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Filing date: **11/14/2022**

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

Proceeding no.	91273570
Party	Plaintiff Electric Lady, LLC
Correspondence address	LAURA A. GENOVESE K & G LAW LLC 602 S. BETHLEHEM PIKE, BLDG B AMBLER, PA 19002 UNITED STATES Primary email: lgenovese@kassgen.com Secondary email(s): lsantoro@kassgen.com 267-468-7961
Submission	Opposition/Response to Motion
Filer's name	Leigha R. Santoro
Filer's email	lsantoro@kassgen.com
Signature	/Leigha R. Santoro/
Date	11/14/2022
Attachments	Brief in Response to Motion to Extend - signed.pdf(2773584 bytes) Exhibits to Brief in Response to Motion to Extend.pdf(5488924 bytes)

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

Electric Lady, LLC,	:	Opposition No. 91273570 (parent case)
	:	Serial No. 90/612,814
	:	Filed: March 30, 2021
Opposer,	:	Published: December 14, 2021
	:	Mark: ELECTRIC LADIES
	:	
v.	:	and
	:	
	:	Opposition No. 91274301
Joan Bryna Michelson,	:	Serial No. 90/669,076
	:	Filed: April 24, 2021
Applicant.	:	Published: January 25, 2022
	:	Mark: ELECTRIC LADIES
	:	

**OPPOSER’S OPPOSITION TO APPLICANT’S MOTION TO EXTEND DISCOVERY
PERIOD AND MODIFY THE SCHEDULING ORDER**

Electric Lady, LLC (“Opposer”) hereby opposes the Motion to Extend Discovery Period and Modify the Scheduling Order of Joan Bryna Michelson (“Applicant”).

I. Statement of Facts

Opposer filed Opposition No. 91273570 on December 21, 2021. 1 TTABVUE (Opp. No. 91273570). The Board issued a Notice of Institution and Scheduling Order the same day, setting the deadline for Applicant to file an Answer as January 30, 2022. 2 TTABVUE (Opp. No. 91273570) at 3. Applicant did not meet this deadline, and a Notice of Default was issued on February 10, 2022. 4 TTABVUE (Opp. No. 91273570). On March 14, 2022, Applicant filed a Motion for Relief from Entry of Default Judgment, claiming she had medical issues that were “stabilized” and that “she is now fully able to contribute in the defense of her application.” 5 TTABVUE (Opp. No. 91273570) at 2.

Opposer filed Opposition No. 91274301 on February 2, 2022. 1 TTABVUE (Opp. No. 91274301). The Board issued a Notice of Institution and Scheduling Order the same day, setting the deadline for Applicant to file an Answer as March 14, 2022. 2 TTABVUE (Opp. No. 91274301) at 3. Applicant filed an Answer on March 14, 2022. 4 TTABVUE (Opp. No. 91274301).

On April 15, 2022, the Board consolidated these proceedings and issued a Scheduling Order whereby initial disclosures were due June 5, 2022; discovery opened on May 6, 2022; and discovery closed on November 2, 2022. 7 TTABVUE at 3.¹ Applicant waited until October 4, 2022, only twenty-nine days before the close of discovery, to serve discovery requests on Opposer, and Applicant did not serve initial disclosures on Opposer until October 25, 2022. As set forth below, Applicant's Motion should be denied because Applicant did not timely serve initial disclosures, and Applicant has failed to show good cause for the extension.

II. Applicant's Initial Disclosures Were Untimely

Under Trademark Rule 2.120(a)(3), "a party must make its initial disclosures prior to seeking discovery." T.B.M.P. § 403.02. Parties are required to serve initial disclosures no later than thirty days after the opening of the discovery period. Trademark Rule 2.120(a)(2). "A party has no obligation to respond to the merits of an untimely request for discovery, nor is a party obliged to respond to the merits of discovery when initial disclosures have not been served." T.B.M.P. § 403.01 (citing 37 C.F.R. § 2.120(a)(3)); *see also Dating DNA, LLC v. Imagini Holdings, LLC*, 94 U.S.P.Q.2d 1889, 1893 (T.T.A.B. 2010) (stating service of initial disclosures is a prerequisite to taking discovery).

¹ For the remainder of this Brief, references to documents on TTABVUE refer to those entries in the Parent Case, Opp. No. 91273570.

Not only did Applicant fail to serve initial disclosures before the due date set by the Board in this proceeding, but Applicant's untimely discovery requests were served prior to Applicant's untimely initial disclosures. Pursuant to the Board's Scheduling Order, the parties' reciprocal initial disclosures were due by June 5, 2022, and discovery was open from May 6, 2022 to November 2, 2022. Opposer promptly served its initial disclosures and initial discovery requests on May 6, 2022. *See* Exhibit A. Opposer reminded Applicant on June 23, 2022 that Applicant's initial disclosures were past due. *See* Exhibit B. Applicant did not serve initial disclosures until October 25, 2022, *see* Exhibit C, after being alerted by Counsel for Opposer that Opposer objected to Applicant's October 4, 2022 discovery requests as being untimely. *See* Exhibit D.

In *Dating DNA, LLC v. Imagini Holdings, LLC*, 94 U.S.P.Q.2d 1889 (T.T.A.B. 2010), the Board found the delay in serving initial disclosures was significant when the opposer did not serve its initial disclosures until after it was informed by the applicant that doing so was a prerequisite to discovery. 94 U.S.P.Q.2d at 1892. The Board noted that had the opposer referenced the rules related to disclosures and discovery mentioned in the order instituting the proceeding, "it would have known of its obligation long prior to being informed of it by applicant." *Id.* at 1892 n.4 This factor weighed against the reopening of discovery. *Id.* at 1892. Similarly, Applicant in this case was made aware of the deadline for initial disclosures and the rules related to disclosures and discovery by the Board's Scheduling Order issued on April 15, 2022 and by Opposer on June 23, 2022, but Applicant did not serve initial disclosures until October 25, 2022, just eight days before the close of discovery. *See* Exhibits B and C.

Notably, Applicant claims to be "pro se, representing herself." 8 TTABVUE at 2. However, Applicant has claimed attorney-client privilege, submitting an incomplete privilege log

to Opposer. *See* Exhibit E. If Applicant is indeed working with an attorney, that attorney must be identified and should have informed Applicant of the rules and deadlines related to initial disclosures and the discovery process. *See Crayton v. Rochester Med. Corp.*, 1:07-CV-1318 OWW GSA (E.D. Cal. May 5, 2010) (stating that the plaintiff's privilege argument failed, in part, because he has "failed to provide the Court with authority that the attorney client privilege applies in this case since Plaintiff is representing himself pro se").

Opposer respectfully requests that the Motion to Reopen Discovery be denied because Applicant did not serve initial disclosures timely, nor did Applicant serve initial disclosures prior to serving discovery requests.

III. Applicant's Discovery Requests Were Untimely, and Applicant Has Not Shown Good Cause As To Why Discovery Should Be Reopened

Even if Applicant had served initial disclosures prior to discovery requests, the discovery requests themselves were untimely. Discovery must be served "early enough . . . so that responses will be due no later than the close of discovery." *Estudi Moline Dissey, S.L. v. BioUrn Inc.*, 123 U.S.P.Q.2d 1268, 1270 (T.T.A.B. 2017). "A party may not wait until the waning days of the discovery period to serve his discovery requests or notices of deposition and then be heard to complain that he needs an extension of the discovery period in order to take additional discovery." *Luehrmann v. Kwik Kopy Corp.*, 2 U.S.P.Q.2d 1303, 1305 (T.T.A.B. 1987); *Nat'l Football League v. DNH Mgmt. LLC*, 85 U.S.P.Q.2d 1852, 1854 (T.T.A.B. 2008) ("When, as in this case, a party does not serve written discovery requests until the final day of discovery . . . , a motion to extend discovery will ordinarily be denied."); *Luemme Inc. v. D.B. Plus Inc.*, 53 U.S.P.Q.2d 1758, 1760-61 (T.T.A.B. 1999) (denying motion to extend discovery where petitioner served its first set of interrogatories and document requests on the last possible day of the discovery period).

The appropriate standard for allowing an extension of discovery prior to the expiration of the term is “good cause.” *Trans-High Corp. v. JFC Tobacco Corp.*, 127 U.S.P.Q.2d 1175, 1176-77 (T.T.A.B. 2018) (citing *Estudi Moline Dissey*, 123 U.S.P.Q.2d at 1271 n.6) (stating that “a party wishing to serve discovery requests at a point in the discovery period when the last day for responding to the requests would fall after the close of discovery may seek an extension of the discovery period when appropriate and if it can establish good cause for the extension”); *see also Nat’l Football League*, 85 U.S.P.Q.2d at 1854; Fed. R. Civ. P. 6(b); T.B.M.P. § 509.

The Board will carefully scrutinize motions to extend the discovery period in determining whether good cause has been shown. *Luemme Inc.*, 53 U.S.P.Q.2d at 1760. Generally, the Board is liberal in granting extensions of time before the specified period has elapsed, so long as the moving party has not been guilty of negligence or bad faith and the privilege of extensions is not abused. *Trans-High Corp.*, 127 U.S.P.Q.2d 1176-77 (citing *Am. Vitamin Prods., Inc. v. Dowbrands Inc.*, 22 U.S.P.Q.2d 1313, 1314 (TTAB 1992)). However, “[m]ere delay in initiating discovery does not constitute good cause for an extension of the discovery period.” T.B.M.P. § 403.04; *see Trans-High Corp.*, 127 U.S.P.Q.2d 1176 (citing *Luehrmann*, 2 U.S.P.Q.2d at 1305).

