



03-18-2002

U.S. Patent & TMO/TM Mail Rcpt Dt. #76

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

REVANCHE, LLC,)	
)	Opposition No. 91150675
Opposer,)	
)	Serial No. 76/213,757
v.)	
)	
FELIX DENNIS,)	
)	
Applicant.)	
)	

ANSWER TO NOTICE OF OPPOSITION

Applicant Felix Dennis, by his attorneys Jacobs deBrauwere & Dehn, hereby answers the allegations set forth in the Notice of Opposition as follows:

1. Denies the allegations contained in paragraph 1 of the Notice of Opposition.
2. States that he is without knowledge or information sufficient to form a belief concerning the allegations set forth in paragraph 2 of the Notice of Opposition, and accordingly denies the same, and further states that, whether Opposer used the mark or not, it has not been used with hotels and casinos for some years.
3. States that he is without knowledge or information sufficient to form a belief concerning the allegations set forth in paragraph 3 of the Notice of Opposition, and accordingly denies the same, except further states that Opposer's hotel and casino ceased operation and remain shuttered.
4. States that he is without knowledge or information sufficient to form a belief concerning the allegations set forth in paragraph 4 of the Notice of Opposition, and accordingly denies the same.

5. Denies the allegations contained in paragraph 5 of the Notice of Opposition.
6. Denies the allegations contained in paragraph 6 of the Notice of Opposition.
7. Denies the allegations contained in paragraph 7 of the Notice of Opposition.
8. Denies the allegations contained in paragraph 8 of the Notice of Opposition.
9. Denies the allegations contained in paragraph 9 of the Notice of Opposition.

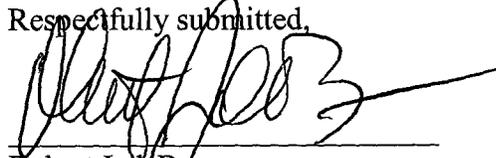
AFFIRMATIVE DEFENSES

As and for affirmative defenses, Applicant alleges as follows:

1. Opposer has failed to allege grounds sufficient to establish its standing to maintain the present opposition.
2. If Opposer ever owned rights in the Mark MAXIM, it has now abandoned such rights.
3. If Opposer ever owned and has not abandoned rights in the Mark MAXIM, such rights are limited only to Las Vegas, Nevada.

WHEREFORE, Applicant prays that the Opposition be dismissed.

Respectfully submitted,



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Attorneys for Applicant

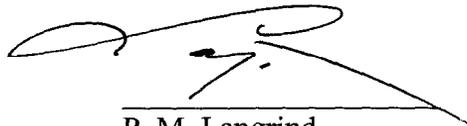
Date: March 18, 2002

CERTIFICATE OF EXPRESS MAIL PURSUANT TO 37 CFR §1.10
PROOF OF SERVICE PURSUANT TO 37 CFR § 2.119

The undersigned hereby certifies that he is depositing the Answer to Notice of Opposition, Opposition No. 91150675, on this 18th day of March, 2002, with the United States Postal Service, as express mail (No. EL704683468US) to the Trademark Trial and Appeal Board and by U.S. first class mail, postage prepaid, on Attorney for Opposer, in separate envelopes addressed as follows:

Assistant Commissioner
for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513
Attn: BOX TTAB- No Fee

Tim Headley, Esq.
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P. M. Langrind