

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

Boca's Best Locksmith, Inc.,
Opposer,

85497305

v.

Opposition No. 91207862

21st Century Solutions, Ltd.,
Applicant.

ANSWER TO NOTICE OF OPPOSITION

21st Century Solutions, Ltd. (hereinafter "Applicant"), submits this answer to the Notice of Opposition filed by Boca's Best Locksmith, Inc. (hereinafter "Opposer"), as follows.

1. Applicant denies the allegation in the preamble of the Notice of Opposition that Opposer will be damaged by registration of Applicant's mark.
2. Applicant denies the allegation that the Applicant's mark is merely descriptive of its goods and services as referenced in the heading of numbered paragraph 1 of the Notice of Opposition.
3. Applicant admits the allegation in subparagraph 1 of numbered paragraph 1 of the Notice of Opposition.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Trademarks, PO Box 1451, Alexandria, VA 22313-1451 this 10th day of December 2012.

By



4. Applicant is without knowledge sufficient to form a belief as to the truth of the allegations in subparagraph 2 of numbered paragraph 1 of the Notice of Opposition, and therefore, denies same.
5. Applicant makes no response to the recitation of law and argument contained in subparagraph 3 of numbered paragraph 1 of the Notice of Opposition.
6. Applicant makes no response to the recitation of law and argument contained in subparagraph 4 of numbered paragraph 1 of the Notice of Opposition.
7. Applicant denies the allegation in the first sentence of subparagraph 5 of numbered paragraph 1 of the Notice of Opposition and makes no response to the recitation of law and argument contained in the remaining portion of subparagraph 5 of numbered paragraph 1 of the Notice of Opposition.
8. Applicant is without knowledge sufficient to form a belief as to the truth of the allegations contained in the first four sentences of subparagraph 6 of numbered paragraph 1 of the Notice of Opposition, and therefore, denies same, and denies the allegations contained in the remaining portion of subparagraph 6 of numbered paragraph 1 of the Notice of Opposition.
9. Applicant denies the allegation that the registration of Applicant's mark will inhibit competition in the sale of keyless locks as referenced in the heading of numbered paragraph 2 of the Notice of Opposition.
10. Applicant denies the allegation in the first sentence of numbered paragraph 2 of the Notice of Opposition.
11. Applicant is without knowledge sufficient to form a belief as to the truth of the allegation in the second sentence of numbered paragraph 2 of the Notice of Opposition, and therefore, denies same.

12. Applicant denies the allegation in the last sentence of numbered paragraph 2 of the Notice of Opposition.
13. Applicant denies the allegation that the registration of Applicant's mark will cause harassing infringement suits as referenced in the heading of numbered paragraph 3 of the Notice of Opposition.
14. Applicant denies the allegations in numbered paragraph 3 of the Notice of Opposition.
15. Applicant denies all allegations in the Notice of Opposition not expressly admitted.

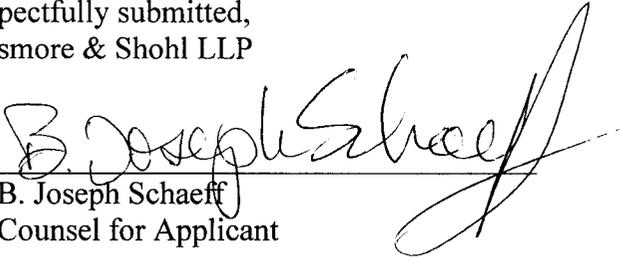
Affirmative Defenses

16. The Notice of Opposition fails to state a claim for which relief may be granted.
17. Opposer lacks standing to oppose.
18. In the event that it is determined that Applicant's mark is merely descriptive, Applicant's mark has become distinctive of Applicant's goods in commerce.

In view of the foregoing, Applicant contends that this Notice of Opposition is groundless in fact, that Opposer has not shown that it will be damaged by registration of Applicant's mark, and Applicant prays that this Opposition be dismissed.

Respectfully submitted,
Dinsmore & Shohl LLP

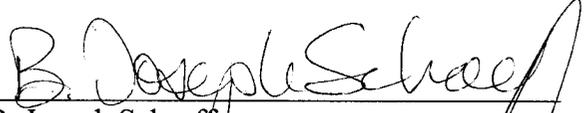
By


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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served on Opposer by first class U.S. mail, postage prepaid, addressed to Ali F. Weinberg, Esq., Attorney for Opposer, 49 Somerset Drive South, Great Neck, NY 11020-1821, this 10th day of December, 2012.


B. Joseph Schaeff