In *Luemme Inc. v. D.B. Plus Inc.*, 53 U.S.P.Q.2d 1758 (T.T.A.B. 1999), the Board found the plaintiff’s allegedly busy travel schedule did not necessitate the extension; rather, the need for the extension resulted from plaintiff’s delay and lack of diligence during the set discovery period. 53 U.S.P.Q.2d at 1760-61. In contrast, in *Trans-High Corp. v. JFC Tobacco Corp.*, 127 U.S.P.Q.2d 1175 (T.T.A.B. 2018), good cause was demonstrated, and the request to extend the deadlines was warranted, due to delays as a result of a hurricane in Puerto Rico and delays caused by the holiday season. 127 U.S.P.Q.2d at 1177.

Here, as in *Luemme Inc.*, Applicant claims a busy travel schedule and twelve medical appointments between May 5, 2022 and October 21, 2022 support good cause for reopening the discovery period. Applicant relies on *Societa Per Azioni Chianti Ruffino Esportazione Vinicola Toscana v. Colli Spolentini Spoletoducali SCRL*, 59 U.S.P.Q.2d 1383 (T.T.A.B. 2001) as being instructive in this case. 8 TTABVUE at 4-5. Applicant's reliance on this case is misplaced as Applicant is not an attorney and was not dealing with other litigation matters to warrant a finding of good cause for an extension of time. Rather, Applicant—who is working with an attorney in this case—was traveling or attending appointments for only a portion of the discovery period. 8 TTABVUE.

Applicant needed to serve discovery requests no later than October 3, 2022 for Opposer to have the full thirty days to respond by November 2, 2022, the closing date of the discovery period. Applicant did not serve discovery requests until October 4, 2022, *see* Exhibit F, and Applicant has admitted that she did not timely serve discovery requests, 8 TTABVUE at 2. A busy travel schedule is not good cause sufficient to warrant an extension of discovery. *See Luemme Inc. v. D.B. Plus Inc.*, 53 U.S.P.Q.2d 1758 (T.T.A.B. 1999). Notably, Applicant was not traveling for the entire first month of the discovery period, and in fact, her first trip did not occur until after initial disclosures were due on June 5, 2022. 8 TTABVUE at 4 (stating first trip was from June 12, 2022 to June 18, 2022). “Mere delay in initiating discovery does not constitute good cause for an extension of the discovery period.” T.B.M.P. § 403.04; *see Trans-High Corp.*, 127 U.S.P.Q.2d at 1176 (citing *Luehrmann*, 2 U.S.P.Q.2d at 1305).

Further Applicant claims she “has not requested any other extensions of time” in this matter. 8 TTABVUE at 5. Applicant did not file an Answer on time and requested relief from the Entry of Default Judgment, effectively requesting an extension of time to Answer the

Opposition. 5 TTABVUE. Further, Applicant did not respond timely to Opposer's first set of discovery requests, and Opposer consented to allowing Applicant to respond at a later date. *See* Exhibit G.² Applicant claimed she was "fully able to contribute in the defense of her application," *see* 5 TTABVUE at 2, and now she is claiming she needs an extension due to her travels. 8 TTABVUE. "Clearly, [Applicant's] claimed need for an extension of discovery is the product solely of [Applicant's] unwarranted delay in initiating discovery." *Nat'l Football League*, 85 U.S.P.Q.2d at 1855.

IV. Conclusion

"The moving party retains the burden of persuading the Board that it was diligent in meeting its responsibilities and should therefore be awarded additional time." *Nat'l Football League*, 85 U.S.P.Q.2d at 1854 (citing *Sunkist Growers, Inc. v. Benjamin Ansehl Co.*, 229 U.S.P.Q. 147 (T.T.A.B. 1985)). Applicant has not met that burden in this case.

For the foregoing reasons, Opposer respectfully requests that the Board deny Applicant's Motion.

Dated: November 14, 2022

Respectfully submitted,



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COUNSEL FOR OPPOSER

² Applicant's responses to Opposer's second set of discovery requests were also untimely, and no extension was requested for same.

CERTIFICATE OF SERVICE

I hereby certify that on November 14, 2022 a true and correct copy of the foregoing document was served via electronic mail on the following:

Applicant:

Joan Bryna Michelson

joan@greenconnectionsradio.com

Dated: November 14, 2022



Laura A. Genovese

Leigha R. Santoro

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COUNSEL FOR OPPOSER

Exhibit A

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

Electric Lady, LLC,	:	
	:	Opposition No. 91273570 (parent case)
	:	Serial No. 90/612,814
	:	Filed: March 30, 2021
Opposer,	:	Published: December 14, 2021
	:	Mark: ELECTRIC LADIES
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v.	:	and
	:	
	:	Opposition No. 91274301
Joan Bryna Michelson,	:	Serial No. 90/669,076
	:	Filed: April 24, 2021
Applicant.	:	Published: January 25, 2022
	:	Mark: ELECTRIC LADIES
	:	

Opposer's Initial Disclosures Pursuant to Fed. R. Civ. P. 26 and 37 C.F.R. § 2.120

Opposer, without waiving any claim of attorney-client privilege, work product protection, or trade secret protection, hereby submits its initial disclosures. Opposer reserves the right to supplement these disclosures and to introduce additional information in connection with any motion, hearing, or trial as discovery proceeds.

Opposer reserves the right to call as a witness anyone listed in Applicant's Initial Disclosures and to use as exhibits any documents, data compilations, and/or tangible things identified by Applicant.

1. The name and, if known, the address and telephone number of each individual likely to have discoverable information that the disclosing party may use to support its claims or defenses, unless solely for impeachment, identifying the subjects of the information.

- (a) Lee Foster, Managing Partner of Electric Lady Studios, LLC. Mr. Foster is expected to have information on the adoption and use of the ELECTRIC LADY brand, and of the trade name Electric Lady Studio, LLC.
- (b) Joan Bryna Michelson, CEO of Green Connections Media LLC, is expected to have information concerning the adoption and use of the ELECTRIC LADIES name.

2. A copy of, or a description by category and location of, all documents, electronically stored information, and tangible things that are in the possession, custody, or control of the party and that the disclosing party may use to support its claims or defenses, unless solely for impeachment.

To the extent they exist in Opposer's possession, custody, or control, the following are documents or categories of documents that Opposer may use to support its claims or defenses:

- (a) Opposer's trademark filings for its ELECTRIC LADY, ELECTRIC LADY STUDIOS, and ELECTRIC LADY NEW YORK marks are available at www.uspto.gov and at the office of the undersigned.
- (b) Other documents relating to the Opposer's use of the ELECTRIC LADY marks are available at Opposer's place of business, 52 W. 8th Street, New York, NY 10011.
- (c) Documents relating to Opposer's enforcement of its trademark rights are available at the offices of the undersigned.

Dated: May 6, 2022

Respectfully submitted,



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COUNSEL FOR OPPOSER

CERTIFICATE OF SERVICE

I hereby certify that on May 6, 2022 a true and correct copy of the foregoing document was served via electronic mail on the following:

Applicant:

Joan Bryna Michelson

joan@greenconnectionsradio.com

joanmichelson@hotmail.com

Dated: May 6, 2022



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	:	Mark: ELECTRIC LADIES
	:	

OPPOSER'S FIRST REQUESTS FOR PRODUCTION

Pursuant to Rules 26(d) and 34 of the Federal Rules of Civil Procedure, Opposer, by and through its counsel of record, hereby requests and requires that Applicant provide responses to the following Requests and produce documents and things for inspection, copying, testing, and sampling within thirty (30) days of service, at the offices of K & G Law LLC, 602 South Bethlehem Pike, Building B, Ambler, Pennsylvania, 19002, or at another mutually agreed upon location. These Requests are continuing in nature and require supplemental responses to the extent provided for and required by the Federal Rules.

DEFINITIONS AND INSTRUCTIONS

- A. In responding to these requests, please furnish all documents and things that are known or available, regardless of whether this information is possessed directly by you or by your agents, employees, representatives, or investigators, or by your attorneys or their agents, employees, representatives, or investigators.
- B. If information is withheld on a claim of privilege or an immunity from disclosure:

- (1) Identify all allegedly privileged or immune information;
- (2) Identify the privilege or immunity claimed; and
- (3) State in detail the basis upon which the privilege or immunity is claimed.

C. As used herein, the following definitions apply:

1. **Communication.** The term “communication” means the transmittal of information by any means.
2. **Concerning.** The term “concerning” means relating to, referring to, describing, evidencing, or constituting.
3. **Document.** The terms “document” and “documents” are defined to be synonymous in meaning and equal in scope to the usage of the term “items” in Fed. R. Civ. P. 34(a)(1) and include(s), but is not limited to, electronically stored information. The terms “writings,” “recordings,” and “photographs” are defined to be synonymous in meaning and equal in scope to the usage of those terms in Fed. R. Evid. 1001. A draft or non-identical copy is a separate document within the meaning of the term “document.”
4. **Identify (With Respect to Persons).** When referring to a person, “to identify” means to give, to the extent known, the person’s full name, present or last known address, and when referred to a natural person, additionally, the present or last known place of employment. Once a person has been identified in accordance with this subparagraph, only the name of that person needs to be listed in response to subsequent discovery requesting the identification of that person.
5. **Identify (With Respect to Documents).** When referring to documents, “to identify” means to give, to the extent known, the (i) type of document; (ii) general subject matter; (iii) date of the document; (iv) author(s), address(es) and recipient(s).
6. **Parties.** The terms “Opposer” and “Applicant”, as well as a party’s full or abbreviated name or a pronoun referring to a party, mean that party and, where applicable, its officers, directors, and employees.
7. **Person.** The term “person” is defined as any natural person or any business, legal or governmental entity or associate.
8. **You/Your.** The terms “you” or “your” include the person(s) to whom this Request is addressed, and all of that person’s agents, representatives, and attorneys.

