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Filing date: **09/29/2012**

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

Proceeding	92055588
Party	Defendant Orlando A. Herrera, Constance Goldmeer and The World Peace Program, LLC
Correspondence Address	ORLANDO A HERRERA 2751 SOUTH OCEAN DRIVE , SUITE 805-S HOLLYWOOD, FL 33019 UNITED STATES TheWorldPeaceProgram@gmail.com
Submission	Answer
Filer's Name	Orlando A. Herrera
Filer's e-mail	TheWorldPeaceProgram@gmail.com, Orlando.Herrera@ghWorldPeaceFoundation.org
Signature	/Orlando Herrera/
Date	09/29/2012
Attachments	Answer to Ammended Petition to Cancel-Cancellation # 92055588.pdf (4 pages) (200485 bytes) Exhibit A-World Peace Cup-Brochure.pdf (1 page)(680989 bytes) Exhibit B-Pag-1-Print out GH World Peace Foundation.pdf (1 page)(545258 bytes) Exhibit B-Pag-2-Print out GH World Peace Foundation.pdf (1 page)(399766 bytes) Exhibit C-The World Peace Cup-Brochure-4-28-12.pdf (1 page)(728555 bytes)

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

Federation Internationale de Football))	
Association (FIFA).))	
Petitioner,))	Cancellation No. 92055588
v.))	Registration No. 4127208
Orlando A. Herrera, Constance Goldmeer,))	
and The World Peace Program, LLC))	
Registrants.))	

ANSWER TO AMENDED PETITION TO CANCEL

Registrants admit averments No. 1 and 2. However, Registrants deny averments 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15.

Allegations on averments 3 through 10 are merely Petitioner's suppositions and are unsupported by factual averments since registrants met the requirements of section 1(a) of the Trademark Act, 15 U.S.C. & 21051(a) as well as the requirements of section 23(a) of the Trademark Act, 15 U.S.C. & 1091(a) as proven by having obtained a registration on the Supplemental Register from the United States Patent and Trademark Office. Otherwise, registration No. 4127208 would not have been granted to Registrants. In addition, as it can be clearly seen in Exhibit A (attached copy of a printed flyer showing use of registered mark as of October 22, 2011), Registrants were using the Registered Mark in commerce on or before the December 10, 2011 filing date of the application which issued as Reg. No 4127208.

Allegations in averments 7, 8, and 9 regarding Registrants' abandonment of Registered Mark are also not true. A print-out from G H World Peace Foundation website showing the continuous use in commerce of the Registered Mark in page 2 is attached as Exhibit B. Also another printed flyer showing the use of the Registered Mark in commerce as of April 28, 2012 is attached as Exhibit C. These two exhibits proved without a doubt that the Registrants have not abandoned the Registered Mark set forth in Reg. No 4127208.

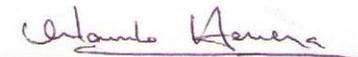
Allegations in averments 11, 12, 13, 14, and 15 in support of petitioner's belief of damage still don't have a reasonable basis and continue to be only subjective beliefs. Whereas petitioner alleges that the challenged registration may limit its ability to use, register and/or enforces its WORLD CUP mark and formatives thereof for the goods and services Petitioner currently provides, it merely alleges use of WORLD CUP, and formatives thereof, in connection with a wide variety of goods and services.

While the vast amount of services offered by Petitioner with its WORLD CUP mark are all related to only the sport of Soccer, the services set forth in Reg. 4127208 include promoting World Peace through organizing different sporting events: "organizing sporting events, namely soccer competition, basketball competition, football competition, tennis tournaments, golf tournaments, and any other major sport competition which provide for a portion of the ticket proceeds to be utilized for world peace, humanitarian aid and veteran help efforts." This fact clearly differentiates the two marks and shows

that there is not overlap. Therefore, petitioner fails to state allegations from which it can be concluded that its belief of damage has a "reasonable basis in fact." See *Ritchie v. Simpson*, 50 USPQ2d at 1027.

WHEREFORE, since petitioner has still not proven his case, Registrants respectfully continue to request Cancellation No 92055588 to be dismissed for Failure of Petitioner to State a claim upon which relief can be granted.

Respectfully submitted,
The World Peace Program, LLC

By: 
Orlando A. Herrera, Defendant
Principal and Partner

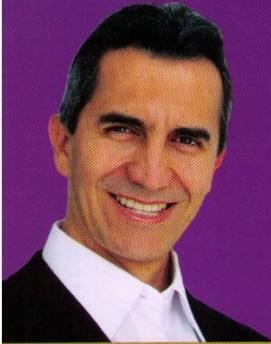
Orlando A. Herrera
2751 S. Ocean Drive, Suite 805-S
Hollywood, FL 33019

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing "ANSWER TO AMENDED PETITION TO CANCEL" has been served on Petitioner's Attorneys, Holley & Menker, PA, at the address of P.O. Box 331537, Atlantic Beach, FL 32233, via first class mail, today September 29, 2012.

By: 

Orlando A. Herrera



ORLANDO HERRERA

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Your Competitive Edge in your Personal and Professional Life

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& Peak Performance Coach

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In addition to learning about success, you will learn about the power of Peace / Giving and how you can be part of The World Peace Program® which has developed a variety of programs and services to fund a world peace and humanitarian aid effort. The World Peace Program®'s funding will be acquired through World Peace Credit Cards™, the World Peace Banking Program™, World Peace Cruises™, The World Peace Cup™, and charitable contributions.

