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Filing date: **11/30/2018**

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

Proceeding	91224000
Party	Defendant Tour Management Services, Inc.
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Submission	Defendant's Notice of Taking Testimony
Filer's Name	Edward T. Fenno
Filer's email	efenno@fennolaw.com, tgeel@fennolaw.com
Signature	/Edward T. Fenno/
Date	11/30/2018
Attachments	FL LI TOU001-2 1055 Notice of Election to Cross-Examine Collins.pdf(16343 bytes ) FL LI TOU001-2 1056 Notice of Election to Cross-Examine Cummings.pdf(16490 bytes ) FL LI TOU001-2 1057 Notice of Election to Cross-Examine Appelbaum.pdf(16351 bytes ) FL LI TOU001-2 1058 Notice of Election to Cross-Examine Borden.pdf(16358 bytes )

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

SPIRITLINE CRUISES, LLC,

Opposer,

v.

TOUR MANAGEMENT  
SERVICES, INC.,

Applicant.

Opposition No. 91224000

Mark: CHARLESTON HARBOR TOURS

Serial No.: 86334681

Published in the Official Gazette

05/26/2015

**NOTICE OF ELECTION TO CROSS-EXAMINE BRIAN COLLINS**

Please take notice that Applicant, Tour Management Services, Inc. (“Applicant”), pursuant to TBMP 702.02, TBMP 703.01(e) and 37 CFR § 2.123(c), elects to exercise its right to orally cross-examine Brian Collins, Owner of Sandlapper Tours, Inc., whose testimony was filed via Affidavit on November 13, 2018 in ESTTA934634 by Opposer, SpiritLine Cruises, LLC (“Opposer”). Applicant’s counsel will contact Opposer’s counsel to discuss their making Brian Collins available for cross-examination.

*(Signature on following page)*

Respectfully submitted,  
FENNO LAW FIRM, LLC

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November 30, 2018  
Charleston, South Carolina

ATTORNEY FOR APPLICANT  
TOUR MANAGEMENT SERVICES, INC.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing *Notice of Election to Cross-Examine Brian Collins* was served upon counsel for Opposer, this the 30th day of November, 2018 by sending the same by first class mail, postage prepaid, and by electronic mail to:

Philip Summa  
Rebeca Harasimowicz  
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**NOTICE OF ELECTION TO CROSS-EXAMINE ABIGAIL CUMMINGS**

Please take notice that Applicant, Tour Management Services, Inc. (“Applicant”), pursuant to TBMP 702.02, TBMP 703.01(e) and 37 CFR § 2.123(c), elects to exercise its right to orally cross-examine Abigail Cummings, a self-employed individual hired to conduct a search of the Internet Archive, whose testimony was filed via Affidavit on November 13, 2018 in ESTTA934634 by Opposer, SpiritLine Cruises, LLC (“Opposer”). Applicant’s counsel will contact Opposer’s counsel to discuss their making Abigail Cummings available for cross-examination.

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I hereby certify that a true copy of the foregoing *Notice of Election to Cross-Examine Abigail Cummings* was served upon counsel for Opposer, this the 30th day of November, 2018 by sending the same by first class mail, postage prepaid, and by electronic mail to:

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**NOTICE OF ELECTION TO CROSS-EXAMINE GLEN APPELBAUM**

Please take notice that Applicant, Tour Management Services, Inc. (“Applicant”), pursuant to TBMP 702.02, TBMP 703.01(e) and 37 CFR § 2.123(c), elects to exercise its right to orally cross-examine Glen Appelbaum, founder of Geechie Girl LLC, whose testimony was filed via Affidavit on November 13, 2018 in ESTTA934634 by Opposer, SpiritLine Cruises, LLC (“Opposer”). Applicant’s counsel will contact Opposer’s counsel to discuss their making Glen Appelbaum available for cross-examination.

*(Signature on following page)*

Respectfully submitted,  
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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing *Notice of Election to Cross-Examine Glen Appelbaum* was served upon counsel for Opposer, this the 30th day of November, 2018 by sending the same by first class mail, postage prepaid, and by electronic mail to:

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**NOTICE OF ELECTION TO CROSS-EXAMINE CAROLE BORDEN**

Please take notice that Applicant, Tour Management Services, Inc. (“Applicant”), pursuant to TBMP 702.02, TBMP 703.01(e) and 37 CFR § 2.123(c), elects to exercise its right to orally cross-examine Carole Borden, co-owner of AquaSafaris, Inc., whose testimony was filed via Affidavit on November 16, 2018 in ESTTA935562 by Opposer, SpiritLine Cruises, LLC (“Opposer”). Applicant’s counsel will contact Opposer’s counsel to discuss their making Carole Borden available for cross-examination.

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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing *Notice of Election to Cross-Examine Carole Borden* was served upon counsel for Opposer, this the 30th day of November, 2018 by sending the same by first class mail, postage prepaid, and by electronic mail to:

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November 30, 2018