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

Proceeding	91271209
Party	Defendant Nashwell, LLC
Correspondence Address	AMY J. EVERHART EVERHART LAW FIRM PLC 202 FIFTH AVENUE SOUTH FRANKLIN, TN 37064 UNITED STATES Primary Email: amy@everhartlawfirm.com Secondary Email(s): admin@everhartlawfirm.com, trademark@everhartlawfirm.com, deanna@everhartlawfirm.com 615-800-8919
Submission	Answer
Filer's Name	Amy J. Everhart
Filer's email	amy@everhartlawfirm.com, deanna@everhartlawfirm.com, admin@everhartlawfirm.com
Signature	/Amy J. Everhart/
Date	10/04/2021
Attachments	Response to Opposition Nashwell.pdf(93905 bytes)

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

Northwell Health, Inc.,)
Opposer,) Opposition No. 91271209
)
v.) Application Serial No. 90119176
)
Nashwell, LLC,) Published in the Official Gazette on
Applicant.) July 27, 2021

ANSWER

Nashwell, LLC (Applicant) answers the Notice of Opposition of Northwell Health, Inc. as follows:

1-7. Applicant lacks sufficient information to enable it to form a belief as to the truth of the allegations of numbered Paragraphs 1-7 of the Notice of Opposition and on that basis denies them.

8-9. Denied.

10. Applicant denies that, if Applicant is granted the Application opposed herein, Opposer will suffer irreparable harm and damage. Applicant lacks sufficient information to enable it to form a belief as to the truth of the remaining allegations of numbered Paragraph 10 of the Notice of Opposition and on that basis denies them.

All allegations not herein expressly admitted are denied.

ADDITIONAL DEFENSES

First Additional Defense

Opposer's Notice of Opposition fails to state a claim upon which relief can be granted.

Second Additional Defense

There is no likelihood of confusion between Applicant's mark and Opposer's marks.

Third Additional Defense

No damage or injury has resulted, will result, or is likely to result from the registration of Applicant's mark.

WHEREFORE, Applicant respectfully requests entry of judgment dismissing Opposer's Notice of Opposition and this proceeding in its entirety, with prejudice.

Dated: October 4, 2021

Respectfully submitted,

s/Amy J. Everhart/
Amy J. Everhart
Everhart Law Firm PLC
202 Fifth Avenue South
Franklin, TN 37064
Tel.: (615) 800-8919
Fax: (615) 800-8918
Attorney for Applicant

Date submitted: October 4, 2021

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was served on the following via electronic mail on this 4th day of October, 2021.

Kenneth P. George
Holly Pekowsky
AMSTER, ROTHSTEIN & EBENSTEIN LLP
90 Park Avenue, 21st Floor
New York, New York 10016
ptodocket@arelaw.com

/Amy J. Everhart/
Amy J. Everhart