

ESTTA Tracking number: **ESTTA513602**

Filing date: **12/31/2012**

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

Proceeding	91208198
Party	Defendant MUNITIO
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Submission	Answer
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Date	12/31/2012
Attachments	Answer.pdf (4 pages)(278544 bytes)

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

Strange Music, Inc.,)	
)	Opposition No. 91208198
Opposer,)	
)	Serial No. 77/864,372
v.)	
)	
Munitio Corporation,)	
)	
Applicant.)	Attorney Docket No. 680059.804
)	

**APPLICANT MUNITIO CORPORATION'S
ANSWER TO NOTICE OF OPPOSITION**

Applicant Munitio Corporation (“Munitio” or “Applicant”), by and through its attorneys, hereby answers the Notice of Opposition filed by Opposer Strange Music, Inc. (“Strange Music” or “Opposer”), as follows:

1. Munitio admits that Opposer is identified in the records of the U.S. Trademark Office as the registrant for U.S. Registration Nos. 3,721,948, 3,941,634 and 4,092,729, which speak for themselves. With the exception of that fact, Munitio lacks knowledge or information sufficient to form a belief as to the truth of the allegations of Paragraph 1 of the Opposition, and on that basis denies them.

2. Munitio lacks knowledge or information sufficient to form a belief as to the truth of the allegations of Paragraph 2 of the Opposition, and on that basis denies them.

3. Munitio lacks knowledge or information sufficient to form a belief as to the truth of the allegations of Paragraph 3 of the Opposition, and on that basis denies them.

4. Munitio lacks knowledge or information sufficient to form a belief as to the truth of the allegations of Paragraph 4 of the Opposition, and on that basis denies them.

5. Munitio denies the allegations of Paragraph 5 of the Opposition.

6. Munitio admits it filed Application Serial No. 77/864372 on November 3, 2009 and that it was published for opposition in the Official Gazette of the United States Patent and Trademark Office on October 9, 2012. Munitio denies the remaining allegations of Paragraph 6.

7. Munitio denies the allegations of Paragraph 7 of the Opposition.

(Notice of Opposition did not have a Paragraph 8)

9. Munitio denies the allegations of Paragraph 9 of the Opposition.

10. Munitio lacks knowledge or information sufficient to form a belief as to the truth of the allegations of Paragraph 10 of the Opposition, and on that basis denies them.

AFFIRMATIVE DEFENSES

1. The Notice of Opposition fails to state a claim upon which relief can be granted.

2. To the extent Opposer can establish exclusive rights in TECH N9NE that are senior to all of Applicant's rights in the TEKNINES Mark, there is no likelihood of confusion.

PRAYER FOR RELIEF

WHEREFORE, Munitio requests judgment:

Dismissing Opposer's Notice of Opposition and allowing Applicant's application to proceed to registration.

DATED this 31st day of December, 2012.

Seed IP Law Group PLLC



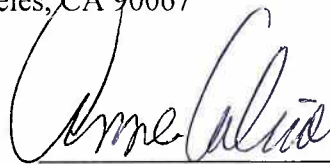
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Attorneys for Applicant
Munitio Corporation

CERTIFICATE OF SERVICE

I hereby certify that the above applicant **Applicant Munitio Corporation's Answer to Notice of Opposition** was served on Opposer's counsel by depositing same with the U.S. Postal Service, first-class postage prepaid, on December 31, 2012, addressed as follows:

Michael P. Martin
Fischbach, Perlstein, Lieberman & Almond
1925 Century Park East, #2050
Los Angeles, CA 90067



Anne Calico