OIPE 1AP86
FEB 20 2007
PATENT & TRADEMARK OFFICE

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

A.V. IMPORTS, INC.,

Petitioner,

vs.

SPIRITS INTERNATIONAL, N.V.

Respondent.

OIPE 1AP86
FEB 20 2007
PATENT & TRADEMARK OFFICE

Cancellation No. 92043340

Registration No. 1,487,042

Mark: RUSSKAYA

TTAB
73617598

Attorney's Reference: 38793-199035

**Petitioner's Objections to Respondent's Notice of Deposition of Mikhail Tsyplakov**

Petitioner A.V. Imports, Inc., hereby objects to Respondent's Notice of Deposition of Mikhail Tsyplakov.

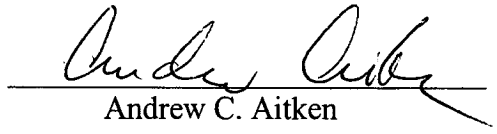
Pursuant to a stipulation, Petitioner agreed to allow a deposition of Mr. Tsyplakov upon written questions to proceed using a U.S. court reporter to administer the oath and read the questions that would take place in Geneva, Switzerland. However, counsel for Petitioner then learned that any depositions taken outside the procedure outline according to the Hague Convention are illegal in Switzerland. Counsel for Petitioner advised counsel for Respondent regarding this matter at least as early as February 2, 2007. In view of these circumstances, Petitioner objects to the notice of deposition and objects to any deposition in Switzerland taken outside the parameters set forth in the Hague Convention.



[redacted]
02-20-2007
U.S. Patent & TMOfc/TM Mail Rcpt Dt. #2

In addition, the Notice failed to provide either a date or a time for the deposition and therefore is deficient as it fails to advise the counsel for Petitioner this information.

Respectfully submitted,

Date: February 20, 2007 By: 

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Attorneys for Petitioner

## CERTIFICATE OF SERVICE

The undersigned, attorney for Petitioner, hereby certifies that he caused to be served, by first class mail, postage prepaid, a copy of the foregoing Petitioner's Objections to Respondent's Notice of Deposition of Mikhail Tsyplakov.

Lisa Pearson, Esq.
Kilpatrick Stockton LLP
31 West 52nd Street, 14th Floor
NEW YORK, NY 10019

This 20th day of February, 2007.

Andrew C. Aitken

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