9. **Opposed Mark.** “Opposed Mark” means ELECTRIC LADIES, subject of U.S. Application Nos. 90/612,814 and 90/669,076.
10. **Opposer’s Registered Marks.** “Opposer’s Registered Marks” mean ELECTRIC LADY, subject of U.S. Registration Nos. 5,078,151 and 5,730,792; ELECTRIC LADY STUDIOS, subject of Registration Nos. 5,779,312 and 5,824,741; and ELECTRIC LADY NEW YORK, subject of Registration No. 6,005,429.
11. The singular includes the plural, and the plural includes the singular. “All” means “any and all”; “any” means “any and all.” “Including” means “including but not limited to.” “And” and “or” encompass both “and” and “or.” Words in the masculine, feminine, or neuter form shall include each of the other genders.
12. If the requested documents are maintained in a file, the file folder is included in the request for production of those documents.

DOCUMENTS REQUESTED

REQUEST NO. 1: Produce all documents identified, referred to, and/or consulted in connection with Applicant’s Responses to Opposer’s First Requests for Admission.

RESPONSE:

REQUEST NO. 2: Produce all documents identified, referred to, and/or consulted in connection with Applicant’s Responses to Opposer’s First Set of Interrogatories.

RESPONSE:

REQUEST NO. 3: Produce all documents that refer or relate to the conception, design, development, selection, adoption, and/or use by Applicant of the Opposed Mark.

RESPONSE:

REQUEST NO. 4: Produce all documents that refer or relate to Applicant's first use of the Opposed Mark in the United States.

RESPONSE:

REQUEST NO. 5: Produce all documents that refer or relate to Applicant's first provision of the services or products under the Opposed Mark in the United States.

RESPONSE:

REQUEST NO. 6: Produce all documents sufficient to show when Applicant began advertising or offering any services or products in the United States using, bearing, displaying, featuring, and/or incorporating the Opposed Mark.

RESPONSE:

REQUEST NO. 7: Produce all correspondence internally and/or with any third parties regarding the conception, design, development, selection, and/or adoption of the Opposed Mark.

RESPONSE:

REQUEST NO. 8: Produce all documents referring or relating to ELECTRIC LADIES.

RESPONSE:

REQUEST NO. 9: Produce all documents referring or relating to Opposer.

RESPONSE:

REQUEST NO. 10: Produce all documents that refer or relate to any filings Applicant has made for the registration of any intellectual property rights with respect to the Opposed Mark, including without limitation any application(s) to register the Opposed Mark with the United States Patent and Trademark Office and any communication(s) between Applicant or its attorneys and the United States Patent and Trademark Office that refer or relate to the Opposed Mark.

RESPONSE:

REQUEST NO. 11: Produce all documents that refer or relate to any efforts made by Applicant to evaluate the availability of the Opposed Mark or to evaluate the risk of infringement associated with Applicant's adoption, registration, and/or use of the Opposed Mark, including without limitation any trademark search and any investigative or background materials on marks or entities reflected in any such search.

RESPONSE:

REQUEST NO. 12: Produce all documents that refer or relate to any alternative marks considered by Applicant, whether or not adopted, in connection with the process that resulted in Applicant's adoption, registration, and/or use of the Opposed Mark.

RESPONSE:

REQUEST NO. 13: Produce all documents that refer or relate to the geographic areas in which your services or products under the Opposed Mark are or at any time have been offered or distributed.

RESPONSE:

REQUEST NO. 14: Produce all documents that refer or relate to Applicant's advertising, marketing, or promotional expenditures in the United States for services or products using, bearing, displaying, featuring, and/or incorporating the Opposed Mark. For purposes of this Request, "promotional" includes advertising, endorsements, sponsorship of events, and similar activities.

RESPONSE:

REQUEST NO. 15: Produce representative examples of advertising, marketing materials, promotional materials, packaging, catalogs, data sheets, instructional material, or other printed materials, or media documents evidencing, relating to, or referring to use or promotion of services or products in the United States using, bearing, displaying, featuring, and/or incorporating the Opposed Mark. For purposes of this Request, "promotion" includes advertising, endorsements, sponsorship of events, and similar activities.

RESPONSE:

REQUEST NO. 16: Produce all documents that refer to or relate to any instance of which Applicant has actual or hearsay knowledge, directly or indirectly, of any inquiry regarding or suggestion of any connection of any type between Applicant and Opposer.

RESPONSE:

REQUEST NO. 17: Produce all documents that refer or relate to any public opinion poll, study, survey, market research or other analysis conducted or caused or proposed to be conducted by or for Applicant with respect to the Opposed Mark.

RESPONSE:

REQUEST NO. 18: Produce all documents sufficient to identify Applicant's gross sales total from activities using, bearing, displaying, featuring, and/or incorporating the Opposed Mark.

RESPONSE:

REQUEST NO. 19: Produce all documents that refer or relate to the corporate structure and/or ownership of Applicant.

RESPONSE:

REQUEST NO. 20: Produce all documents that support or contradict Applicant's contention that the Opposed Mark is not likely to cause confusion with any of Opposer's Registered Marks.

RESPONSE:

REQUEST NO. 21: Produce all documents that refer to, relate to, or consider the channels of trade in which Applicant's services or products under the Opposed Mark will be or have been used.

RESPONSE:

REQUEST NO. 22: Produce all documents that consider the characteristics, including but not limited to, demographics of actual or intended consumers of Applicant's services or products under the Opposed Mark.

RESPONSE:

Dated: May 6, 2022

By:



Laura A. Genovese
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COUNSEL FOR OPPOSER

CERTIFICATE OF SERVICE

I hereby certify that on May 6, 2022 a true and correct copy of the foregoing document was served via electronic mail on the following:

Applicant:

Joan Bryna Michelson

joan@greenconnectionsradio.com

joanmichelson@hotmail.com

Dated: May 6, 2022



Laura A. Genovese

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OPPOSER'S FIRST REQUESTS FOR ADMISSION

Pursuant to Rules 26(d) and 36 of the Federal Rules of Civil Procedure, Opposer, by and through its counsel of record, hereby requests and requires that Applicant admit or deny the following Requests for Admission in writing within thirty (30) days of service, at the offices of K & G Law LLC, 602 S. Bethlehem Pike, Building B, Ambler, Pennsylvania, 19002, or at another mutually agreed upon location. These Requests are continuing in nature and require supplemental responses to the extent provided for and required by the Federal Rules.

DEFINITIONS

The definitions are the same as those used in Opposer's First Requests for Production.

REQUESTS FOR ADMISSION

REQUEST NO. 1: Admit that you did not use the Opposed Mark prior to April 30, 2022.

RESPONSE:

REQUEST NO. 2: Admit that you did not use the Opposed Mark prior to March 31, 2022.

RESPONSE:

REQUEST NO. 3: Admit that you did not use the Opposed Mark prior to February 28, 2022.

RESPONSE:

REQUEST NO. 4: Admit that you did not use the Opposed Mark prior to January 1, 2022.

RESPONSE:

REQUEST NO. 5: Admit that you do not provide electronic transmission of digital media content for any person or entity other than yourself or Green Connections Media LLC.

RESPONSE:

REQUEST NO. 6: Admit that you do not provide streaming of digital media content for any person or entity other than yourself or Green Connections Media LLC.

RESPONSE:

REQUEST NO. 7: Admit that you do not provide electronic storage of media content for any person or entity other than yourself or Green Connections Media LLC.

RESPONSE:

Dated: May 6, 2022

Respectfully submitted,



Laura A. Genovese
Leigha R. Santoro
K & G Law LLC
602 South Bethlehem Pike,
Building B, Second Floor
Ambler, PA 19002
(267) 468-7959
lgenovese@kassgen.com
lsantoro@kassgen.com

COUNSEL FOR OPPOSER

CERTIFICATE OF SERVICE

I hereby certify that on May 6, 2022 a true and correct copy of the foregoing document was served via electronic mail on the following:

Applicant:

Joan Bryna Michelson
joan@greenconnectionsradio.com
joanmichelson@hotmail.com

Dated: May 6, 2022



Laura A. Genovese
Leigha R. Santoro
K & G Law LLC
602 South Bethlehem Pike,
Building B, Second Floor
Ambler, PA 19002
(267) 468-7959
lgenovese@kassgen.com
lsantoro@kassgen.com

COUNSEL FOR OPPOSER

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

Electric Lady, LLC,	:	Opposition No. 91273570 (parent case)
	:	Serial No. 90/612,814
	:	Filed: March 30, 2021
Opposer,	:	Published: December 14, 2021
	:	Mark: ELECTRIC LADIES
	:	
v.	:	and
	:	
	:	Opposition No. 91274301
Joan Bryna Michelson,	:	Serial No. 90/669,076
	:	Filed: April 24, 2021
Applicant.	:	Published: January 25, 2022
	:	Mark: ELECTRIC LADIES
	:	

OPPOSER'S FIRST SET OF INTERROGATORIES

Pursuant to Rules 26(d) and 33 of the Federal Rules of Civil Procedure, Opposer, by and through its undersigned counsel, hereby requests and requires that Applicant respond to the following written interrogatories within thirty (30) days, in writing and under oath.

