

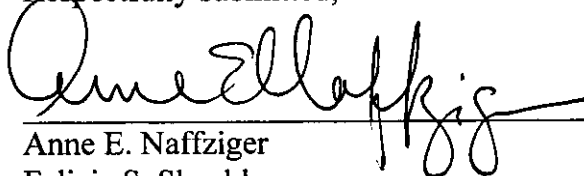


**AFFIRMATIVE DEFENSE**

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

WHEREFORE, Applicant requests that the opposition to Applicant's registration be denied.

Respectfully submitted,



Date: November 14, 2003

Anne E. Naffziger  
Felicia S. Shankle  
LEYDIG, VOIT & MAYER, LTD.  
Two Prudential Plaza, Suite 4900  
Chicago, Illinois 60601  
312-616-5600 (phone)  
312-616-5700 (fax)  
[anaffziger@leydig.com](mailto:anaffziger@leydig.com)

**CERTIFICATE OF MAILING AND SERVICE**

The undersigned hereby certifies that APPLICANT'S ANSWER TO NOTICE OF OPPOSITION was deposited with the United States Postal Service on November 14, 2003, as Express Mail No. EL 841125333 US, in an envelope addressed to: U.S. Patent & Trademark Office, Trademark Trial and Appeal Board, 2900 Crystal Drive, Arlington, Virginia 22202-3513; and a true and correct copy of this document has been served by first-class mail on the attorneys for Opposer on the date indicated below to:

Mark Kremer, Esq.  
Conkle & Olesten, PLC  
3130 Wilshire Blvd. #500  
Santa Monica, California 90403

Date: November 14, 2003

Nancy J. Herbig