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In the Matter of Application Serial No. 76/062,155

Filed on June 2, 2000

U.S. Patent & TMOfc/TM Mail Rcpt. Dt. #57  
08-28-2002

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

HSBC HOLDING Plc.

Opposer,

v.

NICHOLAS KAISER, M. YAQUB MIRZA,  
JAMAL M. AL-BARZINJI, IQBAL UNUS,  
AND BASSAM OSMAN, AS TRUSTEES OF  
THE AMANA MUTUAL FUNDS TRUST,

Applicant.

Opposition No. 91152067

TRADEMARK TRIAL AND  
APPEAL BOARD  
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ANSWER TO NOTICE OF OPPOSITION

Applicant NICHOLAS KAISER, M. YAQUB MIRZA, JAMAL M. AL-BARZINJI, IQBAL UNUS, AND BASSAM OSMAN, AS TRUSTEES OF THE AMANA MUTUAL FUNDS TRUST hereby answers the Notice of Opposition (the "Opposition") of Opposer HSBC HOLDING Plc. as follows:

1. Applicant is without sufficient knowledge or information upon which to form a belief as to the truth of the allegations in Paragraph 1 of the Opposition and on that basis denies those allegations.
2. Applicant admits the allegations contained in Paragraph 2 of the Opposition.
3. Applicant admits the allegations contained in Paragraph 3 of the Opposition.

4. Applicant denies the allegations in Paragraph 4 of the Opposition.
5. Applicant denies the allegations in Paragraph 5 of the Opposition.
6. Applicant denies the allegations in Paragraph 6 of the Opposition.
7. Applicant denies the allegations in Paragraph 7 of the Opposition.
8. Applicant is without sufficient knowledge or information upon which to form a belief as to the truth of the allegations in the first two sentences of Paragraph 8 of the Opposition and on that basis denies those allegations. Applicant denies the allegations in the final sentence of Paragraph 8 of the Opposition.
9. Applicant denies the allegations in Paragraph 9 of the Opposition.
10. Applicant denies all further allegations in the Opposition and denies that Opposer is entitled to any relief whatsoever.

**AFFIRMATIVE DEFENSE**

**(Failure to State Grounds For Opposition)**

Applicant is informed and believes, and on that basis alleges, that the facts set forth in the Notice of Opposition are insufficient to justify denial of Applicant's Application.

**WHEREFORE**, based on the foregoing, Applicant prays that Opposition No. 91152067 be dismissed with prejudice and Application Serial No. 76/062,155 be allowed to issue as a registration.

Please charge the filing fees of this Answer to Notice of Opposition to Deposit Acct. No. 50-0456. Please charge any additional fees, or credit any overpayment, to Deposit Acct. No. 50-0456. A duplicate of this Answer to Notice of Opposition is filed herewith.

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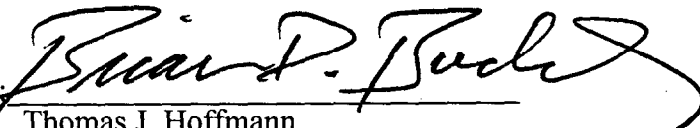
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Service of this Answer to Notice of Opposition has been made on Opposer's counsel as shown on the attached Certificate of Service.


Dated this 28<sup>th</sup> day of August, 2002.

GRAY CARY WARE & FREIDENRICH LLP

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CERTIFICATE OF EXPRESS MAILING

I, Danna Hutchings, do hereby certify that the foregoing document is being deposited with the United States Postal Service as Express Mail, postage prepaid, in an envelope addressed to the Commissioner for Trademarks, BOX TTAB NO FEE, 2900 Crystal Drive, Arlington, Virginia 22202-3513, on this date of August 28, 2002.


  
Danna Hutchings  
Express Mail No. ET838927842US  
Date of Deposit: August 28, 2002

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing ANSWER TO NOTICE OF OPPOSITION was forwarded by first-class mail, postage pre-paid to:

Lisa Peller London  
B. Brett Heavner  
Finnegan, Henderson, Farabow, Garrett  
& Dunner, LLP  
1300 I Street, N.W.  
Washington, D.C. 20005

Executed on this 28th day of August, 2002.

  
Danna Hutchings