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

Proceeding	91229940
Party	Defendant True World Holdings LLC
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Date	10/17/2016
Attachments	Answer to Notice of Opposition.pdf(10516 bytes)

UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

In The Matter Of Trademark Application No. 86/814,683
Filed on November 10, 2015; Published: May 10, 2016
Mark: TOYOSU EXPRESS

Cosmos Grace, Inc.,)	
)	
Opposer,)	Opposition No. <u>91229940</u>
)	
v.)	
)	
True World Holdings LLC,)	
)	
Applicant.)	

ANSWER TO NOTICE OF OPPOSITION

Applicant True World Holdings LLC (“Applicant”) hereby answers the allegations in the Notice of Opposition as follows:

1. Applicant admits that Opposer is identified as the applicant of U.S. Application Serial No. 87/062,106 for the mark TOYOSU FRESH for: SEAFOOD, NOT LIVE; PROCESSED SEAFOOD in Class 29 on the basis of intent-to-use, but denies the remainder of the allegations contained in Paragraph 1 of the Notice of Opposition in that the disclaimer and statement were not part of the initial application for said mark.
2. Applicant admits the allegations contained in Paragraph 2 of the Notice of Opposition.
3. Applicant admits the allegations contained in Paragraph 3 of the Notice of Opposition.
4. Applicant admits the allegations contained in Paragraph 4 of the Notice of Opposition.

5. Applicant admits the allegation contained in Paragraph 5 that in Applicant's application for TOYOSU EXPRESS there is a translation statement that "the English translation of the word TOYOSU in the mark is "rich ground"" but denies the remaining allegations of Paragraph 5 of the Notice of Opposition.

6. Applicant denies that TOYOSU is well-known to the U.S. market as a geographic district in Tokyo, Japan; Applicant lacks knowledge or information sufficient to form a belief about the truth of the remaining allegations contained in Paragraph 6 of the Notice of Opposition

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

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

WHEREFORE, Applicant respectfully requests that the Notice of Opposition be dismissed.

Dated: October 17, 2016

Respectfully submitted,

/Deborah A. Wilcox/

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*Attorney for Applicant
True World Holdings LLC*

CERTIFICATE OF FILING AND OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing **Answer to Notice of Opposition** is being filed electronically with United States Patent and Trademark Office and being served by email and First-Class U.S. Mail, postage prepaid, on October 17, 2016, on the following:

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