DEFINITIONS

The definitions are the same as set forth in Opposer's First Requests for Documents and Things, served concurrently herewith.

INTERROGATORIES

1. State whether Applicant obtained an opinion of counsel concerning the Opposed Mark, and if so, identify same.
2. State whether you have conducted a trademark search for the names ELECTRIC LADY or ELECTRIC LADIES, and if so, identify same.

3. Identify each service Applicant provides under the Opposed Mark.
4. Identify each type of purchaser that has purchased, used, or uses Applicant's services in the United States, including without limitation the age, gender, geographic location, level of education, annual income, sophistication, and any other known demographic information for each type of purchaser.
5. Describe Applicant's efforts to advertise the services provided under the Opposed Mark.
6. Identify each trade channel for the services provided under the Opposed Mark.

Respectfully submitted,

Dated: May 6, 2022



Laura A. Genovese
Leigha R. Santoro
K & G Law LLC
602 South Bethlehem Pike,
Building B, Second Floor
Ambler, PA 19002
(267) 468-7959
lgenovese@kassgen.com
lsantoro@kassgen.com

COUNSEL FOR OPPOSER

CERTIFICATE OF SERVICE

I hereby certify that on May 6, 2022 a true and correct copy of the foregoing document was served via electronic mail on the following:

Applicant:

Joan Bryna Michelson

joan@greenconnectionsradio.com

joanmichelson@hotmail.com

Dated: May 6, 2022



Laura A. Genovese

Leigha R. Santoro

K & G Law LLC

602 South Bethlehem Pike,

Building B, Second Floor

Ambler, PA 19002

(267) 468-7959

lgenovese@kassgen.com

lsantoro@kassgen.com

COUNSEL FOR OPPOSER

Exhibit B

Leigha R. Santoro

From: Laura A. Genovese
Sent: Thursday, June 23, 2022 4:18 PM
To: Joan greenconnectionsradio.com
Cc: Leigha R. Santoro
Subject: Deficient Discovery - Responses Requested by June 30

Importance: High

Tracking:	Recipient	Delivery
	Joan greenconnectionsradio.com	
	Leigha R. Santoro	Delivered: 6/23/2022 4:18 PM

Dear Joan:

I am following up on my June 14 email (below) and to raise specific discovery deficiencies.

We have reviewed the discovery responses that you provided to us on June 4. These responses are deficient in several respects, as set forth below. Please provide us with all the information requested by no later than June 30, 2022.

We also note that you have not provided the Initial Disclosures which were due on June 5. When will you be providing this information?

Requests for Production

No documents have been produced. Only 2 documents, Bates 0001GCM – 0002GCM, are referenced in the responses, but you did not send us copies. Please produce all documents called for in these requests.

We will address specific requests individually.

Request No. 10: Produce all documents that refer or relate to any filings Applicant has made for the registration of any intellectual property rights with respect to the Opposed Mark, including without limitation any application(s) to register the Opposed Mark with the United States Patent and Trademark Office and any communication(s) between Applicant or its attorneys and the United States Patent and Trademark Office that refer or relate to the Opposed Mark.

You responded that the documents are already of record. While that is true of the USPTO filings, it is not true for all documents that refer or relate to these filings. Please produce the requested documents.

Request No. 18: Produce all documents sufficient to identify Applicant's gross sales total from activities using, bearing, displaying, featuring, and/or incorporating the Opposed Mark.

This request seeks documents related to your revenue derived from all activities that use, bear, display, feature, or incorporate the mark ELECTRIC LADIES. Sales figures are discoverable. TBMP Section 414(18); *Domond v. 37.37, Inc.*, 113 USPQ2d 1264, 1267 (TTAB 2015); *Neville Chemical Co. v. Lubrizol Corp.*, 184 USPQ 689, 690 (TTAB 1975). Please produce the requested information.

Request No. 21: Produce all documents that refer to, relate to, or consider the channels of trade in which Applicant's services or products under the Opposed Mark will be or have been used.

You have objected to this request because you believe the phrase "channels of trade" is ambiguous. This phrase (or its shortened form, "trade channels") is common in trademark practice and is used throughout the Trademark Manual of Examining Procedure (TMEP) and the Trademark Trial and Appeal Board Manual of Procedure (TBMP). Channels of trade are one of the factors considered by the Trademark Trial and Appeal Board in assessing the likelihood of confusion. *In re E.I. du Pont de Nemours & Co.*, 476 F.2d 1357, 177 USPQ 563 (CCPA 1973); TBMP Section 309.03(c)(2)(B). It has been defined as the area of commerce in which you operate and/or provide products or services to the public using the mark at issue. This information is discoverable. Please produce the requested information.

Requests for Admission

You have produced no documents in support of your denials of these Requests. Please do so. (See RFP No. 1.)

In your response to Request No. 6, Electric Lady asked you to admit that you do not provide streaming of digital media content for others. In response, you state that the word "streaming" is ambiguous. Your application No. 90/669,076 seeks registration of ELECTRIC LADIES for "Electronic transmission and streaming of digital media content for others via global and local computer networks." You may answer Request No. 6 using whatever definition you intended for "streaming" when you signed and filed this application.

Interrogatories

The trademark search identified in Interrogatory 2 has not been produced. Please produce it. (See RFP No. 2)

You have objected to Interrogatories 5 and 6 because you believe the word "services" is ambiguous. You have filed two trademark applications for services. Please refer to the services you set forth in the two applications you signed and filed and provide the requested information.

See the discussion above with respect to the meaning of "trade channel" in Interrogatory 6.

We look forward to receiving the information and documents by no later than June 30, 2022.

Sincerely,

Laura A. Genovese
K & G Law LLC
602 S. Bethlehem Pike
Bldg. B, 2nd Fl.
Ambler, PA 19002
267-468-7961
lgenovese@kassgen.com
www.kassgen.com



From: Laura A. Genovese
Sent: Tuesday, June 14, 2022 4:57 PM
To: Joan greenconnectionsradio.com <joan@greenconnectionsradio.com>
Cc: Leigha R. Santoro <lsantoro@kassgen.com>
Subject: FW: Aa Required - Responses re: Electric Ladies Trademark

Thank you, Joan. Could you please send us copies of the two Bates-numbered documents you referenced? It seems you are working with an attorney on these responses; could you let me know who that is so I can communicate with them directly? Thank you!

From: Joan greenconnectionsradio.com <joan@greenconnectionsradio.com>
Sent: Saturday, June 4, 2022 3:36 PM
To: Laura A. Genovese <lgenovese@kassgen.com>; Leigha R. Santoro <lsantoro@kassgen.com>
Subject: Aa Required - Responses re: Electric Ladies Trademark

Hi Laura,

Attached are my responses to Electric Lady LLC's interrogatories, RFAs and RFPs, as required.

Have a good weekend.

All the best,



Joan Michelson

Host of **Electric Ladies** [podcast](#), [Forbes](#) Contributor, Speaker, Coach - Social Impact, ESG, Energy, Climate, and Women's Advancement (*podcast formerly known as Green Connections Radio*)



a podcast on

INNOVATION | ENERGY | CLIMATE | CAREERS

+1.702.806.3690

Joan@electricladiespodcast.com

electricladiespodcast.com

On [Apple Podcasts](#), Spotify, TuneIn, [iHeartRadio](#) - anywhere you get podcasts

Follow Joan's articles in [Forbes](#) and connect with her on [LinkedIn](#)

Need a speaker? Email us to find out how Joan can "informatively entertain" your audience - about leadership, innovation, sustainability, women's empowerment, and motivational topics.

Thinking about getting a **coach** for your **career or to finally get your book done and published**? Let's talk.

[Watch Joan's Newseum event about the 19th Amendent Centennial and her great-great aunt, a prominent reporter who personally kept the suffrage movement in the headlines, in this new book, "The Superwoman and Other Writings of Miriam Michelson," by Dr. Lori Harrison-Kahan – Winner of the 2021 Best Editors Award from the Society for the Study of American Women Writers!!](#)

Exhibit C

JOAN BRYNA MICHELSON

(c): +1.702.8063690

Alexandria, VA

joan@greenconnectionsradio.com

October 25, 2022

Via email to:

lgenovese@kassgen.com

lsantoro@kassgen.com

Laura Genovese, Esq.

Leigha Santoro, Esq.

K&G Law LLC

602 South Bethlehem Pike

Building B, Second Floor

Ambler, PA 19002

Re: Opposition No. 91273570 (Parent case)

Opposition No. 91274301

Initial Disclosures

Dear Laura and Leigha:

In accordance with Rule 26(a)(1) of the Federal Rules of Civil Procedure as recently adopted by the Trademark Trial and Appeal Board, this letter is to make my Initial Disclosures.

Individuals likely to have discoverable information that will be used to support claims or defenses, with identification of the subject of the information each such person has:

Joan Bryna Michelson, knowledge of all aspects of creation of, use of, and advertising of, the mark in question.

A copy of, or a description by category and location of, all documents, electronically stored information and tangible things that the disclosing party may use to support its claims or defenses.

