

# Jon A. Schiffrin, P.C.

September 13, 2004

FILE: 02589.0034

## VIA HAND DELIVERY

BOX: TTAB/NO FEE  
Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

04 SEP 13 PM 5:44  
TRADEMARK TRIAL AND  
APPEAL BOARD

Re: Opposition No. 91/161,941; International Medical Group, Inc. v.  
Americom Life and Annuity Insurance Company; Opposed Mark:  
PATRIOT SELECT, Serial No. 76/498,186

Dear Sir/Madam:

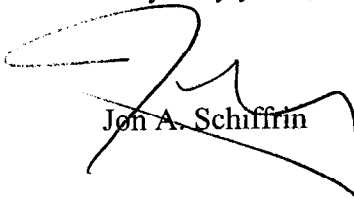
Transmitted herewith for appropriate action by the Trademark Trial and Appeal Board (TTAB) the following documents:

1. Transmittal letter (in duplicate);
2. Answer to Notice of Opposition; and
3. Postcard verifying receipt by PTO.

It is respectfully requested that the attached postcard by stamped with the date of filing of these documents.

A duplicate copy of this letter is enclosed. Please contact us if there are any questions.

Very truly yours,



Jon A. Schiffrin

Enclosures

10617 Jones Street  
Suite 301-A  
Fairfax, Virginia 22030  
(703) 385-8333  
Fax: (703) 385-3731  
schiffirinlaw@aol.com

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

International Medical Group, Inc.	§	
	§	
Opposer,	§	Opposition No. 161,941
	§	
v.	§	Application Serial No. 76/498,186
	§	
Americom Life and Annuity Insurance Company,	§	
	§	Published: August 24, 2004
	§	
Applicant.	§	

TRADEMARK TRIAL AND  
APPEAL BOARD  
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APPLICANT'S ANSWER TO THE NOTICE OF OPPOSITION

Applicant, Americom Life and Annuity Insurance Company, through its undersigned attorneys, hereby submits its answer to the opposition.

1. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the averments in Paragraph 1 of the Notice of Opposition and therefore denies them.
2. Applicant admits the averments of Paragraph 2 of the Notice of Opposition.
3. Applicant denies the averments of Paragraph 3 of the Notice of Opposition.
4. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the averments in Paragraph 4 of the Notice of Opposition and therefore denies them.
5. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the averments in Paragraph 5 of the Notice of Opposition and therefore denies them.

6. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the averments in Paragraph 6 of the Notice of Opposition and therefore denies them.
  
7. Applicant denies the averments of Paragraph 7 of the Notice of Opposition.

Wherefore, Applicant respectfully requests that the Notice of Opposition be dismissed with prejudice, that judgment be entered against Opposer, and that Applicant's Application be permitted to proceed to Registration.

Respectfully submitted,

Americom Life and Annuity Insurance  
Company

By: \_\_\_\_\_

Jon A. Schiffrin  
Jon A. Schiffrin, P.C.  
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(703) 385-8333  
(703) 385-3731 (fax)  
Attorneys for Applicant

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing Answer to the Notice of Opposition was served on counsel for Opposer, A. James Richardson, Esq. and Lawrence A. Steward, Esq., Brinks Hofer Gilson & Lione, One Indiana Square, Suite 1600, Indianapolis, Indiana 46204, by First Class mail, postage prepaid, this 13<sup>th</sup> day of September, 2004.

  
\_\_\_\_\_  
Jon A. Schiffirin