

ESTTA Tracking number: **ESTTA29742**

Filing date: **04/04/2005**

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

Proceeding	91164272
Party	Defendant Vegas Clothing LLC Vegas Clothing LLC PO Box 923987 Norcross, GA 30010
Correspondence Address	VEGAS CLOTHING LLC PO BOX 923987 NORCROSS, GA 30010-3987
Submission	Answer
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Date	04/04/2005
Attachments	Opposition_91164272_ANSWER.pdf (3 pages) EXHIBIT_A_Header.pdf (1 page) EXHIBIT_A.pdf (1 page) CERTIFICATE_OF_SERVICE.pdf (1 page)

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

Danjaq, LLC,

Opposer,

v.

Vegas Clothing LLC,

Applicant.

Opposition No: 91164272

Mark: BOND GIRL & DESIGN

Serial No: 78342344

Filing Date: December 17, 2003

Published: October 26, 2004

ANSWER

VEGAS CLOTHING LLC, a Georgia Limited Liability Company with its principal place of business at PO Box 923987, Norcross, Georgia, 30010 (“Vegas Clothing”), would like to submit the following answers to issues raised by DANJAQ, LLC, a Delaware Limited Company with its principal place of business at 2400 Broadway Street, Suite 310, MGM Plaza, Santa Monica, California, 90404 (“Danjaq”) in Opposition No. 91164272.

Each response is answered in order of the corresponding number in which they are listed in the Opposition.

1. Vegas Clothing admits to seeking registration of mark BOND GIRL & DESIGN, Serial No. 78342344 in International Class 25.

2. Vegas Clothing acknowledges Danjaq's ownership of the trademark JAMES BOND 007 & DESIGN, Registration No. 1737876 in International Classes 9, 16, 28 and 41. Vegas Clothing is without knowledge or information sufficient to form a belief pertaining to Danjaq's claim to the exclusive right to use this mark for various goods and services, including clothing. Vegas Clothing is also without knowledge or information sufficient to form a belief pertaining to Danjaq's claim of extensive sales, advertising and promotion of a broad range of products and services offered under the JAMES BOND 007 & DESIGN mark.

3. Vegas Clothing is without knowledge or information sufficient to form a belief pertaining to Danjaq's claim of previous usage of the BOND GIRL mark, specifically as it relates to the arena of clothing. Vegas Clothing would like to note that Danjaq did in fact apply for a trademark for the term BOND GIRL on February 10, 2004, and that the submitted mark proposed by Danjaq is strikingly similar to the one submitted by Vegas Clothing on December 17, 2003. Both suggested marks contain a silhouette of a woman holding a weapon surrounded by the words BOND GIRL. *See* Serial No. 78365745 at Exhibit A. Vegas Clothing would like also like to note that a *U.S. Full Availability Search* trademark report performed by Thomson & Thomson on February 5, 2004 at the request of Vegas Clothing provided no evidence to support the claim of previous usage of the BOND GIRL mark by Danjaq, specifically as it relates to the arena of clothing.

4. Again, Vegas Clothing is without knowledge or information sufficient to form a belief pertaining to Danjaq's claim of previous usage of the BOND GIRL mark.

5. Again, Vegas Clothing is without knowledge or information sufficient to form a belief pertaining to Danjaq's claim of previous usage of the BOND GIRL mark. Vegas Clothing agrees that we have not used the BOND GIRL mark in commerce, as our application was submitted under Section 1(b).

6. Vegas Clothing is without knowledge or information sufficient to form a belief pertaining to Danjaq's statement.

7. Vegas Clothing is without knowledge or information sufficient to form a belief pertaining to Danjaq's statement.

In closing, VEGAS CLOTHING LLC hopes that the Trademark and Trial Board will consider the information stated within and allow the registration of the BOND GIRL mark Serial No. 78342344.

Respectfully Submitted,

VEGAS CLOTHING LLC

Michael X. Ianacone Jr
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April 4, 2005

EXHIBIT

A

Drawing Page

Date/Time Stamp: 02/10/2004 18:10:5

Serial Number:78365745



Mark (Applicant-generated image):



CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Answer to Notice of Opposition has been served on Christopher M. Dolan by mailing said copy on April 5, 2005, via USPS Priority Mail, to: Christopher M. Dolan, Brinks Hofer Gilson & Lione, NBC Tower – Suite 3600, 455 N. Cityfront Plaza Dr, Chicago, IL, 60611.

Michael X. Ianacone Jr
Managing Member
VEGAS CLOTHING LLC
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April 5, 2005