

ESTTA Tracking number: **ESTTA736948**

Filing date: **03/31/2016**

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

Proceeding	91226858
Party	Defendant Srour Ikey
Correspondence Address	MICHAEL J. FEIGIN FEIGIN & ASSOCIATES, LLC 1037 RT. 46 E, SUITE 107 CLIFTON, NJ 07013 michael@PatentLawNY.com
Submission	Answer
Filer's Name	Michael J. Feigin, Esq.
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Signature	/Michael Feigin/
Date	03/31/2016
Attachments	QUE001-02c-Answer.pdf(197928 bytes)

3. Respondent lacks sufficient knowledge or information contained in paragraph 3 and therefore denies.
4. Respondent lacks sufficient knowledge or information contained in paragraph 4 and therefore denies.
5. Respondent objects to paragraph 5 because the information contained therein is irrelevant to the opposition, or in the alternative, respondent lacks sufficient knowledge or information contained in paragraph 5 and therefore denies.
6. Respondent lacks sufficient knowledge or information contained in paragraph 6 and therefore denies.
7. Respondent lacks sufficient knowledge or information contained in paragraph 7 and therefore denies.
8. Respondent lacks sufficient knowledge or information contained in paragraph 8 and therefore denies.
9. Respondent lacks sufficient knowledge or information contained in paragraph 9 and therefore denies.
10. Respondent lacks sufficient knowledge or information contained in paragraph 10 and therefore denies.
11. Respondent lacks sufficient knowledge or information contained in paragraph 11 and therefore denies.
12. Respondent lacks sufficient knowledge or information contained in paragraph 12 and therefore denies.
13. Respondent lacks sufficient knowledge or information contained in paragraph 13 and therefore denies.
14. Respondent lacks sufficient knowledge or information contained in paragraph 14 and therefore denies.
15. Denied – Applicant's mark was filed January 19, 2014 and not November 24, 2015, though the goods listed are correct as of November 24, 2015.
16. Admit.

17. Denied. Opposer has no registrations for “IJOY” - opposer has registrations for “HUMAN TOUCH IJOY” stylized logos, none of which cover goods in International Class 9.

18. Denied. Paragraph 19 incorrectly states that Applicant's mark is “identical to Opposer's IJOY Mark” despite none of the asserted marks being identical in name or goods. Thus, Paragraph 19 contains a knowingly false statement.

19. Denied. Paragraph 20 incorrectly states that Applicant's mark is “identical to Opposer's IJOY Mark” despite none of the asserted marks being identical in name or goods. Thus, Paragraph 19 contains a knowingly false statement.

20. Admit.

21. Admit.

22. Admit.

23. Admit.

24. Respondent lacks sufficient knowledge or information contained in paragraph 24 and therefore denies.

25. Respondent lacks sufficient knowledge or information contained in paragraph 25 and therefore denies.

26. Respondent lacks sufficient knowledge or information contained in paragraph 26 and therefore denies.

27. Respondent lacks sufficient knowledge or information contained in paragraph 27 and therefore denies.

28. Respondent lacks sufficient knowledge or information contained in paragraph 28 and therefore denies.

29. Respondent lacks sufficient knowledge or information contained in paragraph 29 and therefore denies.

30. Denied. Opposer's asserted marks are HT HUMAN TOUCH IJOY in class 10, 20, and 28 and variants with the addition of BOARD and RIDE in class 28

only. Opposer's statement in Paragraph 30 is not only denied, but is a knowingly false statement specifically with respect to the statement that "Applicant's alleged mark IJOY is identical to Opposer's IJOY Mark."

31. Denied.

32. Denied.

33. Denied.

34. Respondent lacks sufficient knowledge or information contained in paragraph 34 and therefore denies.

35. Denied.

36. Denied.

37. Denied.

38. Denied.

39. Admit.

40. Denied.

41. Respondent lacks sufficient knowledge or information contained in paragraph 41 and therefore denies.

42. Denied.

43. Denied.

44. Denied. There is no factual basis to allege the marks are identical and the statement in paragraph 44 is knowingly false.

45. Denied.

46. Denied.

Sincerely,

MICHAEL J. FEIGIN

/Michael J. Feigin/

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing ANSWER together has been mailed to Thomas Dover, attorney for Opposer, on March 31, 2016 via first class mail to 777 South Figueroa Street, 34th Floor, Los Angeles, CA 90017.

/ Michael Feigin /
Michael J. Feigin, Esq.
Attorney for Applicant