Such documents include the website, logo art, social media posts and other documents that may be responsive to Opposer's requests.

These documents are located at Applicant's offices.

Applicant reserves the right to supplement these disclosures in the future, if and if so, when additional information must be disclosed to Opposer as soon as they become available.

Sincerely,

/Joan Bryna Michelson/

Joan Bryna Michelson

Applicant

Exhibit D

Leigha R. Santoro

From: Laura A. Genovese
Sent: Tuesday, October 4, 2022 5:27 PM
To: Joan greenconnectionsradio.com
Cc: Leigha R. Santoro
Subject: Re: Discovery Requests - In Opposition 91273570
Attachments: image001.jpg; image002.jpg; FINAL - JBM First INTs to Opposer - 10-4-22.pdf; FINAL - JBM First RFAs to Opposer - 10-4-2022.pdf; FINAL - JBM First RFProduction to Opposer - 10-4-22.pdf

Dear Joan:

These requests are untimely (discovery closes in 29 days). In addition, you never sent us the Initial Disclosures, and serving same is a prerequisite to serving any discovery requests. We will not be responding.

On Oct 4, 2022, at 4:10 PM, Joan greenconnectionsradio.com <joan@greenconnectionsradio.com> wrote:

Hi Laura and Leigha,

I hope you're well and everyone you know in harm's way from Hurricanes Ian or Fiona are safe and sound.

Attached are my Discovery Requests.

All the best,

Joan Michelson

Host of **Electric Ladies podcast**, [Forbes](#) Contributor, Speaker, Consultant - Social Impact, ESG, Energy, Climate, and Women's Advancement)

+1.702.806.3690

Joan@greenconnectionsradio.com
electricladiespodcast.com

On [Apple Podcasts](#), Spotify, TuneIn, [iHeartRadio](#) - anywhere you get podcasts

Follow Joan's articles in [Forbes](#) and connect with her on [LinkedIn](#)

Need a speaker? Email us to find out how Joan can "informatively entertain" your audience - about leadership, innovation, sustainability, women's empowerment, and motivational topics.

Thinking about **finally get your book done and published?** Let's talk.

[Watch Joan's Newseum event about the 19th Amendent Centennial and her great-great aunt, a prominent reporter who personally kept the suffrage movement in the headlines, in this new book, \["The Superwoman and Other Writings of Miriam Michelson,"\]\(#\) by Dr. Lori Harrison-Kahan –](#)

Winner of the 2021 Best Editors Award from the Society for the Study of American Women Writers!!

Exhibit E

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

Electric Lady, LLC,	:	
	:	
Opposer,	:	Opposition No. 91273570 (Parent Case)
	:	Opposition No. 91274301
v.	:	Serial Nos. 90612814, 90669076
	:	
	:	
Joan Bryna Michelson,	:	Filed: March 30, 2021
	:	Published: December 14, 2021
	:	
Applicant.	:	Mark: ELECTRIC LADIES

PRIVILEGE LOG

Bates 0096: June 1, 2022 – Email between Applicant and Attorney re: Strategic discussion with attorney regarding Opposer’s Requests for Admissions Requests for Interrogatories, and/or Requests for Production

Bates 0097: June 3,4,5-2022 – Email between Applicant and Attorney re: Strategic discussion with attorney regarding Opposer’s Requests for Admissions Requests for Interrogatories, and/or Requests for Production

Bates 0098: July 7, 2022 – Email between Applicant and Attorney re: Strategic discussion with attorney regarding Opposer’s Requests for Admissions Requests for Interrogatories, and/or Requests for Production

Bates 0101: July 8, 2022 – Email between Applicant and Attorney re: Strategic discussion with attorney regarding Opposer’s Requests for Admissions Requests for Interrogatories, and/or Requests for Production

Bates 0102: Aug. 26, 2022 – Email between Applicant and Attorney re: Strategic discussion with attorney regarding Opposer’s Requests for Admissions Requests for Interrogatories, and/or Requests for Production

Bates 0103: Aug 1,2-2022 – Email between Applicant and Attorney re: Strategic discussion with attorney regarding Opposer’s Requests for Admissions Requests for Interrogatories, and/or Requests for Production

Dated: August 29, 2022

Respectfully submitted,

/Joan Bryna Michelson/

Joan Bryna Michelson
6300 Stevenson Ave, Suite 716
Alexandria, VA 22304
joan@greenconnectionsradio.com
+1.702.806.369

CERTIFICATE OF SERVICE

I hereby certify that on August 29, 2022 a true and correct copy of the foregoing document was served via electronic mail on the following:

Attorney Representing Opposer:
Laura A. Genovese
K & G Law LLC
602 S. Bethlehem Pike, Bldg B
Ambler, PA 19002
(267) 468-7959
lgenovese@kassgen.com
lsantoro@kassgen.com

Exhibit F

Electric Lady, LLC,	:	
	:	
Opposer,	:	Opposition No. 91273570 (Parent Case)
	:	Opposition No. 91274301
	:	
v.	:	Serial Nos. 90612814, 90669076
	:	Filed: March 30, 2021
	:	Published: December 14, 2021
Joan Bryna Michelson,	:	
	:	Mark: ELECTRIC LADIES
Applicant.	:	
	:	

Pursuant to Rules 26(d) and 36 of the Federal Rules of Civil Procedure, Opposer hereby requests and requires that Applicant admit or deny the following Requests for Admission in writing within thirty (30) days of service. These Requests are continuing in nature and require supplemental responses to the extent provided for and required by the Federal Rules.

The definitions are the same as those used in Opposer's First Requests for Production.

REQUEST NO. 1: Admit that no person has contacted Opposer requesting the services of Electric Ladies Podcast.

RESPONSE:

REQUEST NO. 2: Admit that Opposer has continuously and substantially used Opposer's Registered Marks in commerce since August 27, 1970.

RESPONSE:

REQUEST NO. 3: Admit that Opposer does not have specific and material evidence of actual confusion between Opposer's Registered Marks and the Opposed Mark by consumers or in the marketplace.

RESPONSE:

REQUEST NO. 4: Admit that Opposer does not currently produce and has not in the past produced podcasts under the Opposer's Registered Marks names.

RESPONSE:

REQUEST NO. 5: Admit that average consumer of Opposer's services is a sophisticated consumer and not an impulse shopper.

RESPONSE:

REQUEST NO. 6: Admit that all consumers of Opposer's services are referred by professionals in the music industry for music production purposes.

RESPONSE:

REQUEST NO.7: Admit that Opposer's Registered Marks are not the only businesses or services or entities or performing artists in the U.S. with the name Electric Lady in it.

RESPONSE:

REQUEST NO. 8: Admit that you do not provide streaming of digital media content for any person or entity under the Opposer's Registered Marks

RESPONSE:

REQUEST NO. 9: Admit that you do not provide electronic storage of media content for any person or entity under the Opposer's Registered Marks.

RESPONSE:

REQUEST NO. 10: Admit that the Opposer is not affiliated with the Austin Public Library's Electric Lady Bird Annual Music subscription.

RESPONSE:

REQUEST NO. 11: Admit that the Opposer is not affiliated with the Electric Lady Lounge in Kankakee, Illinois.

RESPONSE:

Respectfully submitted,

Dated: October 4, 2022

Applicant:

/Joan Bryna Michelson/
Joan Bryna Michelson
6300 Stevenson Ave, Suite 716
Alexandria, VA 22304
joan@greenconnectionsradio.com
1.702.806.3690

CERTIFICATE OF SERVICE

I hereby certify that on October 4, 2022 a true and correct copy of the foregoing document was served via electronic mail on the following:

Laura A. Genovese
Leigha R. Santoro
K&G Law LLC
602 South Bethlehem Pike
Building B, Second Floor
Ambler, PA 19002
(267) 468-7959
lgenovese@kassgen.com
lsantoro@kassgen.com

COUNSEL FOR OPPOSER

/Joan Bryna Michelson/
Joan Bryna Michelson

Electric Lady, LLC,	:	
	:	
Opposer,	:	Opposition No. 91273570 (Parent Case)
	:	Opposition No. 91274301
	:	
v.	:	Serial Nos. 90612814, 90669076
	:	Filed: March 30, 2021
	:	Published: December 14, 2021
Joan Bryna Michelson,	:	
	:	
Applicant.	:	Mark: ELECTRIC LADIES
	:	
	:	

Pursuant to Rules 26(d) and 34 of the Federal Rules of Civil Procedure, Applicant hereby requests and requires that Opposer provide responses to the following Requests and produce documents and things for inspection, copying, testing, and sampling within thirty (30) days of service, at the offices of Joan Bryna Michelson, 6300 Stevenson Ave, Suite 716, Alexandria, VA 22304, or at another mutually agreed upon location. These Requests are continuing in nature and require supplemental responses to the extent provided for and required by the Federal Rules.

A. In responding to these requests, please furnish all documents and things that are known or available, regardless of whether this information is possessed directly by you or by your agents, employees, representatives, or investigators, or by your attorneys or their agents, employees, representatives, or investigators.

B. If information is withheld on a claim of privilege or an immunity from disclosure:

- (1) Identify all allegedly privileged or immune information;
- (2) Identify the privilege or immunity claimed; and

- (3) State in detail the basis upon which the privilege or immunity is claimed.