The World Peace Cup will be used to organize sporting events such as Soccer competition, Basketball competition, Football competition, Tennis tournaments, Golf tournaments and any other major sport competition which provide for a portion of the ticket proceeds to be utilized for world peace and humanitarian aid effort funding.

"Orlando you are one of the best speakers I have ever seen. Your energy, charisma and passion touched every one in the audience. The strategies you shared with us were compelling and powerful. You really inspire your audiences to take action to go to the next level in every area of their lives." Florence Frantoff #1 Real estate Producer Keller Williams Premier Properties, Miami FL

DAY 1

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EXHIBIT B page 1 of 2



G H World Peace Foundation

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- [The World Peace Program](#)

The World Peace Program

The World Peace Program®'s Mission

- The World Peace Program®'s mission is to generate the funding necessary to address virtually every humanitarian issue, while inspiring spending and improving the global economy.
- The program was created to improve the quality of our existence and to help the world economy by motivating consumer spending.
- This presentation establishes how the necessary funding can be acquired through The World Peace Program® and its charitable fund raising strategies.

Diverse Humanitarian Issues

Now more than ever, individuals around the world have real concerns regarding the issues facing mankind, and the future of our fragile planet.

- The World Peace Program® is the only program of its kind.
- While many programs have been created to address world peace and related issues, none have developed a method for funding their efforts.
 - Aside from starvation, poverty, and disease, we have; war, global conflict and abundant environmental disasters.
 - We don't lack concern or issues....we only lack solutions.

The World Peace Program® Overview

Our intention is to partner with organizations like the International/American Red Cross, UNICEF, GH World Peace Foundation and the Carnegie Endowment for International Peace among others so they can be the recipients of a large percentage of the funds acquired.

- The programs and products disclosed in this introduction were developed by The World Peace Program®, LLC, a Florida based company with a Registered Trade Mark in the United States Patent and Trademark Office.
- The World Peace Program® or (TWPP®) was developed to act as the "charitable fund raising" umbrella over a variety of programs and products that address world peace and humanitarian aid on a global scale.
- Specifically, TWPP® is designed to address the global humanitarian needs of all individuals; regardless of race, culture, creed, or national origin, and it is not affiliated with any particular religious, political or governmental group.
- The World Peace Program®'s goal is, through a variety of programs and products, acquire and distribute the funding necessary to address: world peace issues, humanitarian aid concerns, and disaster relief on a global scale.
- Furthermore, TWPP's objective is to distribute funds "directly" to needy recipients and worthy aid providers like the American Red Cross and the international Red cross.
- The program and products introduced in this plan were inspired by Constance Goldmeier and developed by Orlando A. Herrera.
 - Both equal partners have a wide range of experience in a variety of industries.
- While the partners/programs developers are solely responsible for the creation of these efforts, the partners acknowledge that the appropriation and distribution of acquired funds must be the sole decision of a group of individuals or organizations with the combined knowledge of all of our global humanitarian needs like the Carnegie Endowment for international Peace and the American Red Cross/International Red Cross.

World Peace Related Programs/Products and how you can make a difference.

- The World Peace Program®
- World Peace Banking Program®
- The World Peace Banking Kiosk®
- World Peace Credit Cards®

EXHIBIT B page 2 of 2

- World Peace Money Market Account®
- World Peace Checking/Savings Accounts®
 - World Peace CDs®
 - World Peace Cruises®
- Dancing Around the World for World Peace®
 - World Peace Vacation Program®
 - The World Peace Cup®

The World Peace Cup® will be used to organize sporting events such as Soccer competition, Basketball competition, Football competition, Tennis tournaments, Golf tournaments and any other major sport competition which provide for a portion of the ticket proceeds to be utilized for world peace and humanitarian aid effort funding.

- First you are probably saying to your self.. "Can we ever actually expect to achieve world peace?" Well possibly not! But you would agree that we can achieve more world peace.
 - Many programs have been developed to address the world peace issue.
- While they are extremely heart-warming approaches, and provide for diplomatic and educational efforts here and abroad, they lack one important element... Funding.
 - Without funding nothing can be accomplished.

So, what is the World Peace Program®?

- The World Piece Program®'s legal description is "Charitable fund raising services, namely providing funding services for economic efforts to support world peace through a variety of financial vehicles".
 - What is the World Peace Program® designed to accomplish?
 - It is designed to generate funds through American Corporate Industry, foreign industry involvement and private contributions. And to utilize these funds for future peace and humanitarian efforts, while stimulating the American and global economy and as a solution to the present devastating economic global crisis.

So, how do companies get involved?

- Simply by providing "new products" that in part support world peace efforts!
- Credit cards companies will offer World Peace Credit Cards®
- Financial Institutions will offer World Peace Banking® like World Peace Checking/savings/Money market accounts®
- Manufacturers and retailers will offer World Peace Purchasing Incentives®
- Airlines, travel agencies, and cruise lines will offer World Peace Ticket Incentives®.
- Hotels and resorts will offer World Peace Vacation Incentives®
- And so on!

The World Peace Banking Program®

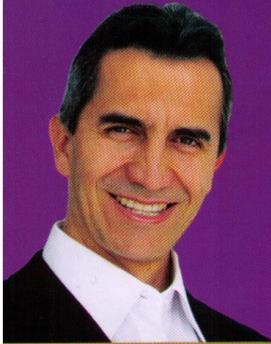
- World Peace Checking®
- World peace Savings®
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- World Peace CDs®
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World Peace Foundation Follow





ORLANDO HERRERA

THE POWER OF PEACE, GIVING AND SUCCESS

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