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

Proceeding	91170031
Party	Defendant Anthogyr Anthogyr 164 rue des Trois Lacs FRX Sallanches, 74700
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Submission	Answer
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Date	04/25/2006
Attachments	Answer.pdf (4 pages)(105002 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

3M ESPE AG	:	
Opposer	:	
	:	Opposition No. 91170031
v.	:	Serial No. 78/502,899
ANTHOGYR	:	Mark: ASPEO
Applicant	:	
	:	

ANSWER

Applicant hereby submits this Answer to the Notice of Opposition in the above-identified action, as follows:

1. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the averments of Paragraph 1, except as to the last sentence of same, and therefore demands strict proof of same. Applicant believes that the last sentence of Paragraph 1 requires no reply.

2. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the averments of Paragraph 2, and therefore demands strict proof of same.

3. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the averments of Paragraph 3, and therefore demands strict proof of same.

4. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the averments of Paragraph 4, and therefore demands strict proof of same.

5. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the averments of Paragraph 5, and therefore demands strict proof of same.

6. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the averments of Paragraph 6, and therefore demands strict proof of same.

7. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the averments in the first sentence of Paragraph 7, and therefore demands strict proof of same. Applicant admits that the Notice of Opposition includes an Exhibit A, but lacks knowledge sufficient to form a belief as to the truth of the averments in the second and third sentences of Paragraph 7.

8. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the averments in the first sentence of Paragraph 8, and therefore demands strict proof of same. Applicant admits that the Notice of Opposition includes an Exhibit B, but lacks knowledge sufficient to form a belief as to the truth of the averments in the second and third sentences of Paragraph 8.

9. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the averments of Paragraph 9, and therefore demands strict proof of same.

10. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the averments of Paragraph 10, and therefore demands strict proof of same.

11. The name of Applicant is ANTHOGYR, not "Anthogyr Corporation". Applicant admits the other allegations of Paragraph 11.

12. Applicant admits the allegations of the first sentence of Paragraph 12. Applicant lacks knowledge or information sufficient to form

a belief as to the truth of the averments of the second sentence of Paragraph 12, and therefore demands strict proof of same.

13. Applicant denies the allegations of Paragraph 13.

14. Applicant admits that it seeks registration of ASPEO. The content of the mark speaks for itself. Applicant denies the remaining allegations of Paragraph 14.

15. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the averments of Paragraph 15, due to Applicant's lack of knowledge of Opposer's products, and therefore demands strict proof of same.

16. Applicant denies the allegations of Paragraph 16.

17. Applicant denies the allegations of Paragraph 17.

18. Applicant denies the allegations of Paragraph 18.

19. All allegations in the Notice of Opposition which are not specifically admitted are hereby denied.

WHEREFORE, Applicant prays that the Opposition be dismissed.

Respectfully submitted,

William H. Eilberg

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Attorney for Applicant

CERTIFICATE OF SERVICE

I hereby certify that the foregoing ANSWER was served upon counsel for Opposer, Louis T. Pirkey, Esq., Fulbright & Jaworski LLP, 600 Congress Ave., Suite 2400, Austin, Texas 78701, by mailing a copy to the above counsel, first class postage prepaid, on April 25, 2006.

William H. Eilberg

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