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Filing date: **02/16/2018**

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

Proceeding	91237714
Party	Plaintiff The Storm King School
Correspondence Address	Amber L. Camio Rider, Weiner & Frankel P.C. 655 Little Britain Road New Windsor, NY 12553 UNITED STATES Email: acamio@riderweiner.com , MMatsler@riderweiner.com
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Signature	/Michael J Matsler/
Date	02/16/2018
Attachments	executed Opposer initial disclosure 2-16-18 with cert of svc.pdf(130980 bytes)

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

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THE STORM KING SCHOOL,	Opposition No. 91237714
v	Serial No. 87159860
KING SCHOOL, INC.	Mark: KING SCHOOL
Applicant.	Filed: September 2, 2016
X	Published: September 12, 2017

PLEASE TAKE NOTICE that, pursuant to Rule 26(a)(1) of the Federal Rules of Civil Procedure and §401.02 of the Trademark Trial and Appeal Board Manual of Procedure, Opposer The Storm King School states as follows:

I. Persons believed to have discoverable information that Opposer may use to support its claims.

1. Ray Hecht, Assistant Headmaster for Finance and Chief Financial Officer, c/o of The Storm King School, located at 314 Mountain Road, Cornwall-on-Hudson, County of Orange, State of New York and may be reached via the undersigned legal counsel. Mr. Hecht will testify regarding The Storm King School's services, channels of commerce and trade, client and customer bases, trademark history, use of its name and marks, confusion engendered by Applicant's similar name and services; the importance of The Storm King School's marks, and The Storm King School's marketing and advertising programs.

2. Jonathan Lamb, Headmaster, c/o The Storm King School, located at 314 Mountain Road, Cornwall-on-Hudson, County of Orange, State of New York and may be reached via the undersigned legal counsel. Mr. Lamb will testify regarding The Storm King School's history, educational programs, strategies for attracting and retaining students, outreach to parents and families, and the importance of The Storm King School's marks.

3. Toni Scherrer, Associate Director of Admissions, c/o The Storm King School, located at 314 Mountain Road, Cornwall-on-Hudson, County of Orange, State of New York and may be reached via the undersigned legal counsel. Ms. Scherrer will testify regarding student demographics, statistics and topics related to admissions.

4. Marek Pramuka, Assistant Head of School for Admissions and Marketing, c/o The Storm King School, located at 314 Mountain Road, Cornwall-on-Hudson, County of Orange, State of New York and may be reached via the undersigned legal counsel. Mr. Pramuka will testify regarding The Storm King School's advertising and marketing programs, media and data.

II. Documents which Opposer May Use to Support its Claims in this Case.

Documents contained in the Opposer's files consisting of Opposer's U.S. Registration Number 4282273; U.S. Registration Number 4282277; U.S. Registration Number 4279237; Office Action issued by U.S.P.T.O. December 22, 2016; Applicant's response dated June 22, 2017; June 28, 2017 e-mail to Examining Attorney Aaron Rosenthal sent on behalf of Opposer; the Opposer's 2017-2018 Handbook; Applicant's 2017 Upper School Curriculum Guide; Applicant's website statements and history; data from Google Advertising campaigns sampling of 876 IP addresses from individuals who visited Opposer's website; Applicant's article relating to boarding services in the future, all of which were annexed to Opposer's opposition dated November 9, 2017.

III. Computation of Damages Claimed by Plaintiff. Opposer The Storm King School has not as of this date calculated its damages that would be sustained should Applicant be granted its requested trademark.

IV. Insurance.

Not applicable.

V. Amendments.

Opposer reserves the right to supplement, amend or modify its initial disclosures under Fed. R. Civ. Pro. 26 and the Trademark Trial and Appeal Board Manual of Procedure.

Dated: February 16, 2018
New Windsor, NY

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By:



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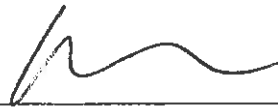
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CERTIFICATE OF SERVICE

I certify that a true and accurate copy of the foregoing Initial Disclosures Pursuant to Federal Rules of Civil Procedure 26(a)(1) and §401.02 of the Trademark Trial and Appeal Board Manual of Procedure has been served on the following Attorney of Record and Correspondent for KING SCHOOL, INC. as listed on the Trademark Status & Document Retrieval (TSDR) website of the United States Patent and Trademark Office by emailing (service by email having previously been approved) said copy on February 16, 2018, to:

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