

ESTTA Tracking number: **ESTTA630117**

Filing date: **09/30/2014**

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

| | |
|------------------------|--|
| Proceeding | 92059944 |
| Party | Defendant Peoples Club of Nigeria International |
| Correspondence Address | PEOPLES CLUB OF NIGERIA INTERNATIONAL 16 WRIGHT ST EDISON, NJ 08820 UNITED STATES |
| Submission | Answer |
| Filer's Name | Matthew H. Swyers |
| Filer's e-mail | mswyers@thetrademarkcompany.com |
| Signature | /Matthew H. Swyers/ |
| Date | 09/30/2014 |
| Attachments | Answer.pdf(169865 bytes) |

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
The Trademark Trial and Appeal Board**

U.S. Registration No. 4,591,874,
For the mark PEOPLES CLUB OF NIGERIA INTERNATIONAL,
Registered on the Official Registry August 26, 2014.

| | | |
|--|---|---------------------------|
| Peoples Club of Nigeria International Princeton- Junction, NJ Branch, Inc.; Peoples Club of Nigeria- International-Miami Branch; and Peoples Club of- Nigeria International-Chicago Branch, | : | |
| | : | |
| Petitioners, | : | Cancellation No. 92059944 |
| | : | |
| vs. | : | |
| | : | |
| Peoples Club of Nigeria International, | : | |
| | : | |
| Registrant. | : | |

ANSWER AND GROUNDS OF DEFENSE

COMES NOW the Registrant, Peoples Club of Nigeria International (hereinafter “Registrant”), by and through counsel, The Trademark Company, PLLC, and files their Answer and Grounds of Defense to the Petition to Cancel and in response to Petitioner’s allegations states as follows:

ANSWER

Registrant is without knowledge of the allegations set forth in the Introductory Paragraph of the Petitioner’s Petition to Cancel and therefore denies the same. In response to the specifically enumerated allegations, the Registrant states as follows:

1. Registrant is without knowledge of the allegations set forth in paragraph 1 of the Petition to Cancel and therefore denies the same.
2. Registrant is without knowledge of the allegations set forth in paragraph 2 of the Petition to Cancel and therefore denies the same.
3. Registrant is without knowledge of the allegations set forth in paragraph 3 of the Petition to Cancel and therefore denies the same.
4. Registrant is without knowledge of the allegations set forth in paragraph 4 of the Petition to Cancel and therefore denies the same.

5. Registrant admits the allegations contained in Paragraph 5 of the Petition to Cancel.
6. Registrant admits the allegations contained in Paragraph 6 of the Petition to Cancel.
7. Registrant admits the allegations contained in Paragraph 7 of the Petition to Cancel.

Registrant cannot verify the authenticity of the attached Exhibit A and therefore denies the same.

8. Registrant is without knowledge of the allegations set forth in paragraph 8 of the Petition to Cancel and therefore denies the same. Registrant cannot verify the authenticity of the attached Exhibit B and therefore denies the same.

9. Registrant admits the allegations contained in Paragraph 9 of the Petition to Cancel.
10. Registrant admits the allegations contained in Paragraph 10 of the Petition to Cancel.
11. Registrant admits the allegations contained in Paragraph 11 of the Petition to Cancel.
12. Registrant admits the allegations contained in Paragraph 12 of the Petition to Cancel.
13. Registrant admits the allegations contained in Paragraph 13 of the Petition to Cancel.
14. Registrant admits the allegations contained in Paragraph 14 of the Petition to Cancel.
15. Registrant admits the allegations contained in Paragraph 15 of the Petition to Cancel.

16. Registrant denies the allegations set forth in Paragraph 16 of the Petition to Cancel as phrased and demands strict proof thereof.

17. Registrant denies the allegations set forth in Paragraph 17 of the Petition to Cancel as phrased and demands strict proof thereof.

18. Registrant is without knowledge of the allegations set forth in Paragraph 18 of the Petition to Cancel and therefore denies the same.

19. Registrant denies the allegations set forth in Paragraph 19 of the Petition to Cancel as phrased and demands strict proof thereof.

20. Registrant cannot verify the authenticity of the attached Exhibit C and therefore denies the same.

21. Registrant admits the allegations contained in Paragraph 21 of the Petition to Cancel.
22. Registrant admits the allegations contained in Paragraph 22 of the Petition to Cancel.

23. There are no allegations to respond to in Paragraph 23 of the Petition to Cancel. As such, Registrant incorporates by reference its responses to the allegations contained in Paragraphs 1-22 as stated hereinabove.

24. Registrant denies the allegations set forth in Paragraph 24 of the Petition to Cancel and demands strict proof thereof.

25. Registrant denies the allegations set forth in Paragraph 25 of the Petition to Cancel and demands strict proof thereof. Registrant cannot verify the authenticity of the attached Exhibit A and therefore denies the same.

26. Registrant denies the allegations set forth in Paragraph 26 of the Petition to Cancel and demands strict proof thereof.

27. Registrant denies the allegations set forth in Paragraph 27 of the Petition to Cancel and demands strict proof thereof.

28. Registrant denies the allegations set forth in Paragraph 28 of the Petition to Cancel and demands strict proof thereof.

WHEREFORE, Registrant prays that the Petition to Cancel be dismissed.

Respectfully submitted this 30th day of September, 2014.

THE TRADEMARK COMPANY, PLLC

/Matthew H. Swyers/

Matthew H. Swyers, Esq.

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Counsel for Registrant

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| Peoples Club of Nigeria International, | : | |
| | : | |
| Registrant. | : | |

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I caused a copy of the foregoing this 30th day of September, 2014, to
be served, via first class mail, postage prepaid, upon:

CRAIG S HILLARD, ESQ.
STARK & STARK PC
993 LENOX DRIVE, BLDG 2
LAWRENCEVILLE, NJ 08648

/Matthew H. Swyers/
Matthew H. Swyers