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

Proceeding	91266902
Party	Defendant Pacific Resources Group Of Companies, LLC
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Submission	Answer
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Date	02/12/2021
Attachments	Answer to Opposition--Pacific Resources Group_4822-5287-4971_2.pdf(214204 bytes)

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

Rocket Lawyer, Incorporated,

Opposer,

v.

Pacific Resources Group of Companies, LLC,

Applicant.

Opposition No. 91266902
Mark: ROCKET SETTLE
Application No. 90061274

**ANSWER TO ROCKET LAWYER, INCORPORATED’S OPPOSITION TO
REGISTRATION OF THE MARK “ROCKET SETTLE”**

Applicant Pacific Resources Group of Companies, LLC (“Applicant” or “Pacific Resources Group”) files this Answer to the Opposition filed herein by Rocket Lawyer, Incorporated (“Opposer” or “Rocket Lawyer”).

In response to the numbered paragraphs of the Opposition, Applicant states as follows:

Notice of Opposition

1. Admitted, on information and belief.
2. Admitted.
3. Admitted.
4. This allegation contains a statement regarding Opposer’s subject belief which Applicant can neither admit nor deny. Applicant denies, however, any statement or suggestion that Applicant’s mark creates any actionable likelihood of confusion with Opposer’s mark.

PRIORITY AND LIKELIHOOD OF CONFUSION UNDER LANHAM ACT 2(d)

5. Applicant lacks sufficient information to admit or deny the allegations of this paragraph, and therefore denies same.

6. Applicant lacks sufficient information to admit or deny the allegations of the first and second sentences of this paragraph, and therefore denies same. Applicant denies the allegations of the third sentence of this paragraph.

7. Applicant admits the allegations of the first sentence of this paragraph, but denies the allegations of the second sentence.

8. Denied.

9. Denied.

AFFIRMATIVE OR ADDITIONAL DEFENSES

Applicant sets forth the following affirmative or additional defenses in support of its position.

10. There is no likelihood of confusion, mistake or deception between Applicant's mark and Opposer's mark.

11. The term "Rocket" is highly diluted as a trademark formative. Therefore, Opposer's purported rights therein extend no further than the specific mark which Opposer alleges that it owns, which mark is not the same as or confusingly similar to Applicant's mark.

12. Applicant's mark, viewed in its entirety, is sufficiently distinctive from Opposer's mark to avoid confusion, deception or mistake as to the source, sponsorship or association of Applicant's services.

CONCLUSION

WHEREFORE, Applicant prays that the Trademark Trial and Appeal Board dismiss with prejudice the Opposition filed herein by Rocket Lawyer, Incorporated and permit registration of Applicant's proposed mark in Application Serial Number 90061274.

Respectfully submitted,

BURCH, PORTER & JOHNSON, PLLC

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Attorneys for Applicant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on February 12, 2021, I caused a true and correct copy of the foregoing Answer to Opposition to be served on the following by Electronic Mail:

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Attorney for Opposer

/s/ Douglas F. Halijan
Douglas F. Halijan