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

In the Matter of Application Serial No. 74/365,176
Published in the Official Gazette of September 3, 1996 at page TM231

Bacardi & Company Limited and Bacardi U.S.A., Inc.)
)
)
Opposer,)
)
v.)
)
Ricardo Arregui)
)
Applicant)



Opposition No. 121,112

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ANSWER

Pursuant to 37 CFR §2.106, Applicant herein, Ricardo Arregui, hereby answers the Notice of Opposition filed by Opposer, Bacardi & Company Limited and Bacardi U.S.A., Inc., as follows:

1. Applicant denies that Opposer is the owner of the trademark HAVANA CLUB, and with respect to the remaining averments of Paragraph 1, Applicant is without knowledge or information sufficient to form a belief as to the truth of the matters asserted therein and therefore denies the same.

2. With respect to the averments of Paragraph 2, Applicant is without knowledge or information sufficient to form a belief as to the truth of the matters asserted therein and therefore denies the same.

3. Applicant denies that Opposer has prior use in interstate commerce of the HAVANA CLUB trademark, and with respect to the remaining averments of paragraph

3, Applicant is without knowledge or information sufficient to form a belief as to the truth of the matters asserted therein and therefore denies the same.

4. Applicant denies that the HAVANA CLUB trademark has come to be and is well and favorably known and of great value to Bacardi and in the minds of the trade and public identify Bacardi's goods and distinguishes them from the goods of others, and with respect to the remaining averments of paragraph 1, Applicant is without knowledge or information sufficient to form a belief as to the truth of the matters asserted therein and therefore denies the same.

5. The averments of Paragraph 5 are denied.

6. The averments of Paragraph 6 are denied.

7. With respect to the averments of Paragraph 7, Applicant is without knowledge or information sufficient to form a belief as to the truth of the matters asserted therein and therefore denies the same.

8. The averments of Paragraph 8 are denied.

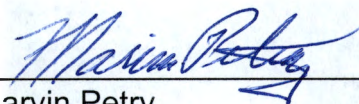
AFFIRMATIVE DEFENSES

9. The Notice of Opposition fails to state a claim upon which relief can be granted.

WHEREFORE, Applicant denies that Opposer is entitled to the relief requested in its Notice of Opposition and requests that the Notice of Opposition be dismissed.

Respectfully submitted,

LARSON & TAYLOR



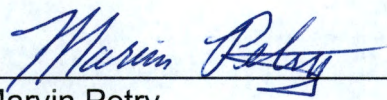
Marvin Petry

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February 28, 2002

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing ANSWER was mailed, via first class mail, postage prepaid, to Margaret Ferguson, KELLEY DRYE & WARREN, 101 Park Avenue, New York, New York 10178, on this 28th day of February, 2002.



Marvin Petry