

ESTTA Tracking number: **ESTTA549872**

Filing date: **07/23/2013**

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

| | |
|------------------------|--|
| Proceeding | 92057326 |
| Party | Defendant My Taxes, LLC |
| Correspondence Address | MY TAXES LLC PO BOX 544 WAGENER, SC 29164 UNITED STATES |
| Submission | Answer |
| Filer's Name | Robert R. Thuss |
| Filer's e-mail | Rob@ThussLawOffice.com |
| Signature | /Robert R. Thuss/ |
| Date | 07/23/2013 |
| Attachments | My Taxes Answer.pdf(951262 bytes) |

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

| | | |
|----------------|---|--------------------------|
| Suhil Sadh, |) | |
| Petitioner, |) | Cancellation No. |
| |) | |
| v. |) | Registration No. 3415748 |
| |) | |
| My Taxes, LLC, |) | Mark: MYTAXES |
| Respondent. |) | |
| _____ |) | |

ANSWER TO PETITION TO CANCEL

Respondent My Taxes, LLC, a South Carolina corporation, owner of U.S. Registration No. 3415748, hereby answers the Petition for Cancellation, as follows:

1. The Respondent admits Petition Paragraph One.
2. The Respondent admits Petition Paragraph Two.
3. The Respondent admits Petitioner's application was preliminarily refused registration on the basis of a likelihood of confusion with the Registration. The Respondent is without knowledge or information sufficient to form a belief as to the truth of whether the Petitioner will be damaged if it will not be permitted to register its mark, and so denies the second sentence of Petition Paragraph Three.
4. The Respondent denies Petition Paragraph Four. The Respondent is now using and has used the mark MYTAXES in U.S. interstate commerce.
5. The Respondent denies Petition Paragraph Five. The Respondent has not abandoned the mark MYTAXES. It is using its mark in connection with tax preparation services.
6. The Respondent denies Petition Paragraph Six.

7. The Respondent denies Petition Paragraph Seven.
8. The Respondent denies Petition Paragraph Eight.
9. The Respondent denies Petition Paragraph Nine.

WHEREFORE, the Respondent asks that the Petition for Cancellation be denied.

My Taxes, LLC

/Robert R. Thuss/

Robert R. Thuss
Thuss Law Office LLC
P.O. Box 589
Swansea, SC 29160
803-640-1000
Attorney for Respondent

July 23, 2013

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Answer has been served upon the Petitioner's attorney, Roberto Ledesma, by mailing said copy on July 23rd, 2013, via First Class Mail, postage prepaid to: Roberto Ledesma, Lewis & Linn, LLC, 45 Main St., Suite 608, Brooklyn, NY 11201.

/Robert R. Thuss/

Robert R. Thuss