom A859 before District Judge Waverly D. Crenshaw Jr. Pretrial Conference set for 1/9/2017 03:00 PM in Courtroom A859 before District Judge Waverly D. Crenshaw Jr. Exhibit List due by 1/2/2017. Witness List due by 1/2/2017. Joint Proposed Pretrial Order due by 1/2/2017. Signed by District Judge Waverly D. Crenshaw, Jr on 5/18/16. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(am) (Entered: 05/18/2016)
05/19/2016	<u>73</u>	ORDER: This case is REFERRED to the Magistrate Judge for customized case management in accordance with Local Rule 16.01. The parties shall develop a plan for resolution of the case that includes at least two independent attempts to resolve the case. The first attempt shall occur within 90 days of the initial case management conference and the second attempt shall occur before the deadline for filing dispositive motions. The parties are encouraged to consider the Alternative Dispute Resolution options provided in Local Rule 16.02 through 16.07. This case shall be set for trial upon completion of the initial case management conference by order of the District Judge in accordance with the procedures of Local Rule 16.01(d)(5). Signed by District Judge Waverly D. Crenshaw, Jr on 5/19/16. (am) (Entered: 05/19/2016)
05/23/2016	<u>74</u>	RESPONSE in Opposition re <u>69</u> MOTION to Compel <i>Adequate Privilege Log</i> filed by Southern Land Company, LLC. (Attachments: # <u>1</u> Exhibit A - Third Amended Privilege Log, # <u>2</u> Exhibit B - May 5, 2016 email from Randy Michels to Stephen Kepper, # <u>3</u> Exhibit C - May 6, 2016 email from Randy Michels to Stephen Kepper)(Michels, James) (Entered: 05/23/2016)
05/26/2016	<u>75</u>	MOTION to Ascertain Status of Motions, or, Alternatively, Motion to Set Settlement Conference re <u>71</u> , <u>69</u> by Lisa Alyn. (Latham, Gregory) (Entered: 05/26/2016)
06/03/2016	<u>76</u>	RESPONSE in Opposition re <u>71</u> MOTION for Extension of Time to Complete Discovery

		<i>and Request for Expedited Ruling</i> filed by Southern Land Company, LLC. (Michels, James) (Entered: 06/03/2016)
06/13/2016	<u>77</u>	RESPONSE to Motion re <u>75</u> MOTION to Ascertain Status of Motions, or, Alternatively, Motion to Set Settlement Conference re <u>71</u> , <u>69</u> filed by Southern Land Company, LLC. (Michels, James) (Entered: 06/13/2016)

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