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

Proceeding	92067794
Party	Plaintiff Joshua S. Schoonover
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Submission	Other Motions/Submissions
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Date	02/05/2021
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Reg. No. 2,207,535 issued on December 1, 1998 and
Reg. No. 3,598,502 issued on March 31, 1999

Joshua S. Schoonover,)	
)	
Petitioner,)	
)	
v.)	Cancellation No. 92067794 (parent)
)	Cancellation No. 92069499
The Burton Corporation,)	
)	
Registrant.)	
)	

**PETITIONER’S SUBSTITUTE NOTICE OF ELECTION TO TAKE ORAL CROSS-
EXAMINATION OF CHRISTOPHER L. CUNNINGHAM**

PLEASE TAKE NOTICE that pursuant to 37 C.F.R. § 2.123(c) Petitioner, Joshua S. Schoonover (“Petitioner”) hereby elects to take the oral cross-examination of Christopher L. Cunningham, a witness of Registrant, The Burton Corporation, 180 Queen City Park Road, Burlington, VT, 05401. The examination will be taken before a person authorized to do so pursuant to Rule 28 of the Federal Rules of Civil Procedure. The examination will take place via remote videoconference technology on Friday, February 12 2021 between the hours of 2:00 P.M. and 4:00 P.M. eastern time.

Dated this 5th day of February 2021.

By: /Joshua S. Schoonover/

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Petitioner Pro Se

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of PETITIONER'S SUBSTITUTE NOTICE OF ELECTION TO TAKE ORAL CROSS-EXAMINATION OF CHRISTOPHER L. CUNNINGHAM has this 5th day of February 2021 been delivered via email to the below-identified Attorney/Correspondent for the Respondent:

tmip@drm.com

/Joshua S. Schoonover/
Joshua S. Schoonover