

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

MBA/vw

Mailed: February 3, 2010

Opposition No. 91156005

Opposition No. 91156138

Fox Entertainment Group,
Inc. and Twentieth Century
Fox Film Corp.

v.

Ivy Silberstein

Michael B. Adlin, Interlocutory Attorney:

Applicant is directed to the Board's July 20, 2009 consolidation order. As stated therein, the Board file is maintained in Opposition No. **91156005** as the "parent" case. As a general rule, from the date of consolidation, only one copy of any submission should be filed, in only Opposition No. 91156005.

On January 5, 2010 applicant filed with the Board a copy of his responses to opposer's interrogatories and requests for production which were apparently served on counsel for opposer. However, requests for discovery, responses thereto, and materials or depositions obtained through the discovery process should not be filed with the Board except when submitted: (1) with a motion relating to discovery; or (2) in support of or response to a motion for

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summary judgment; or (3) under a notice of reliance during a party's testimony period; or (4) as exhibits to a testimony deposition; or (5) in support of an objection to proffered evidence on the ground that the evidence should have been, but was not, provided in response to a request for discovery. The Board may return discovery papers or materials filed under other circumstances. See 37 CFR §2.120(j)(8); and TBMP §413 and authorities cited therein. In view thereof, applicant responses will be given no consideration. Dates remain as previously set.