C. As used herein, the following definitions apply:

- (1) **Applicant's Services.** "Applicant's Services" means the services set forth in U.S. trademark Application Nos. 90/612,814 and 90/669,076 for ELECTRIC LADIES.
- (2) **Communication.** The term "communication" means the transmittal of information by any means.
- (3) **Concerning.** The term "concerning" means relating to, referring to, describing, evidencing, or constituting.
- (4) **Document.** The terms "document" and "documents" are defined to be synonymous in meaning and equal in scope to the usage of the term "items" in Fed. R. Civ. P. 34(a)(1) and include(s), but is not limited to, electronically stored information. The terms "writings," "recordings," and "photographs" are defined to be synonymous in meaning and equal in scope to the usage of those terms in Fed. R. Evid. 1001. A draft or non-identical copy is a separate document within the meaning of the term "document."
- (5) **Identify (With Respect to Persons).** When referring to a person, "to identify" means to give, to the extent known, the person's full name, present or last known address, and when referred to a natural person, additionally, the present or last known place of employment. Once a person has been identified in accordance with this subparagraph, only the name of that person needs to be listed in response to subsequent discovery requesting the identification of that person.
- (6) **Identify (With Respect to Documents).** When referring to documents, "to identify" means to give, to the extent known, the (i) type of document; (ii) general subject matter; (iii) date of the document; (iv) author(s), address(es) and recipient(s).
- (7) **Parties.** The terms "Opposer" and "Applicant", as well as a parties full or abbreviated name or a pronoun referring to a party, mean that party and, where applicable, its officers, directors, and employees.
- (8) **Person.** The term "person" is defined as any natural person or any business, legal or governmental entity or associate.
- (9) **You, Your.** The terms "you" or "your" include the person(s) to whom this Request is addressed, and all of that person's agents, representatives, and attorneys.
- (10) **Opposed Mark.** "Opposed Mark" means ELECTRIC LADIES, subject of U.S. Application Nos. 90/612,814 and 90/669,076.
- (11) **Opposer's Registered Marks.** "Opposer's Registered Marks" mean ELECTRIC LADY, subject of U.S. Registration Nos. 5,078,151 and 5,730,792; ELECTRIC LADY STUDIOS, subject of Registration Nos. 5,779,312 and 5,824,741; and ELECTRIC LADY NEW YORK, subject of Registration No. 6,005,429.

- (12) **Opposer's Goods and Services.** "Opposer's Goods and Services means the goods and services recited in U.S. Registration Nos. 5,078,151 and 5,730,792 for ELECTRIC LADY; U.S. Registration Nos. 5,779,312 and 5,824,741 for ELECTRIC LADY STUDIOS, and U.S. Registration No. 6,005,429 for ELECTRIC LADY NEW YORK.



- (13) **Opposer's Logo.** "Opposer's Logo" means as set forth in U.S. Registration No. 6,005,429.
- (14) **Person.** "Person," as used herein, means and includes any natural person, corporation, limited liability company, partnership, trust or other business association or entity recognized by law, and the employees or independent contractors thereof, and any domestic or foreign government body, commission, board, agency, branch, department, component, or element thereof.
- (15) The singular includes the plural, and the plural includes the singular. "All" means "any and all"; "any" means "any and all." "Including" means "including but not limited to." "And" and "or" encompass both "and" and "or." Words in the masculine, feminine, or neuter form shall include each of the other genders.
- (16) If the requested documents are maintained in a file, the file folder is included in the request for production of those documents.

DOCUMENTS REQUESTED

REQUEST NO. 1: Produce all Documents identified, referred to, and/or consulted in connection with Opposer's Responses to Applicant's First Requests for Admission.

RESPONSE:

REQUEST NO. 2: Produce all Documents identified, referred to, and/or consulted in connection with Opposer's Responses to Applicant's First Set of Interrogatories.

RESPONSE:

REQUEST NO. 3: Produce all Documents that refer or relate to the conception, design,

development, selection, adoption, and/or use by Opposer's Registered Marks.

RESPONSE:

REQUEST NO. 4: Produce all Documents that refer or relate to Opposer's first use of the Electric Lady Mark in the United States in 1970.

RESPONSE:

REQUEST NO. 5: Produce all Documents that refer or relate to Opposer's first provision of Opposer's Goods and Services under Opposer's Registered Marks in the United States.

RESPONSE:

REQUEST NO. 6: Produce all Documents sufficient to show when Opposer began advertising or offering any services or products in the United States using, bearing, displaying, featuring, and/or incorporating Opposer's Registered Marks.

RESPONSE:

REQUEST NO. 7: Produce all Documents internally and/or with any third Persons regarding the conception, design, development, selection, and/or adoption of Opposer's Registered Marks.

RESPONSE:

REQUEST NO. 8: Produce all Documents referring or relating to Opposer's Registered Marks since the date of first use in 1970.

RESPONSE:

REQUEST NO. 9: Produce all Documents referring or relating to Applicant in Opposer's possession,

custody or control.

RESPONSE:

REQUEST NO. 10: Produce all Documents that refer or relate to any filings Opposer has made for the registration of any intellectual property rights with respect to the Electric Lady and Electric Lady Studios Marks, including without limitation any application(s) to register the Marks with the United States Patent and Trademark Office and any communication(s) between Opposer or its attorneys and the United States Patent and Trademark Office that refer or relate to Opposer's Registered Marks.

RESPONSE:

REQUEST NO. 11: Produce all Documents evidencing that, and the extent to which, actual consumers were confused, mistaken or deceived between the Opposer's Registered Marks and Applicant's Electric Ladies Podcast within the meaning of Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d).

RESPONSE:

REQUEST 12. Produce all Documents evidencing the similarity or dissimilarity of and the nature of the goods or services as described in Opposer's registered trademarks in connection with each respective mark.

RESPONSE:

REQUEST 13: Produce all Documents evidencing each and every consumer and client of Opposer who has stated that or inquired if there is an association with the Opposed Mark as to the origin, sponsorship, or approval of the goods so marked.

RESPONSE:

REQUEST NO. 14: Produce all Documents that refer or relate to any and all alternative marks considered by Opposer, whether or not adopted, in connection with the process that resulted in Opposer's adoption, registration, and/or use of Opposer's Registered Marks.

RESPONSE:

REQUEST 15: With respect to Opposer's allegation in paragraph 17 of the Notice of Opposition, produce all Documents evidencing that Applicant's use of ELECTRIC LADIES is literally causing dilution of the Opposer's Registered Marks, within the meaning of Section 43(c) of the Lanham Act, 15 U.S.C. § 1125(c).

RESPONSE:

REQUEST 16: Produce all Documents that specifically state that Opposer's Mark is "world famous" using the definition of and test for the word "famous" in the Lanham Act, 15 USC 1125(c) (2).

RESPONSE:

REQUEST 17: Produce all Documents evidencing Opposer's total annual sales for each year from 1970 to the present of Opposer's Registered Mark in connection with Opposer's Goods and Services.

RESPONSE:

REQUEST 18: Produce all Documents that prove Opposer's continuous use of Opposer's Registered Marks in commerce since 1970 in connection with Opposer's Goods and Services.

RESPONSE:

REQUEST 19: Produce all Documents that evidence all of the specific conditions, trade channels and markets under which buyers to whom sales are made under Opposer's Registered Marks.

RESPONSE:

REQUEST NO. 20: Produce all Documents that refer or relate to the geographic areas in which Opposer's Goods and Services are branded under Opposer's Registered Marks.

RESPONSE:

REQUEST 21: Produce all Documents that evidence the extent in which Opposer and a third Person settled a dispute involving any of Opposer's Registered Marks.

RESPONSE:

REQUEST 22: Produce all Documents and evidence of the market interface between Opposer and Opposer's Registered Marks as compared with Applicant and the Opposed Mark, including how any consumer who walks through Opposer's studio doors would be confused by the Opposed Mark which is only used on the Internet.

RESPONSE:

REQUEST 23: Produce all Documents and evidence of Opposer's rights to use the name Electric Ladies under valid and subsisting federal statutory and common law.

RESPONSE:

REQUEST 24: Produce all Documents and evidence of each of Opposer's efforts to advertise Opposer's Goods and Services provided under Opposer's Registered Marks since 1970.

RESPONSE:

REQUEST 25: Produce every cost and resource incurred by Opposer or its agents or subsidiaries on behalf of Opposer, in marketing, advertising, and promoting its goods and services under and or using, bearing, displaying, featuring, and/or incorporating Opposer's Registered Marks for each year since 1970.

RESPONSE:

REQUEST 26: With respect to Opposer's allegation in paragraph 13 of the Notice of Opposition, produce all Documents evidencing that there is no material difference between the Electric Lady Studio and Electric Ladies Podcast.

RESPONSE:

REQUEST 27: With respect to Opposer's allegation in paragraph 18 of the Notice of Opposition, produce all specific evidence that Applicant's registration of the Opposed Mark has resulted in damage and injury to Opposer.

RESPONSE:

REQUEST 28: With respect to Opposer's allegation in paragraph 18 of the Notice of Opposition, produce all specific evidence that Applicant's registration of Electric Ladies will definitively result in damage and injury to Opposer.

RESPONSE:

REQUEST 29: With respect to Opposer's allegation in paragraph 19 of the Notice of Opposition, produce all sums and effort Opposer has expended to protect the legacy of Opposer's Registered Marks since 1970.

RESPONSE:

REQUEST 30: Produce all Documents of each service and product Opposer provides under Opposer's Registered Marks, how long each service and product has been provided, to which specific markets said service and product has been sold, and the amount of sales earned for each service and product under Opposer's Registered Marks.

