

# TTAB

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

IN THE MATTER OF Trademark Application No. 75/833844  
for the mark MALTEX; Published October 22, 2002

COMPLEMENTOS ALIMENTICIOS S.A. DE .C.V. :

Opposer, :

v. :

ALBANI BRYGGERIERNE A/S ;  
(ALBANI BRYGGERI, BRYGGERIET ;  
ODENSE OG SLOTSBRYGGERIET) :

Applicant. :

Opposition No. 91155482

09-03-2004

U.S. Patent & TMO/TM Mail Rept Dt. #74

Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, Va. 22202-3513

### ANSWER TO NOTICE OF OPPOSITION

Applicant, by and through its attorneys, hereby answers the Notice of Opposition in the captioned proceeding as follows.

1. Applicant admits the allegations contained in paragraph 1 of the Notice of Opposition.

#### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513 on the date shown below.

MARIE-ANNE MASTROVITO

  
Signature

Date: August 30, 2004

2. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 2 of the Notice of Opposition, and therefore denies same.

3. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 3 of the Notice of Opposition, and therefore denies same.

4. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 4 of the Notice of Opposition, and therefore denies same.

5. Applicant denies the allegations contained in paragraph 5 of the Notice of Opposition.

6. Applicant admits the allegations contained in paragraph 6 of the Notice of Opposition.

7. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 7 of the Notice of Opposition, and therefore denies same.

8. Applicant denies the allegations contained in paragraph 8 of the Notice of Opposition.

9. Applicant denies the allegations contained in paragraph 9 of the Notice of Opposition.

10. Applicant denies the allegations contained in paragraph 10 of the Notice of Opposition.

11. Applicant denies the allegations contained in paragraph 11 of the Notice of Opposition.

12. Applicant denies the allegations contained in paragraph 12 of the Notice of Opposition.

WHEREFORE, Applicant requests that the Notice of Opposition be dismissed in its entirety and that a registration be issued with respect to the subject application.

Respectfully submitted,



**LAWRENCE E. ABELMAN  
MARIE-ANNE MASTROVITO  
STEVEN J. QUIGLEY**

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*Attorneys for Applicant,*

Date: August 30, 2004

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing **ANSWER TO NOTICE OF OPPOSITION** was served by first class mail, postage prepaid, this 30th day of August, 2004 upon counsel for Opposer:

David S. Abrams, Esq.  
Roylance, Abrams, Berdo & Goodman, L.L.P.  
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**MARIE-ANNE MASTROVITO**