

ESTTA Tracking number: **ESTTA594431**

Filing date: **03/25/2014**

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

Proceeding	92058675
Party	Defendant Alicia Mogavero
Correspondence Address	ALLICIA MOGAVERO 124 BEDFORD DRIVE, WAKEFIELD, RI 02879 UNITED STATES
Submission	Answer
Filer's Name	Uwe Benjamin
Filer's e-mail	uwebenjamin@gmail.com
Signature	/s/ Uwe Benjamin
Date	03/25/2014
Attachments	Answer to Notice (Breast Milk Pendant).pdf(60896 bytes)

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

**In the matter of trademark Registration Number:
For Mark:
Date Registered:**

**4437758
Breast Milk Pendant
November 19, 2013**

ANSWER TO PETITION FOR CANCEL

Alicia Mogavero
124 Bedford Drive
Wakefield, RI 02879 02879

Alicia Mogavero hereby answers the petition to cancel in this matter as follows:

1. Defendant, Alicia Mogavero, (“Defendant”) denies that Plaintiff, Holly D. Brooks d/b/a/ Hollyday Designs, (“Plaintiff”) used the mark since October 2007. Defendant admits to the remainder of the allegations contained in this paragraph.
2. Defendant admits to her first use in commerce, but denies the remainder of the allegations contained in this paragraph.
3. Defendant admits the allegations contained in this paragraph.

AFFIRMATIVE DEFENSES

Defendant hereby further claims and asserts all applicable affirmative defenses entitled thereto.

Alicia Mogavero, Defendant
By Her Counsel,

/s/ Uwe Benjamin, Esquire
Uwe Benjamin, Esquire
Attorney at Law
124 Bedford Drive
Wakefield, RI 02879

CERTIFICATE OF SERVICE

I, Uwe Benjamin, hereby certify that on this 25th day of March, 2014, I served a copy of this document to Plaintiff’s Attorney, James G. Fahey, via electronic mail to jgfahey@sorlinglaw.com

/s/ Uwe Benjamin
Uwe Benjamin