

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

The B. Manischewitz Company, LLC

Opposer,

Opposition No. 91150421

v.

Serial No.: 76/099,990

Seaforth Creamery Inc.

Applicant.

Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513



02-25-2002

U.S. Patent & TMO/TM Mail Rept Dt. #70

BOX TTAB

ANSWER TO NOTICE OF OPPOSITION

SIR:

Applicant Seaforth Creamery, Inc., through its attorneys, answers the allegations set forth in the Notice of Opposition as follows:

1. Applicant has insufficient knowledge or information as to the truth of the allegations set forth in Paragraph 1 of the Notice of Opposition and, therefore, denies said allegations.

2. Applicant has insufficient knowledge or information as to the truth of the allegations set forth in Paragraph 2 of the Notice of Opposition and, therefore, denies said allegations.

3. Applicant has insufficient knowledge or information as to the truth of the allegations set forth in Paragraph 3 of the Notice of Opposition and, therefore, denies said allegations.

4. Applicant has insufficient knowledge or information as to the truth of the allegations set forth in Paragraph 4 of the Notice of Opposition and, therefore, denies said allegations.

5. Applicant has insufficient knowledge or information as to the truth of the allegations set forth in Paragraph 5 of the Notice of Opposition and, therefore, denies said allegations.

6. Applicant has insufficient knowledge or information as to the truth of the allegations set forth in Paragraph 6 of the Notice of Opposition and, therefore, denies said allegations.

7. Applicant admits that it seeks registration for the mark ALL SEASONS for spoonable and pourable salad dressings. Applicant denies the remaining allegations contained in Paragraph 7 of the Notice of Opposition.

8. Applicant denies the allegations contained in Paragraph 8 of the Notice of Opposition.

9. Applicant denies the allegations contained in Paragraph 9 of the Notice of Opposition.

10. Applicant denies the allegations contained in Paragraph 10 of the Notice of Opposition.

11. Applicant denies the allegations contained in Paragraph 11 of the Notice of Opposition.

WHEREAS, Applicant prays that the opposition be dismissed with prejudice.

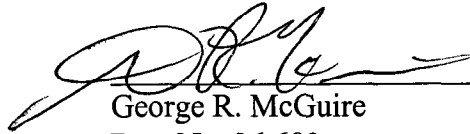
Respectfully submitted,

Seaforth Creamery, Inc.

By: Hancock & Estabrook, LLP, its attorneys

Dated:

2/21/02



George R. McGuire

Reg. No. 36,603

1500 MONY Tower I

P.O. Box 4976

Syracuse, NY 13221

Phone: (315) 471-3151

Fax: (315) 471-3167

TRADEMARK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : SEAFORTH CREAMERY, INC.

Mark : ALL SEASONS

Serial No. : 76/099,990

Filing Date : 8/1/00

Attorney Docket No. : 438 T 967

REVOCATION OF PREVIOUS POWER OF ATTORNEY
AND SUBSTITUTE POWER OF ATTORNEY

Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513
USA

Sir:

I, MARK BARR, President of the applicant in the above-identified trademark application, hereby revoke all previous Powers of Attorney and appoint GEORGE R. McGUIRE, AUGUST E. ROEHRIG, JR., CHARLES S. McGUIRE, JAMES R. MULDOON and DAVID L. NOCILLY, Hancock & Estabrook, LLP, 1500 MONY Tower I, P.O. Box 4976, Syracuse, NY 13221-4976, Registration Nos. 36,603, 22,667, 20,385, 38,249, and 48,259 respectively, Telephone 315-471-3151, as its attorneys to prosecute the above-identified trademark application with full power of substitution and revocation, to transact all business in the Patent and Trademark Office in connection therewith.

Please address all correspondence in the above-identified application to George McGuire, Hancock & Estabrook, LLP, 1500 MONY Tower I, P.O. Box 4976, Syracuse, NY 13221-4976.

Please direct all telephone communications in the above-identified application to George

R. McGuire, 315-471-3151.

Respectfully submitted,

SEAFORTH CREAMERY, INC.

By: 

MARK BARR
President

Date Feb 17/02

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CERTIFICATE OF SERVICE

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Opposition No. 91150421

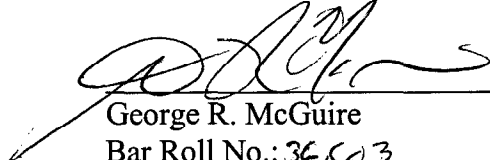
Seaforth Creamery Inc.

Applicant.

George R. McGuire, attorney for Applicant Seaforth Creamery, Inc., affirms that on February 21, 2002 he caused the foregoing Answer to Notice of Opposition to be served by First Class Mail upon the following attorney for The B. Manischewitz Company, LLC.

Martin J. Beran, Esq.
OSTROLENK, FABER, GERB & SOFFEN, LLP
1180 Avenue of the Americas
New York, NY 10036-8403

Dated: 2/21/02


George R. McGuire
Bar Roll No.: 36,603

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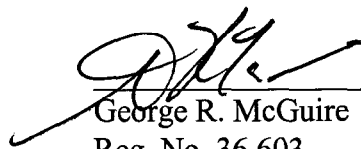
Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513
BOX TTAB

TRANSMITTAL LETTER

Enclosed for filing are the following documents:

- Certificate of Mailing under 37 CFR §1.8
- 3 page Answer to Notice of Opposition
- Revocation of Previous Power of Attorney and Substitute Power of Attorney
- Certificate of Service

Dated: 2/21/02



George R. McGuire
Reg. No. 36,603

HANCOCK & ESTABROOK, LLP
1500 MONY TOWER I
PO BOX 4976
SYRACUSE NY 13221-4976
(315) 471-3151

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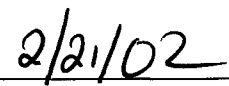
I hereby certify that the following documents:

Answer to Notice of Opposition
Power of Attorney
Certificate of Service

are being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Trademarks 2900 Crystal Drive, Arlington VA 22202-3513 on the date indicated below:

HANCOCK & ESTABROOK, LLP

By: 
Ann R. Miller


Date

TO: Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington VA 22202-3513