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

Proceeding no.	91266269
Party	Defendant Tara Brands, LLC
Correspondence address	BRIAN P. KINDER THE KINDER LAW GROUP, APC 19200 VON KARMAN AVENUE FOURTH FLOOR IRVINE, CA 92612 UNITED STATES Primary email: bkinder@tklglaw.com 949-216-3070
Submission	Answer
Filer's name	Brian P. Kinder
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Date	09/13/2022
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UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of Trademark Application Serial No. 88/666,964
For the Mark: FAI
Published in the Official Gazette of August 4, 2020

PAI SKINCARE LIMITED,

Opposer,

v.

TARA BRANDS, LLC,

Applicant.

Opposition No. 91266269

ANSWER TO FIRST AMENDED NOTICE OF OPPOSITION

Tara Brands, LLC (“Applicant”) hereby submits the following Answer in response to the First Amended Notice of Opposition filed by Pai Skincare Limited (“Opposer”):

1. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 1 of the Notice of Opposition, and on that basis denies said averments.
2. Applicant admits the averments set forth in paragraph 2 of the Notice of Opposition.
3. Applicant denies the averments set forth in paragraph 3 of the Notice of Opposition.
4. Applicant admits the averments set forth in paragraph 4 of the Notice of Opposition.

5. Applicant admits the averments set forth in paragraph 5 of the Notice of Opposition.

6. Applicant admits the averments set forth in paragraph 6 of the Notice of Opposition.

7. Applicant admits the averments set forth in paragraph 7 of the Notice of Opposition.

8. Applicant admits the averments set forth in paragraph 8 of the Notice of Opposition.

9. Applicant admits the averments set forth in paragraph 9 of the Notice of Opposition.

10. Applicant admits the averments set forth in paragraph 10 of the Notice of Opposition.

11. Applicant admits the averments set forth in paragraph 11 of the Notice of Opposition.

12. Applicant admits the averments set forth in paragraph 12 of the Notice of Opposition.

13. Applicant admits the averments set forth in paragraph 13 of the Notice of Opposition.

14. Applicant admits the averments set forth in paragraph 14 of the Notice of Opposition.

15. Applicant admits the averments set forth in paragraph 15 of the Notice of Opposition.

16. Applicant admits the averments set forth in paragraph 16 of the Notice of Opposition.

17. Applicant admits the averments set forth in paragraph 17 of the Notice of Opposition.

18. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 18 of the Notice of Opposition, and on that basis denies said averments.

19. Applicant admits the averments set forth in paragraph 19 of the Notice of Opposition.

20. Applicant admits the averments set forth in paragraph 20 of the Notice of Opposition.

21. Applicant admits the averments set forth in paragraph 21 of the Notice of Opposition.

22. Applicant objects to the averments set forth in paragraph 22 of the Notice of Opposition on grounds of relevance. To the extent an answer is required, Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 22 of the Notice of Opposition, and on that basis denies said averments.

23. Applicant objects to the averments set forth in paragraph 23 of the Notice of Opposition on grounds that the averments are vague, ambiguous and unintelligible. To the extent an answer is required, Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 23 of the Notice of Opposition, and on that basis denies said averments.

24. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 24 of the Notice of Opposition, and on that basis denies said averments.

25. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 25 of the Notice of Opposition, and on that basis denies said averments.

26. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 26 of the Notice of Opposition, and on that basis denies said averments.

27. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 27 of the Notice of Opposition, and on that basis denies said averments.

28. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 28 of the Notice of Opposition, and on that basis denies said averments.

29. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 29 of the Notice of Opposition, and on that basis denies said averments.

30. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 30 of the Notice of Opposition, and on that basis denies said averments.

31. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 31 of the Notice of Opposition, and on that basis denies said averments.

32. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 32 of the Notice of Opposition, and on that basis denies said averments.

33. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 33 of the Notice of Opposition, and on that basis denies said averments.

34. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 34 of the Notice of Opposition, and on that basis denies said averments.

35. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 35 of the Notice of Opposition, and on that basis denies said averments.

36. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 36 of the Notice of Opposition, and on that basis denies said averments.

37. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 37 of the Notice of Opposition, and on that basis denies said averments.

38. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 38 of the Notice of Opposition, and on that basis denies said averments.

39. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 39 of the Notice of Opposition, and on that basis denies said averments.

40. Applicant denies the averments set forth in paragraph 40 of the Notice of Opposition.

41. Applicant denies the averments set forth in paragraph 41 of the Notice of Opposition.

42. Applicant admits the averments set forth in paragraph 42 of the Notice of Opposition.

43. Applicant admits the averments set forth in paragraph 43 of the Notice of Opposition.

44. Applicant objects to the averments set forth in paragraph 23 of the Notice of Opposition on grounds that the averments are vague, ambiguous and unintelligible. To the extent an answer is required, Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 44 of the Notice of Opposition, and on that basis denies said averments.

45. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 45 of the Notice of Opposition, and on that basis denies said averments.

46. Applicant denies the averments set forth in paragraph 46 of the Notice of Opposition.

47. Applicant objects to the averments set forth in paragraph 47 of the Notice of Opposition on grounds that the averments are vague, ambiguous and unintelligible and would otherwise be protected by attorney client privilege and/or work product. To the extent an answer is required, Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 47 of the Notice of Opposition, and on that basis denies said averments.

48. Applicant objects to the averments set forth in paragraph 48 of the Notice of Opposition on grounds that the averments are vague, ambiguous and unintelligible and would otherwise be protected by attorney client privilege and/or work product. To the extent an answer is required, Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 48 of the Notice of Opposition, and on that basis denies said averments.

49. Applicant objects to the averments set forth in paragraph 49 of the Notice of Opposition on grounds that the averments are vague, ambiguous and unintelligible and would otherwise be protected by attorney client privilege and/or work product. To the extent an answer is required, Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 49 of the Notice of Opposition, and on that basis denies said averments.

50. Applicant objects to the averments set forth in paragraph 50 of the Notice of Opposition on grounds that the averments are vague, ambiguous and unintelligible and would otherwise be protected by privacy, attorney client privilege and/or work product.

To the extent an answer is required, Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 50 of the Notice of Opposition, and on that basis denies said averments.

51. Applicant denies the averments set forth in paragraph 51 of the Notice of Opposition.

52. Applicant admits the averments set forth in paragraph 52 of the Notice of Opposition.

53. Applicant admits the averments set forth in paragraph 53 of the Notice of Opposition.

54. Applicant admits the averments set forth in paragraph 54 of the Notice of Opposition.

55. Applicant admits the averments set forth in paragraph 55 of the Notice of Opposition.

56. Applicant admits the averments set forth in paragraph 56 of the Notice of Opposition.

57. Applicant admits the averments set forth in paragraph 57 of the Notice of Opposition.

58. Applicant denies the averments set forth in paragraph 58 of the Notice of Opposition.

59. Applicant objects to the averments set forth in paragraph 59 of the Notice of Opposition on grounds that the averments are vague, ambiguous and unintelligible and would otherwise be protected by attorney client privilege and/or work product. To the

extent an answer is required, Applicant denies the averments set forth in paragraph 59 of the Notice of Opposition.

60. Applicant denies the averments set forth in paragraph 60 of the Notice of Opposition.

61. Applicant denies the averments set forth in paragraph 61 of the Notice of Opposition.

62. Applicant denies the averments set forth in paragraph 62 of the Notice of Opposition.

63. Applicant denies the averments set forth in paragraph 63 of the Notice of Opposition.

64. Applicant denies the averments set forth in paragraph 64 of the Notice of Opposition.

65. Applicant denies the averments set forth in paragraph 65 of the Notice of Opposition.

66. Applicant denies the averments set forth in paragraph 66 of the Notice of Opposition.

67. Applicant objects to the averments set forth in paragraph 67 of the Notice of Opposition on grounds that the averments are not factual allegations but merely legal argument. To the extent an answer is required, Applicant denies the averments set forth in paragraph 67 of the Notice of Opposition.

68. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 68 of the Notice of Opposition, and on that basis denies said averments.

69. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 69 of the Notice of Opposition, and on that basis denies said averments.

70. Applicant lacks information sufficient to confirm or deny the averments set forth in paragraph 70 of the Notice of Opposition, and on that basis denies said averments.


Affirmative Defenses

1. Opposer lacks standing to assert any of the claims in the Notice of Opposition.

WHEREFORE, Applicant prays that the Opposition be dismissed or denied with prejudice.

THE KINDER LAW GROUP, APC

Dated: September 13, 2022

By: 

Brian P. Kinder
Attorney for Applicant,
19200 Von Karman Ave., Fourth Floor
Irvine, California 92612


CERTIFICATE OF SERVICE

I hereby certify that on September 13, 2022 a true and correct copy of the foregoing ANSWER TO FIRST AMENDED NOTICE OF OPPOSITION was served via email upon Opposers' counsel at the following via email:

**ERIK J OSTERRIEDER
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HOUSTON, TX 77007
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Secondary email(s): trademarks@kmd.law
713-936-9620**

THE KINDER LAW GROUP, APC

Dated: September 13, 2022

By: 

Brian P. Kinder
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