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

Proceeding	91183857
Party	Defendant Paige Hamilton
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Attachments	51199_ReplyMotionCompelDiscovery.pdf (2 pages)(27658 bytes)

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

In the matter of
Trademark Application Serial Nos. 77/159,559
and 77/977,668

For the mark: PAIGE HAMILTON DESIGN
Published in Official Gazette on April 1, 2008

PREMIUM DENIM, LLC, Opposer
v.
PAIGE HAMILTON, Applicant

Opposition No. 91183857

REPLY IN SUPPORT OF MOTION TO COMPEL DISCOVERY

Pursuant to Fed. R. Civ. P. 37 and 37 C.F.R. §§ 2.116 and 2.120(e), Applicant **Paige Hamilton** (“Applicant”), by her attorney, submits the following reply in support of her motion that Opposer **Premium Denim** (“Opposer”) be required to respond to Applicant’s First Set of Requests for Production of Documents and Things.

Applicant maintains the facts and positions set forth in her moving papers. By this reply, Applicant notes that as of today’s date, Applicant has not received an opposition to the motion by the Opposer. Neither has Applicant seen that an opposition to the motion has been filed with the TTAB. By Applicant’s calculation, an opposition was due by July 2, 2012.

Based upon the lack of an opposition to the motion by Opposer and pursuant to 37 C.F.R. §2.127(a), Applicant requests that the Board treat the motion to compel as conceded.

/Michael A. DiNardo/

Dated: July 5, 2012

Michael A. DiNardo
KELLY & KELLEY, LLP
Attorneys for Applicant, Paige Hamilton

CERTIFICATE OF SERVICE

I hereby certify that on July 5, 2012, I caused a copy of the attached **REPLY IN SUPPORT OF MOTION TO COMPEL DISCOVERY** to be served on counsel for Opposer, via U.S. first class mail, postage prepaid, as follows:

Rod S. Berman, Esq.
Jessica Bromal, Esq.
Jeffer Mangels Butler & Marmaro LLP
1900 Avenue of the Stars, 7th Floor
Los Angeles, CA 90067

Dated: July 5, 2012

/Nancy Hoover/

Nancy Hoover
For Kelly & Kelley, LLP