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

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|------------------------|---|
| Proceeding | 91218260 |
| Party | Defendant Jack and Jill Foundation Limited |
| Correspondence Address | ROBERTO LEDESMA LEWIS & LIN LLC 45 MAIN STREET SUITE 608 BROOKLYN, NY 11201 UNITED STATES roberto@ilawco.com |
| Submission | Answer |
| Filer's Name | Roberto Ledesma |
| Filer's e-mail | roberto@ilawco.com |
| Signature | /Roberto Ledesma/ |
| Date | 03/17/2015 |
| Attachments | Answer (The Shamrock Fund).pdf(101325 bytes) |

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

Maurice D. Landers,
Opposer,

v.

Jack and Jill Foundation Limited,
Applicant.

Opposition No. 91218260

Mark: THE SHAMROCK FUND

Application Ser. No. 79107704

ANSWER TO NOTICE OF OPPOSITION

Applicant Jack and Jill Foundation Limited, by its counsel, responds as follows to the Notice of Opposition filed herein.

1. Denied
2. Denied.
3. Denied in so far as Applicant's U.S. application is an extension of an international registration from which an E.U. Community Trademark, filed October 14, 2011, formed the basis for the international registration and Applicant's October 14, 2011 priority claim and constructive date of first use.
4. Denied.
5. Denied.
6. Denied.
7. Denied.
8. Denied.
9. Applicant lacks sufficient knowledge and information to form a belief as to the truth of the allegations of paragraph 9 of the Notice of Opposition, and therefore denies the same.
10. Applicant lacks sufficient knowledge and information to form a belief as to the truth of the allegations of paragraph 10 of the Notice of Opposition, and therefore denies the same.
11. Applicant lacks sufficient knowledge and information to form a belief as to the truth of the allegations of paragraph 11 of the Notice of Opposition, and therefore denies the same.

12. Applicant lacks sufficient knowledge and information to form a belief as to the truth of the allegations of paragraph 12 of the Notice of Opposition, and therefore denies the same.

13. Denied.

14. Denied.

AFFIRMATIVE DEFENSES

FURTHERMORE, Applicant sets forth the following affirmative defenses and statements in support of its defense:

15. Applicant owns priority to its THE SHAMROCK FUND mark and any mark incorporating the wording SHAMROCK FUND for the underlying services.

16. Opposer did not use his alleged mark in U.S. commerce prior to any date Applicant can and will rely on.

17. Any use by Opposer of his alleged mark was abandoned and not in continuous use during the relevant time period.

18. Opposer's alleged mark was never used in connection with the actual rendering of charitable services in U.S. commerce during any relevant period.

19. Opposer's alleged mark is not famous.

20. Applicant adopted and filed to register its mark in good faith.

21. Applicant reserves the right upon further investigation to add affirmative defenses and any potential counterclaims.

WHEREFORE, Applicant prays that this Notice of Opposition be dismissed and that judgment be entered in favor of Applicant.

Jack and Jill Foundation Limited

/Roberto Ledesma/

Roberto Ledesma

Brett E. Lewis

Lewis & Lin, LLC

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Brooklyn, NY 11201

718-243-9323

Attorneys for Applicant

Date: March 17, 2015

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was served upon Opposer this 17th day of March, 2015, by mailing a copy thereof via first-class mail, postage pre-paid, to Darren S. Rimer, RIMER & MATHEWSON LLP, 30021 TOMAS SUITE 300, RANCHO SANTA MARGARITA, CA 92688.

/Roberto Ledesma/
Roberto Ledesma