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

Proceeding	92045584
Party	Defendant PRAESIDIAN CAPITAL INVESTORS, L.P., AS ADMINISTRATIVE AGENT PRAESIDIAN CAPITAL INVESTORS, L.P., AS A ADMINISTRATIVE AGENT 30 BROAD STREET, 21ST FLOOR NEW YORK, NY 10004
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Submission	Answer
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Date	04/24/2006
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

LG ELECTRONICS U.S.A., INC.)	
and LG INFOCOMM U.S.A., INC.,)	
Petitioners)	Cancellation No. 92045584
)	Reg. No. 2,025,737
v.)	Reg. Date: December 24, 1996
)	Mark: LIFE IS GOOD
LIFE IS GOOD, INC.,)	Class: 025
Registrant)	

REGISTRANT'S ANSWER TO PETITION

Registrant Life is good, Inc. (“Registrant” or “Life is good”) answers the separately numbered allegations of the Petition as follows.

1. Admitted.
2. Admitted.
3. In response to the allegations of paragraph 3 of the Petition, Registrant states that the trademark application speaks for itself.
4. Registrant admits that, as far as its records indicate, Jacobs Gallery began using the LIFE IS GOOD mark on or about September of 1994.
5. Denied.
6. Admitted.
7. Admitted.
8. Registrant denies the allegations contained in the first sentence of paragraph 8 of the Petition. Registrant admits the allegations contained in the second sentence of paragraph 8 of the Petition.
9. Admitted, except that Registrant denies that Petitioners use “Life’s Good” as a tagline.

10. Denied.

FIRST GROUND

11. Registrant repeats and realleges its responses to paragraphs 1 through 10 of the Petition.

12. Denied.

13. Registrant admits that, as far as its records indicate, Jacobs Gallery began using the LIFE IS GOOD mark in September of 1994. Registrant denies the remaining allegations of paragraph 13 of the Petition.

14. Denied.

15. Denied.

16. Registrant admits that application serial number 75/066,995 matured into Reg. No. 2,025,737. Registrant denies the remaining allegations of paragraph 16 of the Petition.

17. Denied.

SECOND GROUND

18. Registrant repeats and realleges its responses to paragraphs 1 through 17 of the Petition.

19. Denied.

FIRST AFFIRMATIVE DEFENSE

The Petition is barred because of the incontestability of Registrant's mark.

SECOND AFFIRMATIVE DEFENSE

The Petition is barred because the Petitioners lack standing to seek cancellation of the

Registrant's trademark registration.

THIRD AFFIRMATIVE DEFENSE

The Petition should be stayed and/or dismissed due to the pendency of a prior action in the United States District Court for the District of Massachusetts between the parties.

FOURTH AFFIRMATIVE DEFENSE

The Petition is barred because of the Petitioners' conduct inconsistent with the Petition.

FIFTH AFFIRMATIVE DEFENSE

The Petition is barred because of waiver and/or estoppel.

SIXTH AFFIRMATIVE DEFENSE

The Petition is barred by acquiescence.

SEVENTH AFFIRMATIVE DEFENSE

The Petition is barred by laches.

EIGHTH AFFIRMATIVE DEFENSE

The Petition is barred due to the Petitioners' unclean hands and/or inequitable conduct.

WHEREFORE, Life is good, Inc. respectfully requests that the Board, after hearing:

A. Order that the Petition be dismissed with prejudice;

B. Order the Petitioners to pay the Registrant the costs of defending the Petition,
including reasonable attorneys' fees; and

C. Order such further relief as the Board deems just and appropriate.

LIFE IS GOOD, INC. ,
By its attorneys,

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