

ESTTA Tracking number: **ESTTA1243**

Filing date: **06/11/2013**

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

Proceeding	91210494
Party	Defendant Meenaxi Enterprise, Inc.
Correspondence Address	JungJin Lee Lee, Lee & Associates, P.C. Suite 234 2531 Jackson Road Ann Arbor, MI 48103 jj@llapc.com
Submission	Answer
Filer's Name	JungJin Lee
Filer's e-mail	jj@llapc.com
Signature	/jjl/
Date	06/11/2013
Attachments	AnswerNoticeOpposition.Meenaxi.pdf(214263 bytes)

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

M/s. RUCHI SOYA INDUSTRIES LIMITED.,)
Opposer,) Opposition No. 91210494
v.) Serial No. 85712990
MEENAXI ENTERPRISE, INC.,) Mark: NUTRELA & Design
Applicant.)

ANSWER TO NOTICE OF OPPOSITION

Applicant, MEENAXI ENTERPRISE, INC., a (hereinafter "Applicant"), owner of Federal Trademark Application Serial No. 85712990 for the mark "NUTRELA," a design plus words mark, by and through Counsel, JungJin Lee, Esq., for its Answer and Affirmative Defenses to the Notice of Opposition filed May 2, 2013, on behalf of M/s. RUCHI SOYA INDUSTRIES LIMITED., an Indiana Corporation (hereinafter "Opposer"), and assigned Opposition No. 91210494, hereby responds, solely for the purpose of this proceeding, to each of the grounds set forth in the Notice of Opposition, as follows:

1. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 1 of the Notice of Opposition.
2. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 2 of the Notice of Opposition.
3. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 3 of the Notice of Opposition.
4. Admitted.
5. Admitted.

6. Admitted.
7. Denied.
8. Denied.
9. Denied.
10. Denied.
11. Denied.
12. Denied.
13. Denied.
14. Denied.
15. Denied.
16. Denied.
17. Denied.
18. Denied.
19. Denied.
20. Denied.

Additional and Affirmative Defenses

1. The Notice fails to state a claim upon which relief can be granted.
2. Opposer's marks are not famous or well-known and accordingly, Applicants mark does not "dilute" Opposer's Marks.

There may be additional affirmative defenses, and/or counterclaims to Opposer's Notice of Opposition that are currently unknown to the Applicant. Applicant therefore reserves the right to amend this answer and allege additional defenses, and/or counterclaims in the event discovery or other information indicates they are appropriate.

Wherefore, Applicant respectfully requests that the Trademark Trial and Appeal Board deny and dismiss the Opposition in all respects.

Applicant hereby appoints JungJin Lee, member of the State bar of Michigan, at Lee, Lee, & Associates, P.C., 2531 Jackson Road, Suite 234, Ann Arbor, MI 48103, to act as attorney in the matter of the opposition identified above, to prosecute said opposition, to transact all business in the Patent and Trademark Office, and in the United States courts connected with the opposition, to sign its name to all papers which are hereinafter to be filed in connection therewith, and to receive all communications relating to the same.

Respectfully Submitted,
Meenaxi Enterprises, Inc.

By: /JungJin Lee/
JungJin. Lee, Esq.
Attorney for Applicant

Lee, Lee & Associates, P.C.
2531 Jackson Road, Suite 234
Ann Arbor, MI 48103
Tel: 866-400-2507
Fax: 800-689-7978
Email: jj@llapc.com

CERTIFICATE OF SERVICE

I hereby certify that on June 11, 2013, a true and correct copy of the foregoing Answer to the Notice of Opposition was served upon:

Howard N. Aronson
Robert B. Golden
Lackebach Seigel Building
One chase Road
Scarsdale, New York 10583
rgolden@LSLLP.com
haronson@LSLLP.com

By Electronic Mail.

I further certify that the foregoing paper is being filed electronically via the Electronic System for Trademark Trials and Appeals (ESTTA).

Date: June 11, 2013

/JungJin Lee/
JungJin Lee