

ESTTA Tracking number: **ESTTA523484**

Filing date: **02/26/2013**

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

Proceeding	91208855
Party	Plaintiff Greater Louisville Convention & Visitors Bureau
Correspondence Address	JOHN A GALBREATH GALBREATH LAW OFFICES PC 2516 CHESTNUT WOODS CT REISTERSTOWN, MD 21136 UNITED STATES jgalbreath@galbreath-law.com
Submission	Answer to Counterclaim
Filer's Name	John A. Galbreath
Filer's e-mail	jgalbreath@galbreath-law.com
Signature	/John A. Galbreath/
Date	02/26/2013
Attachments	91208855-Counterclaim Answer.pdf ( 2 pages )(95037 bytes )

**Greater Louisville Convention  
and Visitor's Bureau**

**Plaintiff/Opposer**

v.

**The Wine Group LLC**

**Defendant/Applicant**

---

) **IN THE UNITED STATES**  
) **PATENT AND TRADEMARK OFFICE**  
)  
)  
) **TRADEMARK TRIAL AND APPEAL BOARD**  
)  
)  
) **APPL. NO. 85/736,374**  
)  
) **OPPOSITION NO. 91208855**  
)

**ANSWER TO COUNTERCLAIM**

Greater Louisville Convention and Visitor's Bureau ("Louisville", "Opposer", or "Plaintiff"), by and through its below-identified attorneys, hereby answers The Wine Group LLC's ("Wine Group", "Applicant", or "Defendant") counterclaim, and states as follows:

1. Regarding paragraph 1 of the counterclaim, Opposer admits that Applicant is listed by the USPTO as the owner of application no. 85/736,374. Opposer is otherwise without sufficient knowledge or information to form a belief as to the allegations of paragraph 1, and denies the same leaving Applicant to its proof.
2. Opposer admits the allegations of paragraph 2 of the counterclaim.
3. Opposer denies the allegations of paragraph 3 of the counterclaim.
4. Opposer denies the allegations of paragraph 4 of the counterclaim.
5. Opposer denies the allegations of paragraph 5 of the counterclaim.

**AFFIRMATIVE DEFENSES**

**First Affirmative Defense**

The counterclaim fails to state a claim upon which relief can be granted.

Second Affirmative Defense

The counterclaim is barred by the doctrines of laches, estoppel and acquiescence.

Third Affirmative Defense

The counterclaim is barred by the doctrine of unclean hands.

Fourth Affirmative Defense

The counterclaim is barred by the doctrine of express or implied waiver.

Respectfully submitted,

/John A. Galbreath/

John A. Galbreath  
Galbreath Law Offices  
2516 Chestnut Woods Ct.  
Reisterstown, MD 21136-5523  
TEL: 410-628-7770  
FAX: 410-666-7274  
EMAIL: jgalbreath@galbreath-law.com

Attorneys for Opposer

Certificate of Service: I certify that on the date below, the foregoing Answer to Counterclaim and referenced attachments, if any, were sent by first-class mail to:

PAUL W. REIDL  
LAW OFFICE OF PAUL W. REIDL  
241 EAGLE TRACE DRIVE, SECOND FLOOR  
HALF MOON BAY, CA 94019

26 February 2013

/John A. Galbreath/  
John A. Galbreath