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

Proceeding	91222391
Party	Plaintiff S&G Hampton Sun LLC
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Date	12/07/2017
Attachments	12.7.17 - Objections to HG Evidence.pdf(217891 bytes )



Registrant's Exhibit 5 – Exhibit 5, in part, includes copies of emails which are characterized by Registrant as, “a small sample of back up emails with [a third party manufacturer] discussing the project.” Thompson Decl., Para. 10. To the extent that Registrant's Exhibit 5 includes emails or other documents that have been produced during discovery, such documents are required to be submitted under a Notice of Reliance. (*See* TBMP § 704.11). No such Notice of Reliance was offered or submitted to the Board by Registrant in connection with these materials.

Registrant's Exhibit 6 – Exhibit 6 is comprised of copies of website pages that purport to show Registrant's distribution channels. Thompson Decl., Para. 11. Printed publications, both traditional and internet materials, are required to be submitted under a Notice of Reliance. (*See* 37 C.F.R. §2.122(e); TBMP § 704.08). No such Notice of Reliance was offered or submitted to the Board by Registrant in connection with these materials.

Registrant's Exhibit 7 – Exhibit 7 purports to be a copy of a cease and desist letter sent from Petitioner to Registrant. Thompson Decl., Para. 12. Documents that have been produced during discovery are required to be submitted under a Notice of Reliance. (*See* TBMP § 704.11). No such Notice of Reliance was offered or submitted to the Board by Registrant in connection with these materials.

Registrant's Exhibit 11 – Exhibit 11 purports to be a trademark search report conducted by or on behalf of Registrant. Thompson Decl., Para. 14. Documents that have been produced during discovery are required to be submitted under a Notice of Reliance. (*See* TBMP § 704.11). No such Notice of Reliance was offered or submitted to the Board by Registrant in connection with these materials.

Registrant's Exhibit 13 – Exhibit 13 purports to be a copy of Petitioner's Responses and Objections to Registrant's First Requests for Admission. Thompson Decl., Para. 16. Responses to Requests for Admission are required to be submitted under a Notice of Reliance. (*See* 37 C.F.R. §2.120(k); TBMP § 704.10). No such Notice of Reliance was offered or submitted to the Board by Registrant in connection with these materials.

Registrant's Exhibit 14 – Exhibit 14 purports to be a copy of a pages from a third-party website. Printed publications, including internet materials, are required to be submitted under a Notice of Reliance. (*See* 37 C.F.R. §2.122(e); TBMP § 704.08). No such Notice of Reliance was offered or submitted to the Board by Registrant in connection with these materials.

Dated: December 7, 2017  
New York, New York

Respectfully submitted,

/Keith E. Sharkin/  
Keith E. Sharkin  
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Attorneys for Petitioner

**CERTIFICATE OF SERVICE**

I hereby certify that on December 7, 2017 I caused a true and correct copy of the foregoing PETITIONER'S OBJECTIONS TO EVIDENCE INTRODUCED BY REGISTRANT IN CONNECTION WITH REGISTRANT'S TRIAL TESTIMONY DECLARATION to be served by email upon Registrant:

Rachel Thompson  
Hamptons Glow, LLC  
rachel@hamptonglow.com

*/David A. Jones/*  
David A. Jones