

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

IN THE MATTER OF:

ANTONIS KARAGOUNIS and
PANAGIOTIS KALAMOUTSOS,

Petitioners,

v.

JD MEDIA GROUP, LLC,

Respondent.

ANSWER TO PETITION TO CANCEL

Cancellation No. 92055572

Now comes the Respondent JD MEDIA GROUP, LLC ("Respondent") and answers the Petition to Cancel ("Petition") filed by Petitioners ANTONIS KARAGOUNIS and PANAGIOTIS KALAMOUTSOS ("Petitioners") as follows:

1. Respondent admits that it is a limited liability company organized under the laws of Indiana and denies the remaining allegations of Paragraph 1.
2. Respondent admits the allegations of Paragraphs 2, 3 and 4 of the Petition.
3. Respondent is without sufficient knowledge or information to admit or deny the allegations of Paragraphs 5, 6, 7, 8 and 9 of the Petition, and on that basis, denies them.
4. As to Paragraph 10, Respondent admits that it used the "GLOWFEST" Mark

in commerce at least as early as April 22, 2010 in connection with Respondent's services, including, but not limited to, on the internet, and denies the remaining allegations of Paragraph 10.

5. Respondent denies the allegations of Paragraphs 11, 12, 13, 14 and 15 of the Petition.

AFFIRMATIVE DEFENSES

In further answer to the Opposition, Respondent asserts that:

6. Upon information and belief, the relief sought by Petitioners should be denied based on the doctrine of laches.

7. Upon information and belief, the relief sought by Petitioners should be denied based on the doctrine of estoppel.

8. Upon information and belief, the relief sought by Petitioners should be denied based on Petitioners' unclean hands.

9. Upon information and belief, the relief requested by Petitioners is barred by their acquiescence in Respondents' use of the "GLOWFEST" Mark that is the subject of Registration No. 4002126.

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10. Upon information and belief, the relief requested by Petitioners is barred by its fraud or deceit relating to its Registration No. 3848090.

WHEREFORE, Respondent requests that the Petition be denied in all respects.

DATED: June 18, 2012

Respectfully submitted,

By:  _____

Ralph C. Loeb, Esq.

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Attorneys for Respondent JD MEDIA
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing:
ANSWER TO PETITION TO CANCEL

was mailed first-class mail, postage prepaid, to:

Kurosh Nasser, Esq.
LAW OFFICES OF KUROSH NASSERI PLLC
3207a M Street, NW 3rd Floor
Washington, DC 20007

attorneys for Petitioners this 18th day of JUNE, 2012.



DESIREE L.B. ZACHARY

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"Express Mail" mailing label number #EH 381695842 US. I hereby certify that this correspondence is addressed to the United States Patent and Trademark Office, Trademark Trial and Appeal Board, P.O. Box 1451, Alexandria, VA 22313-1451 and is being deposited with the United States Postal Service by "Express Mail" to the Addressee on JUNE 18, 2012.



Signature:

DESIREE L.B. ZACHARY

JUNE 18, 2012

(Date)

TTAB

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June 18, 2012

VIA EXPRESS MAIL

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United States Patent and Trademark Office
P.O. Box 1451
Alexandria, VA 22313-1451

85195934

Re: In the Matter of Cancellation Proceeding
No. 92055572

TO WHOM IT MAY CONCERN:

Enclosed for filing are the following:

1. Respondent JD Media Group, LLC's Answer to the Petition to Cancel;
2. Certificate of Mailing by Express Mail to the Trademark Trial and Appeal Board, United States Patent and Trademark Office; and
3. Certificate of Service on Petitioners' attorney.

Please do not hesitate to call me if you have any questions.

Very truly yours,



Ralph C. Loeb
of KRANE & SMITH

RCL:dibz
Encl.



06-18-2012