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Filing date: **10/21/2022**

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

Proceeding no.	91277931
Party	Defendant Siam Winery Company Limited
Correspondence address	JULIANNE ABELMAN WOMBLE BOND DICKINSON (US) LLP 950 3RD AVENUE, SUITE 2400 NEW YORK, NY 10022 UNITED STATES Primary email: <a href="mailto:tmddocketing@wbd-us.com">tmddocketing@wbd-us.com</a> Secondary email(s): <a href="mailto:michael.nektalov@wbd-us.com">michael.nektalov@wbd-us.com</a> , <a href="mailto:catherine.basile@wbd-us.com">catherine.basile@wbd-us.com</a> , <a href="mailto:docketingnyc@wbd-us.com">docketingnyc@wbd-us.com</a> 332-258-8400
Submission	Answer
Filer's name	Erica Halstead
Filer's email	<a href="mailto:erica.halstead@wbd-us.com">erica.halstead@wbd-us.com</a> , <a href="mailto:tmddocketing@wbd-us.com">tmddocketing@wbd-us.com</a> , <a href="mailto:docketingnyc@wbd-us.com">docketingnyc@wbd-us.com</a>
Signature	/erh/
Date	10/21/2022
Attachments	MOOSE CRAFT CIDER Siam Winery Ans.pdf(88410 bytes )

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

MOOSEHEAD BREWERIES LIMITED,

*Opposer*

v.

SIAM WINERY COMPANY LTD.,

*Applicant*

Opposition No. 91277931

Commissioner of Trademarks  
P.O. Box 1451  
Alexandria, Virginia 22313-1451

**APPLICANT'S ANSWER TO THE NOTICE OF OPPOSITION**

1. Applicant has insufficient information as to the allegations set forth in Paragraph 1 and therefore denies same.
2. Applicant has insufficient information as to the allegations set forth in Paragraph 2 and therefore denies same.
3. Applicant has insufficient information as to the allegations set forth in Paragraph 3 and therefore denies same.
4. Applicant has insufficient information as to the allegations set forth in Paragraph 4 and therefore denies same.
5. Applicant has insufficient information as to the allegations set forth in Paragraph 5 and therefore denies same.
6. Applicant has insufficient information as to the allegations set forth in Paragraph 6 and therefore denies same.
7. Applicant has insufficient information as to the allegations set forth in Paragraph 7 and therefore denies same.
8. Applicant denies the allegations set forth in Paragraph 8.
9. Applicant denies the allegations set forth in Paragraph 9.

10. Applicant denies the allegations set forth in Paragraph 10.
11. Applicant denies the allegations set forth in Paragraph 11.
12. Applicant has insufficient information as to the allegations set forth in Paragraph 12 and therefore denies same.
13. Applicant has insufficient information as to the allegations set forth in Paragraph 13 and therefore denies same.
14. Applicant denies the allegations set forth in Paragraph 14.
15. Applicant denies the allegations set forth in Paragraph 15.
16. Applicant has insufficient information as to the first set of allegations set forth in Paragraph 16 and therefore denies same. Applicant denies the last allegation set forth in Paragraph 16.
17. Applicant denies the allegations set forth in Paragraph 17.

#### **AFFIRMATIVE DEFENSES**

18. The Parties' respective marks are visually and phonetically dissimilar, and do not convey similar commercial impressions. Thus, the marks are not likely to cause consumer confusion.
19. The Parties' respective goods are distinct, thus the marks are not likely to cause consumer confusion.
20. None of Opposer's marks was cited as a bar to registration of the subject mark. Accordingly, the USPTO has already determined that the Parties' respective marks are not confusingly similar.

WHEREFORE, it is respectfully requested that the Notice of Opposition be dismissed with prejudice.

Dated: October 21, 2022

Respectfully submitted,



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Erica R. Halstead  
Womble Bond Dickinson (US) LLP  
950 Third Ave.  
Suite 2400  
New York, NY 10022  
**Attorneys for Applicant**

### **CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing **ANSWER TO THE NOTICE OF OPPOSITION** was sent via email, this 21st day of October, upon counsel for Opposer at the following address:

Mark A. Watkins  
Reed E. Fryar  
Vorys, Sater, Seymour and Pease LLP  
[mawatkins@vorys.com](mailto:mawatkins@vorys.com)  
[rfryar@vorys.com](mailto:rfryar@vorys.com)



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ERICA R. HALSTEAD