



Attorney Docket: 080437.92129US  
BOX - TTAB - NO FEE

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

HAGIE MANUFACTURING CO., )  
)  
Opposer, )  
)  
v. )  
)  
BAYERISCHE MOTOREN WERKE )  
AKTIENGESELLSCHAFT )  
)  
Applicant. )  
\_\_\_\_\_ )

Opposition No.: 91158034  
Application No.: 76/454,861  
Mark: XDRIVE



11-17-2003  
U.S. Patent & TMO/TM Mail Rcpt Dt. #22

**APPLICANT'S ANSWER TO NOTICE OF OPPOSITION**

Applicant, by its attorney, hereby responds to the allegations set forth in the Notice of Opposition as follows:

1. Applicant admits the allegation set forth in Numbered Paragraph 1 of the Notice of Opposition.

2. Applicant has insufficient knowledge or information upon which to form a belief as to the truth of the allegation set forth in Numbered Paragraph 2 of the Notice of Opposition and, therefore, denies said allegations.

3. Applicant has insufficient knowledge or information upon which to form a belief as to the truth of the allegation set forth in Numbered Paragraph 3 of the Notice of Opposition and, therefore, denies said allegations.

4. Applicant has insufficient knowledge or information upon which to form a belief as to the truth of the allegation set forth in Numbered Paragraph 4 of the Notice of Opposition and, therefore, denies said allegations.

5. Applicant has insufficient knowledge or information upon which to form a belief as to the truth of the allegation set forth in Numbered Paragraph 5 of the Notice of Opposition and, therefore, denies said allegations.

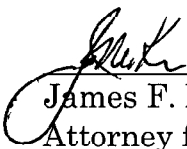
6. Applicant denies the allegations set forth in Numbered Paragraph 7 of the Notice of Opposition.

WHEREFORE, Applicant requests that the Notice of Opposition be dismissed with prejudice and that Applicant's mark proceed to registration.

Respectfully submitted,

BAYERISCHE MOTOREN WERKE  
AKTIENGESELLSCHAFT

November 17, 2003

  
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**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing APPLICANT'S ANSWER TO NOTICE OF OPPOSITION was served on counsel for the Opposer, this 17<sup>th</sup> day of November, 2003, by sending same via First Class Mail, postage prepaid, to:

Brett J. Trout, Esq.  
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Rebecca C. Swan