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

Proceeding	91169240
Party	Defendant Yuhao, CHEN Yuhao, CHEN 1 Xiongqi Road, Songgangshashui Industrial Park, Nanhai District CNX Foshan City,
Correspondence Address	Robert A. Becker, Esq. Fross Zelnick Lehrman & Zissu, P.C. 866 United Nations Plaza New York, NY 10017 UNITED STATES rbecker@frosszelnick.com
Submission	Answer
Filer's Name	Robert A. Becker
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Signature	/Robert Becker/
Date	05/22/2006
Attachments	060522-0603221-Answer with Certificate of Service.pdf (7 pages)(107285 bytes)

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

In the Matter of Application Serial No. 78/523,204

Trademark: MARRIOLA

Applicant's Ref: YUHA USA TC-06/03221

-----X	
MARRIOTT INTERNATIONAL, INC.,	:
	:
Opposer,	:
	:
v.	:
	:
YUHAO CHEN,	:
	:
Applicant.	:
	:
	:
	:
-----X	:

Opposition No. 91169240

ANSWER

Applicant, for his Answer to the Notice of Opposition herein, states:

1. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 1.

2. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 2.

3. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 3.

4. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 4.

5. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 5.

6. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 6.

7. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 7.

8. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 8.

9. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 9.

10. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 10.

11. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 11.

12. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 12.

13. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 13.

14. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 14.

15. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 15.

16. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 16.

17. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 17.

18. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 18.

19. Admits the allegations set forth in paragraph 19 beginning with the words “on November 26, 2004 . . .,” but denies that any rights Opposer may have in the MARRIOTT mark or Opposer’s Stylized Mark are relevant to the filing described in the portion of paragraph 19 beginning with those words, and denies knowledge or information sufficient to form a belief as to the truth of the allegation that any rights Opposer may have in the MARRIOTT mark or Opposer’s Stylized Mark date from prior to November 26, 2004.

20. Denies the allegations set forth in paragraph 20.

21. Denies the allegations set forth in paragraph 21.

22. Denies the allegations set forth in paragraph 22.

23. Denies the allegations set forth in paragraph 23.

24. Denies the allegations set forth in paragraph 24.

25. Admits the allegations set forth in paragraph 25.

26. Admits the allegations set forth in paragraph 26.
27. Denies the allegations set forth in paragraph 27.
28. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 28.
29. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 29.
30. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 30.
31. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 31.
32. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 32.
33. Applicant repeats and incorporates by reference his responses to the allegations contained in paragraphs 1 through 32, above, as if set forth in their entirety herein.
34. Denies the allegations set forth in paragraph 34.
35. Denies the allegations set forth in paragraph 35.
36. Denies the allegations set forth in paragraph 36.
37. Denies the allegations set forth in paragraph 37.
38. Denies the allegations set forth in paragraph 38.

39. Denies the allegations set forth in paragraph 39.
40. Denies the allegations set forth in paragraph 40.
41. Applicant repeats and incorporates by reference his responses to the allegations contained in paragraphs 1 through 40, above, as if set forth in their entirety herein.
42. Denies the allegations set forth in paragraph 42.
43. Denies knowledge or information sufficient to form a belief as to the truth of the allegations set forth in paragraph 43.
44. Denies the allegations set forth in paragraph 44.
45. Denies the allegations set forth in paragraph 45.
46. Denies the allegations set forth in paragraph 46.
47. Denies the allegations set forth in paragraph 47.
48. Denies the allegations set forth in paragraph 48.
49. Applicant repeats and incorporates by reference his responses to the allegations contained in paragraphs 1 through 48, above, as if set forth in their entirety herein.
50. Denies the allegations set forth in paragraph 50.
51. Denies the allegations set forth in paragraph 51.
52. Denies the allegations set forth in paragraph 52.
53. Denies the allegations set forth in paragraph 53.

54. Denies the allegations set forth in paragraph 54.

FIRST DEFENSE

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

SECOND DEFENSE

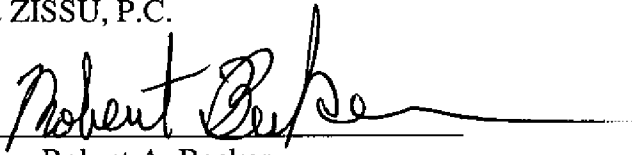
56. Opposer's claims are barred by the doctrines of laches, acquiescence, and/or estoppel.

WHEREFORE, Applicant requests that this Opposition be dismissed, and that the registration sought by Application Ser. No. 78/523,204 be granted.

Dated: New York, New York
May 22, 2006

Respectfully submitted,

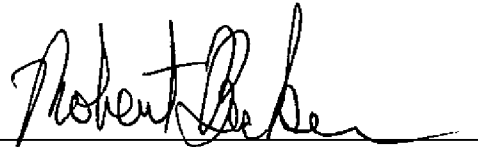
FROSS ZELNICK LEHRMAN
& ZISSU, P.C.

By: 
Robert A. Becker

Attorneys for Applicant
866 United Nations Plaza
New York, New York 10017
(212) 813-5900

CERTIFICATE OF SERVICE

A copy of the foregoing Answer was sent by first class mail, postage pre-paid, to opposer's attorney, Anthony R. Masiello, Esq., Holland & Knight LLP, 2099 Pennsylvania Avenue, N.W., Washington, DC 20006, this 22nd day of May, 2006.

A handwritten signature in black ink, appearing to read "Robert A. Becker", written over a horizontal line.

Robert A. Becker

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