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

Proceeding	91171123
Party	Defendant Smith International, Inc. Smith International, Inc. Patent Services 16740 Hardy Street Houston, TX 77032
Correspondence Address	SEAN C. HENKEL SMITH INTERNATIONAL, INC. PATENT SERVICES 16740 HARDY STREET HOUSTON, TX 77032
Submission	Answer
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Date	07/10/2006
Attachments	optiflo answer_20060710162205.pdf (3 pages)(53269 bytes)

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

In the Matter of Application Serial No. 78/487,448
Published in the *Official Gazette* on January 31, 2006

Halliburton Energy Services, Inc., A Delaware Corporation, Opposer	)	
v.	)	Opposition No. 91171123
Smith International, Inc., A Delaware Corporation Applicant	)	

Trademark Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1451
Alexandria, Virginia 22313-1451

APPLICANT'S ANSWER TO NOTICE OF OPPOSITION

Sir or Madam:

Applicant hereby submits its Answer to the Notice of Opposition as follows:

1. Applicant admits the allegations of Paragraph 1.

2. Applicant admits the allegations of Paragraph 2.

3. Applicant lacks sufficient knowledge or information to form a belief as to the truth of the allegations of Paragraph 3.

4. Applicant admits the allegations in the first sentence of Paragraph 4. Applicant denies all of the remaining allegations set forth in Paragraph 4.

I. AFFIRMATIVE DEFENSES

Applicant asserts the following defenses:

Applicant asserts that (i) Opposer lacks standing to bring this Opposition because Opposer does not use OPTIFLO as a trademark, (i) alternatively, Opposer has abandoned any rights it alleges to have in OPTIFLO due to nonuse of OPTIFLO as a trademark, (iii) there is no likelihood of confusion because the parties' respective goods are sufficiently different and unrelated, and (iv) there is no likelihood of confusion because the parties' respective goods are directed to sophisticated consumers.

WHEREFORE, Applicant prays that Opposer's Notice of Opposition be dismissed and that U.S. Application Serial No. 78/487,448, owned by Applicant be allowed to proceed to registration.

Respectfully Submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Answer to the Notice of Opposition has been served on the Opposer's counsel, Jeffrey J. Look, Look Law Firm PLLC, P.O. Box 364, Eudora, AR 71640 by First Class Mail, postage prepaid, on the 10th day of July, 2006.

Leslie L. Richards

Attorney for Smith International, Inc.

CERTIFICATE OF MAILING

The undersigned hereby certifies that this correspondence is being transmitted electronically via ESTTA to the United States Patent and Trademark Office on the 10th day of July, 2006.

Leslie L. Richards

Attorney for Smith International, Inc.