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

Proceeding	91225185
Party	Plaintiff NouvEau Inc.
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Submission	Other Motions/Papers
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Date	02/19/2016
Attachments	OPPOSERS ABBR RESP TO APPLICANTS REPLY.pdf(22224 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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NOUVEAU INC.)
)
 Opposer,) Opposition No. 91225185
)
)
)
 v.)
) Mark: VINEAU
 DON SEBASTIANI & SONS INTERNATIONAL) Serial No. 86-643,989
 WINE NEGOTIANTS,)
)
)
 Applicant)
 _____)

**OPPOSERS RESPONSE TO
APPLICANTS REPLY TO DENIAL OF MOTION TO DISMISS
Federal Rule of Civil Procedure Rule 8(a) and Rule 12(f)**

Opposer wishes not to be reargumentative to the Board with a comprehensive supportive brief. Applicant's proposed mark VINEAU (winewater) to trademark its idea to combine a mixture of wine and water is generic and should not be allowed registration because trademarks are not substitutes for patents and is confusingly similar to Opposer's patented product mark EAU DE VIN (water of/from wine) introduced in commerce. In the English translation, WINEWATER clearly blurs the source to the consumer and as generic would constitute a patent by trademark without a patent when a patent exists to make WATER FROM WINE as introduced in commerce by Opposer. NouvEau requests the Board deny the Applicant's Motion to Dismiss as NouvEau has clearly stated claims upon which relief can be granted in its OPPOSITION TO REGISTRATION.

Respectfully submitted,

NOUVEAU INC.

By: /TP/

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