

ESTTA Tracking number: **ESTTA721190**

Filing date: **01/19/2016**

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

Proceeding	91224028
Party	Defendant Credit Union 24, Incorporated
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Submission	Answer
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Date	01/19/2016
Attachments	Answer_to_Notice_of_Opposition_(App_No__86465973).pdf(67569 bytes)

2. Applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of Paragraph 2 of the Notice of Opposition.

3. Applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of Paragraph 3 of the Notice of Opposition.

4. Applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of the first sentence of Paragraph 4 of the Notice of Opposition. Regarding the second sentence of Paragraph 4, Applicant admits that Exhibit 1 to the Notice of Opposition consists of documents purporting to be applications for registration and renewal of the mark referenced in the first sentence of Paragraph 4, but lacks knowledge or information sufficient to form a belief about the authenticity, validity, completeness or legal effect of the documents, or the truth of the matter contained therein. In further answer, Applicant admits that Exhibit 1 also includes a document purporting to be Articles of Amendment for MECUL Services Corp., but lacks knowledge or information sufficient to form a belief about the authenticity, validity, completeness or legal effect of the document, or the truth of the matter contained therein.

5. Applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of the first sentence of Paragraph 5 of the Notice of Opposition. Regarding the second sentence of Paragraph 5, Applicant admits that Exhibit 2 to the Notice of Opposition is a document purporting to be an application for registration of the mark referenced in the first sentence of Paragraph 5, but lacks knowledge or information sufficient to form a belief about the authenticity, validity, completeness or legal effect of the document, or the truth of the matter contained therein.

6. Applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of the first sentence of Paragraph 6 of the Notice of Opposition. Regarding the second sentence of Paragraph 6, Applicant admits that Exhibit 3 to the Notice of Opposition consists of documents purporting to be an application and certificate of registration for the mark referenced in the first sentence of Paragraph 6, but lacks knowledge or information sufficient to form a belief about the authenticity, validity, completeness or legal effect of the documents, or the truth of the matter contained therein.

7. Applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of the first sentence of Paragraph 7 of the Notice of Opposition. Regarding the second sentence of Paragraph 7, Applicant admits that Exhibit 4 to the Notice of Opposition consists of documents purporting to be an application and certificate of registration for the mark referenced in the first sentence of Paragraph 7, but lacks knowledge or information sufficient to form a belief about the authenticity, validity, completeness or legal effect of the documents, or the truth of the matter contained therein.

8. Applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of the first sentence of Paragraph 8 of the Notice of Opposition. Regarding the second sentence of Paragraph 8, Applicant admits that Exhibit 5 to the Notice of Opposition is a document purporting to be a certificate of registration for the mark referenced in the first sentence of Paragraph 8, but lacks knowledge or information sufficient to form a belief about the authenticity, validity, completeness or legal effect of the document, or the truth of the matter contained therein.

9. Applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of the first sentence of Paragraph 9 of the Notice of Opposition.

Regarding the second sentence of Paragraph 9, Applicant admits that Exhibit 6 to the Notice of Opposition is a document purporting to be a certificate of registration for the mark referenced in the first sentence of Paragraph 9, but lacks knowledge or information sufficient to form a belief about the authenticity, validity, completeness or legal effect of the document, or the truth of the matter contained therein.

10. Applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of the first sentence of Paragraph 10 of the Notice of Opposition. Regarding the second sentence of Paragraph 10, Applicant admits that Exhibit 7 to the Notice of Opposition is a document purporting to be a certificate of registration for the mark referenced in the first sentence of Paragraph 10, but lacks knowledge or information sufficient to form a belief about the authenticity, validity, completeness or legal effect of the document, or the truth of the matter contained therein.

11. Admitted.

12. Admitted.

13. Regarding the first sentence of Paragraph 13 of the Notice of Opposition, Applicant admits that on November 26, 2014, it filed an application for registration of a “CU24” mark. Applicant lacks knowledge or information sufficient to form a belief about the truth of the remaining allegations of the first sentence of Paragraph 13. The allegations of the second sentence of Paragraph 13 are admitted. Regarding the third sentence of Paragraph 13, Applicant admits that it filed the November 26, 2014 application based on use of the mark in commerce.

14. Applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of Paragraph 14 of the Notice of Opposition.

15. Applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of Paragraph 15 of the Notice of Opposition.

16. Applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of Paragraph 16 of the Notice of Opposition.

17. Applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of Paragraph 17 of the Notice of Opposition.

18. Applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of Paragraph 18 of the Notice of Opposition.

19. Applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of Paragraph 19 of the Notice of Opposition.

20. Denied as untrue.

AFFIRMATIVE DEFENSES

1. Petitioner has failed to state a claim on which relief can be granted.

2. Petitioner's claims are barred under the doctrines of estoppel, waiver, laches and/or acquiescence.

3. Petitioner's claims are barred, in whole or in part, due to abandonment.

4. Petitioner's claims are barred, in whole or in part, by its own actions or inaction.

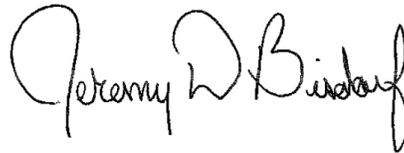
5. Petitioner's claims are barred, in whole or in part, by the doctrine of unclean hands.

6. Applicant reserves the right to add additional affirmative defenses during the course of these proceedings.

WHEREFORE, Applicant respectfully requests that the Board dismiss Petitioner's opposition, with prejudice, and grant Applicant such other or additional relief as the Board deems just and appropriate.

Respectfully submitted,

JAFFE, RAITT, HEUER & WEISS, P.C.



By: _____

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Dated: January 19, 2016

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