RESPONSE:

REQUEST 31: Produce all Documents that identify each purchaser that has purchased, used, or currently uses Opposer's Goods and Services in the United States, including without limitation the age, gender, geographic location, level of education, annual income, sophistication, and any other known demographic information for each type of purchaser.

REQUEST NO. 32: Produce all Documents that refer or relate to Opposer's advertising, marketing, or promotional expenditures in the United States for Opposer's Goods and Services using, bearing, displaying, featuring, and/or incorporating Opposer's Registered Marks. For purposes of this Request, "promotional" includes advertising, endorsements, sponsorship of events, and similar activities.

RESPONSE:

REQUEST NO. 33: Produce representative examples of advertising, marketing materials, promotional materials, packaging, catalogs, data sheets, instructional material, or other printed materials, or media documents evidencing, relating to, or referring to use or promotion of services or products in the United States using, bearing, displaying, featuring, and/or incorporating Opposer's Registered Marks. For purposes of this Request, "promotion" includes advertising, endorsements, sponsorship of events, and similar activities.

RESPONSE:

REQUEST NO. 34: Produce all Documents that refer to or relate to any instance of which Opposer has actual or hearsay knowledge, directly or indirectly, of any inquiry regarding or suggestion of any connection of any type between Applicant and Opposer.

RESPONSE:

REQUEST NO. 35: Produce all Documents that refer or relate to any public opinion poll, study, survey, market research or other analysis conducted or caused or proposed to be conducted by or for Opposer with respect to the Opposed Mark.

RESPONSE:

REQUEST NO. 36: Produce all Documents sufficient to identify Opposer's annual gross sales total for each year from 1970 to the present from activities using, bearing, displaying, featuring, and/or incorporating Opposer's Registered Marks.

RESPONSE:

REQUEST NO. 37: Produce all Documents that refer or relate to the corporate structure and/or ownership of Opposer.

RESPONSE:

REQUEST NO. 37: Produce all Documents that support or contradict Opposer's contention that the Opposed Mark is likely to cause confusion with any of Opposer's Registered Marks.

RESPONSE:

REQUEST NO. 38: Produce all Documents that refer to, relate to, or consider the channels of trade

in which Opposer's Goods and Services under Opposer's Registered Marks have been or will be, or are planned to be used.

RESPONSE:

REQUEST NO. 39: Produce all Documents that consider the characteristics, including but not limited to, demographics of actual or intended consumers of Opposer's Goods and Services under Opposer's Registered Marks.

RESPONSE:

Respectfully submitted,

Dated: October 4, 2022

Applicant: /Joan Bryna Michelson/
Joan Bryna Michelson
6300 Stevenson Ave, Suite 716
Alexandria, VA 22304
joan@greenconnectionsradio.com
1.702.806.3690

CERTIFICATE OF SERVICE

I hereby certify that on October 4, 2022 a true and correct copy of the foregoing document was served via electronic mail on the following:

Laura A. Genovese
Leigha R. Santoro
K&G Law LLC
602 South Bethlehem Pike
Building B, Second Floor
Ambler, PA 19002
(267) 468-7959
lgenovese@kassgen.com
lsantoro@kassgen.com

COUNSEL FOR OPPOSER

/Joan Bryna Michelson/
Joan Bryna Michelson

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

Electric Lady, LLC,	:	
	:	
Opposer,	:	Opposition No. 91273570 (Parent Case)
	:	Opposition No. 91274301
	:	
v.	:	Serial Nos. 90612814, 90669076
	:	Filed: March 30, 2021
	:	Published: December 14, 2021
Joan Bryna Michelson,	:	
	:	Mark: ELECTRIC LADIES
Applicant.	:	
	:	

APPLICANT'S FIRST SET OF INTERROGATORIES

Pursuant to Rules 26(d) and 33 of the Federal Rules of Civil Procedure, Applicant hereby requests and requires that Opposer respond to the following written interrogatories within thirty (30) days, in writing and under oath.

DEFINITIONS

The definitions are the same as set forth in Applicant's First Requests for Documents and Things served concurrently herewith.

INTERROGATORIES

1. Identify all Communications or Documents in the possession, custody or control of or otherwise known to Opposer, which Opposer is relying on to prove that there is a likelihood of confusion between the Opposed Mark and any of Opposer's Registered Marks.
2. Identify all Communications or Documents in the possession, custody or control of or otherwise known to Opposer, which Opposer is relying on to prove that actual consumers are being confused, mistaken or deceived between the Opposer's Registered Marks and

the Opposed Mark within the meaning of Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d).

3. Identify all Communications or Documents in the possession, custody or control of or otherwise known to Opposer, which Opposer is relying on to prove that Opposer's Goods and Services are likely to cause consumer confusion within the meaning of Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d) with Applicant's Services.
4. Identify all Communications or Documents in the possession, custody or control of or otherwise known to Opposer of each and every consumer and client of Electric Lady Studios who has stated that or inquired if there is an association with Applicant.
5. State whether Opposer obtained an opinion of counsel concerning whether the Opposed Mark was likely to cause consumer confusion with Opposer's Registered Marks, and if so, identify same.
6. State whether you have conducted a trademark search for the names ELECTRIC LADIES, and if so, identify the date of same, and all results found.
7. Identify all Communications or Documents in the possession, custody or control of or otherwise known to Opposer, which Opposer is relying on to prove that the Opposed Mark is literally causing dilution of the Opposer's Registered Marks, within the meaning of Section 43(c) of the Lanham Act, 15 U.S.C. § 1125(c).
8. Identify all Communications or Documents in the possession, custody or control of or otherwise known to Opposer, which Opposer is relying on to prove that Opposer's Registered Marks are "world famous" as set forth in paragraph 2 of the Notice of Opposition using the definition of and test for the word "famous" in the Lanham Act, 15 USC 1125(c) (2).

9. State Opposer's total annual gross sales for Opposer's Goods and Services branded with Opposer's Registered Marks for each year from 1970 to the present.
10. State Opposer's total annual gross sales for Opposer's Goods and Services branded with Opposer's Registered Marks for the following years: 2000, 2001, 2002, 2003, 2004, 2005 and 2006.
11. State Opposer's total annual expenditures on advertising for each year from 1970 to the present for Opposer's Goods and Services branded with Opposer's Registered Marks.
12. Identify all of the different ways Opposer advertises Opposer's Goods and Services branded with Opposer's Registered Marks.
13. Identify all Communications or Documents in the possession, custody or control of or otherwise known to Opposer, which Opposer is relying on to prove that the specific conditions under which consumers to whom sales are made under Opposer's Registered Marks are likely to be confused with the Opposed Mark within the meaning of Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d).
14. Identify all Communications or Documents in the possession, custody or control of or otherwise known to Opposer in which Opposer and a third Person settled a dispute involving any of Opposer's Registered Marks.
15. Identify the market interface between Opposer and Opposer's Registered Marks as compared with Applicant and the Opposed Mark, including how any consumer who walks through Opposer's studio doors would be confused by the Opposed Mark which is only used on the Internet.
16. Identify all Communications or Documents in the possession, custody or control of or otherwise known to Opposer, which Opposer is relying on to prove that Applicant's Services

are sold in the same, likely-to-continue trade channels as Opposer's Goods and Services sold under Opposer's Registered Marks.

17. Describe in detail each of Opposer's efforts to advertise Opposer's Goods and Services provided under Opposer's Registered Marks since 1970.
18. State every cost and resource incurred by Opposer or its agents or subsidiaries on behalf of Opposer, in marketing, advertising, and promoting Opposer's Goods and Services under the ELECTRIC LADY and ELECTRIC LADY STUDIOS marks since 1970.
19. With respect to Opposer's allegation in paragraph 13 of the Notice of Opposition, state all Communications or Documents in the possession, custody or control of or otherwise known to Opposer, which Opposer is relying on to prove that there is no material difference between the Electric Lady Studio and Electric Ladies Podcast.
20. With respect to Opposer's allegation in paragraph 18 of the Notice of Opposition, Identify all Communications or Documents in the possession, custody or control of or otherwise known to Opposer, which Opposer is relying on to prove that Applicant's registration of ELECTRIC LADIES will result in damage and injury to Opposer.
21. With respect to Opposer's allegation in paragraph 18 of the Notice of Opposition, state all sums and effort Opposer has expended in protecting the legacy of ELECTRIC LADY and ELECTRIC LADY STUDIOS since 1970.
22. Identify each service Opposer provides under the Opposed Mark, for how long each service has been provided, to which specific markets and the amount of sales earned for each service or product under the Opposer's Registered Marks.
23. Identify each type of consumer who has purchased, used, or currently uses Opposer's Goods and Services in the United States, including without limitation the age, gender,

geographic location, level of education, annual income, sophistication, and any other known demographic information for each type of purchaser since 1970.

