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

Proceeding	92061236
Party	Defendant BR CONSULTING, INC.
Correspondence Address	BR CONSULTING INC PO BOX 2155 SEDONA, AZ 86339 UNITED STATES
Submission	Answer
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Date	06/04/2015
Attachments	Response to Petition for Cancellation.pdf(6109 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 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 and 5 of the Petition for Cancellation and alleges Respondent has intent to resume use of the mark MAGO CAFÉ, which was last used less than three years ago.

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

Respectfully submitted this 4th day of June 2015.

By: /Ray K. Harris/
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Certificate of Service

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Respectfully submitted this 4th day of June, 2015.

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