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

Proceeding	91215200
Party	Plaintiff House of Bryant Publications, LLC
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Signature	/Scott M. Douglass/
Date	05/06/2015
Attachments	HOB Reply to Gburg Respo_v2.pdf(22328 bytes)

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

Mark: **ROCKY TOP SPORTS WORLD**
Application Serial No.: 86/032,822

Mark: **ROCKY TOP SPORTS WORLD GATLINBURG, TN and
Design**
Application Serial No.: 86/032,809

HOUSE OF BRYANT PUBLICATIONS, LLC)
Opposer,) **Opposition No. 91215200**
)
v.)
)
THE CITY OF GATLINBURG)
Applicant.)

**OPPOSER’S REPLY TO APPLICANT’S RESPONSE TO OPPOSER’S MOTION TO
COMPEL**

House of Bryant does not intend disrespect to Gatlinburg’s counsel and is sympathetic to Gatlinburg’s counsel’s health issues and family emergencies. Nonetheless, House of Bryant still has not received supplementation of the requested documents, nor has it received revised versions of the responses to the discovery requests. Even when Gatlinburg informed House of Bryant of complications leading to the delay of production, Gatlinburg did not indicate that such complications would cause discovery production to be substantially delayed and did not request a specific extension on its discovery deadlines.

House of Bryant needs full cooperation in the discovery process and believes Gatlinburg also wishes to cooperate. Therefore, although House of Bryant initially requested that the Board order production and supplementation by Gatlinburg within five days, House of Bryant is willing to allow up to thirty days for such supplementation.

Additionally, in light of the pending motion to extend deadlines, House of Bryant also requests that the current scheduling order, which was stayed pursuant to D.E. 19, be amended as follows:

Event	Current Date	Proposed New Date: <i>No sooner than...</i>
Expert Disclosures Due	3/23/2015	6/5/15
Discovery Closes	4/22/2015	7/6/15
Plaintiff's Pretrial Disclosures	6/6/2015	9/4/15
Plaintiff's 30-day Trial Period Ends	7/21/2015	10/19/15
Defendant's Pretrial Disclosures	8/5/2015	11/4/15
Defendant's 30-day Trial Period	Ends 9/19/2015	Ends 12/18/15
Plaintiff's Rebuttal Disclosures	10/4/2015	1/4/16
Plaintiff's 15-day Rebuttal Period	Ends 11/3/2015	Ends 1/19/16

REQUEST FOR RELIEF

In light of the parties' desire to resolve this dispute, House of Bryant amends and reiterates its request for relief as follows:

1. ORDER Gatlinburg to produce all responsive documents within thirty (30) days;
2. ORDER Gatlinburg to withdraw all objections to the merits of the discovery requests served on it;
3. REQUIRE Gatlinburg to supplement or respond to all outstanding requests within thirty (30) days;
4. NOTIFY Gatlinburg that further refusal to comply strictly with discovery requirements will result in sanctions, including default judgment.

Respectfully submitted:

/Scott M. Douglass/

Edward D. Lanquist, Jr.

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been mailed via
United States Postal Service, Express Mail, this 6th day of May, 2015, to:

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/Scott M. Douglass/