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

Proceeding	91214396
Party	Defendant Hyun, Karen Y.
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Lucite International, Inc.,

Opposer,

v.

Karen Y. Hyun,

Applicant.

Opposition No.: 91214396  
Application No.: 85/839405  
Mark: BLUE LUCITE  
Filing Date: February 3, 2013

**ANSWER**

Applicant Karen Y. Hyun (“Applicant”) of United States Application No. 85/839405 for BLUE LUCITE (“Subject Application”) hereby files the following answer in response to Lucite International, Inc.’s (“Opposer”)’s Amended Notice of Opposition (“Opposition”). Please be advised that in deference to the guidance provided by the March 8, 2014, order of the Interlocutory Attorney, Applicant has not asserted genericness and lack of fame as Affirmative Defenses.

**Answer to Allegations in Amended Notice of Opposition**

1. Applicant admits that according to the USPTO database, Opposer is identified as the registrant of United States Trademark Registration No. 350093 for the mark LUCITE for “thermoplastic synthetic resin material, known as methyl methacrylate, in the form of sheets, rods, and tubes and in powdered and granular form” in International Class 1. To the extent the remaining allegations in paragraph 1 of the Opposition are other than legal conclusions (which would require no response), Applicant denies these allegations.

2. Applicant admits that according to the USPTO database, Opposer is identified as

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the registrant of United States Trademark Registration No. 611278 for the mark LUCITE for “synthetic resins in the form of granules for use in the industrial arts and further manufacture” in International Class 1. To the extent the remaining allegations in paragraph 2 of the Opposition are other than legal conclusions (which would require no response), Applicant denies these allegations.

3. Applicant admits that according to the USPTO database, Opposer is identified as the registrant of United States Trademark Registration No. 1047685 for the mark LUCITE for “plastic sheets.” in International Class 17. To the extent the remaining allegations in paragraph 3 of the Opposition are other than legal conclusions (which would require no response), Applicant denies these allegations.

4. Applicant admits that according to the USPTO database, Opposer is identified as the registrant of United States Trademark Registration No. 1936713 for the mark LUCITE-TUF for “acrylic sheet for use in window and lighting applications” in International Class 17. To the extent the remaining allegations in paragraph 4 of the Opposition are other than legal conclusions (which would require no response), Applicant denies these allegations.

5. Applicant admits that according to the USPTO database, Opposer is identified as the registrant of United States Trademark Registration No. 3124311 for the mark LUCITE for “plastics in the form of suspensions or solutions for use in industrial processes, including such plastics containing acrylic compounds; dispersions of plastics; dispersions of plastics including polymer in monomer; dispersion of plastics including inorganic fillers; unprocessed resins; adhesives, substances and materials for making adhesives; organic glass; unprocessed synthetic resinous plastic materials; unprocessed acrylic resin, synthetic resins, resinoids, acrylic plastisols, resin substitutes in a raw or partly prepared state, stain and tarnish inhibiting and preventing chemicals and polymers; ink resins; mould release preparations and moulding preparations,

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moulding powders for use in industry; monomers; polymers for solid support media; resin beads” in International Class 1. To the extent the remaining allegations in paragraph 5 of the Opposition are other than legal conclusions (which would require no response), Applicant denies these allegations.

6. Applicant admits that according to the USPTO database, Opposer is identified as the registrant of United States Trademark Registration No. 3127580 for the mark LUCITE for “showcases, shelves, display shelves and sliding shelves; sign boards of wood or plastics; furniture parts made of glass, artificial glass and plastic, namely, table leaves, countertops, feet for furniture frames; kitchen and bathroom furniture; kitchen worktops; bathroom vanities; furniture worktops; and installations including parts and fittings for all the aforesaid goods” in International Class 20. To the extent the remaining allegations in paragraph 6 of the Opposition are other than legal conclusions (which would require no response), Applicant denies these allegations.

7. Applicant admits that according to the USPTO database, Opposer is identified as the registrant of United States Trademark Registration 3154746 for the mark LUCITE for “lighting instruments and apparatus, namely, light diffusers; bath tubs; shower tubs; shower cubicles; shower panels; shower platforms; sinks; sitz baths; spa baths; and parts and fittings for all the aforesaid goods” in International Class 11. To the extent the remaining allegations in paragraph 7 of the Opposition are other than legal conclusions (which would require no response), Applicant denies these allegations.

