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

Proceeding no.	91277841
Party	Defendant Gaya, Norma
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Submission	Answer
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Date	09/19/2022
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In re Serial No. 90/777590
Filed: June 16, 2021
Date of Publication in *Official Gazette*: April 12, 2022
For: GAYA

Goya Foods, Inc.,

Opposer,

v.

Norma Gaya,

Applicant.

Opposition No. 91277841

APPLICANT’S ANSWER AND AFFIRMATIVE DEFENSES

Applicant, Norma Gaya, hereby serves her Answer and Affirmative Defenses to the Notice of Opposition filed by Opposer Goya Foods, Inc. (“Opposer”), in the same numerical order as the numbered paragraphs contained therein.

Regarding Opposer’s unnumbered introductory paragraph, Applicant denies that Opposer will be damaged by registration of Applicant’s Mark GAYA that is the subject of trademark application serial no. 90/777590 (the “GAYA Application”). Applicant admits the GAYA Application was filed with the United States Patent and Trademark Office (“USPTO”) on June 16, 2021 in IC 30 For “vanilla beans, vanilla extract, vanilla paste, vanilla powder, processed vanilla seeds for use as flavorings, vanilla flavorings for food or beverages.”

1. Applicant is without sufficient information to admit or deny the allegations contained in paragraph 1, and, therefore, denies the allegations contained in paragraph 1.

2. Applicant is without sufficient information to admit or deny the allegations

contained in paragraph 2 and, therefore, denies the allegations contained in paragraph 2.

3. Applicant is without sufficient information to admit or deny the allegations contained in paragraph 3 and, therefore, denies the allegations contained in paragraph 3.

4. Applicant is without sufficient information to admit or deny the allegations contained in paragraph 4 and, therefore, denies the allegations contained in paragraph 4.

5. Applicant is without sufficient information to admit or deny the allegations contained in paragraph 5 and, therefore, denies the allegations contained in paragraph 5.

6. Applicant is without sufficient information to admit or deny the allegations contained in paragraph 6 and, therefore, denies the allegations contained in paragraph 6.

7. Applicant admits it filed the GAYA Application on June 16, 2021. Applicant denies the remaining allegations in paragraph 7.

8. Denied.

9. Denied.

10. Denied.

11. Denied.

12. Denied.

13. Denied.

Applicant acknowledges Opposer's unnumbered prayer for relief but denies Opposer is entitled to any relief.

WHEREFORE PREMISES CONSIDERED, Applicant respectfully prays that the "Notice of Opposition" be dismissed with prejudice in its entirety and that registration be issued to Applicant for its GAYA Mark.

DATE: September 19, 2022

Respectfully submitted,

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By: /s/ *Brandon T. Cook*
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CERTIFICATE OF SERVICE

I certify that the forgoing has been served on counsel for Opposer via email on September 19, 2022:

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/s/ Brandon T. Cook