

ESTTA Tracking number: **ESTTA374422**

Filing date: **10/21/2010**

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

Proceeding	91196977
Party	Defendant Reliable Paving, Inc.
Correspondence Address	William H. Dietrich Munsch Hardt Kopf & Harr, P.C. 3800 Lincoln Plaza 500 N. Akard St. Dallas, TX 75201 docketing@munsch.com
Submission	Answer
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Date	10/21/2010
Attachments	Answer_ReliableConcrete_91196977.pdf (3 pages)(13969 bytes)

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

Reliable Concrete Construction, LLC,)	
)	Opposition No.: 91196977
Opposer,)	
)	
v.)	Serial No. 85/018,574
)	Mark: RELIABLE CONCRETE
Reliable Paving, Inc.,)	
)	
Applicant.)	

**APPLICANT, RELIABLE PAVING, INC.'S,
ANSWER TO THE NOTICE OF OPPOSITION**

Applicant, Reliable Paving, Inc. ("Applicant") files and serves its Answer to the Notice of Opposition, and would respectfully show the following:

1. Applicant admits the factual allegations in paragraph 1 of the Notice of Opposition (the "Opposition").
2. Applicant admits the factual allegations in paragraph 2 of the Opposition.
3. Applicant admits the factual allegations in paragraph 3 of the Opposition. Applicant denies that paragraph 3 of the Opposition identifies all types of services provided, such as providing concrete for new construction.
4. Applicant denies the factual allegations in paragraph 4 of the Opposition.
5. Applicant admits the factual allegations in paragraph 5 of the Opposition.
6. Applicant admits the factual allegations in paragraph 6 of the Opposition.
7. Applicant has insufficient information to admit or deny the factual allegations in paragraph 7 of the Opposition.
8. Applicant has insufficient information to admit or deny the factual allegations in paragraph 8 of the Opposition.
9. Applicant denies the factual allegations in paragraph 9 of the Opposition.
10. Applicant denies the factual allegations in paragraph 10 of the Opposition.
11. Applicant denies the factual allegations in paragraph 11 of the Opposition.

12. Applicant denies the factual allegations in paragraph 12 of the Opposition.

13. Applicant admits that “In Reliable Paving’s Application for registration of the RELIABLE CONCRETE mark, Reliable Paving’s authorized representative declared that its mark was first used in commerce at least as early as June 1, 1992.” Applicant denies the remaining factual allegations in paragraph 13 of the Opposition.

14. Applicant admits that “In Reliable Paving’s Application, Reliable Paving’s authorized representative also declared that no other person, firm, corporation, or association has the right to use that mark in commerce.” Applicant denies the remaining factual allegations in paragraph 14 of the Opposition.

15. Applicant denies the factual allegations in paragraph 15 of the Opposition.

16. Applicant admits that “Reliable Concrete Construction is a competitor of Reliable Paving in the Dallas-Fort Worth concrete repair and renovation business.” Applicant denies the remaining factual allegations in paragraph 16 of the Opposition.

WHEREFORE, Applicant denies that Opposer is entitled to relief in any form or amount whatsoever.

Dated: October 21, 2010.

Respectfully submitted,

By: William H. Dietrich/

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Attorney for Applicant
RELIABLE PAVING, INC.

CERTIFICATE OF ELECTRONIC FILING

I certify that on October 21, 2010, APPLICANT, RELIABLE PAVING, INC.'S, ANSWER TO THE NOTICE OF OPPOSITION was filed electronically via the Electronic System for Trademark Trials and Appeals (ESTTA) of the United States Patent & Trademark Office.

/William H. Dietrich/
William H. Dietrich

CERTIFICATE OF SERVICE

I certify that on October 21, 2010, I served a copy of the foregoing APPLICANT, RELIABLE PAVING, INC.'S, ANSWER TO NOTICE OF OPPOSITION by U.S. certified mail, return receipt requested, to the following:

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/William H. Dietrich/
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