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

|                        |  |
|------------------------|--|
| Proceeding             | 91216270   |
| Party                  | Plaintiff<br>Manhattan International Trade Inc. and Pure & Simple Concepts Inc.  |
| Correspondence Address | THOMAS D ROSENWEIN<br>ROSENWEIN LAW GROUP<br>120 SOUTH LASALLE STREET, SUITE 1440<br>CHICAGO, IL 60603<br>UNITED STATES<br>trosenwein@lawggf.com, ickes@lawggf.com |
| Submission             | Plaintiff's Notice of Reliance   |
| Filer's Name           | Thomas D. Rosenwein  |
| Filer's e-mail         | TRosenwein@rlawgrp.com   |
| Signature              | /TDR/  |
| Date                   | 11/23/2015   |
| Attachments            | Supp Notice of Reliance-TTABFD-doc.pdf(1454750 bytes )   |

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

**MANHATTAN INTERNATIONAL TRADE, INC.  
and PURE & SIMPLE CONCEPTS, INC.,**

Opposers,

v.

**INDUSTRIE IP PTY LIMITED,**

Applicant.

**Opposition No. 91216270**

**Serial No. 85/881,059**

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**OPPOSERS' SUPPLEMENTAL NOTICE OF RELIANCE IN REBUTTAL**

Opposers Manhattan International Trade, Inc. and Pure & Simple Concepts, Inc., by their attorneys, Rosenwein Law Group, hereby submit their Supplemental Notice of Reliance in the above titled cause pursuant to TBMP §704.02 and 37 CFR § 2.122(e), as follows:

1. Applicant's Responses to Opposers' First Set of Requests for Production of documents dated August 21, 2014 (Exhibit A); and
2. Applicant's Responses to Opposer's First Set of Interrogatories dated August 21, 2014 (Exhibit B).

**MANHATTAN INTERNATIONAL TRADE, INC.  
and PURE & SIMPLE CONCEPTS, INC.**

Dated: November 23, 2015

By:   
One of Their Attorneys

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# EXHIBIT A

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

|                                |   |                         |
|--------------------------------|---|-------------------------|
| MANHATTAN INTERNATIONAL TRADE, | ) |                         |
| INC. AND PURE & SIMPLE         | ) |                         |
| CONCEPTS, INC.,                | ) |                         |
|                                | ) |                         |
| Opposers,                      | ) | Opposition No. 91216270 |
|                                | ) | Serial No. 85/881,059   |
| v.                             | ) |                         |
|                                | ) |                         |
| INDUSTRIE IP PTY LIMITED,      | ) |                         |
|                                | ) |                         |
| Applicant.                     | ) |                         |

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**APPLICANT'S RESPONSES TO OPPOSERS' FIRST SET OF REQUESTS FOR  
PRODUCTION OF DOCUMENTS**

Pursuant to Federal Rules of Civil Procedure 37 and Trademark Rules 2.120, Applicant Industrie IP Pty Limited ("Applicant"), by and through its attorneys, Friedman Stroffe & Gerard, P.C, responds to Opposers' ("Opposers") First Set of Requests for Production of Documents, as follows:

**GENERAL OBJECTIONS**

1. Applicant objects to the entire set of Requests to the extent that each calls for the production of information and/or documents which are privileged or otherwise protected from discovery by law, including, but not limited to, violations of the attorney-client privilege or the attorney work-product doctrine, third-party privacy rights and/or tax and revenue laws, the privilege of self-critical analysis, or any other applicable privilege or immunity. Applicant interprets each request to exclude a request for such information.
2. Applicant objects to the entire set of Requests to the extent the burden and expense of searching for, culling, and producing all such responsive documents

and things would outweigh the likely benefit of the requested information, taking into account the needs of the case, the amount in controversy, the parties' resources, the issues' importance, and the requests' importance in resolving those issues. Applicant will infer and apply a reasonable scope to all such requests.

3. Applicant objects to each request, definition, and instruction that purports to impose any requirements upon Applicant beyond those of the TBMP, Federal Rules of Civil Procedure, and any other applicable laws or rules.

4. Applicant objects to the "Definitions" set forth in the Requests to the extent they purport to impose any obligation on Applicant that is greater than or different from that imposed by the TBMP, Federal Rules of Civil Procedure, or applicable rules of this Court.

5. Applicant objects to Propounding Party's designated time and place for production. Applicant will make its documents and tangible items available for inspection at a mutually agreeable time and location.

6. Applicant incorporates by reference these General Objections above-stated Preliminary Response and each above-stated general objection into each specific response to each Request, as set forth below. From time to time, a specific response may repeat a general objection for emphasis or some other reason. The decision not to repeat any particular general objection in any specific response is not intended and should not be interpreted as a waiver of any general objection to that response.

7. Applicant objects to each Request that asks Applicant to produce "All documents" as overbroad, as the use of that phrase renders the scope of the Request unascertainable.

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