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

Proceeding	91253529
Party	Defendant Varsityprep Inc.
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Submission	Answer
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Date	04/16/2020
Attachments	Answer to Notice of Opposition.pdf(38538 bytes)

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

Varsity Spirit LLC)	
Varsity Brands LLC)	
)	
<i>Opposers,</i>)	
)	TTAB Opp. No. 91253529
vs.)	
)	U.S. Serial No. 88573632
VarsityPrep Inc,)	
)	
<i>Applicant.</i>)	

Answer to the Notice of Opposition

This is Applicant VarsityPrep Inc (“Applicant”) Answer to Opposers Varsity Spirit LLC and Varsity Brands LLC (“Opposers”) Notice of Opposition. To the extent any allegation of the Notice of Opposition is not expressly and specifically admitted, that allegation is hereby denied.

The introductory, unnumbered paragraphs of the Notice of Opposition do not require a response. To the extent a response is required, the Applicant denies the allegations. Applicant responds to the numbered paragraphs in the Notice of Opposition as follows:

1. The applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of paragraph 1 and therefore denies them.

2. The applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of paragraph 2 and therefore denies them.

3. The applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of paragraph 3 and therefore denies them.

4. The applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of paragraph 4 and therefore denies them.

5. The applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of paragraph 5 and therefore denies them.

6. The applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of paragraph 6 and therefore denies them.

7. The applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of paragraph 7 and therefore denies them.

8. The applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of paragraph 8 and therefore denies them.

9. The applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of paragraph 9 and therefore denies them.

10. The applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of paragraph 10 and therefore denies them.

11. The applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of paragraph 11 and therefore denies them.

12. The applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of paragraph 12 and therefore denies them.

13. The applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of paragraph 13 and therefore denies them.

14. The applicant denies the allegations of paragraph 14.

15. Applicant admits that on August 9, 2019, it filed a trademark application for the mark VARSITYPREP for “ coaching in the field of sports, Educations services, namely providing tutoring in the fields of music and academics; Sports instructions services” in Class 41 (the “Application”). The Applicant further admits that the USPTO assigned the application serial number 88573632.

16. The applicant incorporates by reference its above responses.

17. The applicant lacks knowledge or information sufficient to form a belief about the truth of the allegations of paragraph 17 and therefore denies them.

18. The applicant denies the allegations of paragraph 18.

19. The applicant incorporates by reference its above responses.

20. The applicant denies the allegations of paragraph 20.

21. The applicant denies the allegations of paragraph 21.

22. The applicant denies the allegations of paragraph 22.

In view of the foregoing, the applicant contends that this opposition is groundless and baseless in fact; that Opposers have not shown wherein it will be, or is likely to be, damaged by the registration of Applicant’s trademark; and Applicant asks that this Opposition be dismissed and that the applicant be granted registration of its trademark.

Respectfully submitted,

Dated: April 16, 2020 By: /Curtis F. Robinson, MD/

Curtis F. Robinson, MD
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Certificate of Service

I hereby certify that a true and complete copy of the foregoing Answer to Notice of Opposition has been served on Danny M Awdeh by forwarding said copy on April 16, 2020, via email to danny.awdeh@finnegan.com

/Curtis F. Robinson, MD/