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

| | |
|------------------------|--|
| Proceeding | 91195888 |
| Party | Defendant Zakrite Akcionerne Tovaristvol "Alef-Vinal"al" |
| Correspondence Address | MICHAEL D. PAUL GUNN, LEE & CAVE, P.C. 300 CONVENT ST STE 1080 SAN ANTONIO, TX 78205-3730 mpaul@gunn-lee.com |
| Submission | Answer |
| Filer's Name | Michael D. Paul |
| Filer's e-mail | mpaul@gunn-lee.com |
| Signature | /Michael D. Paul/ |
| Date | 09/13/2010 |
| Attachments | Answer.pdf (4 pages)(14325 bytes) |

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

In re Matter of U.S. Application Serial No.: 77/892,572
For the Trademark: FIRE STAR
Date of Publication: April 6, 2010

SAZERAC COMPANY, INC.

Opposer,

v.

ZAKRITE AKCIONERNE TOVARISTVOL,
“ALEF-VINAL”,

Applicant.

Opposition No. 91195888

ANSWER

Zakrite Akcionerne Tovaristvol, “Alef-Vinal” (Applicant) hereby files this Answer in response to Opposer Sazerac Company, Inc.’s (Opposer) “Notice of Opposition,” and would respectfully show the Board as follows:

1. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the averment in ¶ 1 to the “Notice of Opposition,” and accordingly denies the same.
2. Admitted.
3. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the averment in ¶ 3 of the “Notice of Opposition,” and accordingly denies the same.
4. Admitted.
5. Applicant lacks knowledge or information sufficient to form a belief as to the truth of

the averment ¶ 5 of the “Notice of Opposition” and accordingly denies the same.

6. Denied.

7. Denied.

8. Applicant admits its mark is intended for use with vodka. Applicant denies the remainder of this paragraph.

9. Denied.

10. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the averment ¶ 10 of the “Notice of Opposition” and accordingly denies the same.

11. Denied.

12. Denied.

13. Denied.

14. Applicant admits that registration of its mark would give Applicant *prima facie* evidence of validity and ownership of the mark, but denies that this would be to the detriment of Opposer.

Applicant prays that the “Notice of Opposition” be dismissed with prejudice in its entirety and that a registration be issued to Applicant for its mark.

Respectfully submitted,

/s/ mpaul

Date: September 13, 2010

Michael D. Paul, Jr.
Texas Bar No. 24051171
Gunn, Lee & Cave, P.C.
300 Convent Street, Suite 1080
San Antonio, Texas 78205
210/886-9500

210/886-9883 Facsimile

ATTORNEYS FOR APPLICANT

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Answer has been served on counsel for Opposer on this 13th day of September, 2010, via first class mail to:

Ms. Kathryn Robinson
Cooley Godward Kornish LLP
777 6th Street, NW, Suite 1100
Suite 1100
Washinton, DC 20001

/s/ mpaul
Michael D. Paul