8. Applicant admits that according to the USPTO database, Opposer is identified as the registrant of United States Trademark Registration 3199338 for the mark LUCITE for “window glass, glass panes, common sheet glass for building; aquaria structures, namely, safety glass for use in aquariums; and parts and fittings for all the aforesaid goods” in International

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Class 19. To the extent the remaining allegations in paragraph 8 of the Opposition are other than legal conclusions (which would require no response), Applicant denies these allegations.

9. Applicant admits that according to the USPTO database, Opposer is identified as the registrant of United States Trademark Registration 3206617 for the mark LUCITE for “plastics in the form of pellets for general industrial purposes; synthetic resins made in the form of sheets, pellets and beads for general industrial purposes; acrylic resin products for general industrial purposes” in International Class 17. To the extent the remaining allegations in paragraph 9 of the Opposition are other than legal conclusions (which would require no response), Applicant denies these allegations.

10. To the extent the allegations in paragraph 10 of the Opposition are other than legal conclusions (which would require no response), Applicant lacks knowledge or information sufficient to form a belief as to the truth of the remaining allegations in paragraph 10 and on that basis denies those allegations.

11. Applicant admits that she filed an application in the United States Patent and Trademark Office (“USPTO”), Serial No. 85/839,405 on or about February 3, 2013, for registration of the the mark BLUE LUCITE for “bottoms; jackets; jerseys; short sets; sun protective clothing, namely, shirts, hats, cover ups; wearable garments and clothing, namely, shirts; women’s clothing, namely, shirts, dresses, skirts, blouses; wraps” in International Class 25 based upon her bona fide intent to use the mark in commerce.

12. Applicant admits that she filed an application in the United States Patent and Trademark Office (“USPTO”), Serial No. 85/839,405 on or about February 3, 2013, for registration of the mark BLUE LUCITE under Section 1(b) of the Trademark Act for “bottoms; jackets; jerseys; short sets; sun protective clothing, namely, shirts, hats, cover ups; wearable garments and clothing, namely, shirts; women’s clothing, namely, shirts, dresses, skirts, blouses;

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wraps” in International Class 25 based upon her bona fide intent to use the mark in commerce.

13. Denied.

14. Denied.

15. Denied.

16. Admitted.

17. Admitted.

18. To the extent the allegations in paragraph 18 of the Opposition are other than legal conclusions (which would require no response), Applicant lacks knowledge or information sufficient to form a belief as to the truth of the remaining allegations in paragraph 18 and on that basis denies those allegations.

19. To the extent the allegations in paragraph 19 of the Opposition are other than legal conclusions (which would require no response), Applicant lacks knowledge or information sufficient to form a belief as to the truth of the remaining allegations in paragraph 19 and on that basis denies those allegations.

20. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations in paragraph 20 of the Opposition, and therefore denies them.

21. Denied.

22. To the extent the allegations in paragraph 22 of the Opposition are other than legal conclusions (which would require no response), Applicant denies those allegations.

23. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations in paragraph 23 of the Opposition, and therefore denies them.

24. To the extent the allegations in paragraph 24 of the Opposition are other than legal conclusions (which would require no response), Applicant denies those allegations.

25. Denied.

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26. To the extent the allegations in paragraph 26 of the Opposition are other than legal conclusions (which would require no response), Applicant denies those allegations.

27. Denied.

28. Denied.

29. Denied.

30. To the extent the allegations in paragraph 30 of the Opposition are other than legal conclusions (which would require no response), Applicant denies those allegations.

31. To the extent the allegations in paragraph 31 of the Opposition are other than legal conclusions (which would require no response), Applicant denies those allegations.

32. To the extent the allegations in paragraph 32 of the Opposition are other than legal conclusions (which would require no response), Applicant denies those allegations.

**Response to Opposer's Prayer for Relief**

The allegations in the paragraph requesting relief are in the nature of a prayer. Although no answer is required, Applicant responds to the request for relief as follows: Applicant denies that Opposer is entitled to the requested relief, and Applicant respectfully requests that this Opposition proceeding be dismissed, with prejudice.

WHEREFORE, Applicant leaves Opposer to its burdens of proof, and Applicant having denied all the pertinent allegations in the Opposition, therefore prays that the Opposition be denied and that the Subject Application be issued a Notice of Allowance.

Dated: April 10, 2014

Respectfully submitted,

/Robert F. Gookin/

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*Attorneys for Applicant Karen Y. Hyun*

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**CERTIFICATE OF SERVICE**

I hereby certify that on April 10, 2014, one (1) true and correct copy of the foregoing document has been served on Opposer by electronic mail to

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*Attorneys for Opposer Lucite International Inc.*

Dated: April 10, 2014

/Robert F. Gookin/

Robert F. Gookin

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