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

Proceeding	92055222
Party	Defendant Gamewear Team Sports, Inc.
Correspondence Address	GAMEWEAR TEAM SPORTS INC 5400 S UNIVERSITY DRIVE, SUITE 104 DAVIE, FL 33328 UNITED STATES
Submission	Answer
Filer's Name	Ronald E. Shapiro
Filer's e-mail	rshapiro@sasiplaw.com
Signature	/Ronald E. Shapiro/
Date	03/26/2012
Attachments	Answer.pdf (4 pages)(754397 bytes)

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

<p>GAME SPORTSWEAR, LTD.,</p> <p style="text-align:right">Petitioner,</p> <p style="text-align:center">v.</p> <p>GAMEWEAR TEAM SPORTS, INC.,</p> <p style="text-align:right">Respondent.</p>
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Cancellation No. 92055222

Registration No. 3,147,217

Mark: G GAME WEAR
TEAM SPORTS & Design

ANSWER

Gamewear Team Sports, Inc. (“Respondent”) answers the Petition to Cancel (“Petition”) filed by Game Sportswear, Ltd. (“Petitioner”) as follows:

1. Respondent lacks knowledge or information sufficient to form a belief as to the truth of paragraph 1 and therefore denies it.
2. Respondent lacks knowledge or information sufficient to form a belief as to the truth of paragraph 2 and therefore denies it.
3. Respondent lacks knowledge or information sufficient to form a belief as to the truth of paragraph 3 and therefore denies it.
4. Respondent lacks knowledge or information sufficient to form a belief as to the truth of paragraph 4 and therefore denies it.

5. Respondent lacks knowledge or information sufficient to form a belief as to the truth of paragraph 5 and therefore denies it.

6. Respondent lacks knowledge or information sufficient to form a belief as to the truth of paragraph 6 and therefore denies it.

7. Respondent lacks knowledge or information sufficient to form a belief as to the truth of paragraph 7 and therefore denies it.

8. Respondent lacks knowledge or information sufficient to form a belief as to the truth of paragraph 8 and therefore denies it.

9. Although Petitioner's reference to "the mark" in paragraph 9 is ambiguous, Respondent assumes that Petitioner intended to refer to the mark of Registration No. 3,147,217, and therefore denies paragraph 9.

10. Respondent admits that Petitioner has requested cancellation of Registration No. 3,147,217, but otherwise denies paragraph 10.

FIRST AFFIRMATIVE DEFENSE

The Petition fails to state a claim upon which relief may be granted.

SECOND AFFIRMATIVE DEFENSE

As the Petition was filed more than five years after the issuance of Registration No. 3,147,217, and as the Petition does not contain any ground for cancellation that may be raised more than five years after the issuance of that registration, the Petition is untimely.

THIRD AFFIRMATIVE DEFENSE

Petitioner lacks standing to file the Petition.

WHEREFORE, Respondent prays that the Petition be dismissed.

Respectfully submitted

Date: March 26, 2012

A handwritten signature in black ink, appearing to read "Ronald E. Shapiro", written over a horizontal line.

Ronald E. Shapiro
Shapiro and Silverstein PLLC
11350 Random Hills Road, Suite 740
Fairfax, Virginia 22030
Telephone: 703-273-7680

Attorneys for Respondent

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing document was mailed to Petitioner's attorney on the date indicated below by first-class mail, postage prepaid, at the following address:

Thomas A. Gallagher, Esq.
Gallagher Intellectual Property Law
107 Barclay Drive
Stamford, CT 06903

Date: March 26, 2012


Ronald E. Shapiro