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

Proceeding	91185261
Party	Plaintiff American Cigarette Company, Inc.
Correspondence Address	ROBERT C. KAIN, JR. KAIN & ASSOCIATES, ATTORNEYS AT LAW, P.A. 900 SOUTHEAST 3RD AVENUE, SUITE 205 FORT LAUDERDALE, FL 33316 UNITED STATES rkain@complexip.com, dspielman@complexip.com, ekotler@complexip.com
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Date	09/09/2010
Attachments	plead-Answer-Cancellation-ss.pdf (3 pages)(13429 bytes)

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

In the matter of trademark Registration No. 2,972,594
Mark: UNION

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)	
N.V. SUMATRA TOBACCO)	
TRADING COMPANY)	
Petitioner)	Opposition No. 91185261 (parent case)
)	
v.)	Cancellation No. 92052621
)	
AMERICAN CIGARETTE)	
COMPANY INC.,)	
Registrant,)	
)	
-----)	

ANSWER TO PETITION FOR CANCELLATION

Registrant, American Cigarette Company, Inc. (herein ACC), files this Answer to
Petition for Cancellation of the above captioned Cancellation No. 92052621, consolidated with
Opposition No.91185261, and in support thereof states as follows:

1. ACC admits the allegations of this paragraph.
2. ACC admits the allegations of this paragraph.
3. ACC admits the allegations of this paragraph.
4. ACC admits that its predecessor in interest obtained Registration No. 2,972,594

on July 19, 2005 for the mark UNION and otherwise denies the remaining alleations..

5. ACC admits the allegations of this paragraph.
6. ACC denies the allegations of this paragraph.
7. ACC denies the allegations of this paragraph.

8. ACC admits the allegations of this paragraph.
9. ACC denies the allegations of this paragraph.
10. ACC admits that Petitioner is the listed Applicant for Serial No. 76/415,303 and Serial No. 76/415,305. ACC admits that it has opposed Petitioner's applications through this consolidated Opposition proceeding. ACC is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations of this paragraph, and therefore denies same.
11. ACC denies the allegations of this paragraph.

WHEREFORE, ACC requests that the Board dismiss Cancellation No. 92052621 and sustain its Opposition to Serial No. 76/415,303 and Serial No. 76/415,305, denying Petitioner/Applicant rights to those marks.

Dated: September 9, 2010

Respectfully submitted,

Fort Lauderdale, Florida

By: s/Robert Kain/

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Attorneys for American Cigarette Company, Inc.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this __9__ day of _September, 2009, a true copy of the foregoing Answer to Petition to Cancel was served via Fed Ex. 2nd Day and email to the following:

Tara Vold
Fulbright & Jaworski L.L.P.
801 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Tel: 202-662-0200
Fax: 202-662-4643

___/s/Robert Kain _____

Robert C. Kain, Jr.

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