

ESTTA Tracking number: **ESTTA432729**

Filing date: **09/28/2011**

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

Proceeding	92052940
Party	Defendant Smith Abrasives, Inc.
Correspondence Address	KATHRYN BENNETT PERKINS ROSE LAW FIRM 120 EAST FOURTH STREET, LITTLE ROCK, AR 72201 UNITED STATES kperkins@roselawfirm.com
Submission	Other Motions/Papers
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Date	09/28/2011
Attachments	092211. Smith. The Ultimate Edge Notice of Deposition.pdf (3 pages)(112558 bytes)

UNITED STATES DISTRICT COURT
Central District of California

In the matter of Trademark Registration No, 3,617,203
Mark: EDGEWARE
Registration date: May 5, 2009

Edgecraft Corporation	:	
	:	
Petitioner	:	
	:	Cancellation No. 92052940
v.	:	Cancellation No. 92054092
	:	Cancellation No. 92054104
	:	
Smith Abrasives, Inc.	:	
	:	
Respondent	:	

TO: THE ULTIMATE EDGE, INC.
c/o Registered Agent: Brad Axelrod
3435 Ocean Park Blvd., #107
Santa Monica, CA 90405

NOTICE OF 30(B)(6) DEPOSITION

PLEASE TAKE NOTICE that pursuant to Federal Rules of Civil Procedure 30(b)(6), counsel for Respondent Smith Abrasives, Inc. will take the deposition upon oral examination of The Ultimate Edge, Inc., by and through one or more of its officers, directors, managing agents, or such other knowledgeable persons as The Ultimate Edge, Inc. may designate to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. The deposition will commence on **October 10, 2011 at 11:00 a.m. Pacific Time**, at the offices of Depo Dynamics, 520 Broadway, Santa Monica, California 90401.


Pursuant to Rules 30 and 34, Respondent requests that The Ultimate Edge, Inc. appear and respond to the subject matters set forth in the attached Exhibit A, and produce and permit for inspection and copying at the deposition, to the extent that they have not already been actually furnished to Respondent, the documents set forth in the attached Exhibit B. Regarding the subject matters set forth in Exhibit A, and the documents requested in Exhibit B, please be guided by the Instructions and Definitions attached hereto.

Said deposition will take place upon oral examination at said time and place before a Notary Public or some other officer duly authorized to administer oaths. The deposition will be recorded by stenographic means and may be recorded by sound-and-visual (videotape) means.

Said deposition will be taken pursuant to Fed. R. Civ. P. 30 (b) (6) and Fed. R. Civ. P. 26(b) (1). If for any reason the taking of said deposition is not completed on said date, the taking of said deposition will be continued from day to day, excluding Sundays and holidays until completed.

Respectfully submitted,

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By: 
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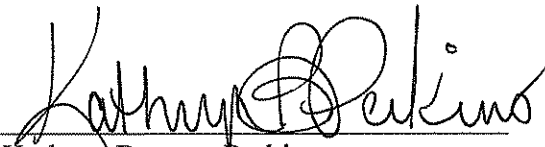
Attorneys for Respondent
Smith Abrasives, Inc.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Notice of 30(b)(6) Deposition was sent to the following persons via Electronic (courtesy copy) and U.S. Mail on this 22nd day of September,

2011:

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