

ESTTA Tracking number: **ESTTA385689**

Filing date: **12/27/2010**

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

Proceeding	91197431
Party	Defendant Jeffrey Scott Fellman
Correspondence Address	JEFFREY SCOTT FELLMAN 5444 CAPE LEYTE DR SARASOTA, FL 34242-1810 pmotion@acun.com
Submission	Answer
Filer's Name	Matthew H. Swyers
Filer's e-mail	mswyers@thetrademarkcompany.com
Signature	/Matthew H. Swyers/
Date	12/27/2010
Attachments	Answer and Grounds of Defense.pdf (6 pages)(14920 bytes)

4. Applicant admits the allegations of Paragraph 4 of the Notice of Opposition.
5. Applicant denies the allegations of Paragraph 5 of the Notice of Opposition as phrased and demands strict proof thereof.
6. Applicant denies the allegations of Paragraph 6 of the Notice of Opposition as phrased and demands strict proof thereof.
7. Applicant denies the allegations of Paragraph 7 of the Notice of Opposition as phrased and demands strict proof thereof.
8. Applicant repeats and restates enumerated answers 1 – 7 as if completely set forth herein.
9. Applicant denies the allegations of Paragraph 9 of the Notice of Opposition and demands strict proof thereof.
10. Applicant denies the allegations of Paragraph 10 of the Notice of Opposition and demands strict proof thereof.
11. Applicant denies the allegations set forth in Paragraph 11 of the Notice of Opposition and demands strict proof thereof.
12. Applicant admits the allegations set forth in Paragraph 12 of the Notice of Opposition.
13. Applicant admits the allegations set forth in Paragraph 13 of the Notice of Opposition.
14. Applicant denies the allegations of Paragraph 14 of the Notice of Opposition as phrased and demands strict proof thereof.
15. Applicant denies the allegations set forth in Paragraph 15 of the Notice of Opposition as phrased and demands strict proof thereof.

16. Applicant denies the allegations of Paragraph 16 of the Notice of Opposition as phrased and demands strict proof thereof.

17. Applicant admits the allegations set forth in Paragraph 17 of the Notice of Opposition.

18. Applicant denies the allegations set forth in Paragraph 18 of the Notice of Opposition and demands strict proof thereof.

19. Applicant denies the allegations set forth in Paragraph 19 of the Notice of Opposition and demands strict proof thereof.

20. Applicant admits the allegations set forth in Paragraph 20 of the Notice of Opposition.

21. Applicant denies the allegations of Paragraph 21 of the Notice of Opposition as phrased and demands strict proof thereof.

22. Applicant denies the allegations of Paragraph 22 of the Notice of Opposition as phrased and demands strict proof thereof.

23. Applicant denies the allegations of Paragraph 23 of the Notice of Opposition as phrased and demands strict proof thereof.

24. Applicant admits the allegations set forth in Paragraph 24 of the Notice of Opposition.

25. Applicant denies the allegations set forth in Paragraph 25 of the Notice of Opposition and demands strict proof thereof.

26. Applicant denies the allegations set forth in Paragraph 26 of the Notice of Opposition and demands strict proof thereof.

27. Applicant admits the allegations set forth in Paragraph 27 of the Notice of Opposition.

28. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations of Paragraph 28 of the Notice of Opposition and therefore denies the same.

29. Applicant denies the allegations of Paragraph 29 of the Notice of Opposition as phrased and demands strict proof thereof.

30. Applicant denies the allegations of Paragraph 30 of the Notice of Opposition as phrased and demands strict proof thereof.

31. Applicant denies the allegations set forth in Paragraph 26 of the Notice of Opposition and demands strict proof thereof.

32. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations of Paragraph 32 of the Notice of Opposition and therefore denies the same.

33. Applicant denies the allegations set forth in Paragraph 33 of the Notice of Opposition and demands strict proof thereof.

Applicant further denies all allegations not specifically, actually or constructively, admitted in the foregoing paragraphs of this Answer and Grounds of Defense.

WHEREFORE, Applicant prays that the Notice of Opposition be dismissed.

Respectfully submitted this 27th day of December, 2010.

THE TRADEMARK COMPANY, PLLC

/Matthew H. Swyers/

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