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Filing date: **05/24/2011**

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

Proceeding	92051279
Party	Defendant Norm Oeding
Correspondence Address	ROBERT O BLINN ERICKSON KERNELL DERUSSEAU & KLEYPAS LLC PO BOX 75144 WICHITA, KS 67275-0144 UNITED STATES rblinn@robertblinn.com
Submission	Answer
Filer's Name	Robert O. Blinn
Filer's e-mail	rblinn@robertblinn.com
Signature	/robert o blinn/
Date	05/24/2011
Attachments	Registrants Amended Answer to Amended Complaint.pdf (3 pages)(101454 bytes)

UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

RED HEN BREAD, LLC)	
)	
Petitioner,)	
)	Cancellation No. 92051279
v.)	Registration No. 3,614,763
)	
Norm Oeding)	
)	
Registrant.)	
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**REGISTRANT'S AMENDED RESPONSE
TO PETITIONER'S AMENDED PETITION TO CANCEL**

1. Registrant admits to Petitioner's allegations set forth in counts 1 through 4 of Petitioner's amended petition to cancel.
2. Registrant admits to Petitioner's allegations set forth in count 5 of Petitioner's amended petition to cancel only in part. Registrant accepts and stipulates that there is a "purchasing public" that "has come to know, rely upon, and recognize the goods of Petitioner by [Petitioner's] mark". However, Petitioner's purchasing public is limited in geographic scope to the Chicago metropolitan area. Registrant knows of no evidence showing that Petitioner's "purchasing public" includes individuals in the Wichita area or the region surrounding Wichita, Kansas.
3. Registrant admits to Petitioner's allegations set forth in counts 6 and 7 of Petitioner's amended petition to cancel.

4. Registrant denies Petitioner's allegations set forth in counts 8 and 9 of Petitioner's amended petition to cancel.

5. Registrant admits to Petitioner's allegations set forth in counts 10 and 11 of Petitioner's amended petition to cancel. Registrant has not sold bagels using the LITTLE RED HEN BAKERY mark.

6. Registrant denies Petitioner's allegations set forth in counts 12, 13, 14 and 15 of Petitioner's amended petition to cancel.

Respectfully Submitted

By: _____

 5/24/2011

Robert O. Blinn,
Of Counsel
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KLEYPAS, LLC
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Attorney for Registrant Norm Oeding.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing REGISTRANT'S AMENDED RESPONSE TO PETITIONER'S AMENDED PETITION TO CANCEL has been served upon PETITIONER by mailing the same via First Class Mail, Postage Prepaid, to Kathryn Jennison Shultz, 2001 Jefferson Davis Highway, Suite 1102, Arlington, VA 22202, this 24th Day of May 2011.



Robert O. Blinn