

ESTTA Tracking number: **ESTTA521788**

Filing date: **02/14/2013**

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

Proceeding	91200223
Party	Defendant Laguna Candles
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Date	02/14/2013
Attachments	Opposition 1.pdf (1 page)(172181 bytes)

UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

FLAME & WAX, INC.,)	Opposition No.: 91200223
)	Serial No.:85/137,006
Opposer,)	Regarding the Mark: LAGUNA CANDLES
v.)	
)	OPPOSITION TO OPPOSER'S MOTION TO
LAGUNA CANDLES,)	STRIKE DEFENDANT'S NOTICE OF
)	RELIANCE AS UNTIMELY
Applicant.)	
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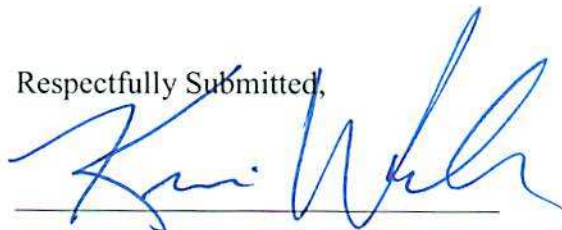
TO THE TRADEMARK TRIAL AND APPEAL BOARD:

Applicant LAGUNA CANDLES hereby opposes Opposer & Flame & Wax's Motion to Strike Opposer's Notice of Reliance as Untimely because Defendant's Notice of Reliance was untimely by a very short period of time that did not likely cause Opposer any real prejudice.

The deadline to submit Applicant's Notices of Reliance was January 15, 2013. Applicant submitted a portion of its Notices of Reliance a few hours after the twelve o'clock midnight Eastern Standard Time deadline giving it a time stamp of January 16, 2013 and a further portion on January 17, 2013.

Applicant respectfully requests that the Board find that Opposer was not likely materially prejudiced by this small delay and that in the interest of adjudicating the current matter of its merits exercise its discretion to admit and consider all of Applicant Notices of Reliance.

Respectfully Submitted,



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