

ESTTA Tracking number: **ESTTA322924**

Filing date: **12/18/2009**

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

Proceeding	91192781
Party	Defendant Biogen Idec MA Inc.
Correspondence Address	BRENDA CAMPBELL, PARALEGAL BIOGEN IDEC MA INC. 14 CAMBRIDGE CTR CAMBRIDGE, MA 02142-1481 brenda.campbell@biogenidec.com
Submission	Answer
Filer's Name	Christina M. Licursi
Filer's e-mail	cxltrademarks@wolfgreenfield.com, drwtrademarks@wolfgreenfield.com
Signature	/cml/
Date	12/18/2009
Attachments	B1152.50001US00.AnswerNoticeOpposition.pdf (3 pages)(70321 bytes)

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

Bayer HealthCare, LLC)	Opposition No. 91192781
)	
Opposers,)	Application Serial No. 77/701134
)	Mark: LIXALEV
)	
v.)	
)	
Biogen Idec MA Inc.,)	
)	
Applicant)	
)	

ANSWER TO NOTICE OF OPPOSITION

Applicant, BIOGEN IDEC MA INC., responds as follows:

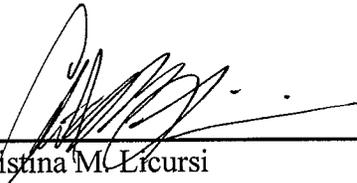
1. Applicant admits the allegations contained in Paragraph No. 1.
2. Applicant admits the allegations contained in Paragraph No. 2.
3. Based only on the Trademark Office document retrieval system, Applicant admits the allegations of paragraph 3 relating to registration information, but otherwise denies.
4. Applicant admits the allegations contained in Paragraph No. 4.
5. Applicant is without knowledge or information sufficient to form a belief as to the factual allegations contained in Paragraph No. 5 and therefore denies the same.
6. Applicant is without knowledge or information sufficient to form a belief as to the factual allegations contained in Paragraph No. 6 and therefore denies the same.
7. Applicant denies the allegations contained in Paragraph No. 7.

8. Applicant denies the allegations contained in Paragraph No. 8.
9. Applicant denies the allegations contained in Paragraph No. 9.
10. Applicant denies the allegations contained in Paragraph No. 10.
11. Applicant denies the allegations contained in Paragraph No. 11.
12. Applicant denies the allegations contained in Paragraph No. 12.

WHEREFORE, BIOGEN IDEC MA INC., requests that the Notice of Opposition be dismissed.

Respectfully submitted,

Dated: December 18, 2009

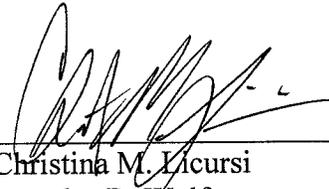
By 
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(617) 646-8000

Attorneys for Applicant
BIOGEN IDEC MA INC.

CERTIFICATE OF SERVICE

I hereby certify that on December 18, 2009, I served a copy of ANSWER TO NOTICE OF OPPOSITION on counsel for Opposer, Bayer HealthCare, LLC, via first-class mail, postage-prepaid, addressed to:

Beth M. Goldman
Chelsea E.L. Bush
Orrick Herrington & Sutcliffe LLP
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Attorneys for Applicant
BIOGEN IDEC MA INC.

Attorney Docket: B1152.50001US00
Date: December 18, 2009