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Filing date: **02/10/2023**

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

Proceeding no.	91279123
Party	Defendant PRL USA Holdings, Inc.
Correspondence address	DANIEL I. SCHLOSS GREENBERG TRAUIG LLP ONE VANDERBILT AVENUE NEW YORK, NY 10017 UNITED STATES Primary email: gtipmail@gtlaw.com Secondary email(s): octm@gtlaw.com, schlossd@gtlaw.com, biancoc@gtlaw.com 212-801-2256
Submission	Answer
Filer's name	Daniel I. Schloss
Filer's email	schlossd@gtlaw.com, biancoc@gtlaw.com, nytmckt@gtlaw.com
Signature	/Daniel I. Schloss/
Date	02/10/2023
Attachments	Answer to Opp. No. 91279123.pdf(151004 bytes )

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

**RALPH'S FAMOUS ITALIAN ICES  
FRANCHISE CORP.**

Opposer

v.

**PRL USA HOLDINGS, INC.**

Applicant

Opposition No. 91279123  
Application No. 90734280  
Mark:



**ANSWER**

Applicant PRL USA Holdings, Inc., by and through its undersigned counsel, hereby responds to the Notice of Opposition as follows:

1. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 1 of the Notice of Opposition (inclusive of subsections (a) through (e) thereof) and therefore denies the same.

2. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 2 of the Notice of Opposition and therefore denies the same.

3. Numbered Paragraph 3 of the Notice of Opposition contains no factual allegations, consists solely of an internal definition used by Opposer in the Notice of Opposition, and as such, does not require a response from Applicant. To the extent any response is required, Applicant responds as follows: Denied.

4. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 4 of the Notice of Opposition and therefore denies the same.

5. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 5 of the Notice of Opposition and therefore denies the same.

6. Applicant admits that, on May 25, 2021, it filed US Trademark Application Number



90/734,280 for the mark for “drinking cups and saucers, jam pots, plates, beverage servers, namely, coffee servers and carafes; creamer pitchers, sugar bowls, serving platters, plates in Class 21; “t-shirts; hats” in Class 25’ “chocolate” in Class 30; and “coffee shops; café services” in Class 43. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the remaining allegations set forth in numbered Paragraph 6 of the Notice of Opposition and therefore denies the same.

7. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 7 of the Notice of Opposition and therefore denies the same.

8. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 8 of the Notice of Opposition and therefore denies the same.

9. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 9 of the Notice of Opposition and therefore denies the same.

10. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 10 of the Notice of Opposition and therefore denies the same.

11. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 11 of the Notice of Opposition and therefore denies the same.

12. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 12 of the Notice of Opposition and therefore denies the same.

13. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 13 of the Notice of Opposition and therefore denies the same.

14. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 14 of the Notice of Opposition and therefore denies the same.

15. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 15 of the Notice of Opposition and therefore denies the same.

16. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 16 of the Notice of Opposition and therefore denies the same.

17. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 17 of the Notice of Opposition and therefore denies the same.

18. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 18 of the Notice of Opposition and therefore denies the same.

19. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 19 of the Notice of Opposition and therefore denies the same.

20. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 20 of the Notice of Opposition and therefore denies the same.

21. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 21 of the Notice of Opposition and therefore denies the same.

22. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 22 of the Notice of Opposition and therefore denies the same.

23. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 23 of the Notice of Opposition and therefore denies the same.

24. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 24 of the Notice of Opposition and therefore denies the same.

25. Applicant denies knowledge and information sufficient to form a belief as to the truth or falsity of the allegations set forth in numbered Paragraph 25 of the Notice of Opposition and therefore denies the same.

26. Applicant denies each and every allegation set forth in numbered Paragraph 26 of the Notice of Opposition.

27. Applicant denies each and every allegation set forth in numbered Paragraph 27 of the Notice of Opposition.

Dated: February 10, 2023

By: /Daniel I. Schloss/

Daniel I. Schloss  
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One Vanderbilt Avenue  
New York, New York 10017  
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*Attorneys for Applicant*

**CERTIFICATE OF SERVICE**

I hereby certify that on February 10, 2023 a copy of the foregoing document was served upon Opposer by delivering same to its counsel of record at the following email addresses of record: nptm@nixonpeabody.com, dmay@nixonpeabody.com, was.managing.clerk@nixonpeabody.com, jpsihoules@nixonpeabody.com.

/Daniel I. Schloss/  
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