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

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| Proceeding | 91205964 |
| Party | Defendant Susoix LLC |
| Correspondence Address | STU GILLESPIE SUSOIX LLC 215 WALTER STREET NE ALBUQUERQUE, NM 87102 UNITED STATES stugillespie1@gmail.com |
| Submission | Answer |
| Filer's Name | John Verheul |
| Filer's e-mail | jverheul1@gmail.com, stugillespie1@gmail.com |
| Signature | /John Verheul/ |
| Date | 04/03/2013 |
| Attachments | Answer to Conservancy's Opposition to Longboarder Mark.pdf (6 pages) (15124 bytes) |

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

Central Park Conservancy, Inc.

Opposer,

v.

Opposition No. 91205964

Susoix LLC,

Applicant.

**Susoix's Answer to Central Park
Conservancy's Opposition**

Pursuant to Federal Rules of Civil Procedure and the Trademark Trial and Appeal Board's Order Requesting a Response Within 30 Days (T.T.A.B. #10, 3/08/2013), Susoix, LLC ("Applicant"), by and through its undersigned counsel, submits the following Answer to the claims and allegations in the July 6, 2012 Notice of Opposition filed by the Central Park Conservancy, Inc.

1. Applicant admits to the first sentence. Applicant lacks knowledge or information sufficient to form a belief about the truth or falsity of the first clause of the second sentence and on this basis denies the allegation. Applicant admits that the initial registration date for Reg. No. 2261972 is July 20, 1999, but denies the remainder of the second clause of the second sentence. Applicant admits the third sentence.
2. Applicant admits.
3. Applicant admits that some registrations were attached, but avers that a number of the marks are not registered and hence no registrations were attached for those marks.
4. Applicant lacks knowledge or information sufficient to form a belief about the truth or falsity of the sentence, and on this basis denies the allegation.

5. Applicant lacks knowledge or information sufficient to form a belief about the truth or falsity of the first sentence, and on this basis denies the allegation. Applicant lacks knowledge or information sufficient to form a belief about the truth or falsity of the second sentence, and on this basis denies the allegation.
6. Applicant lacks knowledge or information sufficient to form a belief about the truth or falsity of the sentence, and on this basis denied the allegation.
7. Applicant lacks knowledge or information sufficient to form a belief about the truth or falsity of the contract between Central Park and the New York City Department of Parks and Recreation, and on this basis denies the first sentence. Applicant lacks knowledge or information sufficient to form a belief about the truth or falsity of the second sentence, and on this basis denies the allegation.
8. Applicant lacks knowledge or information sufficient to form a belief about the truth or falsity of the first sentence, and on this basis denied the allegation. Applicant lacks knowledge or information sufficient to form a belief about the truth or falsity of the second sentence, and on this basis denied the allegation.
9. Applicant lacks knowledge or information sufficient to form a belief about the truth or falsity of the sentence, and on this basis denies the allegation. The allegation also constitutes conclusions of law to which no response is required.
10. Applicant admits that “Central Park Entire: The Definitive Illustrated Poster” includes a map of Central Park that accurately locates and identifies the species of over 19,600 trees in the Park and shows all paved paths and woodland trails, all water bodies, all major rock formations as well as depictions of all the Park's architectural features, and comes with a separate, full-color Tree Legend to help identify the more than 170

individual tree species found on the map. Applicants deny the remaining allegations in the first sentence.

11. Applicant admits the allegations in the first sentence. With respect to the second sentence, Applicant clarifies that Applicant petitioned to amend the basis of the application from Section 1(a) use-in-commerce to Section 1(b) intent-to-use in commerce.
12. The allegations purport to characterize the mark itself and quote from the official application for the mark. The mark and application speak for themselves and are the best evidence of their contents. The Board is referred to the mark itself and the official application for a true and complete portrayal of its components.
13. Applicant admits.
14. Applicants admit the first, second, and third sentences.
15. Applicant admits the first sentence. Applicant denies the second sentence.

FIRST GROUND FOR OPPOSITION

16. The allegations constitute legal conclusions to which no response is required. To the extent a response is required, Applicant denies any violation of the Lanham Act.
17. Applicant denies the allegation.
18. The allegations constitute legal conclusions and Opposer's characterizations of the case, to which no response is required.
19. The allegations constitute legal conclusions and Opposer's characterizations of the case, to which no response is required.
20. The allegations constitute legal conclusions and Opposer's characterizations of the case, to which no response is required.

21. The allegations constitute legal conclusions and Opposer's characterizations of the case, to which no response is required.
22. Applicant denies the allegation.
23. Applicant denies the allegation.
24. Applicant denies the allegation.

SECOND GROUND FOR OPPOSITION

25. The allegations constitute legal conclusions and Opposer's characterizations of the case, to which no response is required. To the extent a response is required, Applicant denies any violation of the Lanham Act.
26. The allegations constitute legal conclusions and Opposer's characterizations of the case, to which no response is required.
27. The allegations in the first, second, and third sentences constitute legal conclusions and Opposer's characterizations of the case, to which no response is required. To the extent a response is required, Applicant denied any violation of the Lanham Act.
28. Applicant denies the allegation.

THIRD GROUND FOR OPPOSITION

29. The allegations constitute legal conclusions and Opposer's characterizations of the case, to which no response is required.
30. The allegations constitute legal conclusions and Opposer's characterizations of the case, to which no response is required. To the extent a response is required, Applicant denies any violation of the Lanham Act.
31. The allegations constitute legal conclusions and Opposer's characterizations of the case, to which no response is required.

32. The allegations constitute legal conclusions and Opposer's characterizations of the case, to which no response is required.
33. The allegations constitute Opposer's prayer for relief, to which no response is required. To the extent a response is required, Applicant denies that Opposers are entitled to the relief requested or any relief whatsoever.
34. Applicant lacks information or knowledge sufficient to form a belief about the allegation, and on this grounds denies it.

OPPOSER'S PRAYER FOR RELIEF

The remaining allegations constitute Opposer's prayer for relief, to which no response is required. To the extent a response is required, Applicant denies that Opposer is entitled to the relief requested or any relief whatsoever.

GENERAL DENIAL

Applicant denies any and all allegations in Opposer's Notice of Opposition, whether express or implied, that are not specifically admitted, denied, or qualified herein.

Dated: April 3, 2013

Respectfully submitted,

/John Verheul/
2307 New York Ave SW #1
Albuquerque, NM 87104
jverheul1@gmail.com
N.M. Bar #125602

Certificate of Service

I hereby certify that a true and complete copy of the foregoing document has been served on the Conservancy by electronic transmission mutually agreed upon by the parties to:

Jessica L. Costa
Counsel for Opposer
Weil, Gotshal & Manges LLP
767 Fifth Avenue
New York, NY 10153
Jessica.costa@weil.com

/John Verheul/
2307 New York Ave SW #1
Albuquerque, NM 87104
jverheul@gmail.com
N.M. Bar #125602