

TTAB

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

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Y.Z.Y., Inc.

Opposer,

Opposition No. 91165944

- v -

U.S. PERFUME HOUSE, INC.

Applicant.
-----X



08-19-2005

U.S. Patent & TMO/TM Mail Rcpt Dt. #01

**United States Patent and Trademark Office
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, Virginia 22313-3513**

ANSWER

Delta Perfume House, Inc. (hereinafter "Delta") successor-in-interest to U.S. Perfume House Inc., answers the Notice of Opposition by Y.Z.Y., Inc. (hereinafter referred to as "Opposer") as follows:

1. With respect to Paragraph 1 of the Notice of Opposition, Delta has insufficient knowledge or information to form a conclusion as to the truth of the allegations therein and therefore denies same and puts Opposer to its proof thereof.

2. With respect to Paragraph 2 of the Notice of Opposition, Delta has insufficient knowledge or information to form a conclusion as to the truth of the allegations therein and therefore denies same and puts Opposer to its proof thereof.

3. With respect to Paragraph 3 of the Notice of Opposition, Delta has insufficient knowledge or information to form a conclusion as to the truth of the allegations therein and therefore denies same and puts Opposer to its proof thereof.

3. With respect to Paragraph 3 of the Notice of Opposition, Delta has insufficient knowledge or information to form a conclusion as to the truth of the allegations therein and therefore denies same and puts Opposer to its proof thereof.

4. With respect to Paragraph 4 of the Notice of Opposition, Delta has insufficient knowledge or information to form a conclusion as to the truth of the allegations therein and therefore denies same and puts Opposer to its proof thereof.

5. With respect to the first sentence of Paragraph 5 of the Notice of Opposition, Delta has insufficient knowledge or information to form a conclusion as to the truth of the allegations therein and therefore denies same and puts Opposer to its proof thereof. With respect to the remainder of Paragraph 5 of the Notice of Opposition, Delta denies each and every allegation therein.

6. With respect to Paragraph 6 of the Notice of Opposition, Delta admits the allegation therein.

7. With respect to Paragraph 7 of the Notice of Opposition, Delta admits the allegation therein.

8. With respect to Paragraph 8 of the Notice of Opposition, Delta denies the allegation therein.

9. With respect to Paragraph 9 of the Notice of Opposition, Delta admits the allegations therein.

10. With respect to Paragraph 10 of the Notice of Opposition, Delta denies the allegation set forth therein.

11. With respect to Paragraph 11 of the Notice of Opposition, Delta denies the allegations set forth therein.

12. With respect to Paragraph 12 of the Notice of Opposition, Delta has insufficient knowledge or information to form a conclusion as to the truth of the allegations therein and therefore denies same and puts Opposer to its proof thereof.

13. With respect to Paragraph 13 of the Notice of Opposition, Delta denies the allegations set forth therein.

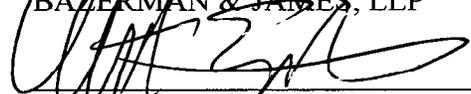
14. With respect to Paragraph 14 of the Notice of Opposition, Delta denies the allegations set forth therein.

15. With respect to Paragraph 15 of the Notice of Opposition, Delta denies the allegations set forth therein.

WHEREFORE, Delta prays that the Opposition be dismissed and that Application Serial No. 76/017,715 be permitted to issue into a registration.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Applicant's ANSWER was served upon the Attorney for Opposer on August 16, 2005, by depositing same in First Class Mail, postage pre-paid addressed to:

Richard S. Ross, Esq.
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Robert L. Epstein