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

Proceeding	91204677
Party	Defendant BOISSET - LA FAMILLE DES GRANDS VINS
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Date	07/19/2012
Attachments	Answer to Opposition_La Cle Saint-Pierre.pdf (4 pages)(395002 bytes)

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

DOMAINE MARTIN,)	Opposition No. 91204677
)	
Opposer,)	ANSWER TO NOTICE OF OPPOSITION
)	
vs.)	
)	
BOISSET- LA FAMILLE DES GRANDS)	
VINS,)	
)	
Applicant.)	

Mark:	LA CLE SAINT-PIERRE
Serial No.:	85/323,897
Filing Date:	May 18, 2011

U.S. Patent & Trademark Office
Trademark Trial & Appeal Board
P.O. Box 1451
Alexandria, Virginia 22313-1451

Attorney's Reference: G&M 8.3

Dear Sir or Madam:

Pursuant to Trademark Rule 2.106, and the Federal Rules of Civil Procedure, BOISSET - LA FAMILLE DES GRANDS VINS, Applicant in this Opposition ("Applicant"), by and through its attorneys of record, answers the Notice of Opposition of Opposer, DOMAINE MARTIN ("Opposer") in Serial No. 85/323,897, Opposition No. 91204677, by addressing each allegation and stating affirmative defenses.

This Answer to the Notice of Opposition is timely filed as the Notice of Opposition was mailed on April 11, 2012, and this Answer is due on July 20, 2012, pursuant to the Motion for an Extension of Answer or Discovery or Trial Periods with Consent filed June 14, 2012, and granted by the Trademark Trial & Appeal Board on June 14, 2012.

Applicant responds to the allegations in the Notice of Opposition as follows:

1. In response to Paragraph 1, Applicant admits that it is seeking to register the mark LA CLE SAINT-PIERRE for: “Wines of protected designation of origin from the Burgundy, Beaujolais and Côtes du Rhône regions.”

2. In response to Paragraph 2, Applicant is without sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 2, and on that basis, denies the allegations.

3. In response to Paragraph 3, Applicant admits that Opposer is shown as the owner of record of Registration No. 2,978,681 for CHÂTEAU SAINT-PIERRE in the records of the United Patent and Trademark Office, and that a Section 15 Affidavit was filed and accepted with regard to Registration No. 2,978,681. Applicant is without sufficient knowledge or information to form a belief as to the truth of all other allegations in Paragraph 3, and on that basis, denies the allegations.

4. In response to paragraph 4, Applicant is without sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 4, and on that basis, denies the allegations.

5. In response to Paragraph 5, Applicant denies the allegation.

6. In response to paragraph 4 [*sic*], Applicant admits that Exhibit A to the Notice of Opposition is a printout from the electronic database records of the United States Patent and Trademark Office, namely the Trademark Applications and Registrations Retrieval (“TARR”) and the Assignment Records, and that these records show that the current status and title of Registration No. 2,978,681 is in the name of the Opposer. Applicant is without sufficient knowledge or information to form a belief as to the truth of all other allegations in Paragraph 4 [*sic*], and on that basis, denies the allegations.

7. In response to Paragraph 5 [*sic*], Applicant denies the allegation.

8. In response to Paragraph 7, Applicant is without sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 7, and on that basis, denies the allegations.

9. In response to Paragraph 8, Applicant is without sufficient knowledge or information to form a belief as to the truth of the allegations in Paragraph 8, and on that basis, denies the allegations.

10. In response to paragraph 9, Applicant denies each and every allegation contained therein.

WHEREFORE, Applicant prays that the Notice of Opposition be rejected, that this Opposition be dismissed, and that the Certificate of Registration for the LA CLE SAINT-PIERRE mark be issued.

Respectfully submitted,

HIARING + SMITH, LLP

Dated: July 19, 2012

By: _____



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BOISSET - LA FAMILLE DES GRANDS VI

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the ANSWER TO NOTICE OF OPPOSITION has been served on attorneys for Opposer, as listed below, by mailing said copy on July 19, 2012, via First Class Mail, postage prepaid to the address below, and by sending via electronic mail to the addresses listed below:

Julie B. Seyler
Abelman, Frayne & Schwab
666 Third Avenue
New York, NY 10017-5621
Email: jbseyler@lawabel.com

HIARING + SMITH, LLP

Dated: July 19, 2012

By:  _____

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