



3. Applicant denies the allegation of Paragraph 3 of the Notice of Opposition that Opposer's Registration No. 369,014 issued 63 years prior to Applicant's application in the United States. Applicant has insufficient knowledge or information as to the truth of the remaining allegations of Paragraph 3 of the Notice of Opposition and therefore denies said allegations.

4. Applicant admits that Opposer has submitted certified copies of U.S. Trademark Registration Nos. 2,263,186 and 2,690,200 with the Notice of Opposition. Applicant has insufficient knowledge or information as to the truth of the remaining allegation of Paragraph 4 of the Notice of Opposition and therefore denies said allegation.

5. Applicant has insufficient knowledge or information as to the truth of the allegations of Paragraph 5 of the Notice of Opposition and therefore denies said allegations.

6. Applicant has insufficient knowledge or information as to the truth of the allegations of Paragraph 6 of the Notice of Opposition and therefore denies said allegations.

7. Applicant denies the allegations of Paragraph 7 of the Notice of Opposition.

8. Applicant denies the allegations of Paragraph 8 of the Notice of Opposition.

9. Applicant denies the allegations of Paragraph 9 of the Notice of Opposition.

10. Applicant denies the allegations of Paragraph 10 of the Notice of Opposition.

11. Applicant denies the allegations of Paragraph 11 of the Notice of Opposition.

12. Applicant denies the allegations of Paragraph 12 of the Notice of Opposition.

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

WHEREFORE, Applicant prays that the Opposition be dismissed.

Please direct all correspondence to the attention of:

Arthur F. Dionne  
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CityPlace II  
185 Asylum Street  
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Applicant hereby appoints Arthur F. Dionne, Reg. No. 23,093, J. Kevin Grogan, Reg. No. 31,961, Wm. Tucker Griffith, Reg. No. 44,726, Nicholas J. Tuccillo, Reg. No. 44,322, and Kevin H. Vanderleeden, Reg. No. 51,096 as its attorneys with the full power to represent the Applicant in connection with this proceeding.

Please charge any fees or credit any overpayment to Deposit Account No. 13-0235 of Applicant's counsel noted above.

Respectfully submitted,  
Big Y Foods, Inc.  
By its Attorneys,

Date: January 22, 2007

  
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CERTIFICATE SERVICE

The undersigned hereby certifies that a copy of the foregoing has been sent and served by First Class U.S. Mail, postage prepaid this 22<sup>nd</sup> day of January, 2007, to the following counsel of record:

John A. Clifford, Esq.  
Merchant & Gould, PC  
P O. Box 2910  
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By:   
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