

ESTTA Tracking number: **ESTTA319069**

Filing date: **11/25/2009**

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

Proceeding	91192318
Party	Defendant TROIKA domovari GmbH
Correspondence Address	JEFF ROTHENBERG HESLIN ROTHENBERG FARLEY & MESITI P.C. 5 COLUMBIA CIR ALBANY, NY 12203 UNITED STATES
Submission	Answer
Filer's Name	Ralph E. Locher
Filer's e-mail	trademarks@patentusa.com
Signature	/Ralph E. Locher/
Date	11/25/2009
Attachments	opposition troika.pdf (5 pages)(172798 bytes)

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

In the matter of trademark application Serial Nos. 77/450,485
and 77/569,857
Filed April 17, 2008 and September 15, 2008, respectively
For the marks **TROIKA** and **HEROIKA**
Published in the Official Gazette on September 22, 2009 and
June 23, 2009, respectively

_____)	
Jose A. Copin, Jr.)	
)	
)	
)	OPPOSER,
)	
)	
V.)	Opp. No. 91192318
)	
)	
TROIKA domovari GmbH)	
)	
)	
)	APPLICANT.)
_____)	

Box TTAB - NO FEE
Commissioner for Trademarks
P.O. Box 1451,
Alexandria, VA 22313-1451

ANSWER TO NOTICE OF OPPOSITION

The Applicant in the above-identified Opposition hereby
answers the Notice of Opposition as follows:

1. Applicant has insufficient knowledge or information as
to the truth of the allegations set forth in Paragraph 1 of the
Notice of Opposition and, therefore, denies said allegation.

2. Applicant admits the allegations set forth in Paragraph 2 of the Notice of Opposition in so far as the United States Trademark Office's TESS database indicates Opposer as the owner of said marks.

3. Applicant has insufficient knowledge or information as to the truth of the allegations set forth in Paragraph 3 of the Notice of Opposition and, therefore, denies said allegation.

4. Applicant has insufficient knowledge or information as to the truth of the allegations set forth in 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 set forth in Paragraph 5 of the Notice of Opposition and, therefore, denies said allegation.

6. Applicant admits the allegations set forth in Paragraph 6 of the Notice of Opposition.

7. Applicant admits the allegations set forth in Paragraph 7 of the Notice of Opposition.

8. Applicant admits the allegations set forth in Paragraph 8 of the Notice of Opposition.

9. Applicant denies the allegations set forth in Paragraph 9 of the Notice of Opposition.

10. Applicant denies the allegations set forth in Paragraph 10 of the Notice of Opposition.

11. Applicant denies the allegations set forth in Paragraph 11 of the Notice of Opposition.

12. Applicant denies the allegations set forth in Paragraph 12 of the Notice of Opposition.

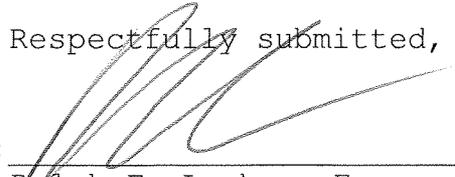
13. Applicant denies the allegations set forth in Paragraph 13 of the Notice of Opposition.

Having made full answer to the Notice of Opposition, or to such parts or portions thereof which Applicant is advised are material, Applicant prays that the Notice of Opposition be dismissed with prejudice and that Applicant's Application Serial Nos. 77/450,485 and 77/569,857 be registered.

Please address all correspondence to the undersigned attorney for Applicant.

Respectfully submitted,

Dated: November 25, 2009

By: 

Ralph E. Locher, Esq.
Florida bar #0104991
Lerner Greenberg Stemer, LLP.
P.O. Box 2480
Hollywood, FL 33022-2480
TEL: (954) 925-1100
FAX: (954) 925-1101
Attorney for Applicant

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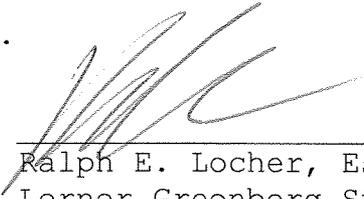
Jose A. Copin, Jr.)	
)	
)	OPPOSER,
)	
V.)	Opposition No. 91192318
)	
TROIKA domovari GmbH)	
)	
)	APPLICANT.)

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the Answer to Notice of Opposition in the above-captioned action was served upon counsel for Opposer:

Amy C. Kelly
SHOOK HARDY & BACON, LLP
2555 Grand Boulevard
Kansas City, MO 64108

via regular first class mail with postage paid thereon on November 25, 2009, on behalf of Applicant.

By: 

Ralph E. Locher, Esq.
Lerner Greenberg Stemer LLP
P.O. Box 2480
Hollywood, FL 33022-2480
TEL: (954) 925-1100
FAX: (954) 925-1101
Attorney for Applicant