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

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 REDSKY SECURITIES, LLC, :
 :
 Opposer, :
 :
 -against- :
 :
 REDSKY PARTNERS, LLC, :
 :
 Applicant. :
 :
 ----- X

10-01-2002
U.S. Patent & TMO/c/TM Mail Rcpt Dt. #77

Opposition No. 91152607

APPLICANT'S ANSWER TO OPPOSITION

Applicant, RedSky Partners, LLC, ("RedSky" or "Applicant") by its attorneys Tannenbaum Helpern Syracuse & Hirschtritt LLP, for its Answer to the Opposition of Red Sky Securities, LLC ("Opposer") herein:

1. Denies knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 1 of the Notice of Opposition (the "Opposition"), except admits that the U.S. Service Mark Application (the "Application") at issue herein was filed on October 3, 2001, pursuant to Lanham Act § 1(b), and further avers that Applicant filed a companion application for the mark RedSky and design for the same goods and services on September 30, 2001.
2. Denies the allegations contained in paragraph 2 of the Opposition.
3. Denies knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraphs 3, 4, and 5 of the Opposition.

4. Denies the allegations contained in paragraphs 6, 7, 8, 9 and 10 of the Opposition.

5. Denies the allegations contained in paragraph 11 of the Opposition, except admits that RedSky Partners, LLC is a limited liability company formed under the laws of the State of Delaware.

6. Admits the allegations contained in paragraph 12 of the Opposition.

7. Denies the allegations contained in paragraphs 13 and 14 of the Opposition.

8. Denies the allegations contained in paragraph 15 of the Opposition, except Applicant denies knowledge or information sufficient to form a belief as to whether Applicant's and Opposer's businesses and/or services are sufficiently related so that the simultaneous use of Opposer's and Applicant's RED SKY marks would be likely to cause confusion or to deceive.

9. Denies the allegations contained in of paragraph 16 of the Opposition, except admits that Opposer has no control over the nature and quality of applicant's services.

10. Denies the allegations contained in paragraphs 17 and 18 of the Opposition, except admits that Applicant's mark RED SKY resembles that portion of the trade name and mark that Opposer claims to have used in the United States that contains the words "red sky."

11. Denies the allegations contained in paragraph 19 of the Opposition.

12. Denies the allegations contained in paragraph 20 of the Opposition, except admits that the grant of the registration Applicant seeks will create statutory rights in favor of Applicant under the Trademark Act of 1946, as amended.

13. Denies the allegations contained in paragraph 21 of the Opposition.

WHEREFORE, Applicant respectfully requests that the Trademark Trial and Appeal Board dismiss the Opposition and render a decision in favor of Applicant.

Dated: New York, New York
October 2, 2002

TANNENBAUM HELPERN SYRACUSE
& HIRSCHTRITT LLP

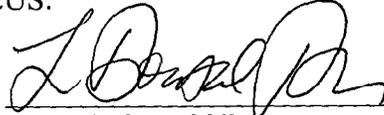
By 

L. Donald Prutzman
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New York, New York 10022
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TO:
PAULEY, PETERSON, KINNE & ERICKSON
2800 West Higgins Road, Suite 365
Hoffman Estates, IL 60195
Attn: Eric T. Krischke, Esq.

CERTIFICATE OF EXPRESS MAILING

I, L. Donald Prutzman, hereby certify that on October 1, 2002, I sent the foregoing Applicant's Answer to Opposition to the United States Patent and Trademark Office, Trademark Trial and Appeal Board by causing the same to be sent by Express Mail service under Express Mail No. EF 200688832US.

A handwritten signature in black ink, appearing to read 'L. Donald Prutzman', written over a horizontal line.

L. Donald Prutzman

**AFFIDAVIT OF SERVICE
VIA EXPRESS MAIL**

STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

David J. Kanfer, being duly sworn, deposes and says:

1. I am not a party to this action, am over eighteen years of age and reside in Queens County.

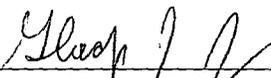
2. On October 1, 2001, I served a copy of the within APPLICANT'S ANSWER TO OPPOSITION by sending a true copy thereof in a postpaid wrapper, in an official depository under the exclusive care and custody of the United States Postal Service within New York State, for overnight delivery via Express Mail, addressed to the following entity at the last known address set forth:

PAULEY, PETERSON, KINNE & ERICKSON
2800 West Higgins Road, Suite 365
Hoffman Estates, IL 60195
Attn: Eric T. Krischke, Esq.



David J. Kanfer

Sworn to before me this *1st*
day of October in the year 2002.



Notary Public

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