

ESTTA Tracking number: **ESTTA4239**

Filing date: **12/30/2003**

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

<b>Proceeding</b>	91158673
<b>Party</b>	Defendant Great Plains Manufacturing, Incorporated Great Plains Manufacturing, Incorporated 1525 E. North Street Salina, KS 67416
<b>Correspondence Address</b>	Stephen D. Timmons Hovey Williams LLP 2405 Grand Boulevard, Suite 400 Kansas City MO U, SA 64108
<b>Submission</b>	Answer
<b>Filer's Name</b>	Michael Elbein / Hovey Williams LLP
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<b>Signature</b>	/Michael Elbein/
<b>Date</b>	12/30/2003
<b>Attachments</b>	Answer to opposition.pdf ( 3 pages )



6. Applicant is without sufficient information to admit or deny the allegations of paragraph 6 and therefore, denies the same.

7. Applicant is without sufficient information to admit or deny the allegations of paragraph 7 and therefore, denies the same.

8. Applicant is without sufficient information to admit or deny the allegations of paragraph 8 and therefore, denies the same.

9. Applicant is without sufficient information to admit or deny the allegations of paragraph 9 and therefore, denies the same.

10. Applicant is without sufficient information to admit or deny the allegations of paragraph 10 and therefore, denies the same.

11. Applicant is without sufficient information to admit or deny the allegations of paragraph 11 and therefore, denies the same.

12. Applicant admits that it has no license, consent or permission from Opposer to use or register TREKER as alleged in paragraph 12; Applicant states that it needs no license, consent or permission from Opposer to use or register Applicant's TREKER mark.

13. Applicant denies the allegations of paragraph 13.

14. Applicant denies the allegations of paragraph 14.

15. Opposer's Notice of Opposition fails to state a claim upon which relief can be granted.

16. Applicant's mark and Opposer's claimed marks are similar as to cause a likelihood of confusion and a bar from registration pursuant to Section 15 USC §1052(d).

