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

Proceeding	92046103
Party	Defendant BSH Bosch und Siemens Hausgerate GmbH BSH Bosch und Siemens Hausgerate GmbH HochstraBe 17 DEX 81669 Munchen,
Correspondence Address	LAWRENCE E. ABELMAN ABELMAN, FRAYNE & SCHWAB 150 E 42ND ST., FL 26 NEW YORK, NY 10017-5634  mamastrovito@lawabel.com
Submission	Answer
Filer's Name	Marie Anne Mastrovito
Filer's e-mail	mamastrovito@lawabel.com
Signature	/mam/
Date	11/08/2006
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

**In the Matter Of: Trademark Registration No. 2,909,454 for the mark SMART HOME AND DESIGN in the United States**

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<b>SMARTLABS, INC.</b>	:	
	:	
	:	
<b>Petitioner,</b>	:	
	:	
v.	:	<b>Cancellation No.92046103</b>
	:	
<b>BSH BOSCH UND SIEMENS HAUSEGERATE GMBH:</b>	:	
	:	
<b>Respondent.</b>	:	
	:	

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**RESPONDENT’S ANSWER TO PETITION TO CANCEL**

Respondent, BSH Bosch und Siemens Hausgerate GmbH, hereby answers the Petition for Cancellation of Smartlabs, Inc. in the captioned proceeding as follows.

1. Respondent is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 1 of the Petition to Cancel, and therefore denies same.
2. Respondent admits the allegations in Paragraph 2 of the Petition to Cancel.
3. Respondent is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 3 of the Petition to Cancel, and therefore denies same.
4. Respondent is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 4 of the Petition to Cancel, and therefore denies same.
5. Respondent denies the allegations in paragraph 5 of the Petition to Cancel.

As Paragraphs 6 and 7 of the Petition to Cancel contain requests for disposition rather than allegations, Respondent has not replied to these paragraphs.

WHEREFORE, Respondent requests that the Petition to Cancel be dismissed in its entirety.

Respectfully submitted,



**LAWRENCE E. ABELMAN**  
**MARIE-ANNE MASTROVITO**

**ABELMAN, FRAYNE & SCHWAB**  
**666 THIRD AVENUE**  
**NEW YORK, NEW YORK 10017**  
**(212) 949-9022**

*Attorneys for Respondent,*  
*BSH Bosch und Siemens Hausgerate GmbH*

Date: November 8, 2006

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing **ANSWER TO PETITION TO CANCEL** was served by first class mail, postage prepaid, this 8<sup>th</sup> day of November, 2006 upon counsel for Petitioner:

Veronica Colby Devitt, Esq.  
Thelen Reid & Priest LLP  
101 Second Street,  
Suite 1800  
San Francisco, CA 94105

  
**MARIE-ANNE MASTROVITO**