

ESTTA Tracking number: **ESTTA440923**

Filing date: **11/14/2011**

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

|                           |  |
|---------------------------|--|
| Proceeding                | 92054640   |
| Party                     | Defendant<br>Southwest VA. Investments, Inc.   |
| Correspondence<br>Address | SOUTHWEST VA INVESTMENTS INC<br>1229 WASENA TERRACE<br>ROANOKE, VA 24016<br>UNITED STATES<br>msalvey@cox.net |
| Submission                | Answer   |
| Filer's Name              | Christopher J Day  |
| Filer's e-mail            | chris@daylawfirm.com   |
| Signature                 | /Christopher J Day/  |
| Date                      | 11/14/2011   |
| Attachments               | 92054640 Answer.pdf ( 3 pages )(45746 bytes )  |

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

*In re:*

Mark: MELONS, Reg. No. 3216094  
Mark: MELONS GOOD TIMES BAR & GRILL, Reg. No. 3172009  
Registrant: Southwest VA. Investments, Inc.

1291 Pub Inc.

**Petitioner,**

v.

Southwest VA. Investments, Inc. ,

**Registrant.**

**Cancellation No. 92054640**

**ANSWER**

COMES NOW, Registrant, Southwest VA. Investments, Inc., and files this Answer to the Petition to Cancel filed with respect to the above referenced matter and answers as follows:

1. In response to paragraph 1. of the Petition to Cancel, Registrant does not have sufficient knowledge to form a belief, therefore denied.
2. In response to paragraph 2. of the Petition to Cancel, Registrant admits the allegations.



## CERTIFICATE OF SERVICE

I hereby certify that this correspondence is being deposited on November 14, 2011, in the U.S. mail, first class postage pre-paid, addressed to counsel for Petitioner at the following address:

Thomas M. Galgano, Esq.  
Galgano & Associates, PLLC  
20 West Park Avenue, Suite 204  
Long Beach, NY 11561

/Christopher J. Day/  
Christopher J. Day