

ESTTA Tracking number: **ESTTA760305**

Filing date: **07/25/2016**

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

Proceeding	91228462
Party	Defendant RocketDesk LLC
Correspondence Address	KRISTOPHER KOSKI LONG REIMER WINEGAR BEPPLER LLP 2120 CAREY AVE. CHEYENNE, WY 82001  kkoski@lrw-law.com
Submission	Answer
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Date	07/25/2016
Attachments	Answer No.86848890.pdf(25877 bytes )

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

In re Application No. 86848890 for the mark ROCKETDESK, Published May 3, 2016

GABRIEL ENGEL	)	
Opposer,	)	
	)	
vs.	)	
	)	
ROCKETDESK LLC	)	Opposition No. 91228462
	)	
Applicant	)	
	)	
	)	

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**ANSWER**

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COMES NOW, RocketDesk LLC, a Wyoming limited liability company, by and through its attorneys Long Reimer Winegar Beppler LLP and hereby answers the Opposer’s Notice of Opposition as Follows:

1. Applicant admits the allegations contained in Paragraph 1 of the Opposer’s Notice of Opposition.
2. Applicant admits the allegations contained in Paragraph 2 of the Opposer’s Notice of Opposition.
3. With respect to Paragraph 3 of Opposer’s Notice of Opposition, Applicant admits only that Application Serial No. 86848890 (the “Application”) was filed under Section 1(b) of the Trademark Act and that, to date, Applicant has not filed a Statement of Use pertaining to the Application. Applicant denies any further allegations contained in Paragraph 3 Opposer’s Notice of Opposition.

4. Applicant denies the allegations contained in Paragraph 4 of Opposer's Notice of Opposition.

5. The Applicant is without sufficient knowledge to admit or deny Paragraph 5 of Opposer's Notice of Opposition.

6. The Applicant is without sufficient knowledge to admit or deny Paragraph 6 of Opposer's Notice of Opposition.

7. Applicant denies the allegations contained in Paragraph 7 of Opposer's Notice of Opposition.

8. Applicant denies the allegations contained in Paragraph 8 of Opposer's Notice of Opposition.

9. Applicant denies the allegations contained in Paragraph 9 of Opposer's Notice of Opposition.

10. The Applicant is without sufficient knowledge to admit or deny Paragraph 10 of Opposer's Notice of Opposition.

11. Applicant denies the allegations contained in Paragraph 11 of Opposer's Notice of Opposition.

12. Applicant denies the allegations contained in Paragraph 12 of Opposer's Notice of Opposition.

#### **Affirmative Defenses**

13. Opposer lacks standing to file an opposition to the Application.

14. Opposer has failed to plead and lacks sufficient grounds for opposition to the Application.

15. Applicant's mark has senior priority over Opposer's alleged mark.

16. In the alternative, Applicant's mark is not confusingly similar with the alleged unregistered mark of Opposer.

17. Opposer's requested relief is barred by unclean hands, laches, waiver, estoppel, acquiescence and/or prior registration.

**WHEREFORE**, Applicant respectfully requests that the Board deny Opposer's Notice of Opposition and permit the registration of the Applicant's mark, and that the Applicant be awarded its costs and reasonable attorney fees, and that the Board award such further relief to the Applicant as it deems just and proper.

DATED: July 25, 2016.

LONG REIMER WINEGAR BEPPLER  
LLP

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*Attorneys for Applicant*

**CERTIFICATE OF SERVICE**

This is to certify that a true and accurate copy of the foregoing *Answer* was served on the following on this 25<sup>th</sup> day of July, 2016 as indicated below:

Marie Anne Mastrovito  
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/Kristopher C. Koski/  
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