

ESTTA Tracking number: **ESTTA1057925**

Filing date: **05/26/2020**

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

Proceeding	92067046
Party	Defendant Nationwide Auto Lease LLC
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Submission	Opposition/Response to Motion
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Date	05/26/2020
Attachments	1939sancmot3_rsp.pdf(177414 bytes)

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

In the Matter of Registration Registration No. 5,005,305 Registered: July 19, 2016 Mark: NATIONWIDE AUTO LEASE	Cancellation No. 92067046
NATIONWIDE MUTUAL INSURANCE COMPANY, Petitioner, -vs- NATIONWIDE AUTO LEASE LLC, Registrant.	REGISTRANT'S RESPONSE TO PETITIONER'S THIRD MOTION FOR JUDGMENT AS A SANCTION

Registrant hereby responds to Petitioner's Third Motion For Sanctions, filed 04/28/2020 ("Petitioner's Current Motion").

Registrant has now satisfied all the concerns and issues raised in Petitioner's Current Motion. Specifically, Registrant has now provided Petitioner:

(1) with a procedure to "to work with Petitioner's counsel on deposition scheduling" (Petitioner's Current Motion, p. 2); see attached Exhibit A, and

(2) with [(a)] "[o]rganized and consecutively numbered ... documents (including all documents previously produced); [(b)] ... any

supplemental written responses, ... indicating the number (or range of numbers) of documents responsive to each corresponding request; [(c)] ... a detailed explanation of what search was conducted to locate documents and things responsive to each of Petitioner's requests; and [(d)] [s]igned ... responses under penalty of perjury" (Petitioner's Current Motion, p. 3); see attached Exhibits A, B, and C.

Because much of the delay in responding earlier to Petitioner was due to difficulty in operating under the current COVID-19 pandemic conditions, Registrant now is immediately ready to move forward promptly to complete the remaining discovery in this matter, in a manner as expeditious and reasonable as current conditions permit.

Therefore, Registrant respectfully requests that Petitioner's Current Motion be denied, and that the TTAB order the remaining discovery to be completed in an expedited, but reasonable, manner.

Thank you.

Respectfully submitted,

LAW OFFICES OF MITCHELL P. NOVICK

By: /mitchell p. novick/
MITCHELL P. NOVICK, ESQ.
Reg. No. 30,305

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Dated: May 26, 2020

MPN/s
2068-1939

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing PRELIMINARY RESPONSE TO PETITIONER'S THIRD MOTION FOR JUDGMENT AS A SANCTION has been served upon the attorney of record for Petitioner by e-mail to the following address, on May 26, 2020:

Martin Miller, Esq.
PORTER, WRIGHT, MORRIS & ARTHUR LLP
Counsel for Petitioner
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E-mail: mmiller@porterwright.com

/mitchell p. novick/

MITCHELL P. NOVICK

Dated: May 26, 2020

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