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

Proceeding	91187342
Party	Defendant PACIFIC RIM MARKETING INC
Correspondence Address	PACIFIC RIM MARKETING INC 1306 VIA TORNASOL APTOS, CA 95003-5654 UNITED STATES fred@pacrim-marketing.com
Submission	Other Motions/Papers
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Date	02/03/2010
Attachments	Initial Disclosure001.pdf (2 pages)(134553 bytes)

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

In the Matter of Application Serial No. 78/615932
Published in the Official Gazette of June 3, 2008

) Opposition No. 9118742
)
Sean P Combs)
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 Opposer,)
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 VS.)
)
)
Pacific Rim Marketing)
)
)
 Applicant,)

APPLICANT'S DISCLOSURE

1. Pacific Rim Marketing, Applicant filed for the mark ididdy on April 25, 2005 for class 9 with application number 78/615932

USPTO Examining Attorney requested that Pacific Rim Marketing be more specific in the class of goods for which it was applying for the mark, ididdy.

On November 28, 2005, Pacific Rim Marketing amended the application to limit the scope for the Class 9 mark to "Headphones and cases specially adapted for MP3 players, cell phones and video disc players." per the request of the Examining Attorney.
2. Notice of Publication dated November 14, 2008
3. Registration #3488624 issued August 19, 2008
4. Registration Withdrawn October 20, 2008 due to Notice of Opposition filed on behalf of Sean Combs within their stated period to oppose our mark.

5. The Opposer's mark, "P.Diddy" application number 76268455, registration number 3109611 was issued on June 27, 2006. This is well after our application for ididdy, and our request for International Class 9, specifically limited to "Headphones and cases specially adapted for MP3 players, cell phones and video disc players."
6. Opposer's registration mark 3109611 P.Diddy does not include the categories under class 9 "Headphones and cases specially adapted for MP3 players, cell phones and video disc players" that applicant has filed for with application for the ididdy mark. See attached Registration Certificate 3109611.

7. Opposer filed for the additional mark "Diddy", on August 11, 2005. Application 78690920. This application was suspended on December 18, 2006, until the resolution of application

78615932, for ididdy, which contains items similar or the same as the Opposer has filed for under the "Diddy" mark application, 78690920.

8. Applicant's applied for mark is for, "Headphones and cases specially adapted for MP3 players, cell phones and video disc players." Applicant does not believe that application 78/615932 for the applied for mark infringes on Opposer's P.Diddy mark 3109611, as Opposer did not request these categories in his application or seek to amend his mark to include them.

Respectfully submitted,



Fred Scherrer
/fred Scherrer 1024/
February 2, 2010

Confirmation of Proof of Service to Opposer

This will confirm that the Opposer Sean Puffy Combs as represented by

Fross Zelnick Lehrman & Zissu, P.C.
866 United Nations Plaza
New York, NY 10017
UNITED STATES
rbecker@frosszelnick.com

The undersigned hereby certifies that a true and correct copy of the foregoing Initial Disclosure was served upon Opposer by forwarding said copy, via email, to Mr. Robert Becker, at the email address rbecker@frosszelnick.com on February 3, 2010



Fred Scherrer
/fred scherrer 1024/