

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

COMMON SENSE PRESS INC
DBA POCKET JACKS COMICS

Petitioner-Plaintiff

v.

ANTONIO J. MALPICA, and
ETHAN VAN SCIVER

Registrants-Defendants

Cancellation No. 92075375

**DEFENDANT ETHAN VAN SCIVER'S FIRST SET
OF REQUESTS FOR PRODUCTION OF DOCUMENTS**

Pursuant to Rule 34 of the Federal Rules of Civil Procedure, Defendant Ethan Van Sciver ("Van Sciver") propounds the following requests for production of documents to Plaintiff Common Sense Press INC DBA Pocket Jacks Comics ("CSP").

DEFINITIONS

1. The term "CSP" or "you" refers to CSP and any employees, agents, representatives, attorneys, affiliates, successors, and assigns, and to persons and entities acting or purporting to act on behalf of CSP.
2. As used herein, the term "document" and is defined to be synonymous in meaning and equal in scope to the usage of this term in Rule 34(a) of the Federal Rules of Civil Procedure and thus includes electronically stored information. A draft or nonidentical copy is a separate document within the meaning of this term.
3. As used herein, the term "person" means any natural person or any business, legal or governmental entity or association.
4. As used herein, the term "communication" means the transmittal of information (in the form of facts, ideas, inquiries or otherwise).
5. When used in reference to documents, the terms "identify", "identity" and "identification" shall mean to give, to the extent known, (1) the type of document, (2) the general subject matter, (3) the date of the document, (4) the author(s), (5) the addressee(s) and (6) the recipient(s).

6. When used in reference to communications, the terms "identify", "identity" and "identification" shall mean to give, to the extent known, (1) the nature of the communication, (2) the general subject matter, (3) the date of the communication, (4) the place of the communication, and (5) the identity of the persons involved in the communication.

7. When used in reference to persons, the terms "identify," "identity" and "identification" shall mean to give, to the extent known, (1) the person's full name, (2) the person's present or last known address, and, when referring to a natural person, (3) the person's present or last known place of employment.

INSTRUCTIONS

1. The following rules of construction shall apply: (a) the use of the singular form of any word includes the plural and vice versa; and (b) the terms "all" and "each" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of this set of interrogatories all information that might otherwise be construed to be outside of the scope of this set of interrogatories.

2. No specific request or requests should be construed to limit the scope of any other request, or of any term defined above, and no subpart of any request should be construed to limit the scope of any other subpart of such request.

3. Along with each responsive document produced also produce any document which is or was appended to or enclosed with it.

4. These requests are continuing and require supplemental responses to the full extent mandated by the Federal Rules of Civil Procedure.

5. If no documents are responsive to a request, so state.

6. In accordance with Rule 34(a)(1) of the Federal Rules of Civil Procedure, you must produce not only documents your possession but also documents in your custody and documents under your control.

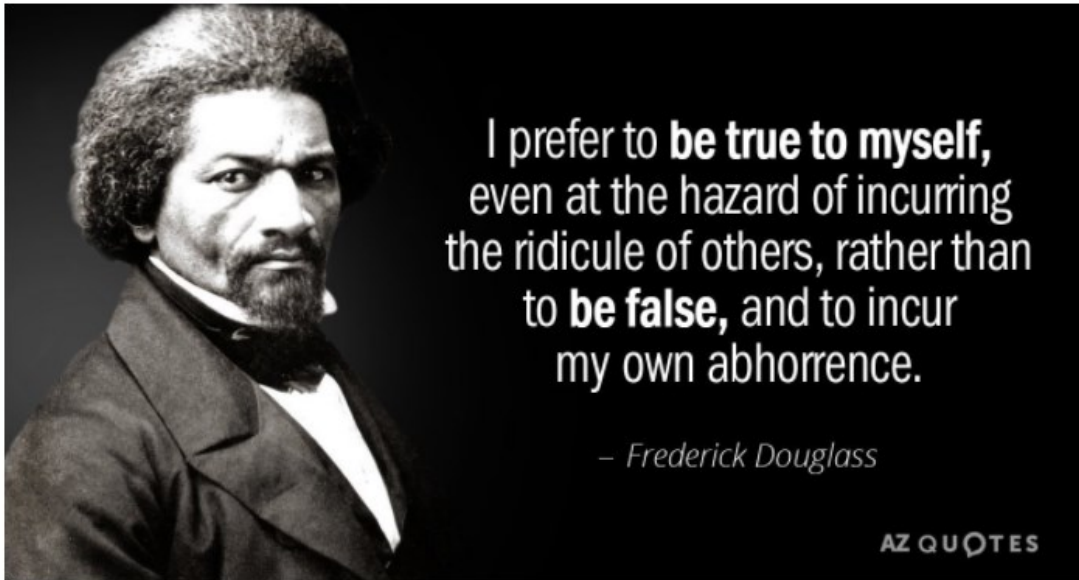
REQUESTS FOR PRODUCTION OF DOCUMENTS

Request No. 1

Produce every document, identified by you in answering Interrogatories and Requests for Admissions served on you during this proceeding.

Request No. 2

Produce all documents relating to your license from AZ Quotes to the copyright of their image which you use in the Pocket Jacks Comics YouTube video of May 18, 2020, shown below.



I prefer to be true to myself, even at the hazard of incurring the ridicule of others, rather than to be false, and to incur my own abhorrence.

Frederick Douglass

Dated: April 8, 2022

Respectfully Submitted,

/s/ Scott Houtteman

Scott Houtteman, VSB No. 65567

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Attorney for Registrant Ethan Van Sciver

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing has been emailed to:
Francis John Ciaramella, Esquire at frank@fjcpllc.com on April 8, 2022.

/s/ Scott Houtteman