

TTAB

6190 braeburn drive  
goleta ca 93117

February 10, 2006

Via Express Mail Post Office to Addressee

BOX TTAB NO FEE  
Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

*Re: Cancellation No. 92045308*

Dear Sir/Madam,

Transmitted herewith is:

- 1) This cover letter
- 2) A formal Answer in the above Cancellation

Copies of the above were sent via Express Mail to the Petitioner.

Thank you for your assistance in this matter.

Sincerely,



/Lesley Torgeson/  
Registrant  
doggstyle

Enclosures: Answer to Petition for Cancellation  
cc: Brian P. Kinder, Esq., and Miriam Claire Beezy, Esq.,  
Counsel for Petitioner, Foley & Lardner LLP

[www.doggstyles.com](http://www.doggstyles.com)



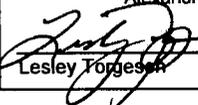
02-10-2006

Patent & TMO/c/TM Mail Rcpt Dt. #30

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

In the Matter of U.S Registration No. 2,776, 628  
Mark: DOGGSTYLE  
Registration date: October 21, 2003

\_\_\_\_\_)  
Mary Pat Dowhy and Tamara Bick )  
 )  
Petitioner, )  
 )  
v. )  
 )  
Lesley Torgeson and Jerry I. Farmer )  
 )  
Registrant. )  
\_\_\_\_\_)

Express Mail label number EQ 291408486US  
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 2/10/06  
\_\_\_\_\_  
Lesley Torgeson Date

Cancellation No. 92045308

**Answer of Registrant to Petition for Cancellation**

Lesley Torgeson, on behalf of herself and Jerry I. Farmer,  
("Registrant"), hereby answers to each of the allegations of the Petition for  
Cancellation filed by Mary Pat Dowhy and Tamara Bick ("Petitioner").

Registrant denies Petitioner is, has, or will be damaged as alleged in  
the first unnumbered paragraph.

The numbered answers herein correspond to the numbered paragraphs  
set forth in Petitioner's Petition for Cancellation.

1. Registrant admits to the allegations set forth in paragraph 1.

2. Admit.

3. Deny.

4. Admit.

5. Deny. Registrant finds no record of any use whatsoever, and furthermore never found any record of DOGGIE STYLE INC. even though DOGGIE STYLE INC. appeared in letters prior to Petition.

6. Admit.

7. Registrant has insufficient knowledge to form a belief, and therefore denies the allegations. Registrant found a 'different mark' of Petitioner, DOGGIE STYLE, filed 2 years after the '100 application upon which Petitioner relies. DOGGIE STYLE is for "...a television program series featuring pets..." and not the sale of clothing as DOGGSTYLE is. Registrant has articles clearly indicating Petitioner's involvement in a television pilot, DOGGIE STYLE, scheduled to air on LIFETIME Spring 2006.

8. Admit.

9. Admit.

10. Deny.

11. Deny.

12. Deny.

**AFFIRMATIVE DEFENSES**

13. Petitioner fails to state a claim upon which relief can be granted.

14. Registrant is the owner of US Registration No. 2,776,628 that served as constructive notice to Petitioner with a filing date of April 8, 2002.

15. Registrant has priority based on the filing date, the earliest date of first use anywhere, and the date of first use in commerce.

16. The facts set forth in the Petition for Cancellation are insufficient to state a claim or to justify cancellation of Registrant's trademark.

17. Petitioner's claim is barred by the doctrine of unclean hands.

18. Registrant reserves the right to develop further defenses.

WHEREFORE, Registrant prays the Petition or Cancellation be dismissed in its entirety with prejudice.

Dated: February 10, 2006

Respectfully submitted,

By:



Lesley Torgeson  
Registrant  
6190 Braeburn Drive  
Goleta, CA 93117  
Tel: 805-570-3999

**Certificate of Service**

This is to certify that I, Lesley Torgeson, today served the above ANSWER on the Petitioner by Express Mail, addressed to Brian P. Kinder, Esq.; and Miriam Claire Beezy, Esq., Counsel for Petitioner, Foley & Lardner LLP, 2029 Century Park East, 35<sup>th</sup> Floor, Los Angeles, CA 90067.

Dated:

Feb 10<sup>th</sup> 2006

By:



Lesley Torgeson  
Registrant