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

Proceeding	91194379
Party	Defendant Adeena Weiss d/b/a Skinny Munch Corp.
Correspondence Address	ADEENA WEISS 14870 SW 76 COURT PALMETTO BAY, FL 33158 UNITED STATES adeenajw@aol.com
Submission	Other Motions/Papers
Filer's Name	Adeena J. Weiss
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Date	05/31/2011
Attachments	initial disclosure skinny munch.pdf ( 4 pages )(104402 bytes )

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

In the matter of Trademark Application No. 77/780, 921  
For the Mark of SKINNY MUNCH - Int. Class 30  
Filed on July 14, 2009  
Published on December 1, 2009

CORNFIELDS, INC.,	)	
	)	
Opposer,	)	
	)	Opposition No. 91194379
v.	)	
	)	
ADEENA WEISS,	)	
d/b/a SKINNY MUNCH CORP.,	)	
	)	
Applicant.	)	

**APPLICANT'S INITIAL DISCLOSURE**

Now comes Applicant, Adeena J. Weiss, Pro Se, and for her Rule 26(a)(1)(A)-(B) disclosure, states as follows:

1. As to lay witnesses as defined by Rule 26(a)(1) Applicant states as follows:

**ANSWER:**

Adeena Weiss  
14870 SW 76 Court  
Miami, FL 33158  
Telephone 312.437.9347

Subject of Testimony: Applicant will testify, including but not limited to, the nature of her product intended to be used with the name Skinny Munch, that there is no risk of confusion to the consumer, that the mark "Skinny" has not acquired distinctiveness nor secondary meaning solely associate with Cornfields and the frivolous nature of Cornfields' opposition. Applicant will also produce packaging of Cornfields products, namely "Skinny Stix" and "Skinny Minis".

Phyllis Cretors (or current president/owner of Cornfields)

Cornfields Inc.  
3898 Sunset Avenue  
Waukegan, IL 60085  
Telephone 847.263.7000

Subject of Testimony: Applicant anticipates that Cretors will testify, including but not limited to, the nature of Cornfields' products, the ingredients contained in Cornfields' products, the manner in which the mark "Skinny" is used, the products which bare the mark "Skinny", the circumstances surrounding the registration of the mark "Skinny", and the packaging of "Skinny Stix" and "Skinny Minis".

Cornfields Director of Product Development  
Cornfields Inc.  
3898 Sunset Avenue  
Waukegan, IL 60085  
Telephone 847.263.7000

Subject of Testimony: Applicant anticipates that he/she will testify, including but not limited to, the nature of Cornfields' products, the manner in which the mark "Skinny" is used, the products which bare the mark "Skinny", the circumstances surrounding the registration of the mark "Skinny", and the packaging of "Skinny Stix" and "Skinny Minis".

Cornfields Director of Marketing  
Cornfields Inc.  
3898 Sunset Avenue  
Waukegan, IL 60085  
Telephone 847.263.7000

Subject of Testimony: Applicant anticipates that he/she will testify, including but not limited to, the nature of Cornfields' products, the manner in which the mark "Skinny" is used, the products which bare the mark "Skinny", the circumstances surrounding the registration of the mark "Skinny", and the packaging of "Skinny Stix" and "Skinny Minis".

Applicant hereby adopts and incorporates any and all witnesses disclosed by Opposer. Applicant reserves the right to amend this disclosure at the close of discovery and in accordance with TTAB order.

2. As to independent expert witnesses as defined by Rule 26(a), defendant states as follows:

- (a) Furnish the identity and address of each independent expert witness who will testify at trial and state the subjects on which the independent expert will testify at trial.
- (b) Please also state the opinions you expect to elicit at trial from each independent expert witness identified in 2(a) above.

**ANSWER:** See Rule 26 (a) expert disclosure filed on or before September 27, 2011, in accordance with TTAB order.

Applicant hereby adopts and incorporates any and all witnesses disclosed by Opposer. Applicant reserves the right to amend this disclosure at the close of discovery and in accordance with TTAB order.

3. As to controlled expert witnesses as defined by Rule 26(a), defendant states as follows:

- (a) Furnish the identity and address of each controlled expert witness who will testify at trial and please also state whether such witness is the party, the party's current employee or the party's retained expert.
- (b) For each controlled expert witness identified in 3(a) above, please state or provide as follows:
  - (i) The subject matter on which the witness is expected to testify at trial.
  - (ii) The conclusion and opinions of the witness and the bases therefore that will be testified on at trial.
  - (iii) The qualifications of the witness, including a curriculum vitae and/or resume, if any.
  - (iv) Any reports of the witness regarding this case.

**ANSWER:** See Rule 26 (a)(2)(b) expert disclosure filed on or before September 27, 2011, in accordance with TTAB order.

Applicant hereby adopts and incorporates any and all witnesses disclosed by Opposer. Applicant reserves the right to amend this disclosure at the close of discovery and in accordance with TTAB order.

Respectfully submitted,

By: \_\_\_\_\_  
By: /s/ Adeena J. Weiss, Pro Se

Date: May 31, 2011

Adeena J. Weiss, Applicant, Pro Se  
14870 SW 76 Court  
Miami, FL 33158  
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**CERTIFICATE OF SERVICE**

The undersigned, an attorney, deposes and states that she has caused a true and correct copy of the foregoing APPLICANT'S INITIAL DISCLOSURE was served by deposit with the United States Postal Service, First Class, upon:

Richard B. Biagi  
Jeremy M. Roe  
NEAL & MCDEVITT, LLC  
1776 Ash Street  
Northfield, IL 60093  
Tel: 847.441.9100  
Fax: 847.441.0911

on this 31 day of May, 2011.

By: /s/ Adeena J. Weiss, Applicant