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

Proceeding	91244726
Party	Defendant IGT
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Date	05/29/2019
Attachments	Answer -- Pollard Banknote PINK DIAMOND.pdf(110713 bytes )

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

Pollard Banknote Limited,	:	
Opposer,	:	
	:	
	:	Opposition No. 91244726
v.	:	
	:	
IGT	:	
Applicant.	:	

Application Serial No.	:	87/831,462
Filed	:	March 13, 2018
Published for Opposition	:	July 17, 2018
Mark	:	PINK DIAMOND

Commissioner for Trademarks  
Trademark Trial and Appeal Board  
PO Box 1451  
Alexandria, VA 22313-1451

**ANSWER**

Applicant IGT, a Nevada corporation (“Applicant”), hereby answers the Notice of Opposition filed by Pollard Banknote Limited (“Opposer”), as follows:

1. Applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations, and therefore the allegations of Paragraph 1 of the Notice of Opposition are denied.

2. Applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations, and therefore the allegations of Paragraph 2 of the Notice of Opposition are denied.
3. Applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations, and therefore the allegations of Paragraph 3 of the Notice of Opposition are denied.
4. Applicant admits that it filed, on March 16, 2018, an application to register the mark, PINK DIAMOND, for entertainment services, namely, providing on-line computer games; entertainment services, namely, providing temporary use of non-downloadable computer games; lottery services; providing online non-downloadable game software, in International Class 41, based on an intent to use the mark in commerce. The remaining allegations of Paragraph 4 of the Notice of Opposition are denied.
5. The allegations of Paragraph 5 of the Notice of Opposition are denied.
6. Applicant admits that the respective marks are similar, and that the respective goods and services of the parties are similar at least in part. The remaining allegations of Paragraph 6 of the Notice of Opposition are denied. Moreover, Applicant is the registered owner of:
  - U.S. Trademark Registration No. 3729056 to PINK DIAMOND for gaming machines, namely, devices which accept a wager, which was registered on December 22, 2009, and first used in commerce on April 6, 2009;

In view of IGT's prior trademark registrations for the same or essentially the same mark, for the same or essentially the same goods and services, there is no ground for sustaining this Opposition.

7. Applicant admits that if it is granted a registration for Application Serial No. 87/831,462 it would obtain at least a *prima facie* exclusive right to use the mark. The remaining allegations of Paragraph 7 of the Notice of Opposition are denied.

Respectfully submitted,

SAGE PATENT GROUP

By           /s/ Peter D. Siddoway          

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*Attorneys for Applicant*

Dated: May 29, 2019

**CERTIFICATE OF SERVICE**

I hereby certify that a true and complete copy of the foregoing Answer has been served on counsel for Opposer Pollard Banknote Limited by forwarding said copy on May 29, 2019 via email to:

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