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

FOX ENTERTAINMENT GROUP, INC. and  
TWENTIETH CENTURY FOX FILM  
CORPORATION,  
  
Opposers,  
  
v.  
  
IVY SILBERSTEIN,  
  
Applicant.



06-06-2003

U.S. Patent & TMOfo/TM Mail Rcpt Dt. #22

Opposition No. 91156138  
Serial No. 78/095,659

RECEIVED  
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**ANSWER TO NOTICE OF OPPOSITION AND AFFIRMATIVE DEFENSE**

Applicant, Ivy Silberstein ("Applicant"), responds to the Notice of Opposition as follows:

1. Applicant denies the averment that Opposers will be damaged by registration of the mark SQRAT shown in the intent-to-use trademark application Serial No. 78/096,063 ("Application"). Applicant is without sufficient knowledge or information to form a belief as to the truth of the other averments of paragraph 1.
2. Applicant admits the averments of paragraph 2.
3. Applicant is without sufficient knowledge or information to form a belief as to the truth of the averments of paragraph 3.

4. Applicant denies the averments of paragraph 4, except that the feature film 'Ice Age' has a character identified as 'Scrat'.

5. Applicant denies the averments of paragraph 5.

6. In response to the averments of paragraph 6, Applicant states that the complaint speaks for itself.

7. In response to the averments of paragraph 7, Applicant states that her trademark Application is a public record that speaks for itself.

8. In response to the averments of paragraph 8, Applicant states that her Application, responses to Office Actions, Notice of Publication and Requests for Extensions of Time to File a Notice of Opposition are public records that speak for themselves.

9. Applicant denies the averments of paragraph 9.

10. Applicant denies the averments of paragraph 10.

11. Applicant denies the averments of paragraph 11.

12. Applicant denies the averments of paragraph 12.

13. Applicant denies the averments of paragraph 13.

14. Applicant denies the averments of paragraph 14.

15. Applicant denies the averments of paragraph 15.


16. Applicant denies the averment that the registration of the trademark SQRAT will damage Opposer, any other entity/entities, or the general public.

AFFIRMATIVE DEFENSE

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

WHEREFORE, Applicant respectfully requests that Opposition No. 91156138 be dismissed and that trademark application Serial No. 78/095,659 proceed to registration.

Dated: New York, New York  
June 6, 2003



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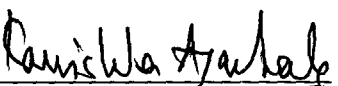
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**CERTIFICATE OF MAILING**

I hereby certify that the ANSWER TO THE NOTICE OF OPPOSITION AND AFFIRMATIVE DEFENSE is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" pursuant to 37 C.F.R. §1.10 on June 6, 2003 and is addressed to the Asst. Commissioner for Trademarks, Trademark Trial and Appeal Board, Box: TTAB, 2900 Crystal Drive, Arlington, VA 22202-3513.

  
Kanishka Agarwala

Express Mail No.: EL 763941826 US

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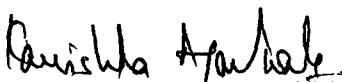
Applicant.

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**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the ANSWER TO THE NOTICE OF OPPOSITION AND  
AFFIRMATIVE DEFENSE was served by first-class mail, postage prepaid, on June 6, 2003 to:

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