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

Proceeding	91245736
Party	Defendant Jones, Anthony
Correspondence Address	JONES, ANTHONY 316 EASTWOOD ST BLYTHEVILLE, AR 72315 aejones48@yahoo.com no phone number provided
Submission	Answer
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Date	01/17/2019
Attachments	Elon Answer.pdf(70029 bytes)

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

ELON UNIVERSITY

Opposition No.: 91245736

Opposer,

V

ANTHONY JONES

Applicant.

ANSWER AND AFFIRMATIVE DEFENSES

COMES NOW Registrant, by and through undersigned counsel, and files his Answer and Affirmative Defenses, and in support hereof states:

1. Registrant admits the allegations contained in Paragraphs 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, and 24.
2. Registrant denies the allegations contained in Paragraphs 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 25, and 26, and demands strict proof thereof at trial.
3. Registrant is without sufficient knowledge to admit or deny the allegations contained in Paragraphs 7, 12, and 13, and demands strict proof thereof at trial.

AFFIRMATIVE DEFENSES

1. The overall commercial impression between the marks differ.
2. The channels of trade of the goods differ.
3. The word "University" in Opposer's marks distinguishes them from Applicant's.
4. The name "Tony" in Applicant's marks distinguishes it from Opposer's marks.

5. Many of the goods covered by Applicant's mark differ from those of Opposer.
6. The apostrophe in Applicant's mark distinguishes it from Opposer's mark.
7. The logos in Opposer's marks distinguish them from Applicant's mark.
8. The marks are phonetically different.
9. The marks are visually different.
10. Applicant challenges whether Opposer's marks are well-known, and demands strict proof thereof at trial.

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing has been served on bassam.ibrahim@bipc.com on this 17th day of January, 2019.

By: /Michael D. Stewart
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