

TTAB

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September 23, 2005

Cheryl Butler
Trademark Trial and Appeal Board
P. O. Box 1451
Alexandria, VA 22313-1451

Re: Mattel, Inc. v. Patricia G. Briden
Opposition No. 91-160087

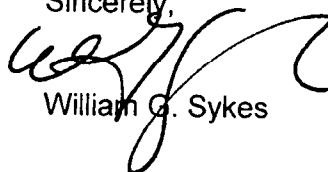
Dear Ms. Butler:

Please file the following motions with this matter:

1. Applicant's Motion of Opposition to Opposer's Late Filing of Discovery Documents.
2. Applicant's Motion of Opposition to Entry of Documents Filed with Opposer's Notice of Reliance.
3. Applicant's Motion of Opposition to Entry of Documents Filed with Monica Danner's Trial Testimony.
4. Applicant's Motion of Opposition to Opposer's Motion to Reset the Testimony Periods.

Please give me a call if you have any questions or if you need additional information. Thank you!

Sincerely,



William G. Sykes

cc: Jill M. Pietrini, Esquire
Patricia G. Briden



09-29-2005

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #10

Environmental ♦ Patents ♦ Personal Injury ♦ Product Liability ♦ Toxic Mold Litigation

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

<p><i>In re Matter of Application No. 78/223,428 for the mark: SOCK-UM</i></p> <p>Mattel, Inc.,</p> <p>Opposer,</p> <p>Vs.</p> <p>Patricia G. Briden,</p> <p>Applicant.</p>	<p>Opposition No. 91-160087</p> <p>APPLICANT'S MOTION OF OPPOSITION TO OPPOSER'S LATE FILING OF DISCOVERY DOCUMENTS</p>
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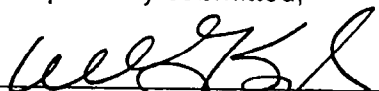
Pursuant to Federal Civil Procedure Rules 26, 33 and 34 and the Trademark Trial and Appeal Board ("TTAB"), Applicant, Patricia G. Briden ("Briden"), hereby moves the Board for an order denying the Opposer, Mattel, Inc. ("Mattel"), the right to file discovery documents and video tapes after the Discovery period closed.

This motion is made on the grounds that the TTAB set the Discovery period to close on October 29, 2004. Briden received 2,555 discovery documents and five (5) video tapes from Mattel on September 6, 2005. A copy of the cover letters attached to the documents and video tapes are attached as Exhibit "A", "B" and "C".

The notice from Cheryl Butler, Attorney, TTAB, dated December 21, 2004 states the Discovery period closed on October 29, 2004. See attached Exhibit "D".

For the above-stated reasons, Briden requests that the Board deny Mattel from filing and using the 2,555 documents and five (5) video tapes in this case.

Respectfully submitted,



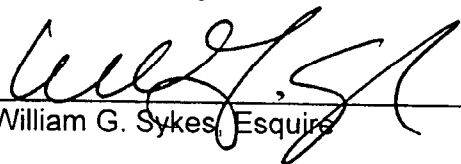
William G. Sykes, Esquire
USPTO Registration No. 50704
3669 Seagull Bluff Drive
Virginia Beach, VA 23455-1721

Dated:
September 23, 2005

Attorney for Patricia G. Briden

CERTIFICATE OF MAILING

I hereby certify that this Motion of Opposition to Opposer's late filing of Discovery Documents is being deposited with the United States Postal Service, postage prepaid, first class mail, in an envelope addressed to Commissioner for Trademarks, Attn: Cheryl Butler, Trademark Trial and Appeal Board, Box 1451, Alexandria, Virginia 22313-1451 and Jill M. Pietrini, Esquire at MANATT, PHELPS & PHILLIPS, LLP, 11355 W. Olympic Blvd., Los Angeles, California 90064 on this 23rd day of September, 2005



William G. Sykes, Esquire

manatt
manatt | phelps | phillips

Jill M. Pietrini
Manatt, Phelps & Phillips, LLP
Direct Dial: (310) 312-4325
E-mail: jpietrini@manatt.com

September 1, 2005

Client-Matter: 12838-163

VIA FEDERAL EXPRESS

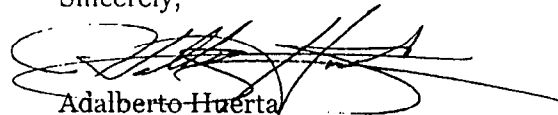
William G. Sykes, Esq.
4605 Pembroke Lake Circle, Suite 103
Virginia Beach, Virginia 23455

**Re: *Mattel, Inc. v. Patricia G. Briden*
Opposition No. 91-160087**

Dear Mr. Sykes:

Enclosed are video tapes produced by Mattel bearing document numbers M2556 to M2560.

Sincerely,



Adalberto Huerta
Assistant To Jill Pietrini

Enclosures

40918003.1

11355 West Olympic Boulevard, Los Angeles, California 90064-1614 Telephone: 310.312.4000 Fax: 310.312.4224
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Jill M. Pietrini
Manatt, Phelps & Phillips, LLP
Direct Dial: (310) 312-4325
E-mail: jpietrini@manatt.com

August 31, 2005

Client-Matter: 12838-163

VIA FEDERAL EXPRESS

William G. Sykes, Esq.
4605 Pembroke Lake Circle, Suite 103
Virginia Beach, Virginia 23455

**Re: *Mattel, Inc. v. Patricia G. Briden*
Opposition No. 91-160087**

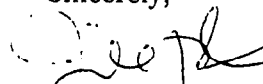
Dear Mr. Sykes:

Enclosed are Mattel's documents bearing document production numbers M00001 to M2555, which includes Mattel's confidential documents. The documents marked as Attorneys' Eyes Only fall under the designation "Trade Secret/Commercially Sensitive" in the protective order entered in this case.

I have not received a response to my letter of August 22, 2005, in which I enclosed a revised draft protective order for you review. I would appreciate a response as soon as possible as I am taking Mattel's testimony deposition on September 8th. If the revised protective order is acceptable, let me know as soon as possible and I will send you an execution copy. Otherwise, we will rely upon the protective order entered by the Board on May 10, 2005.

Please let me know if you are going to attend the testimony deposition.

Sincerely,



Jill M. Pietrini

Enclosures

40917507.1

11355 West Olympic Boulevard, Los Angeles, California 90064-1614 Telephone: 310.312.4000 Fax: 310.312.4224
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