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Filing date: **02/22/2024**

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

Proceeding no.	91289460
Party	Defendant Comfy Living LLC
Correspondence address	JEFFREY DWECK THE LAW FIRM OF JEFFREY S. DWECK, P.C. 43 WEST 33RD STREET SUITE 304 NEW YORK, NY 10001 UNITED STATES Primary email: jeffrey@dweckny.com 212-967-0500
Submission	Answer
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Date	02/22/2024
Attachments	Opposition Answer.pdf(129442 bytes)

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

COOP HOME GOODS LLC,

Opposer,

-vs.-

COMFY LIVING LLC,

Applicant.

Opposition No. 91289460

ANSWER TO NOTICE OF OPPOSITION
Application Serial No. 97319381

United States Patent and Trademark Office
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, Virginia 22313-1451

Applicant answers the Notice of Opposition as follows:

Lacks sufficient knowledge or information to respond to the allegations set forth in the header paragraph to the Opposition.

1. Lacks sufficient knowledge or information to respond to the allegations set forth in this paragraph and, therefore, denies same.
2. Lacks sufficient knowledge or information to respond to the allegations set forth in this paragraph and, therefore, denies same.
3. Lacks sufficient knowledge or information to respond to the allegations set forth in this paragraph and, therefore, denies same.
4. Lacks sufficient knowledge or information to respond to the allegations set forth in this paragraph and, therefore, denies same.
5. Lacks sufficient knowledge or information to respond to the allegations set forth in this paragraph and, therefore, denies same.
6. Lacks sufficient knowledge or information to respond to the allegations set forth in this paragraph and, therefore, denies same.

7. Denies the allegations set forth in this paragraph.
8. Denies the allegations set forth in this paragraph.
9. Denies the allegations set forth in this paragraph.
10. Denies the allegations set forth in this paragraph.
11. Denies the allegations set forth in this paragraph.

AFFIRMATIVE DEFENSES

12. Opposer will not be damaged by registration of Applicant's mark.
13. Opposer's claims are barred by laches.
14. Opposer's claims are barred by acquiescence.
15. Opposer fails to state a claim upon which relief can be granted.
16. Opposer's mark s not protectable as sought in the Complaint.

WHEREFORE, Opposer prays that the Notice of Opposition be denied.

Dated: February 22, 2024
New York, New York

THE LAW FIRM OF JEFFREY S. DWECK, P.C.



By: Jeffrey S. Dweck, Esq.
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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing ANSWER was served via first class mail, postage prepaid, this February 22, 2024 upon Opposer's counsel in an envelope addressed as follows:

Bret J. Danow
KATTEN MUCHIN ROSENMAN LLP
Attorneys for Opposer
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and

Julia L. Mazur
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A handwritten signature in black ink on a light-colored background. The signature is cursive and appears to read "Jeffrey Dweck".

Jeffrey Dweck, Esq.