

ESTTA Tracking number: **ESTTA572502**

Filing date: **11/22/2013**

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

Proceeding	91213027
Party	Defendant Intellisphere, LLC
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Date	11/22/2013
Attachments	Giants of Cancer Care Answer 91213027.pdf(14759 bytes )

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

In re Application Serial No. 85/851,205  
Filed: February 15, 2013  
For Mark: GIANTS OF CANCER CARE  
Published in the Official Gazette: June 18, 2013

SAN FRANCISCO BASEBALL ASSOCIATES	:	
Opposer,	:	
	:	
v.	:	
	:	Opposition No. 91213027
INTELLISPHERE, LLC	:	
	:	
Applicant.	:	
	:	

**ANSWER TO NOTICE OF OPPOSITION**

Applicant, Intellisphere, LLC (“Intellisphere”), hereby Answer the Notice of Opposition to trademark Application Serial No. 85/851,205, filed October 16, 2009 by San Francisco Baseball Associates, LLC as follows:

In response to the first un-numbered paragraph of the Notice of Opposition (the “Notice”), Intellisphere admits that Application Serial No. 85/851,205 is for the mark GIANTS OF CANCER CARE (the “Application”) for “Downloadable electronic publications in the nature of articles, newsletters, monographs, journals, magazines, books, and calendars in the field of medicine and healthcare,” in International Class 9, for “Printed publications, namely, magazines, journals, books, articles, newsletters, supplements, and calendars in the fields of medicine and health care,” in International Class 16, for “Providing online publications in the nature of articles, newsletters, monographs, magazines, journals, books, and calendars in the field of medicine and healthcare; providing a website featuring non-downloadable publications in the nature of articles, newsletters, monographs, magazines, journals, and calendars in the field of medicine and healthcare; Non-downloadable electronic publications in the nature of magazines, articles, newsletters, monographs, journals, and calendars in the field of medicine and healthcare; providing recognition and incentives by way of an annual award to demonstrate excellence in the field of medicine and oncology; providing recognition and incentives by the way of celebrations and awards to demonstrate excellence in the field of medicine and oncology; organizing and conducting awards ceremonies to recognize contributions in the field of medicine and oncology,” in International Class 41, and for “providing an internet website portal featuring medical and healthcare information in the form of audio and video interviews,” in International

Class 44, and states further that it is the owner of the Application. Intellisphere denies all remaining allegations contained in the first unnumbered paragraph.

In response to the numbered allegations in the Notice, Intellisphere states as follows:

1. Intellisphere is without information or knowledge sufficient to form a belief as to the truth or falsity of the allegations in paragraph 1, and therefore denies such allegations.

2. Intellisphere is without information or knowledge sufficient to form a belief as to the truth or falsity of the allegations in paragraph 2, and therefore denies such allegations.

3. Intellisphere admits the allegations in paragraph 3.

4. Intellisphere is without information or knowledge sufficient to form a belief as to the truth or falsity of the allegations in paragraph 4, and therefore denies such allegations.

5. Intellisphere is without information or knowledge sufficient to form a belief as to the truth or falsity of the allegations in paragraph 5, and therefore denies such allegations.

6. Intellisphere admits the allegations in paragraph 6.

7. Intellisphere admits the allegations in paragraph 7.

8. Intellisphere admits the allegations in paragraph 8 the extent that they state that Intellisphere's Mark consists of the word "GIANTS" followed by the word "OF" and the descriptive words "CANCER CARE." Intellisphere denies all remaining allegations contained in paragraph 8.

9. Intellisphere denies the allegations in paragraph 9.

10. Intellisphere admits the allegations in paragraph 10.

11. Intellisphere is without information or knowledge sufficient to form a belief as to the truth or falsity of the allegations in paragraph 11, and therefore denies such allegations.

12. Intellisphere denies the allegations in paragraph 12.

Wherefore, Applicant prays that the Trademark Trial and Appeal Board deny the Opposition identified above and allow the registration of Applicants' mark.

Dated: November 22, 2013

Respectfully Submitted,

/Shannon Hennessy Pulaski/

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing ANSWER TO NOTICE OF OPPOSITION was served on counsel for Opposer on November 22, 2013 via first class mail to:

Aryn M. Emert, Esq.  
Cowan Liebowitz & Latman, P.C.  
1133 Avenue of the Americas  
New York, New York 10036

/Shannon Hennessy Pulaski/  
Counsel for Applicant

**CERTIFICATE OF TRANSMITTAL**

I hereby certify that a true copy of the foregoing ANSWER TO NOTICE OF OPPOSITION is being filed electronically with the TTAB via ESTTA on this day, November 22, 2013.

/Shannon Hennessy Pulaski/  
Counsel for Applicant