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

Proceeding	91236628
Party	Defendant Multiplan USA Corporation
Correspondence Address	DANIEL J. BARSKY SHUTTS & BOWEN LLP 525 OKEECHOBEE BLVD. SUITE 1100 WEST PALM BEACH, FL 33401 Email: ptomail@shutts.com
Submission	Answer
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Date	10/23/2017
Attachments	Answer.pdf(87900 bytes)

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

MULTIPLAN, INC.,

Opposer,

v.

MULTIPLAN USA CORPORATION,

Applicant.

In the Matter of Application Serial No.:
87/298,752 for MULTIPLAN

Opposition No. 91236628

Published in the Official Gazette on May 16,
2017

ANSWER

Applicant, MultiPlan USA Corporation (“Multiplan”), through counsel and pursuant to the Federal Rules of Civil Procedure and the rules of the Trademark Trial and Appeal Board, hereby responds to the Notice of Opposition (the “Opposition”) filed in the above-captioned matter by MultiPlan, Inc. (“Opposer”), by denying each and every allegation contained in the Opposition, unless expressly admitted herein, and further states:

1. Without knowledge and therefore denied.
2. Without knowledge as to “the enormous time, effort and resources devoted” and the goodwill, if any, Opposer’s alleged marks have obtained and therefore denied. Without knowledge as to the alleged value of any of these alleged assets, and whether they are among the most valuable possessed by Opposer and therefore denied. Denied that Opposer’s alleged marks have any value in the classes of goods and services in which Multiplan deals.
3. Without knowledge and therefore denied, except Multiplan denies any characterization of Opposer’s alleged registrations as those documents speak for themselves.

4. Denied that Opposer's alleged marks are famous. Admitted that Multiplan filed United States Application Serial Number 87/298,752 (the "Application"), which application speaks for itself. Admitted that the Application published and that Opposer sought an extension of time and that Multiplan consented to extend that period of time. Opposer sought another extension of time and requested Multiplan grant same. Opposer made that request while the undersigned was being forced to evacuate Miami, Florida due to Hurricane Irma. Unfortunately, due to being displaced, the undersigned was unable to timely grant the second request for extension of time to oppose.

5. Denied.

6. Denied.

7. Denied.

WHEREFORE, MultiPlan requests that the that the Opposition be denied, that the Application be allowed registration on the principal register, and for such other and further relief as the Board deems appropriate.

Dated: October 23, 2017.

Respectfully submitted,

SHUTTS & BOWEN LLP
Counsel for Applicant
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Suite 4100
Miami, FL 33131

/s/ Daniel J. Barsky
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CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing has been served on the following via electronic mail and U.S. first class mail on October 23, 2017 to:

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