

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

HUNTER BOOT LIMITED,)	Opposition No. 91199529
)	
Opposer,)	Mark: GIRL HUNTER
)	
vs.)	Serial No. 76702199
)	
GEORGIA PELLEGRINI MEDIA GROUP, LLC,)	
)	
Applicant.)	
)	

ANSWER TO NOTICE OF OPPOSITION WITH AFFIRMATIVE DEFENSES

Applicant, Georgia Pellegrini Media Group, LLC, hereby submits its Answer to the Notice of Opposition filed by Opposers, Hunter Boot Limited as follows, with the following numbered Paragraphs corresponding to the numbers of Paragraphs of the Notice of Opposition under the headings used in the Notice of Opposition:

1 a. Applicant admits that Hunter Boot Limited is shown as the owner of Reg. No.: 1,550,244 in the records of the U.S. Patent and Trademark Office. Applicant is without sufficient knowledge or information sufficient to form a belief as to the remainder of Paragraph 1a and therefore denies the same.

1 b. Applicant admits that Hunter Boot Limited is shown as the owner of Reg. No.: 2,740,877 in the records of the U.S. Patent and Trademark Office. Applicant is



05-16-2011

without sufficient knowledge or information sufficient to form a belief as to the remainder of Paragraph 1b and therefore denies the same.

1 c. Applicant admits that Hunter Boot Limited is shown as the owner of Reg. No.: 3,876,340 in the records of the U.S. Patent and Trademark Office. Applicant is without sufficient knowledge or information sufficient to form a belief as to the remainder of Paragraph 1c and therefore denies the same.

2. Applicant is without sufficient knowledge or information sufficient to form a belief as to Paragraph 2 and therefore denies the same.

3. Applicant is without sufficient knowledge or information sufficient to form a belief as to Paragraph 3 and therefore denies the same. Moreover, Applicant states the word "Hunter" is so diluted even with regard to clothing products that no single entity should have exclusive rights to that word, especially when not used with authentic hunting clothes, and accessories.

4. Applicant denies the allegations of Paragraph 4. Applicant did not apply for the mark HUNTER GIRL, but rather for the mark GIRL HUNTER (stylized).

5. Applicant denies the allegations of Paragraph 5. Applicant used the mark in commerce dating back to early 2009, evidence of which was provided to the examining attorney.

6. Applicant denies that any part of the mark is dominant over the other as stated in Paragraph 6. Applicant admits that both parties are using the common and widely used word "Hunter" in their mark.

7. Applicant denies the allegations of Paragraph 7.

8. Applicant denies the allegations of Paragraph 8.

9. Applicant denies any similarity in the style, aesthetic or branding of the products as stated in Paragraph 9. Applicant admits their mark is in class 25.

10. Applicant denies allegations of Paragraph 10. Applicant states that due to the high profile nature of Applicant, and the extensive use of the “Girl Hunter” brand, both in TV, books, website, and clothing, there would be no confusion.

11. Applicant denies the allegations of Paragraph 11.

12. Applicant denies the allegations of Paragraph 12.

As and for Affirmative Defenses, Applicant states as follows:

FIRST AFFIRMATIVE DEFENSE

As and for a First Affirmative Defense, Applicant points out that the Examining Attorney, who’s view is widely considered the most conservative view, *did not cite a single mark* against the applicant in reviewing and approving the trademark application

SECOND AFFIRMATIVE DEFENSE

The word “Hunter” is so diluted even with regard to clothing products, that no single entity should have exclusive rights to that word, especially when not used with true hunting gear or clothing for hunters. See, for example, the following registrations of marks including the word “Hunter” for clothing, hunting apparel, and outdoor accessories:

Trademark Serial Number:

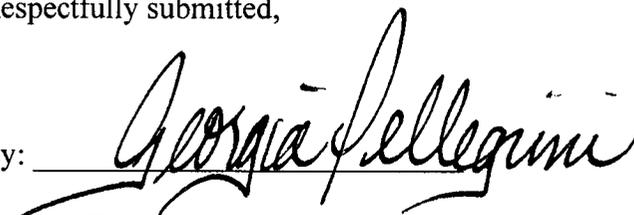
77681858	WOMAN HUNTER
74606841	GRAND HUNTER
76353804	HAROLD HUNTER
76668093	HORNY HUNTER
74019013	MOUNTAIN HUNTER
74315245	BOUNTY HUNTER
78299179	BOUNTY HUNTER BUFFALO
77691982	HUNTER
75333011	HUNTER
78798889	HUNTER
74480205	HUNTER & LORDS
76606985	HUNTER COLLEGE
76606986	HUNTER COLLEGE HAWKS
78801825	HUNTER CREEK HATTING & CO
75684800	HUNTERS BAY
75057262	HUNTERS CHOICE
77274253	HUNTERS EDGE
76686952	HUNTERS FOOT
78929087	HUNTERS PEAK
77380399	HUNTERS NIGHTCLUBS
73324527	HUNTERS RUN

THIRD AFFIRMATIVE DEFENSE

Applicant is a widely known public figure, who is often referred to publicly as “Girl Hunter,” rather than by her real name. Applicant has a worldwide published book arriving in stores in Fall 2011 with the title “Girl Hunter.” A Google search of both “Girl Hunter” and “The Girl Hunter” produce the Applicant’s name and website in the top two results. Applicant’s own website receives 2 million hits per month, which establishes her significant public influence. Those fans have purchased clothing with the GIRL HUNTER mark on it dating back to early 2009. Applicant has a television show currently in pre-production with the name “Girl Hunter.”

WHEREFORE, Applicant respectfully requests that the Notice of Opposition be rejected and that Applicant’s mark be allowed to proceed to registration.

Respectfully submitted,

By: 

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CERTIFICATE OF SERVICE

I hereby certify that the above and foregoing Answer to Notice of Opposition with Affirmative Defenses was served upon Opposers by depositing a copy of same in United States Mail, first class postage prepaid on this 12th Day of May, 2011, addressed to:

Margaret C. McHugh, Esq.
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Attorneys for Opposers


Applicant