

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

dmd

Mailed: January 30, 2006

Opposition No. 91164272

Danjaq, LLC

v.

Vegas Clothing LLC

**Denise M. DelGizzi, Paralegal Specialist**

Now before the board are applicant's responses to interrogatories filed with the Board on December 2, 2005, and the parties' stipulation that testimony may be submitted in affidavit form, filed December 20, 2005.

Applicant is advised that:

[r]equests for discovery, responses thereto, and materials or depositions obtained through the discovery process should not be filed with the Board except when submitted with a motion relating to discovery, or in support of or response to a motion for summary judgment, or under a notice of reliance during a party's testimony period. Paper or materials filed in violation of this paragraph may be returned by the Board.

Trademark Rule 2.120(j)(8).

Accordingly, applicant's interrogatory responses will be disregarded by the Board, and shall not be considered of

record by the parties for any purpose, unless hereafter properly submitted.<sup>1</sup>

The parties' stipulation that testimony may be submitted in affidavit form, filed December 20, 2005, is granted. See Trademark Rule 2.123(b).

Trial dates remain as set in the Board's January 6, 2006 order.

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<sup>1</sup> To avoid the additional burden to the Board, we will not return applicant's papers in this case.