



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

PERSON'S NELNET, LLC)
)
Opposer,)
)
vs.)
)
SYLVAN LEARNING, INC.)
)
Applicant.)

Opposition No. 91220241
Application Serial No. 86188994

Attorney's Reference: 42328-378184

APPLICANT'S ANSWER

Applicant, Sylvan Learning, Inc., through its counsel, hereby Answers the Notice of Opposition as follows:

Applicant denies each and every allegation of the Notice of Opposition unless otherwise admitted or responded to as follows:

1. Answering paragraph 1 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 1 of the Notice, and therefore denies the same.
2. Answering paragraph 2 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 2 of the Notice, and therefore denies the same.
3. Answering paragraph 3 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 3 of the Notice, and therefore denies the same.



03-02-2015

4. Answering paragraph 4 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 4 of the Notice, and therefore denies the same.
5. Answering paragraph 5 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 5 of the Notice, and therefore denies the same.
6. Answering paragraph 6 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 6 of the Notice, and therefore denies the same.
7. Answering paragraph 7 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 7 of the Notice, and therefore denies the same.
8. Answering paragraph 8 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 8 of the Notice, and therefore denies the same.
9. Answering paragraph 9 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 9 of the Notice, and therefore denies the same.
10. Answering paragraph 10 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 10 of the Notice, and therefore denies the same.

11. Answering paragraph 11 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 11 of the Notice, and therefore denies the same.
12. Answering paragraph 12 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 12 of the Notice, and therefore denies the same.
13. Admitted.
14. Admitted.
15. Admitted.
16. Admitted.
17. Denied.
18. Denied.
19. Answering paragraph 19 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 19 of the Notice, and therefore denies the same.
20. Answering paragraph 20 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 20 of the Notice, and therefore denies the same.
21. Answering paragraph 21 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 21 of the Notice, and therefore denies the same.

22. Answering paragraph 22 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 22 of the Notice, and therefore denies the same.
23. Answering paragraph 23 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 23 of the Notice, and therefore denies the same.
24. Answering paragraph 24 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 24 of the Notice, and therefore denies the same.
25. Answering paragraph 25 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 25 of the Notice, and therefore denies the same.
26. Answering paragraph 26 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 26 of the Notice, and therefore denies the same.
27. Answering paragraph 27 of the Notice, applicant lacks knowledge or information sufficient to form a belief concerning the allegations of paragraph 27 of the Notice, and therefore denies the same.

AFFIRMATIVE DEFENSES

28. Opposer does not have the exclusive right to the term “EDGE” as a part of a trademark.

29. Opposer does not have the exclusive right to the term "EDGE" as a part of a trademark for goods in Classes 9 or 16.
30. Opposer does not have the exclusive right to the term "EDGE" as a part of a trademark for services in Class 41.
31. Applicant's mark and Opposer's marks are not confusingly similar.

WHEREFORE, Applicant prays that the Notice of Opposition be denied, that this action be dismissed with prejudice, and that Application Serial No. 86/188991 be forwarded for issuance of a Notice of Allowance.

Please conduct all future correspondence regarding this Opposition with the undersigned.

Respectfully submitted,



Dated: March 2, 2015

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CERTIFICATE OF SERVICE

The undersigned, attorney for Applicant, hereby certifies that this 2nd day of March 2015,
he served, by first-class mail, postage prepaid, a copy of the **ANSWER** upon

Benjamin A. Costa
Ridder, Costa & Johnstone LLP
12 Geary St., Suite 701
San Francisco, CA 94108



Mark B. Harrison