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

Proceeding	91219262
Party	Defendant American International Industries
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Submission	Answer
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Date	12/22/2014
Attachments	2014-12-22 Answer - Proceeding no 91217431.pdf(20433 bytes )

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

MerchSource, LLC,

Opposer,

v.

American International Industries, General

Partnership

Applicant.

Opposition No. 91219262

**ANSWER TO NOTICE OF  
OPPOSITION**

Applicant American International Industries (“Applicant”) submits the following Answer to Opposer MerchSource, LLC’s (“Opposer”) Notice of Opposition to Applicant’s application for the design mark SP (Serial no. 86163066).

1. Applicant denies the allegations of paragraph 1 for lack of knowledge or information sufficient to form a belief as to their truth.
2. Applicant admits that Opposer appears of owner of record for registration 4,0005,546.
3. Applicant denies the allegations of paragraph 3 for lack of knowledge or information sufficient to form a belief as to their truth.
4. Applicant admits that Opposer appears of record as the owner of U.S. Trademark Registrations 3493282, 3962887, 3603089, and 3732533 for the goods listed therein.
5. Applicant denies the allegations of paragraph 5 for lack of knowledge or information sufficient to form a belief as to their truth.
6. Applicant admits the allegations of paragraph 6.

7. Applicant denies the allegations of paragraph 7.
8. Applicant denies the allegations of paragraph 8.
9. Applicant denies the allegations of paragraph 9

WHEREFORE, applicant prays that Opposer's opposition be dismissed.

Dated: December 22, 2014

By: /s/Mark D. Kremer

(SB# 100978)

Attorneys for Applicant American International  
Industries

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**CERTIFICATE OF SERVICE**

This is to certify that a copy of the foregoing ANSWER TO NOTICE OF OPPOSITION was served on Opposer's counsel by first class mail, postage prepaid, on December 22, 2014 as follows:

BY U.S. MAIL

Jennifer H. Hamilton  
The Eclipse Group LLP  
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*/s/Mark D. Kremer*