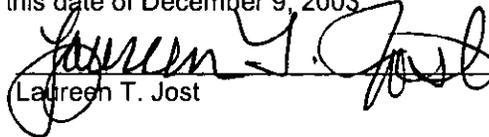


CERTIFICATE OF MAILING

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, VA 22202-3514

on this date of December 9, 2003:

  
Laureen T. Jost

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

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SBL MACHINERY CO., LTD.,

Opposer,

OPPOSITION NO. 91158314

v.

P.E. PRINTECH EQUIPMENT INC.,

Applicant.

---

**ANSWER TO NOTICE OF OPPOSITION**

Applicant, P.E. PRINTECH EQUIPMENT INC. ("Applicant"), by its undersigned attorneys, answers the opposition filed by SBL MACHINERY CO., LTD. ("Opposer") to Applicant's trademark application Serial No. 78/203,386, as follows:

1. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 1, and, on that basis, denies these allegations.

2. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 2, and, on that basis, denies these allegations.

3. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 3, and, on that basis, denies these allegations.

4. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 4, and, on that basis, denies these allegations.

5. Applicant admits that it has applied to register SBL for the goods described in Applicant's application. As to the rest of the allegations set for in paragraph 5, Applicant is without knowledge or information sufficient to form a belief as to the truth of these allegations, and, on that basis, denies these allegations.

6. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 6, and, on that basis, denies these allegations.

7. Applicant denies the allegations contained in Paragraph 7.

8. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 8, and, on that basis, denies these allegations.

9. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations regarding Opposer's goods marketed in the United States as set forth in paragraph 9, and, on that basis, denies these allegations.

10. Applicant had no knowledge of the use of SBL by Opposer as a trademark in the United States before it selected the SBL mark, and, on that basis, denies the allegations contained in Paragraph 10.

11. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 11, and, on that basis, denies these allegations.

**AFFIRMATIVE DEFENSES**

12. Opposer's Notice Of Opposition fails to state a claim for which relief can be granted.

13. Opposer does not have standing to maintain the present opposition proceeding.

14. Opposer is barred from challenging Applicant's mark by the doctrine of acquiescence.

15. Opposer is barred from challenging Applicant's mark by the doctrine of unclean hands.

16. Opposer is barred from challenging Applicant's mark by the doctrine of laches.

17. Opposer is barred from challenging Applicant's mark by the doctrine of estoppel.

**WHEREFORE**, Applicant requests that the present opposition be dismissed and further requests that application Serial No. 78/203,386, opposed herein, be allowed.

Respectfully submitted,

P.E. PRINTECH EQUIPMENT INC.

Dated: December 9, 2003.

By:   
Glen E. Schumann  
Dave F. Senger  
Anthony A. Dorland  
MOSS & BARNETT  
A Professional Association  
4800 Wells Fargo Center  
90 South Seventh Street  
Minneapolis, MN 55402-4129  
Telephone: (612) 347-0300  
ATTORNEYS FOR APPLICANT

**Certificate of Service**

I hereby certified that a true and correct copy of the foregoing ANSWER TO NOTICE OF OPPOSITION was served by first class mail, postage prepaid, on this 9th day of December, 2003, upon the Attorney for the Opposer at the following address:

Kevin S. Costanza, Esq.  
SEED Intellectual Property Law Group PLLC  
701 Fifth Avenue, Suite 6300  
Seattle, Washington 98104-7092

  
Laureen T. Jost

TTAB

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ANTHONY A. DORLAND  
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December 9, 2003

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Arlington, VA 22202-3514

Re: SBL Machinery Co., Ltd. v. P.E. Printech Equipment Inc.  
Opposition No.: 91158314  
Our File No.: 40159.6



12-15-2003

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

Dear Sir or Madam:

Enclosed for filing please find original Answer to Notice of Opposition in the above-referenced proceeding.

Very truly yours,

Anthony A. Dorland

AAD/tj  
Enclosure  
640750/1

cc: Mr. John C. Cheng (w/ encl.)  
Dave F. Senger, Esq. (w/o encl.)  
Kevin S. Constanza, Esq.  
Glen E. Schumann, Esq. (w/o encl.)