

In the United States Patent and Trademark Office
Before the Trademark Trial and Appeal Board

TTAB



CELINE S.A., :
: :
Opposer, :
: :
-v- :
: :
GINKGO INTERNATIONAL, LTD., :
: :

Applicant. :

09-25-2003

U.S. Patent & TMO/TM Mail Rcpt Dt. #22

Opposition No.: 91157353
Serial No.: 76/403,912

APPLICANT'S ANSWER

Commissioner of Trademarks
Box TTAB No Fee
2900 Crystal Drive
Arlington, VA 22202-3513

Paragraph 1

Ginkgo International, Ltd. (Ginkgo) admits to have applied for registration of the trademark CELINE, Serial No. 76/403,912, published in the Official Gazette of April 29, 2003, but denies all other allegations of Paragraph 1.

Paragraph 2

Ginkgo International, Ltd. is without sufficient knowledge and information to form a belief as to the truth of the allegations set forth in Paragraph 2 and, therefore, denies all of these allegations.

Paragraph 3

Ginkgo International, Ltd. is without sufficient knowledge and information to form a belief as to the truth of the allegations set forth in Paragraph 3 and, therefore, denies all of these allegations.

49/001/000211AD

Paragraph 4

Ginkgo International, Ltd. is without sufficient knowledge and information to form a belief as to the truth of the allegations set forth in Paragraph 4 and, therefore, denies all of these allegations.

Paragraph 5

Ginkgo International, Ltd. admits that a listing of trademark registrations appears in this paragraph as purportedly owned by Opposer, but is without sufficient knowledge and information to form a belief as to the truth of the allegations set forth in Paragraph 5 and, therefore, denies all of these allegations.

Paragraph 6

Ginkgo International, Ltd. admits that a listing of trademark applications appears in this paragraph as purportedly owned by Opposer, but is without sufficient knowledge and information to form a belief as to the truth of the allegations set forth in Paragraph 6 and, therefore, denies all of these allegations

Paragraph 7

Ginkgo International, Ltd. is without sufficient knowledge and information to form a belief as to the truth of the allegations set forth in Paragraph 7 and, therefore, denies all of these allegations.

Paragraph 8

Ginkgo International, Ltd. is without sufficient knowledge and information to form a belief as to the truth of the allegations set forth in Paragraph 8 and, therefore, denies all of these allegations.

48/00/0002TAB

Paragraph 9

Ginkgo International, Ltd. admits that on or about May 2, 2003, it filed an application for registration of its trademark “CELINE” for use on “table flatware, namely forks, knives and spoons” in International Class 8, and that said application was given Serial No. 76/403,912, that said application was allowed by the United States Patent and Trademark Office and published for opposition in the Official Gazette of April 29, 2003, but denies all other allegations set forth in Paragraph 9.

Paragraph 10

Ginkgo International, Ltd. admits that it is advertising its CELINE flatware on its www.ginkgoint.com website with its other flatware patterns, including those patterns of its flatware designs categorized in its Designer Flatware Patterns category, but is without sufficient knowledge and information to form a belief as to the truth of all other allegations set forth in Paragraph 10 and, therefore, denies all of these allegations.

Paragraph 11

Ginkgo International, Ltd. is without sufficient knowledge and information to form a belief as to the truth of the allegations set forth in Paragraph 11 and, therefore, denies all of these allegations.

Paragraph 12

Denied.

Paragraph 13

Denied.

2003/09/23

Paragraph 14

Denied.

Paragraph 15

Denied.

WHEREFORE, Applicant, Ginkgo International, Ltd. prays that this Notice of Opposition and Opposition be denied and dismissed with prejudice, and further that the Trademark Registration be granted for Applicant's mark.

No fee is required for by the Patent and Trademark Office for the filing of an Answer to a Notice of Opposition and Opposition.

Respectfully submitted,

GINKGO INTERNATIONAL, LTD.



Dated: September 23, 2003

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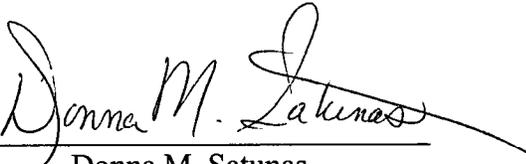
10/09/2003TTAB

CERTIFICATE OF MAILING AND SERVICE

The undersigned states that a true and correct copy of the foregoing **Applicant's Answer** was placed with the United States Postal Service as First Class Mail addressed to Box TTAB, No Fee, Hon. Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 and served upon

Theodore C. Max, Esq.
MINTZ LEVIN COHN FERRIS GLOVSKY & POPEO
666 Third Avenue
New York, NY 10017

by United States mail, first class, postage prepaid, this 23rd of September, 2003.



Donna M. Satunas