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Filing date: **03/31/2008**

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

Proceeding	91182575
Party	Defendant Natural Organics, Inc.
Correspondence Address	PASQUALE A. RAZZANO FITZPATRICK, CELLA, HARPER & SCINTO 30 ROCKEFELLER PLAZA NEW YORK, NY 10112-3800 UNITED STATES
Submission	Answer
Filer's Name	Pasquale A. Razzano
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Signature	/P. A. Razzano/
Date	03/31/2008
Attachments	Answer to Notice of Opposition.pdf ( 4 pages )(77005 bytes )

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

IN THE MATTER OF TRADEMARK APPLICATION NO. 77/031,829  
FOR THE MARK: MALIBU MIRACLE  
DATE FILED: October 31, 2006

PERNOD RICARD USA, LLC.	)	
	)	
OPPOSER,	)	OPPOSITION NO. 91182575
v.	)	
	)	
NATURAL ORGANICS, INC.,	)	
	)	
APPLICANT.	)	

**APPLICANT'S ANSWER TO NOTICE OF OPPOSITION**

Applicant, Natural Organics, Inc., by its undersigned counsel, Answers the Notice of Opposition filed herein as follows:

1. Applicant lacks knowledge or information sufficient to form a belief as to the allegations of Paragraphs 1-6 and, therefore, denies the same.
2. Applicant admits the allegations of Paragraphs 7 and 8.
3. Applicant denies the allegations of Paragraphs 9-16.

**Affirmative Defense**

1. The Notice fails to state a claim on which relief may be granted.

Prayer For Relief

WHEREFORE the Notice of Opposition should be dismissed, with prejudice, and the Board should grant such other and further relief as it shall deem appropriate.

NATURAL ORGANICS, INC.

Dated: March 31, 2008

By: 

Pasquale A. Razzano  
FITZPATRICK, CELLA,  
HARPER & SCINTO  
Counsel for Applicant  
30 Rockefeller Plaza  
New York, New York 10112-3801  
212 218 2100

CERTIFICATE OF MAILING

I, Pasquale A. Razzano, Esq., hereby certify that the foregoing APPLICANT'S ANSWER TO NOTICE OF OPPOSITION is being served upon Counsel for Pernod Ricard USA, LLC by depositing same with the United States Postal Service on the date indicated below, with sufficient First Class postage prepaid, pursuant to 37 CFR § 1.10, in an envelope addressed to:

David H. Bernstein, Esq.  
Debevoise & Plimpton LLP  
919 Third Avenue  
New York, New York 10022

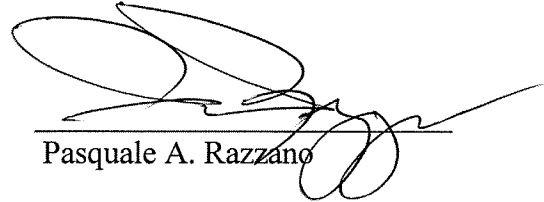
March 31, 2008

  
\_\_\_\_\_  
Pasquale A. Razzano

CERTIFICATE OF FILING

I hereby certify that the foregoing ANSWER TO NOTICE OF OPPOSITION is being filed, on the date indicated below, by means of the ESTTA system.

March 31, 2008



Pasquale A. Razzano