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

Proceeding	91226939
Party	Defendant Conyngham Brewing Company
Correspondence Address	CONYNGHAM BREWING COMPANY Conyngham Brewing Company PO Box Am Conyngham, PA 18219-0910  marc@conynghambrewingcompany.com
Submission	Answer
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Date	04/25/2016
Attachments	answer_86765751.pdf(68067 bytes )

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

PATRON SPIRITS INTERNATIONAL AG,

Opposition No. 91226939

Opposer,

Serial No. 86765751

v.

Mark: PIRATE PISS

CONYNGHAM BREWING COMPANY,

Applicant

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**APPLICANT'S ANSWER TO NOTICE OF OPPOSITION**

Applicant, Conyngham Brewing Company, a Pennsylvania limited liability company, by and through its counsel, hereby submits its Answer to the Notice of Opposition filed by Opposer, Patron Spirits International AG, and answers the allegations set forth as follows:

1. Applicant lacks sufficient knowledge or information regarding the statements contained in Paragraph 1, and therefore denies the same.

2. Applicant lacks sufficient knowledge or information regarding the statements contained in Paragraph 2, and therefore denies the same.

3. Applicant admits that Opposer is listed in the records of the United States Patent and Trademark Office as the owner of U.S. Trademark Reg. No. 2,058,075 for the mark PYRAT RUM, the application for which was filed on May 9, 1995 and registered on April 29, 1997 for "rum." Unless otherwise admitted, Applicant denies the allegations in Paragraph 3.

4. Applicant admits that Opposer is listed in the records of the United States Patent and Trademark Office as the owner of U.S. Trademark Reg. No. 2,727,996, for the mark PYRAT, the

application for which was filed on November 7, 2001 and registered on June 17, 2003 for “distilled spirits.” Unless otherwise admitted, Applicant denies the allegations in Paragraph 4.

5. Applicant admits the allegations in Paragraph 5 insofar as the definition of “Opposer’s Mark” refers collectively to U.S. Reg. Nos. 2,058,075 and 2,727,996.

6. Admitted.

7. Denied.

8. Applicant admits that Opposer’s registrations for Opposer’s Mark predate Applicant’s application. Applicant lacks sufficient knowledge or information regarding the remaining allegations in Paragraph 8, and therefore denies the same.

9. Denied.

10. Denied.

11. Applicant denies that registration of Applicant’s mark reflected in Application Serial No. 86/765,751 would be a source of damage and injury to Opposer. Applicant admits the remaining allegations of Paragraph 11.

WHEREFORE, Applicant requests that the Opposition of Applicant’s trademark application, Serial No. 86/765/751, be denied.

Dated: April 25, 2016

Respectfully Submitted,



Lee Ann Palubinsky, Esq.  
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on April 25, 2016, a true and complete copy of the foregoing APPLICANT'S ANSWER TO NOTICE OF OPPOSITION was filed electronically with the Trademark Trial and Appeal Board using the ESTTA filing system and a copy of the foregoing has been sent by first class mail, postage prepaid, to Opposer's counsel at:

Bernard R. Gans, Esq.  
Jessica Bromall Sparkman, Esq.  
Jeffer Mangels Butler & Mitchell LLP  
1900 Avenue of the Stars, Seventh Floor  
Los Angeles, CA 90067-5010



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Lee Ann Palubinsky, Esq.

April 25, 2016