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

Proceeding	91232930
Party	Defendant Young Carter
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Submission	Answer
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Date	02/23/2017
Attachments	YOUNG CARTER ANSWER ARMANI.pdf(60836 bytes)

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

GIORGIO ARMANI S.p.A., Milan, Swiss Branch Mendrisio

Opposer,

Opposition No: 91232930
Mark: YOUNG CARTER EST. 2015
Application No: 87017841
Filed: 02/08/2017

V.

LINDSAY MARTINEZ

Applicant.

ANSWER AND AFFIRMATIVE DEFENSES

COMES now Applicant, by and through undersigned counsel and files its Answer and Affirmative Defenses and in support hereof states:

1. Applicant admits the allegations contained in Paragraphs 1, 2, 3, 4, 5, 6, 9, and 10.
2. Applicant denies the allegations contained in Paragraphs 11, 12, 13, 14, 16, 17, and 18, and demands strict proof thereof at trial.
3. Applicant is without sufficient knowledge to admit or deny the allegations contained in Paragraphs 7, 8, and 15, and demands strict proof thereof at trial.

AFFIRMATIVE DEFENSES

4. The commercial impression of Applicant's mark is different than that of Opposer's marks and therefore not likely to cause confusion or dilution.

5. There are numerous other Eagle-design marks similar to Opposer's mark peacefully coexisting with Opposer.
6. Opposer has failed to adequately police its mark with respect to the other Eagle-design marks.
7. Opposer's mark is not famous or well-known.
8. Opposer's mark, by itself, does not serve to indicate the source of the goods to consumers.

CERTIFICATE OF SERVICE

I hereby certify that the foregoing is being submitted electronically through the Electronic System for the Trademark Trial and Appeal Board ("ESTTA") and ipdocket@gibbonslaw.com on this 23d day of February, 2017.

By: /Michael D. Stewart
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