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

Proceeding	91250353
Party	Defendant Mark's Work Wearhouse Ltd.
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Date	09/30/2019
Attachments	TTAB Answer to Notice of Opposition WORK WEARHOUSE.pdf(80466 bytes)

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

The Men's Wearhouse, Inc.

Opposer,

vs.

Mark's Work Wearhouse Ltd.

Applicant.

Opposition No.: 91250353
Mark: WORK WEARHOUSE
Serial No.: 88034113
Published: April 23, 2019

ANSWER TO NOTICE OF OPPOSITION

Mark's Work Wearhouse Ltd. ("Applicant"), hereby answers and otherwise pleads to the Notice of Opposition filed by The Men's Wearhouse, Inc. ("Opposer"), against U.S. Appl. Serial No. 88034113 for the WORK WEARHOUSE mark ("Application").

1. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 1, and therefore denies the same.

2. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 2, and therefore denies the same.

3. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 3, and therefore denies the same.

4. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 4, and therefore denies the same.

5. Applicant denies that Opposer's trademarks have acquired fame. Applicant is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations of paragraph 5, and therefore denies the same.

6. Admitted.

7. Admitted.
8. Admitted.
9. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 9, and therefore denies the same.
10. Admitted.
11. Applicant incorporates by reference the other paragraphs of this Answer as if fully set forth within.
12. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 12, and therefore denies the same.
13. Applicant denies that WORK WEARHOUSE is confusingly similar to Opposer's marks. Applicant is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations of paragraph 13, and therefore denies the same.
14. Denied.
15. Denied.
16. Applicant incorporates by reference the other paragraphs of this Answer as if fully set forth within.
17. Applicant denies that Opposer's marks have acquired fame in the marketplace. Applicant is without knowledge or information sufficient to form a belief as to the truth of the remainder of the allegations of paragraph 17, and therefore denies the same.
18. Applicant denies that Opposer's marks are famous. Applicant denies the remainder of the allegations of paragraph 18.
19. Denied.

AFFIRMATIVE DEFENSES

1. Opposer reserves the right to plead additional affirmative defenses as discovery progresses.

Respectfully submitted,

BARNES & THORNBURG LLP

/s/ dwong

Date: September 30, 2019

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of this Applicant's Answer has been served on September 30, 2019 via electronic mail to Opposer's attorney of record at trademarks@tailoredbrands.com; lynn.humphreys@tailoredbrands.com; and judith.karunanayake@tailoredbrands.com.

/s/ David A.W. Wong