

ESTTA Tracking number: **ESTTA1135571**

Filing date: **05/21/2021**

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

Proceeding	91263671
Party	Plaintiff Wolfgang Puck and Wolfgang Puck Licensing LLC
Correspondence Address	ROBERT S CHAPMAN SAUER & WAGNER LLP 1801 CENTURY PARK EAST SUITE 1150 LOS ANGELES, CA 90067 UNITED STATES Primary Email: rchapman@swattys.com Secondary Email(s): Gbarchie@swattys.com 310-712-8100
Submission	Other Motions/Submissions
Filer's Name	Robert S. Chapman
Filer's email	rchapman@swattys.com, gbarchie@swattys.com, cyang@swattys.com
Signature	/RSC/
Date	05/21/2021
Attachments	Opposers Wolfgang Pucks and Wolfgang Puck Licensing LLCs Expert Disclosure Statement.PDF(175355 bytes)

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

In the Matter of Application Serial No. 79263615

Published in the Official Gazette of March 17, 2020

WOLFGANG PUCK and
WOLFGANG PUCK LICENSING
LLC,

Opposers,

v.

WOLFGANG JOOP,

Applicant.

Proceeding No. 91263671

**OPPOSERS WOLFGANG
PUCK'S AND WOLFGANG
PUCK LICENSING LLC'S
EXPERT DISCLOSURE
STATEMENT**


TO THE TRADEMARK TRIAL AND APPEAL BOARD AND APPLICANT
WOLFGANG JOOP AND HIS COUNSEL OF RECORD:

Pursuant to TBMP § 401.03 (2020) and 37 C.F.R. § 2.120(a)(2)(iii),
Opposers Wolfgang Puck and Wolfgang Puck Licensing LLC (“Opposers”) hereby
provide notice that (1) they have retained and intend to use Hal Poret to provide
expert testimony in the above-captioned proceeding regarding the level of fame of
the mark WOLFGANG PUCK among consumers of the services covered by U.S.
Application No. 79263615 filed by Applicant Wolfgang Joop, and whether the

mark THE WOLFGANG in connection with the services covered by U.S. Application No. 79263615 is likely to cause confusion with respect to the WOLFGANG PUCK marks, and (2) Opposers have timely identified Mr. Poret as a retained expert witness and provided complete disclosures to Applicant Wolfgang Joop as required under Rule 26(a)(2) of the Federal *Rules of Civil Procedure*.

Respectfully submitted,
SAUER & WAGNER LLP

Dated: May 21, 2021

By: 
Robert S. Chapman (Cal. Bar No. 70428)
rchapman@swattys.com
SAUER & WAGNER LLP
1801 Century Park East, Suite 1150
Los Angeles, CA 90067
Telephone: (310) 712-8100
Facsimile: (310) 712-8108

Attorneys for Opposers
Wolfgang Puck and Wolfgang Puck
Licensing LLC

PROOF OF SERVICE

I am employed in the County of Los Angeles, California. I am over the age of 18 years and not a party to the within action. My business address is 1801 Century Park East, Suite 1150, Los Angeles, CA 90067.

On May 21, 2021, I served the foregoing document(s) described as: **OPPOSERS WOLFGANG PUCK'S AND WOLFGANG PUCK LICENSING LLC'S EXPERT DISCLOSURE STATEMENT** on the interested party(ies) in this action, addressed as follows:

Julie A. Katz
Katz Group LLC
1711 N. Hermitage Ave.
Chicago, IL 60622
julie@katzgroupllc.com

- I am readily familiar with the business practice for collection and processing of correspondence for mailing within the United States Postal Service. I know that the correspondence is deposited with the United States Postal Service on the same day this declaration was executed in the ordinary course of business. I know that the envelope was sealed and with postage thereon fully prepaid, placed for collection and mailing on this date, following ordinary business practices in the United States mailed at Los Angeles, California.
- By email, I caused the above-referenced document(s) to be transmitted to the party(ies) listed above.
- By personal service, I delivered such envelope by hand to the offices of the addressee(s) noted above.

Executed this 21st day of May 2021 at Los Angeles, California.

- (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.
- (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.



Candace Yang