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

Proceeding	91204567
Party	Defendant Enseo, Inc.
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Date	05/10/2012
Attachments	Answer.pdf (8 pages)(36590 bytes)

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

OLEG CASSINI, INC., Opposer, v. ENSEO, INC., Applicant.	Opposition No.: 91204567

APPLICANT'S ANSWER AND RESPONSE
TO OPPOSER'S NOTICE OF OPPOSITION

Applicant, Enseo, Inc. ("Applicant" and/or "Enseo"), hereby answers and responds to the Notice of Opposition filed by Opposer, Oleg Cassini, Inc. ("Opposer" and/or "OCI"), as follows:

1. Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 1 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs.

2. Enseo admits OCI is the holder of U.S. Registration Nos. 650,952; 657,489; 885,856; 887,533; 1,601,768; 2,701,647; 3,426,107; 3,491,539; 3,873,527; and 3,943,234. With respect to the other allegations in paragraph 2, Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 2 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs.

3. Enseo admits the allegations contained in paragraph 3 of the Notice of Opposition.

4. Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 4 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs.

5. Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 5 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs

6. Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 6 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs.

7. Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 7 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs.

8. Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 8 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs.

9. Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 9 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs.

10. Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 10 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs.

11. Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 11 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs.

12. Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 12 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs.

13. Applicant admits "Casa" is Italian for "House," and the word "house" is defined as "a commercial establishment; business firm" and as such the word "house" immediately describes a feature of OCI's goods and services; namely, that the source of the goods/services is a commercial establishment which specializes in fashion. With respect to the other allegations in paragraph 13, Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 13 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs.

14. Enseo denies the allegations contained in paragraph 14 of the Notice of Opposition.

15. Enseo denies the allegations contained in paragraph 15 of the Notice of Opposition.

16. Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 16 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs.

17. Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 17 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs.

18. Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 18 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs.

19. Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 19 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs.

20. Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 20 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs.

21. Enseo denies the allegations contained in paragraph 21 of the Notice of Opposition.

22. Enseo denies the allegations contained in paragraph 22 of the Notice of Opposition.

23. Enseo denies denies the allegations contained in paragraph of the Notice of Opposition.

24. Enseo denies the allegations contained in paragraph 24 of the Notice of Opposition.

25. Enseo denies the allegations contained in paragraph 25 of the Notice of Opposition.

26. Enseo denies the allegations contained in paragraph 26 of the Notice of Opposition.

27. Enseo denies the allegations contained in paragraph 27 of the Notice of Opposition.

28. Enseo denies the allegations contained in paragraph 28 of the Notice of Opposition.

29. Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 29 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs.

30. Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 30 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs.

31. Enseo denies the allegations contained in paragraph 31 of the Notice of Opposition.

32. Enseo denies the allegations contained in paragraph 32 of the Notice of Opposition.

33. Enseo lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 33 of the Notice of Opposition and therefore denies same, leaving OCI to their proofs.

34. Enseo denies the allegations contained in paragraph 34 of the Notice of Opposition.

35. Enseo denies the allegations contained in paragraph 35 of the Notice of Opposition.

36. Enseo reinterates its responses to paragraphs 1-35 herein.

37. Enseo denies the allegations contained in paragraph 37 of the Notice of Opposition

38. Enseo denies the allegations contained in paragraph 38 of the Notice of Opposition

39. Enseo denies the allegations contained in paragraph 39 of the Notice of Opposition

40. Enseo reiterates its responses to paragraphs 1-39 herein.

41. Enseo denies the allegations contained in paragraph 41 of the Notice of Opposition

42. Enseo denies the allegations contained in paragraph 42 of the Notice of Opposition

43. Enseo denies the allegations contained in paragraph 43 of the Notice of Opposition

DEFENSES

Further responding to the Notice of Opposition, Enseo asserts the following defenses and reserves the right to amend its Answer to assert additional defenses as additional information becomes available:

FIRST DEFENSE

44. OCI's request for relief is barred in whole or part by the equitable doctrine of laches and acquiescence.

SECOND DEFENSE

45. OCI's request for relief is barred in whole or part by the equitable doctrine of unclean hands.

THIRD DEFENSE

46. OCI's request for relief is barred in whole or part by the equitable doctrine of estoppel.

PRAYER FOR RELIEF

Enseo denies that OCI is entitled to a judgment in their favor and denies that OCI is entitled to their relief requested.

Dated: May 10, 2012.

Respectfully submitted,

/Scott Griggs/

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 10th day of May 2012, the foregoing **Applicant's Answer and Response to Opposer's Notice of Opposition** is being deposited with the United States Patent and Trademark Office, Trademark Trial and Appeal Board via electronic filing through their website at http://estta.upsto.gov and served upon Opposer by delivering a true and correct copy of same to counsel for Opposer as follows:

Lisa J. Reppert
REPPERT KELLY
120 Mountain View Blvd.
P.O. Box 509
Basking Ridge, New Jersey 07920

Date: May 10, 2012 By: /Scott Griggs/

Scott T. Griggs
Griggs Bergen LLP