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Transmittal Memorandum

VIA U.S. MAIL

TO : Commissioner for Trademarks
 P.O. Box 1451
 Alexandria, VA 22313-1451

FROM : Martin E. Hsia, Esq.

DATE : March 31, 2006

RE : Opposition No. 91170051
 Serial No. 76/621291
 Opposer: MALLYGIRL LLC
 Applicant: MALIE, INC.

We are sending you the following:

ORIG.	COPIES	DATED	DESCRIPTION
1	1	3/31/06	Applicant's Answer to Notice of Opposition
1		3/31/06	Postcard Receipt of Applicant's Answer to Notice of Opposition

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| <input type="checkbox"/> For your information | <input type="checkbox"/> For signature and return |
| <input type="checkbox"/> For your files | <input type="checkbox"/> For signature, forwarding,
as noted below & return |
| <input type="checkbox"/> Per your request | <input type="checkbox"/> For review & approval |
| <input type="checkbox"/> Per our conversation | <input type="checkbox"/> For distribution |
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REMARKS:

cc: Malie, Inc.



04-03-2006

U.S. Patent & TMO/TM Mail Ropt Dt. #25

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

MALLYGIRL LLC,)
)
Opposer,)
)
v.) Opposition No. 91170051
) Serial No. 76/621291
)
MALIE, INC.,)
)
Applicant.)
_____)

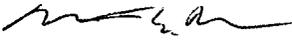
APPLICANT'S ANSWER TO NOTICE OF OPPOSITION

Applicant MALIE, INC. ("**Applicant**"), for its Answer to the Notice of Opposition filed on or about February 22, 2006 (the "**Notice**"), by Opposer MALLYGIRL LLC ("**Opposer**") against Application Serial No. 76/621291 (the "**Application**") for registration of the mark "MALIE" for "Scented room sprays, scented linen sprays, scented linen washes, soaps, and cosmetics and cleaners, namely body cleaners, body cream and perfume" in International Class 3, states as follows:

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

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as U.S. first class mail in an envelope addressed to: Commissioner for Trademarks, P.O. Box 1451, Alexandria, Virginia 22313-1451 on 3/7/06, 2006.


MARTIN E. HSIA 32,471

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

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

4. Applicant denies the allegations in paragraph 4 of the Notice.

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

6. Applicant denies the allegations in paragraph 6 of the Notice.

7. Applicant denies the allegations in paragraph 7 of the Notice.

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

9. Applicant is without information or knowledge sufficient to form a belief as to the truth or falsity of the allegations in paragraph 9 of the Notice, and on that basis denies said allegations.

10. Applicant is without information or knowledge sufficient to form a belief as to the truth or falsity of the allegations in paragraph 10 of the Notice, and on that basis denies said allegations.

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

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

13. Applicant denies the allegations in Paragraph 13 of the Notice.

14. With regard to the introductory Paragraphs of the Notice, Applicant denies that Opposer will be damaged by registration of the mark shown in the subject Application. Applicant further states that it is without information or knowledge sufficient to form a belief as

to the truth or falsity of the remaining allegations in the introductory Paragraphs, and on that basis, denies the allegations.

15. Applicant denies each and every allegation in the Notice not heretofore admitted, denied, or otherwise controverted.

AFFIRMATIVE DEFENSES

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

17. Opposer's claims are barred by the doctrines of abandonment, acquiescence, waiver, laches, and estoppel.

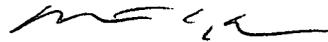
WHEREFORE, Applicant respectfully requests the following:

A. That the Notice of Opposition be dismissed and/or denied in its entirety;
and

B. That a certificate of registration be issued to Applicant for its mark "MALIE", in connection with the goods covered by the Application.

DATED: Honolulu, Hawaii, 3/31, 2006.

Respectfully submitted,



Martin E. Hsia, Reg. No. 32,471
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Attorneys for Applicant
MALIE, INC.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of APPLICANT'S ANSWER TO NOTICE OF OPPOSITION was mailed this 31 day of March, 2006 to: Mark B. Harrison, Esq., Venable LLP, P.O. Box 34385, Washington, D.C. 20043-9998.

DATED: Honolulu, Hawaii, 3/31, 2006.



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