24. With the exception of Applicant, identify all Persons known to Opposer that are using trademarks or service marks in United States commerce that contain ELECTRIC LADY or colorable imitations thereof.
25. State every use of Opposer's logo from concept to design, to development to adoption and use since 1970.
26. Identify all Communications or Documents in the possession, custody or control of or otherwise known to Opposer which contain or refer to any third-party who purchased Applicant's Services thinking they were produced by Opposer.
27. Identify any and all Persons with knowledge of the circumstances surrounding any of the allegations asserted against Applicant in the Notice of Opposition, specifying in your answer of which allegation the identified Person has knowledge and the substance of such Person's knowledge.
28. Identify all Documents and Communications between Opposer and any third Person relating to the subject matter of the Opposition.
29. If you intend to rely upon any Documents or other tangible things to support a position that you have taken or intend to take in the action, including any claim for damages, provide a brief description, by category and location, of all such Documents and other tangible things, and identify all Persons having possession, custody or control of them.
30. Identify any and all experts that you have consulted with respect to the above-styled matter or that you intend to call at the trial or at any hearing in this case, and, as part of your answer, state the full name, current residence and business addresses, email addresses and telephone number(s) of all such expert witnesses, field, profession, or job classification of each expert,

the subject matter of the opinion(s), the expert opinion(s), the facts upon which the expert relies, and the basis for said opinion(s). Attach to your response to these interrogatories a copy of each expert's resume or curriculum vitae and all records, reports, list of publications, and opinions of any such expert, as well as all Documents upon which the expert relies in reaching his or her opinion.

31. Identify the Person(s) who supplied information used in answering the foregoing Interrogatories or who responded to these Interrogatories and identify any Person(s) who provided assistance to the Person(s) who responded to these Interrogatories.

Respectfully submitted,

Dated: October 4, 2022

Applicant: /Joan Bryna Michelson/
Joan Bryna Michelson
6300 Stevenson Ave, Suite 716
Alexandria, VA 22304
joan@greenconnectionsradio.com
1.702.806.3690

CERTIFICATE OF SERVICE

I hereby certify that on October 4, 2022 a true and correct copy of the foregoing document was served via electronic mail on the following:

Laura A. Genovese
Leigha R. Santoro
K&G Law LLC
602 South Bethlehem Pike
Building B, Second Floor
Ambler, PA 19002
(267) 468-7959
lgenovese@kassgen.com
lsantoro@kassgen.com

COUNSEL FOR OPPOSER

/Joan Bryna Michelson/
Joan Bryna Michelson

Exhibit G

Leigha R. Santoro

From: Laura A. Genovese
Sent: Friday, June 24, 2022 12:37 PM
To: Joan greenconnectionsradio.com
Cc: Leigha R. Santoro
Subject: RE: Deficient Discovery - Responses Requested by June 30

Importance: High

Dear Joan:

If you have everything (including copies of all documents) to us by July 8 we will refrain from filing a motion to compel. In the meantime please send copies of the 2 Bates-numbered documents referenced in your responses so we can see what they are. It seems unlikely that there are only 2 documents that are responsive to all of our requests.

Are you working with an attorney? If so, please let us know, so we can communicate through him or her.

Laura A. Genovese
K & G Law LLC
602 S. Bethlehem Pike
Bldg. B, 2nd Fl.
Ambler, PA 19002
267-468-7961
lgenovese@kassgen.com
www.kassgen.com



From: Joan greenconnectionsradio.com <joan@greenconnectionsradio.com>
Sent: Friday, June 24, 2022 12:25 PM
To: Laura A. Genovese <lgenovese@kassgen.com>
Cc: Leigha R. Santoro <lsantoro@kassgen.com>
Subject: RE: Deficient Discovery - Responses Requested by June 30

Hi Laura,

I just returned from a week in Iceland on business and am heading to NY for a conference for a week. It'll take me some time to collect this.

So, is it okay if I send it to you by the end of the week of July 4th?

Much appreciated.

All the best,
Joan

From: Laura A. Genovese <lgenovese@kassgen.com>
Sent: Thursday, June 23, 2022 4:18 PM
To: Joan greenconnectionsradio.com <joan@greenconnectionsradio.com>
Cc: Leigha R. Santoro <lsantoro@kassgen.com>
Subject: Deficient Discovery - Responses Requested by June 30
Importance: High

Dear Joan:

I am following up on my June 14 email (below) and to raise specific discovery deficiencies.

We have reviewed the discovery responses that you provided to us on June 4. These responses are deficient in several respects, as set forth below. Please provide us with all the information requested by no later than June 30, 2022.

We also note that you have not provided the Initial Disclosures which were due on June 5. When will you be providing this information?

Requests for Production

No documents have been produced. Only 2 documents, Bates 0001GCM – 0002GCM, are referenced in the responses, but you did not send us copies. Please produce all documents called for in these requests.

We will address specific requests individually.

Request No. 10: Produce all documents that refer or relate to any filings Applicant has made for the registration of any intellectual property rights with respect to the Opposed Mark, including without limitation any application(s) to register the Opposed Mark with the United States Patent and Trademark Office and any communication(s) between Applicant or its attorneys and the United States Patent and Trademark Office that refer or relate to the Opposed Mark.

You responded that the documents are already of record. While that is true of the USPTO filings, it is not true for all documents that refer or relate to these filings. Please produce the requested documents.

Request No. 18: Produce all documents sufficient to identify Applicant's gross sales total from activities using, bearing, displaying, featuring, and/or incorporating the Opposed Mark.

This request seeks documents related to your revenue derived from all activities that use, bear, display, feature, or incorporate the mark ELECTRIC LADIES. Sales figures are discoverable. TBMP Section 414(18); *Domond v. 37.37, Inc.*, 113 USPQ2d 1264, 1267 (TTAB 2015); *Neville Chemical Co. v. Lubrizol Corp.*, 184 USPQ 689, 690 (TTAB 1975). Please produce the requested information.

Request No. 21: Produce all documents that refer to, relate to, or consider the channels of trade in which Applicant's services or products under the Opposed Mark will be or have been used.

You have objected to this request because you believe the phrase "channels of trade" is ambiguous. This phrase (or its shortened form, "trade channels") is common in trademark practice and is used throughout the Trademark Manual of Examining Procedure (TMEP) and the Trademark Trial and Appeal Board Manual of

Procedure (TBMP). Channels of trade are one of the factors considered by the Trademark Trial and Appeal Board in assessing the likelihood of confusion. *In re E.I. du Pont de Nemours & Co.*, 476 F.2d 1357, 177 USPQ 563 (CCPA 1973); TBMP Section 309.03(c)(2)(B). It has been defined as the area of commerce in which you operate and/or provide products or services to the public using the mark at issue. This information is discoverable. Please produce the requested information.

Requests for Admission

You have produced no documents in support of your denials of these Requests. Please do so. (See RFP No. 1.)

In your response to Request No. 6, Electric Lady asked you to admit that you do not provide streaming of digital media content for others. In response, you state that the word “streaming” is ambiguous. Your application No. 90/669,076 seeks registration of ELECTRIC LADIES for “Electronic transmission and streaming of digital media content for others via global and local computer networks.” You may answer Request No. 6 using whatever definition you intended for “streaming” when you signed and filed this application.

Interrogatories

The trademark search identified in Interrogatory 2 has not been produced. Please produce it. (See RFP No. 2)

You have objected to Interrogatories 5 and 6 because you believe the word “services” is ambiguous. You have filed two trademark applications for services. Please refer to the services you set forth in the two applications you signed and filed and provide the requested information.

See the discussion above with respect to the meaning of “trade channel” in Interrogatory 6.

We look forward to receiving the information and documents by no later than June 30, 2022.

Sincerely,

Laura A. Genovese
K & G Law LLC
602 S. Bethlehem Pike
Bldg. B, 2nd Fl.
Ambler, PA 19002
267-468-7961
lgenovese@kassgen.com
www.kassgen.com



From: Laura A. Genovese
Sent: Tuesday, June 14, 2022 4:57 PM
To: Joan greenconnectionsradio.com <joan@greenconnectionsradio.com>
Cc: Leigha R. Santoro <lsantoro@kassgen.com>
Subject: FW: Aa Required - Responses re: Electric Ladies Trademark

Thank you, Joan. Could you please send us copies of the two Bates-numbered documents you referenced? It seems you are working with an attorney on these responses; could you let me know who that is so I can communicate with them directly? Thank you!

From: Joan greenconnectionsradio.com <joan@greenconnectionsradio.com>

Sent: Saturday, June 4, 2022 3:36 PM

To: Laura A. Genovese <lgenovese@kassgen.com>; Leigha R. Santoro <lsantoro@kassgen.com>

Subject: Aa Required - Responses re: Electric Ladies Trademark

Hi Laura,

Attached are my responses to Electric Lady LLC's interrogatories, RFAs and RFPs, as required.

Have a good weekend.

All the best,



Joan Michelson

Host of **Electric Ladies podcast**, [Forbes](#) Contributor, Speaker, Coach - Social Impact, ESG, Energy, Climate, and Women's Advancement (*podcast formerly known as Green Connections Radio*)



a podcast on

INNOVATION | ENERGY | CLIMATE | CAREERS

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On [Apple Podcasts](#), Spotify, TuneIn, [iHeartRadio](#) - anywhere you get podcasts

Follow Joan's articles in [Forbes](#) and connect with her on [LinkedIn](#)

Need a speaker? Email us to find out how Joan can "informatively entertain" your audience - about leadership, innovation, sustainability, women's empowerment, and motivational topics.

Thinking about getting a **coach** for your **career** or to **finally get your book done and published**? Let's talk.

Watch Joan's Newseum event about the 19th Amendent Centennial and her great-great aunt, a prominent reporter who personally kept the suffrage movement in the headlines, in this new book, **"The Superwoman and Other Writings of Miriam Michelson,"** by Dr. Lori Harrison-Kahan – **Winner of the 2021 Best Editors Award from the Society for the Study of American Women Writers!!**