

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

In the matter of trademark registration
No. 2,989,935 - CLASSIC AMERICAN BLEND

TOP TOBACCO, L.P.,

Petitioner,

v.

NORTH ATLANTIC OPERATING CO., INC.,

Respondent.

Cancellation No. 92044953

76.357.525

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451
Attn: Box TTAB



12-12-2005

U.S. Patent & TMOtc/TM Mail Receipt #30

ANSWER TO PETITION TO CANCEL

Respondent North Atlantic Operating Co., Inc. ("Respondent") as an for its
Answers to Petitioner Top Tobacco's ("Petitioner") Petition to Cancel ("Petition")
Registration No. 2,989,935, do hereby states as follows:

Respondent denies the allegations set forth in the pre-ample to the Petition to
Cancel whereby Petitioner asserts it is injured by the continued registration of
Registration No. 2,989,935.

1. Respondent is without information sufficient to form a belief as to the
allegations set forth in the paragraph 1 of the Petition and, therefore, denies the same.

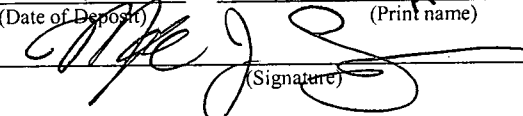
I hereby certify that this correspondence is being deposited with the U.S.
Postal Service as **First Class Mail** in an envelope addressed to Commissioner
for Trademarks, ~~2900 Crystal Drive, Arlington, Virginia 22202-3514~~ on
P.O. Box 1451, Alexandria, VA 22313-1451

12-7-05

(Date of Deposit)

Mark J. Spreiner

(Print name)


(Signature)

2. Respondent is without information sufficient to form a belief as to the allegations set forth in the paragraph 2 of the Petition and, therefore, denies the same.

3. As Petitioner has made multiple statements in paragraph 3 to the Petition, Respondent cannot provide a blanket admission or denial of the allegations contained therein, and, therefore, denies the same.

4. As Petitioner has made multiple statements in paragraph 4 to the Petition, Respondent cannot provide a blanket admission or denial of the allegations contained therein, and, therefore, denies the same.

5. As Petitioner has made multiple statements in paragraph 5 to the Petition, Respondent cannot provide a blanket admission or denial of the allegations contained therein, and, therefore, denies the same

6. As Petitioner has made multiple statements in paragraph 6 to the Petition, Respondent cannot provide a blanket admission or denial of the allegations contained therein, and, therefore, denies the same

7. Respondent denies the allegations set forth in paragraph 7 to the Petition.

8. Respondent is without information sufficient to form a belief as to the allegations set forth in the paragraph 8 of the Petition and, therefore, denies the same.

9. Respondent denies the allegations set forth in paragraph 9 to the Petition.

10. Respondent denies the allegations set forth in paragraph 10 to the Petition.

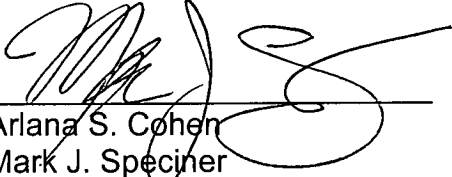
PRAYER FOR RELIEF

Respondent herein requests that the Petitioner's Petition be dismissed in its entirety.

Dated: December 7, 2005
New York, New York

Respectfully submitted,


By:


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CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of December, 2005, I placed a true and correct copy of the foregoing Answer to Petition to Cancel in the United States mail, postage prepaid, addressed to:

Lee J. Eulgen, Esq.
Neal, Gerber & Eisenberg, LLP
Two North LaSalle Street
Suite 2300
Chicago, IL 60602-3801



Mark J. Specner

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(Signature)