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Filing date: **11/02/2015**

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

Proceeding	92062543
Party	Defendant Tropical Tobacco, Inc.
Correspondence Address	TROPICAL TOBACCO INC 3010 NW 79TH AVENUE MIAMI, FL 33122 UNITED STATES
Submission	Answer
Filer's Name	Stewart L Gitler
Filer's e-mail	mail@iplawsolutions.com, gitler@iplawsolutions.com
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Date	11/02/2015
Attachments	WFG-6160 signed answer.pdf(115078 bytes )

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

In the Matter of Trademark Registration No.: 4,183,397

Mark: MOMBACHO

Registered: July 31, 2012

_____	)	
MOMBACHO CIGARS S.A.	)	
	)	
Petitioner,	)	
	)	
v.	)	Cancellation No. 92062543
	)	
TROPICAL TOBACCO, INC.,	)	
	)	
Registrant.	)	
_____	)	

REGISTRANT’S ANSWER TO PETITIONER’S PETITION FOR CANCELLATION

TROPICAL TOBACCO, INC. (“Registrant”), a corporation organized in the State of Florida, having an address of 3010 NW 79th Avenue, Miami, FLORIDA 33122 responds to the Petition for Cancellation in the following manner:

1. Registrant denies the averment of Paragraph 1.
2. Registrant is without knowledge and information sufficient to form a belief as to Petitioner’s averment in Paragraph 2, and therefore denies same.

RELIEF SOUGHT

3. Registrant is using the mark in interstate commerce and therefore requests dismissal of the Petition.

Respectfully submitted,

By *Stewart L. Gitler*

Stewart L. Gitler  
Howard N. Flaxman  
John L. Welsh  
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ATTORNEYS FOR REGISTRANT

Date: *11/2/2015*

**CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of the foregoing REGISTRANT'S ANSWER TO PETITION FOR CANCELLATION, was served on Counsel for Opposer, by U.S. first-class mail, postage prepaid, November 2, 2015, to:

Peter S. Sloane  
LEASON ELLIS LLP  
One Barker Avenue, Fifth Floor  
White Plains, New York 10601

By:  \_\_\_\_\_  
Stewart L. Gitler