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

Proceeding	91224001
Party	Defendant Westlake Plastics Company
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Date	10/30/2015
Attachments	10-30-2015 Answer of Westlake Plastics to Notice of Opposition (Opp. No. 91224001).pdf(108807 bytes)

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

**WESTLAKE CHEMICAL
CORPORATION**

Opposer

v.

WESTLAKE PLASTICS COMPANY

Applicant

:
:
: **Opposition No. 91224001**
:
: **Mark: LIFE IN POLYMERS**
:
: **Application Serial No.: 86/414056**
:
: **Published in *Official Gazette*: September 15, 2015**
:
: **Filed: October 3, 2014**
:

**ANSWER OF APPLICANT WESTLAKE PLASTICS
COMPANY TO NOTICE OF OPPOSITION**

Applicant Westlake Plastics Company (“Applicant”), through counsel, hereby answers Opposer Westlake Chemical Corporation’s (“Opposer”) Notice of Opposition as follows:

I. Parties

1. Applicant lacks sufficient knowledge and information to form a belief as to the truth or falsity of the allegations contained in this paragraph of the Notice of Opposition and, therefore, denies the allegations.

2. Admitted.

II. Standing

3. Applicant lacks sufficient knowledge and information to form a belief as to the truth or falsity of the allegations contained in this paragraph of the Notice of Opposition and, therefore, denies the allegations. By way of further response, the allegations in this

paragraph contain conclusions of law to which no response is required. To the extent these allegations require any response, they are denied.

4. Admitted only that Opposer filed applications with the United States Patent and Trademark Office (“USPTO”). By way of further response, the applications speak for themselves and as such, the remaining allegations of this paragraph require no response.

5. Applicant lacks sufficient knowledge and information to form a belief as to the truth or falsity of the allegations contained in this paragraph of the Notice of Opposition and, therefore, denies the allegations. By way of further response, the allegations in this paragraph contain conclusions of law to which no response is required. To the extent these allegations require any response, they are denied.

6. Applicant lacks sufficient knowledge and information to form a belief as to the truth or falsity of the allegations contained in this paragraph of the Notice of Opposition and, therefore, denies the allegations.

7. Applicant lacks sufficient knowledge and information to form a belief as to the truth or falsity of the allegations contained in this paragraph of the Notice of Opposition and, therefore, denies the allegations. By way of further response, the allegations in this paragraph contain conclusions of law to which no response is required. To the extent these allegations require any response, they are denied.

8. The allegations contained in this paragraph of the Notice of Opposition are denied. By way of further response, the allegations in this paragraph contain conclusions of law to which no response is required. To the extent these allegations require any response, they are denied.

9. Applicant lacks sufficient knowledge and information to form a belief as to the truth or falsity of the allegations contained in this paragraph of the Notice of Opposition and, therefore, denies the allegations. By way of further response, the allegations in this paragraph contain conclusions of law to which no response is required. To the extent these allegations require any response, they are denied.

10. Applicant lacks sufficient knowledge and information to form a belief as to the truth or falsity of the allegations contained in this paragraph of the Notice of Opposition and, therefore, denies the allegations. By way of further response, the allegations in this paragraph contain conclusions of law to which no response is required. To the extent these allegations require any response, they are denied.

11. Applicant lacks sufficient knowledge and information to form a belief as to the truth or falsity of the allegations contained in this paragraph of the Notice of Opposition and, therefore, denies the allegations.

12. Admitted that Applicant filed an application with the USPTO. By way of further response, the application speaks for itself and as such, the remaining allegations of this paragraph require no response.

13. Applicant lacks sufficient knowledge and information to form a belief as to the truth or falsity of the allegations contained in this paragraph of the Notice of Opposition and, therefore, denies the allegations. By way of further response, the allegations in this paragraph contain conclusions of law to which no response is required. To the extent these allegations require any response, they are denied.

14. The allegations contained in this paragraph of the Notice of Opposition are denied. By way of further response, the allegations in this paragraph contain conclusions of law

to which no response is required. To the extent these allegations require any response, they are denied.

III. Grounds

Likelihood of Confusion 15 U.S.C. § 1052(d) *(Opposer's Mark)*

15. The allegations contained in this paragraph of the Notice of Opposition are denied. By way of further response, the allegations in this paragraph contain conclusions of law to which no response is required. To the extent these allegations require any response, they are denied.

16. The allegations contained in this paragraph of the Notice of Opposition are denied. By way of further response, the allegations in this paragraph contain conclusions of law to which no response is required. To the extent these allegations require any response, they are denied.

17. Denied.

Likelihood of Confusion 15 U.S.C. § 1052(d) *(Opposer's Trade Name)*

18. The allegations contained in this paragraph of the Notice of Opposition are denied. By way of further response, the allegations in this paragraph contain conclusions of law to which no response is required. To the extent these allegations require any response, they are denied.

19. The allegations contained in this paragraph of the Notice of Opposition are denied. By way of further response, the allegations in this paragraph contain conclusions of law to which no response is required. To the extent these allegations require any response, they are denied.

20. Denied.

Likelihood of Confusion 15 U.S.C. § 1052(d)
(Opposer's Mark conjoined with Opposer's Trade Name)

21. The allegations contained in this paragraph of the Notice of Opposition are denied. By way of further response, the allegations in this paragraph contain conclusions of law to which no response is required. To the extent these allegations require any response, they are denied.

22. The allegations contained in this paragraph of the Notice of Opposition are denied. By way of further response, the allegations in this paragraph contain conclusions of law to which no response is required. To the extent these allegations require any response, they are denied.

23. Denied.

IV. Damage

24. The allegations contained in this paragraph of the Notice of Opposition are denied. By way of further response, the allegations in this paragraph contain conclusions of law to which no response is required. To the extent these allegations require any response, they are denied.

V. Fees

25. No response required.

26. No response required.

WHEREFORE, Applicant demands that judgment be entered for the Applicant and against Opposer, and that the Notice of Opposition be dismissed, with prejudice.

Date: October 30, 2015

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CERTIFICATE OF SERVICE

I, Sean P. McConnell, hereby certify that on October 30, 2015, a true and correct copy of the foregoing Answer of Applicant Westlake Plastics Company to Notice of Opposition was served via Email and U.S. First Class Mail, postage prepaid, upon the following:

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