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

Proceeding	92057241
Party	Plaintiff Daniel M. Goodman
Correspondence Address	SAWNIE R ALDREDDE PO BOX 120713 NASHVILLE, TN 37212 UNITED STATES trip@aldredgelaw.com
Submission	Other Motions/Papers
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Date	11/10/2016
Attachments	Petitioners Request to Take Judicial Notice.pdf(134369 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE**

**THE TRADEMARK TRIAL AND APPEAL BOARD**

Petitioner: Daniel M. Goodman c/o P.O. Box 120713, Nashville, Tennessee 37212

Registrant: Steven Berlin, Suite 224, 3439 N.E. Sandy Blvd. Portland, Oregon  
97232.

Proceeding Number 92057241

**PETITIONER DANIEL GOODMAN'S MOTION TO REQUEST**

**BOARD TO TAKE JUDICIAL NOTICE**

Comes now Petitioner and pursuant to Federal Rule of Evidence 201, and TMBP 704.12, hereby requests that the Board take judicial notice of the following documents introduced in support of the fact that recordings of the musical group Los Super Seven continue to be commercially available.

1. Web page from Amazon.com advertising Los Super Seven recordings:  
[https://www.amazon.com/s/ref=nb\\_sb\\_noss\\_2?url=search-alias%3Dpopular&field-keywords=Los+Super+Seven](https://www.amazon.com/s/ref=nb_sb_noss_2?url=search-alias%3Dpopular&field-keywords=Los+Super+Seven). (November 8 2016)
2. Web page from iTunes advertising Los Super Seven recordings:  
<https://itunes.apple.com/artist/los-super-seven/id471444>. (November 10, 2016).

Petitioner submits that the commercial availability of these recording is a relevant fact not subject to reasonable dispute.

Respectfully submitted,

/s/Sawnie R. Aldredge  
Sawnie R. Aldredge  
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#### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing PETITIONER'S Request for Board to Take Judicial Notice has been sent by regular U.S. mail, postage prepaid to Thomas G. Carulli, Esq. attorney for Steve Berlin at Kaplan, Massamillo & Andres, 70 East 55<sup>th</sup> Street, 25<sup>th</sup> Floor, New York, New York 10022, and by email to [tcarulli@kmalawfirm.com](mailto:tcarulli@kmalawfirm.com) this the 10<sup>th</sup> day of November, 2016.

/s/Sawnie R. Aldredge  
Sawnie R. Aldredge