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Filing date: **04/23/2012**

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

Proceeding	92053030
Party	Defendant Insight Pharmaceuticals LLC
Correspondence Address	MICHELINE KELLY JOHNSON BAKER DONELSON BEARMAN CALDWELL & BERKOWITZ PC 1800 REPUBLIC CTR, 633 CHESTNUT ST CHATTANOOGA, TN 37450-1800 UNITED STATES mjohnson@bakerdonelson.com, smiller@bakerdonelson.com, amorris@bakerdonelson.com, echomyn@bakerdonelson.com
Submission	Defendant's Notice of Taking Testimony
Filer's Name	Samuel Miller
Filer's e-mail	smiller@bakerdonelson.com
Signature	/samuel miller/
Date	04/23/2012
Attachments	NASHDOCS- #885742-v2-Kaplan_Insight_Notice_of_Depo_-_Dennis_Kinsey.pdf (2 pages) (41815 bytes)

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

JEFFREY KAPLAN,)	
)	
Petitioner,)	
)	
v.)	Cancellation No. 92053030
)	MARK: ASPERGUM
INSIGHT PHARMACEUTICALS, LLC)	Registration No. 792,115
)	
Registrant.)	
)	
)	

REGISTRANT’S NOTICE OF DEPOSITION OF DENNIS KINSEY

In accordance with the Federal Rules of Civil Procedure, Registrant, Insight Pharmaceuticals, LLC, submit the following Notice of Deposition:

TO: DENNIS KINSEY,
Insight Pharmaceuticals, LLC
1170 Wheeler Way, Suite 150
Langhorn, PA 19047-1749

PLEASE TAKE NOTICE that, pursuant to Rule 30 of the Federal Rules of Civil Procedure, Registrant, through its counsel of record, will take the deposition of Dennis Kinsey as a representative of Insight Pharmaceuticals, LLC, before a person designated by Rule 28 of the Federal Rules of Civil Procedure, by stenographic means, commencing on Wednesday May 9, 2012 at 9:00 a.m. (EST) and continuing thereafter from day to day until completed at Insight Pharmaceuticals, LLC located at 1170 Wheeler Way, Suite 150, Langhorn, PA 19047-1749. You are invited to attend and cross examine.

Respectfully submitted,

BAKER DONELSON BEARMAN
CALDWELL & BERKOWITZ, PC

/s/ Samuel F. Miller

Samuel F. Miller (BPR #022936)
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Attorneys for Respondent

CERTIFICATE OF SERVICE

I hereby certify that on April 22, 2012 a copy of the foregoing Notice of Deposition was served by U.S. Mail, postage prepaid, and email upon the following:

Jeffrey Kaplan
P.O. Box 11106
Fort Lauderdale, Florida 33339
jeff@retrobrands.net

s/Samuel F. Miller