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

Proceeding	91207107
Party	Defendant Michael Litterio
Correspondence Address	MATTHEW H SWYERS THE TRADEMARK COMPANY 344 MAPLE AVE W STE 151 VIENNA, VA 22180-5612 UNITED STATES info@thetrademarkcompany.com
Submission	Answer
Filer's Name	Matthew H. Swyers
Filer's e-mail	mswyers@thetrademarkcompany.com
Signature	/Matthew H. Swyers/
Date	05/02/2013
Attachments	Answer.pdf (3 pages)(85530 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
The Trademark Trial and Appeal Board**

Serial No. 85/432,742
For the mark BOSTON’S ALL and Design

BOSTON RED SOX BASEBALL CLUB LIMITED	:	
PARTNERSHIP	:	
	:	
Opposer,	:	
	:	
vs.	:	Opposition No. 91207107
	:	
LITTERIO, MICHAEL,	:	
	:	
Applicant.	:	

ANSWER AND GROUNDS OF DEFENSE

COMES NOW the Applicant, Michael Litterio (hereinafter “Applicant”), by and through counsel, The Trademark Company, PLLC, and files its Answer and Grounds of Defense to the Notice of Opposition and in response to Opposer’s allegations states as follows:

ANSWER

Applicant is without knowledge of the allegations set forth in the Introductory Paragraph of the Notice of Opposition and therefore denies the same. In response to the specifically enumerated paragraphs, the Applicant states as follows:

1. Applicant is without knowledge of the allegations set forth in Paragraph 1 of the Notice of Opposition and therefore denies the same.
2. Applicant is without knowledge of the allegations set forth in Paragraph 2 of the Notice of Opposition and therefore denies the same.
3. Applicant denies the allegations set forth in Paragraph 3 of the Notice of Opposition as phrased and demands strict proof thereof.
4. Applicant denies the allegations set forth in Paragraph 4 of the Notice of Opposition as phrased and demands strict proof thereof.

5. Applicant is without knowledge of the allegations set forth in Paragraph 5 of the Notice of Opposition and therefore denies the same.

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 denies the allegations set forth in Paragraph 8 of the Notice of Opposition and demands strict proof thereof.

9. Applicant denies the allegations set forth in Paragraph 9 of the Notice of Opposition and demands strict proof thereof.

10. Applicant denies the allegations set forth in Paragraph 10 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 2nd day of May, 2013.

THE TRADEMARK COMPANY, PLLC

/Matthew H. Swyers/
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PARTNERSHIP :

Opposer, :

vs. :

Opposition No. 91207107

LITTERIO, MICHAEL, :

Applicant. :

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I caused a copy of the foregoing this 2nd day of May, 2013, to be served, via first class mail, postage prepaid, upon:

Mary L. Kelvin, Esq.
1133 Avenue of the Americas
New York, NY 10036

/Matthew H. Swyers/
Matthew H. Swyers