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

Proceeding	91244052
Party	Defendant Soldsie, Inc.
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Date	11/19/2018
Attachments	WONDERSCHOOL.pdf(16410 bytes )

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

**Wonders Early Learning and  
Extended Day, Inc.;**

Opposer,

v.

**Soldsie, Inc. DBA One Preschool**

Applicant.

**Opposition No. 91244052  
Mark: WONDERSCHOOL  
Application No. 87328524**

**APPLICANT’S ANSWER AND AFFIRMATIVE DEFENSES**

Soldsie, Inc. DBA One Preschool (“Applicant”), hereby answers and otherwise pleads to the Notice of Opposition filed by Wonders Early Learning and Extended Day, Inc. (“Opposer”). As a preliminary matter, Applicant is without knowledge or information sufficient to form a belief as to the truth of the introductory statements in Opposer’s Notice of Opposition, and therefore denies the same.

1. Admitted.
2. Admitted.
3. Admitted.
4. Admitted.
5. Admitted.
6. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 6, and therefore denies the same.
7. Applicant admits that the allegations of paragraph 7 reflect the records of the United States Patent and Trademark Office (“USPTO”).
8. Denied. As evidenced by Opposer’s Exhibit A, the services claimed are “Child care services; day care centers” not “child care services; day care services.”

9. Applicant is without knowledge or information sufficient to form a belief as to the truth of whether Opposer has used its WONDERS Marks in interstate commerce in connection with the registered services since at least as early as May 20, 2006. Applicant is without knowledge or information sufficient to form a belief as to the truth of whether Opposer's registrations are valid, subsisting and incontestable. Applicant admits that its application for the WONDERSCHOOL mark was filed on February 8, 2017. Applicant denies the remaining allegations of this paragraph.
10. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 10, and therefore denies the same.
11. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 11, and therefore denies the same.
12. Denied.
13. Denied.
14. Denied.
15. Denied.
16. Denied.
17. Denied.
18. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 18, and therefore denies the same.
19. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 19, and therefore denies the same.
20. Denied.
21. Denied.
22. Denied.

**AFFIRMATIVE DEFENSES**

1. Opposer is not entitled to relief because there is no likelihood of confusion.
2. Opposer is not entitled to relief because the services at issue are not related.
3. Opposer reserves the right to plead additional affirmative defenses as this matter progresses and as discovery progresses.

Respectfully submitted,

Date: November 19, 2018

*/s/ Julia Spoor Gard/*

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of this APPLICANT'S ANSWER AND AFFIRMATIVE DEFENSES has been served on **November 19, 2018**, by emailing a copy of the same to Opposer's attorneys of record at: trademarks.us@dentons.com, carolanne.been@dentons.com, hope.karmo@dentons.com, danielle.perkins@dentons.com, and kate.hart@dentons.com.

/s/ Kathleen S. Fennessy