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

Proceeding	92058848
Party	Plaintiff Guantanamera Cigar Co, Inc.
Correspondence Address	FRANK HERRERA H NEW MEDIA LAW 55 SE 2ND AVENUE DELRAY BEACH, FL 33444 UNITED STATES fherrera@hnewmedia.com
Submission	Response to Board Order/Inquiry
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Signature	/FH/
Date	09/10/2014
Attachments	Guantanamera 9-10-14 Notice of Service of Initial Disclosures.pdf(5512 bytes) GUANTANAMERA_Initial_Disclosures_7-25-14.pdf(82580 bytes)

UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

GUANTANAMERA CIGARS CO.

Petitioner,

Cancellation No.
92058848

v.

CORPORACION HABANOS, S.A.

Respondent.

PETITIONER'S NOTICE OF SERVICE
INITIAL DISCLOSURES

COMES NOW Petitioner Guantanamo Cigars Co. ("Petitioner" or "GCC") and hereby provides notice of service of Initial Disclosures on July 24, 2014.

Pursuant to the Board's original order and amended orders, the parties were required to serve Initial Disclosures in June and July respectively. Rather than delay and serve pursuant to the latest controlling order, GCC served its Initial Disclosures on Habanos on July 24, 2014. See attached.

Respectfully submitted,

Dated this 10th day of September 2014

s/FRANK HERRERA
Frank Herrera
Florida Bar No. 494801
H NEW MEDIA LAW
55 S.E. 2nd Avenue
Delray Beach, Florida 33444
561-900-2486
fherrera@hnewmedia.com

CERTIFICATE OF SERVICE

I certify that a true and accurate copy of this Notice of Service of Initial Disclosures was served on counsel for Respondent via US First Class Mail this 10th day of September 2014 to the address below:

David Goldstein, Esq.
RBSK&L
45 Broadway, 17th Floor
New York, New York 10002

s/FRANK HERRERA

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

GUANTANAMERA CIGAR CO.)	
)	
Petitioner,)	Cancellation No.: 92058848
)	
v.)	
)	
CORPORACION HABANOS, S.A.)	
)	
Registrant.)	
_____)	

PETITIONER'S INITIAL DISCLOSURES

COMES NOW, Guantanamera Cigar Co., a Florida Corporation, and hereby serves Petitioner's Initial Disclosures as required by Rule 26(a)(1) of the Federal Rules of Civil Procedure and 37 C.F.R. §2.120(a)(3) as follows:

A. In accordance with Rule 26(a)(1)(A), the following is a list of persons who are likely to have discoverable non-privileged information that Petitioner may use to support its claims, unless solely for impeachment:

Petitioner and its principles, members, and employees (contact through counsel)

Subjects: intended use and ownership of Petitioner's trademarks, designs, inspiration and creation for Petitioner's mark(s); Petitioner's business operations and activities; Petitioner's goods and services; Petitioner's trademark applications and registrations; Petitioner's previous use of similar marks in connection with cigars

and coffee and related goods; Licensee's use of Petitioner's registration in connection with rum; facts and defenses alleged in the Petition for Cancellation and related pleadings; and litigation history between the parties.

Registrant and its principles, members, and employees.

Subjects: alleged use and ownership of Registrant's mark, designs, inspiration and creation of Registrant's mark; Registrant's business operations and activities in the United States and elsewhere; Registrant's goods and services; Registrant's trademark applications and registrations; facts and defenses alleged in the Petition for Cancellation and related pleadings; and litigation history between the parties.

Petitioner reserves the right to amend this list upon identification of other individuals through discovery or through development of the issues.

B. In accordance with Rule 26(a)(1)(B), a copy of or description by category of all documents and things now in the Petitioner's possession, custody or control that it may use to supports its claims or defenses, unless solely for impeachment:

1. Documents associated with Petitioner's trademark applications.
2. Documents associated with Petitioner's trademark registration.
3. Documents reflecting Registrant's goods and services

- either in use by Registrant or through its licensee.
4. Documents reflecting Registrant's corporate status.
 5. Documents reflecting Registrant's use of similar marks in connection with cigars, coffee, and related goods.
 6. Documents related to previous litigation between the parties.

Petitioner reserves the right to amend this list upon identification of other documents and things through discovery or through development of the issues.

C. For inspection and copying any insurance agreement.

Not applicable.

July 25, 2014

Respectfully submitted,

s/FRANK HERRERA
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55 S.E. 2nd Avenue
Delray Beach, Florida 33444
Tel.: 561-900-2486
Fherrera@hnewmedia.com

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 25th day of July, 2014, a true and correct copy of the foregoing was served on counsel for Registrant by mailing the same via First Class Mail, postage prepaid, to:

David B. Goldstein, Esq.
RABINOWITZ BOUDIN STANDARD KRINSKY & LIEBERMAN PC
45 BROADWAY, SUITE 1700
NEW YORK, NY 10006-3791

s/FRANK HERRERA
Frank Herrera
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