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

Proceeding	91213693
Party	Defendant Pierre-Louis, David
Correspondence Address	NANCY V. STEPHENS FOSTER PEPPER PLLC 1111 3RD AVE STE 3400 SEATTLE, WA 98101-3264 stepn@foster.com
Submission	Answer
Filer's Name	Nancy V. Stephens
Filer's e-mail	stewr@foster.com
Signature	/Nancy V. Stephens/
Date	12/16/2013
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the matter of Application Serial No. 85864725
Filed: March 1, 2013
Trademark: DICUL
Published: July 30, 2013

Diageo North America, Inc.

Opposer,

v.

David Pierre-Louis,

Applicant.

Opposition No. 91213693

APPLICANT'S ANSWER TO NOTICE OF OPPOSITION

David Pierre-Louis, ("Applicant"), hereby answers the Notice of Opposition filed by Diageo North America, Inc. ("Opposer").

ANSWER

1. Applicant admits Paragraph 1.
2. Applicant denies Paragraph 2 and leaves Opposer to its proofs thereof.
3. Applicant denies Paragraph 3 and leaves Opposer to its proofs thereof.
4. Applicant denies Paragraph 4 and leaves Opposer to its proofs thereof.
5. Applicant denies Paragraph 5.
6. Applicant admits Paragraph 6 as to information verifiable through United States Patent and Trademark Office records concerning applied for or registered trademarks but denies the remainder of the assertions and leaves Opposer to its proofs thereof.

7. Applicant admits Paragraph 7.
8. Applicant admits Paragraph 8.
9. Applicant denies Paragraphs 9 – 16.

AFFIRMATIVE DEFENSES

For its further and separate affirmative defenses to the Opposition, Applicant alleges as follows:

1. Opposer's Opposition fails to state a claim upon which the requested relief may be granted.
2. There may be additional affirmative defenses to claims alleged by Opposer that are currently unknown to Applicant. Therefore Applicant reserves the right to amend its Answer to allege additional affirmative defenses in the event discovery of additional information indicates they are appropriate.

WHEREFORE, Applicant respectfully requests that the Opposition be denied.

Dated: December 16, 2013

Nancy V. Stephens
Nancy V. Stephens, WSBA No. 31510
Foster Pepper PLLC
Attorneys for Applicant David Pierre-Louis

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of this paper has been served upon the following party by U.S. First Class Mail on this date:

Diageo North America, Inc.
Attn: Evan Gourvitz
Diageo North America, Inc.
801 Main Avenue
Norwalk, CT 06851
UNITED STATES

Dated: December 16, 2013

/Joanne Crammer/
Joanne Crammer
Foster Pepper PLLC
1111 Third Avenue, Suite 3400
Seattle, WA 98101-3299
(206) 447-4400