

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

STRYKER SPINE,)
)
Opposer,)
)
v.)
)
K2 MEDICAL, LLC,)
)
Applicant.)
)
)
)

Opposition No. 91168558
(Ser. No. 78/491,727)

TRADEMARK TRIAL AND APPEAL BOARD
 U.S. PATENT & TRADEMARK OFFICE
 2006 FEB 22 P 4:07
 TRADEMARK TRIAL AND APPEAL BOARD
 U.S. PATENT & TRADEMARK OFFICE

APPLICANT'S ANSWER

Applicant K2 Medical, LLC (now known as K2M, LLC)("K2M"), by and through its attorneys, for its answer to Opposer Stryker Spine's Notice of Opposition, hereby alleges and responds as follows:

1. K2M is without knowledge or information sufficient to form a belief as to the truth of the allegations in paragraph 1 of the Notice of Opposition and for that reason denies the same and demands strict proof thereof.
2. K2M is without knowledge or information sufficient to form a belief as to the truth of the allegations of the first sentence of paragraph 2 of the Notice of Opposition and for that reason denies the same and demands strict proof thereof. K2M admits the allegations of the second sentence of paragraph 2 of the Notice of Opposition. K2M denies the allegations of the third and fourth sentences of paragraph 2 of the Notice of Opposition.
3. K2M states that the allegations of paragraph 3 of the Notice of Opposition constitute a legal conclusion to which no response is required.



4. K2M denies the allegations of paragraph 4 of the Notice of Opposition.

5. K2M states that the allegations of paragraph 5 of the Notice of Opposition constitute a legal conclusion to which no response is required.

6. K2M states that the allegations of paragraph 6 of the Notice of Opposition are not directed to K2M and therefore no response is required.

Dated: February 21, 2006

Respectfully submitted,



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Attorneys for Applicant
K2 Medical, LLC

CERTIFICATE OF SERVICE

I, Mary Boney Denison, hereby certify that on February 21, 2006, I caused the foregoing Applicant's Answer to be served by U.S. first class mail, postage prepaid, on the following individual:

Gregg A. Paradise , Esq.
Lerner, David, Littenberg,
Krumholz & Mentlik, LLP
600 South Avenue West
Westfield, New Jersey 07090



Mary Boney Denison