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Filing date: **03/29/2010**

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

Proceeding	91186778
Party	Defendant Eric Haddad Koenig
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Date	03/29/2010
Attachments	Answer to the Opposition.pdf ( 5 pages )(93781 bytes )

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

In the Matter of Application Serial No. 78/980,323  
Mark: ALL.COM  
Filed: July 6, 2006  
Published: August 5, 2009

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WestStar, Ltd.	)	
	)	
Opposer,	)	
	)	
vs.	)	Opposition No. 91/186,778
	)	
Eric Haddad Koenig	)	
	)	
Applicant	)	

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**ANSWER TO NOTICE OF OPPOSITION**

Applicant, Eric Haddad Koenig, hereby answers the Notice of Opposition filed October 7, 2008 by WestStar, Ltd., Opposer. Applicant admits or denies Opposer's allegations as follows:

1. Applicant denies the allegations contained in Paragraph 1 of the Notice of Opposition.
2. Applicant admits the allegations contained in Paragraph 2 of the Notice of Opposition.
3. Applicant admits the allegations contained in Paragraph 3 of the Notice of Opposition.

4. Applicant admits the allegations contained in first sentence of Paragraph 4 of the Notice of Opposition. Applicant denies the allegations contained in the second sentence of Paragraph 4 of the Notice of Opposition.
5. Applicant denies the allegations contained in Paragraph 5 of the Notice of Opposition.
6. Applicant does not have sufficient knowledge to admit or deny the allegations contained in Paragraph 6 of the Notice of Opposition, and therefore denies same.
7. Applicant denies the allegations contained in Paragraph 7 of the Notice of Opposition.
8. Applicant does not have sufficient knowledge to admit or deny the allegations contained in Paragraph 8 of the Notice of Opposition, and therefore denies same.
9. Applicant does not have sufficient knowledge to admit or deny the allegations contained in Paragraph 9 of the Notice of Opposition, and therefore denies same.
10. Applicant denies the allegations contained in Paragraph 10 of the Notice of Opposition.
11. Applicant denies the allegations contained in Paragraph 11 of the Notice of Opposition.
12. Applicant denies the allegations contained in Paragraph 12 of the Notice of Opposition.
13. Applicant denies the allegations contained in the first clause of Paragraph 13 of the Notice of Opposition, namely that Applicant made any assurances regarding the application for ALL.COM. Applicant admits the allegations in the remainder of Paragraph 13.

14. Applicant denies the allegations contained in Paragraph 14 of the Notice of Opposition.
15. Applicant denies the allegations contained in Paragraph 15 of the Notice of Opposition.
16. Applicant denies the allegations contained in Paragraph 16 of the Notice of Opposition.
17. Applicant denies the allegations contained in Paragraph 17 of the Notice of Opposition.
18. Applicant denies the allegations contained in Paragraph 18 of the Notice of Opposition.
19. Applicant denies the allegations contained in Paragraph 19 of the Notice of Opposition.
20. Applicant denies the allegations contained in Paragraph 20 of the Notice of Opposition.
21. Applicant admits the allegations contained in Paragraph 21 of the Notice of Opposition.
22. Applicant does not have sufficient knowledge to admit or deny the allegations contained in Paragraph 22 of the Notice of Opposition, and therefore denies same.
23. Applicant does not have sufficient knowledge to admit or deny the allegations contained in the first sentence of Paragraph 23 of the Notice of Opposition, and therefore denies same. Applicant admits the allegations contained in the second sentence of Paragraph 23 of the Notice of Opposition.

24. Applicant does not have sufficient knowledge to admit or deny the allegations contained in Paragraph 24 of the Notice of Opposition, and therefore denies same.
25. Applicant denies the allegations contained in Paragraph 25 of the Notice of Opposition, including subparagraphs a-g.

**AFFIRMATIVE DEFENSES**

1. Opposer's claims are barred by the equitable doctrine of unclean hands
2. Opposer's claims are barred by Collateral Estoppel.

WHEREFORE, Applicant prays that the Notice of Opposition be dismissed with prejudice and that a Certificate of Registration be issued for the mark ALL.COM.

Respectfully submitted

Dated March 26, 2010

By: \_\_\_\_\_

  
Arlir M. Amado  
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1725 Duke St. #240  
Alexandria, VA 22314  
(703) 519-9801  
Attorneys for Applicant

**CERTIFICATE OF SERVICE**

I certify that a copy of the foregoing Answer was deposited in the United States Mail,  
First Class, postage pre-paid on March 29, 2010 to the attorney of record for the Opposer:

Enrico Schaefer  
Traverse Legal PLC  
810 Cottageview Drive, Suite G-20  
Traverse City, MI 49684

Dated: March 26, 2010

By: 

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