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

Proceeding	92043784
Party	Defendant AMX Corporation AMX Corporation 3000 Research Drive Richardson, TX 75082
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Submission	Answer
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Date	02/07/2005
Attachments	AMX-Bose-Answer.pdf (3 pages)

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

BOSE CORPORATION,

Petitioner,

v.

AMX CORPORATION,

Registrant.

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Cancellation No.: 92043784
Registration No. 2,867,510

REGISTRANT'S ANSWER TO PETITION FOR CANCELLATION

Registrant, AMX Corporation, by and through its attorneys, hereby submits its Answer in response to the Petition For Cancellation filed by Petitioner, Bose Corporation, as follows:

To the extent the introductory paragraph is construed to assert any substantive allegations to which a response is necessary, Registrant denies any such allegations. Regarding the numbered paragraphs set forth in the Petition for Cancellation, Registrant asserts:

1. With respect to paragraph 1, Registrant lacks knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 1 and accordingly denies those allegations of paragraph 1.

2. With respect to paragraph 2, Registrant admits that Bose is identified as the owner of Registration No. 1,622,251, issued November 13, 1990, for the mark LIFESTYLE in connection with, loud speaker systems; and Registration No. 2,108,847, issued October 28, 1997, for the mark LIFESTYLE in connection with music systems consisting of a loud speaker system and power amplifier and at least one of a CD player, tape player and radio tuner. As to the remaining allegations contained in Paragraph 2, Registrant lacks knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 2 and accordingly denies those allegations of paragraph 2.

3. With respect to paragraph 3, Registrant lacks knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 3 and accordingly denies those allegations of paragraph 3.

4. Registrant admits the allegations of paragraph 4.

5. Registrant admits the allegations of paragraph 5.

6. Registrant denies the allegations of paragraph 6.

7. Registrant denies the allegations of paragraph 7.

8. Registrant denies the allegations of paragraph 8.

9. Registrant denies that Petitioner is entitled to any of the relief requested in its Prayer.

AFFIRMATIVE AND OTHER DEFENSES

Registrant asserts the following affirmative and other defenses. Registrant does not intend hereby to assume the burden of proof with respect to those matters as to which, pursuant to law, Petitioner bears the burden.

FIRST DEFENSE

Petitioner lacks standing to bring and maintain its petition for cancellation, as Petitioner has not been and will not be damaged by the registration of Registrant's LIFESTYLES INTEGRATED LIVING BY AMX mark for any of the goods specified in Registrant's registration.

SECOND DEFENSE

Petitioner is barred from seeking cancellation of Registrant's registration under the doctrines of laches, estoppel and/or acquiescence.

THIRD DEFENSE

Petitioner fails to state a claim in its petition for cancellation for which relief can be granted.

Date: February 7, 2005

Respectfully submitted,



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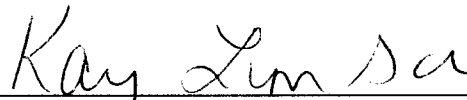
ATTORNEYS FOR REGISTRANT

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing *Registrant's Answer To Petition For Cancellation* was served upon counsel for Petitioner as indicated below on February 7, 2005:

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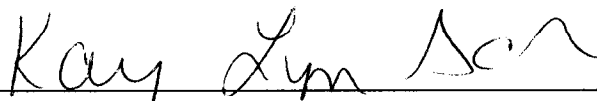
[VIA U.S. MAIL AND FACSIMILE]



Kay Lyn Schwartz, Attorney for Registrant

CERTIFICATE OF MAILING AND ELECTRONIC TRANSMISSION

I hereby certify that the foregoing *Registrant's Answer To Petition For Cancellation* is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Trademark Trial and Appeal Board, United States Patent and Trademark Office, P.O. Box 1451, Alexandria, VA 22313-1541 and is also being filed electronically with the United States Patent and Trademark Office, Trademark Trial and Appeal Board via the Electronic System for Trademark Trials and Appeals (ESTTA) on February 7, 2005.



Kay Lyn Schwartz, Attorney for Registrant