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Filing date: **08/05/2016**

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

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|------------------------|---|
| Proceeding | 92061236 |
| Party | Defendant BR Consulting, Inc. |
| Correspondence Address | RAY K HARRIS FENNEMORE CRAIG 2394 EAST CAMELBACK ROAD, SUITE 600 PHOENIX, AZ 85012 UNITED STATES ip@fclaw.com, rharris@fclaw.com, mtollive@fclaw.com |
| Submission | Answer |
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| Signature | /Ray Harris/ |
| Date | 08/05/2016 |
| Attachments | Response to Amended Petition for Cancellation.pdf(6800 bytes) |

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

FWHG IP HOLDINGS LLC,

Petitioner

v.

BR CONSULTING, INC.

Registrant-Respondent

Cancellation No. 92061236

Mark: MAGO CAFÉ

Registration No. 3,810,357

Date of Issue: June 29, 2010

RESPONSE TO AMENDED PETITION FOR CANCELLATION

Respondent, BR Consulting, Inc., answers the Petition as follows:

1. Respondent admits Petitioner, FWHG IP Holdings LLC, filed federal trademark applications on December 31, 2013 for MAGO GRILL & CANTINA (Serial No. 86/155,433) and MAGO GRILL & CANTINA & Design (Serial No. 86/155,419) for restaurant and bar services.

2. Respondent admits Petitioner was denied registration and that Respondent has priority of use of the mark MAGO CAFÉ (Registration No. 3,810,357) based on actual and constructive use.

3. Respondent denies the allegations of paragraphs 3, 4, 5 and 6 of the Petition for Cancellation and alleges Respondent intended to resume, and did resume, use of the mark MAGO CAFÉ with less than three consecutive years of non-use.

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

Respectfully submitted this 5th day of August, 2016.

By: /Ray K. Harris/
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of this paper has been served via First Class Mail, postage pre-paid, to:

Boris Umansky
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Chicago, IL 60604

Respectfully submitted this 5th day of August, 2016.

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