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Filing date: **03/16/2007**

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

Proceeding	92046822
Party	Defendant US JESCO INTERNATIONAL LTD. INC. US JESCO INTERNATIONAL LTD. INC. 1421 WESTWAY CIRCLE CARROLLTON, TX 75006
Correspondence Address	R. Bennett Ford, Jr. Roy, Kiesel, Keegan & Denicola, P.L.C. P.O. Box 15928, 2355 Drusilla Lane Baton Rouge, LA 70895-5928 UNITED STATES rbf@rkkdlaw.com
Submission	Answer
Filer's Name	R. Bennett Ford, Jr.
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Signature	/R. Bennett Ford, Jr./
Date	03/16/2007
Attachments	answer.pdf ( 3 pages )(131410 bytes )

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

Nilfisk-Advance, Inc.

Cancellation No. 92046822

Petitioner

Mark: EURO CLEAN

Versus

US Jesco International Ltd., Inc.

Registration No. 2,534,565

Registrant

**ANSWER**

Registrant, US Jesco International Ltd., Inc., through undersigned counsel, as its answer to the Petition for Cancellation, alleges as follows:

1. Registrant ADMITS that U.S. Registration No. 2,229,811 for the mark EUROCLEAN was registered on December 14, 1999, for use with “commercial vacuum cleaners” in International Class 7. Registrant lacks information sufficient to form a belief as to the ownership of this mark or whether it qualifies for incontestable status under 15 U.S.C. § 1065. Accordingly, the remainder of the allegation in paragraph 1 of the Petition are DENIED.
2. The allegations of paragraph 2 of the Petition are ADMITTED.
3. Registrant lacks information sufficient to form a belief as to the allegations of paragraph 3 of the Petition. Accordingly, the allegations of paragraph 3 of the Petition are DENIED.
4. The allegations of paragraph 4 of the Petition are DENIED.
5. Registrant lacks information sufficient to form a belief as to the allegations of paragraph 5 of the Petition . Accordingly, the allegations of paragraph 5 of the Petition are DENIED.
6. The allegations of paragraph 6 of the Petition are ADMITTED.

7. Registrant lacks information sufficient to form a belief as to the allegations of paragraph 7 of the Petition . Accordingly, the allegations of paragraph 7 of the Petition are DENIED.

8. The allegations of paragraph 8 of the Petition are ADMITTED.

9. The allegations of paragraph 9 of the Petition are DENIED.

10. The allegations of paragraph 10 of the Petition are DENIED.

11. The allegations of paragraph 11 of the Petition are DENIED.

12. The allegations of paragraph 12 of the Petition are DENIED.

13. The allegations of paragraph 13 of the Petition are DENIED.

14. The allegations of paragraph 14 of the Petition are DENIED.

All other allegations of the Petition, not expressly admitted above, are DENIED.

#### **AFFIRMATIVE DEFENSES**

1. Registrant alleges, on information and belief, that Petitioner's cancellation action is barred by laches.

2. Registrant alleges, on information and belief, that Petitioner's cancellation action is barred by equitable estoppel.

3. Registrant alleges, on information and belief, that Petitioner's cancellation action is barred by acquiescence.

4. In the alternative, Registrant is at least entitled to maintain a registration for the mark EURO CLEAN for use with "Non-commercial household cleaning products, namely PVA mops, chamois cloths, sponges and cleaning cloths" in International Class 021.

WHEREFORE, Registrant prays that Petition for Cancellation be dismissed with prejudice

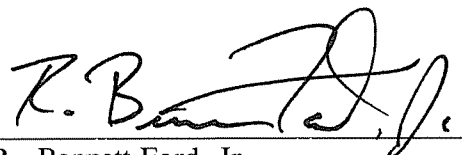
and that Registrant be granted all other forms of relief available to it.

Registrant appoints R. Bennett Ford, Jr., William David Kiesel, Neil Coig, Niti Duggal, Mark Thurmon, and Stephen Doody of the firm ROY, KIESEL, KEEGAN & DENICOLA, APLC, as its attorneys to transact all business in the United States Patent and Trademark Office relating to this matter with full power of substitution.

Please address all communication to R. Bennett Ford, Jr. at ROY, KIESEL, KEEGAN & DENICOLA, APLC, 2355 Drusilla Lane, Baton Rouge, Louisiana 70809, telephone (225) 927-9908, facsimile (225) 926-2685, email [rbf@rkkdlaw.com](mailto:rbf@rkkdlaw.com).

No fees are believed to be due in connection with this filing; however, if any are due, the Board is respectfully requested and authorized to charge the same to deposit account no. 18-2210.

RESPECTFULLY SUBMITTED:

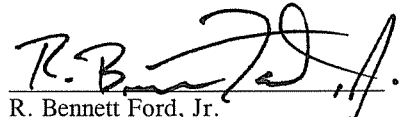


R. Bennett Ford, Jr.  
La. Bar Roll No. 24,093

March 16, 2007

**Certificate of Service**

I certify that a copy of the foregoing Answer was served electronically on counsel for Petitioner at the time this motion was filed.



R. Bennett Ford, Jr.

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