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

Proceeding	91185925
Party	Defendant Save Your World, L.L.C.
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Submission	Other Motions/Papers
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Date	01/22/2009
Attachments	Initial Disclosure 1.pdf (1 page)(1108926 bytes) Initial Disclosure 2.pdf (1 page)(1108926 bytes) Initial Disclosure 3.pdf (1 page)(1108926 bytes)

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

RAINFOREST CAFE, INC.)	
)	Opposition No. 91185925
Opposer,)	
)	Serial No.: 77/270,643
v.)	
)	
SAVE YOUR WORLD, L.L.C.)	
)	
Applicant)	

APPLICANT'S INITIAL DISCLOSURES

Applicant, Save Your World, L.L.C., by and through its attorney hereby submits its initial disclosures pursuant to Rule 26(a)(1) of the Federal Rules of Civil Procedure.

These initial disclosures are based on information reasonably available to Applicant as of the date hereof. Applicant reserves the right to modify or supplement these initial disclosures if additional information becomes available.

Applicant's disclosures identify information and documents that it may use to support its claims or defenses in this action. Applicant's initial disclosures are made without waiving:

- (1) the right to object on the grounds of competency, privilege, relevancy and materiality, hearsay, or any other proper ground, to the use of any such information, for any purpose, in whole or in part, in any subsequent proceedings in this action or any other action; and
- (2) the right to object on any and all grounds, at any time, to any other discovery request or proceeding involving or relating to the subject matter of these initial disclosures.

1. **WITNESSES (Fed. R. Civ. P. 26(a)(1)(A)(i)**

Pursuant to Rule 26(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Applicant discloses the following individuals who are likely to have discoverable information:

Scott Cecil
P.O. Box 745
Short Hills, New Jersey 07078
Tel: 862-596-0390
Subject of information: information related to Applicant's mark, RAINFOREST MALL, marketing, distribution and sales activities

Kim Eidson
528 Kilkare Road
Sunol, California 94586
Tel: 510-586-8353
Subject of information: information related to Applicant's mark, RAINFOREST MALL, marketing, distribution and sales activities

Jason Myers
967 Alternate A1A N, Ste #1
Jupiter, Florida 33477
Tel: 503-706-3466
Subject of information: information related to Applicant's mark, RAINFOREST MALL, website usage of mark and other Internet-related information

Applicant reserves the right to supplement this list as discovery progresses.

2. **DOCUMENTS AND TANGIBLE THINGS (Fed. R. Civ. P.**

26(a)(1)(A)(ii)

Pursuant to Rule 26(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, Applicant identifies the following documents, electronically stored information, data compilations and tangible things (collectively "Documents") which might be used to support its claims or defenses:

Documents relative to Applicant's use of the RAINFOREST MALL mark and sale, marketing, advertising and promotion of the RAINFOREST MALL mark are maintained at Applicant's headquarters, off-site storage facilities and/or Applicant's computer servers.

Applicant reserves the right to supplement this list as discovery progresses.

3. **COMPUTATION OF DAMAGES (Fed. R. Civ. P. 26(a)(1)(A)(iii)**

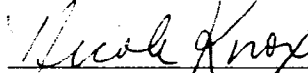
Not applicable.

4. **COMPUTATION OF DAMAGES (Fed. R. Civ. P. 26(a)(1)(A)(iv)**

There is no applicable insurance agreement to Applicant's present knowledge.

Dated: January 22, 2009

Respectfully submitted



Nicole Knox, Esquire

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Attorney for Applicant Save Your World, L.L.C.

CERTIFICATE OF SERVICE

It is hereby certified that a true and correct copy of the foregoing ANSWER TO NOTICE OF OPPOSITION was served upon Opposer's counsel of record this 22nd day of January, 2009 by sending the same via UPS courier, as follows: Sandra Epp Ryan, Faegre & Benson LLP, 2200 Wells Fargo Center, 90 South Seventh Street, Minneapolis, MN 55402.



Nicole Knox