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

Proceeding	92048912
Party	Defendant Bodegas Portia, S.L.
Correspondence Address	Justin R. Young Dineff Trademark Law Limited 160 North Wacker Drive Chicago, IL 60606 UNITED STATES tmlaw@dineff.com
Submission	Answer
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Date	11/03/2008
Attachments	Answer to Cancellation #9208912 - 11-03-08.pdf ( 3 pages )(13447 bytes )

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

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Viñedos y Bodegas Corpora S.A.	)	
Petitioner	)	Cancellation No.: 92048912
	)	
v.	)	Registration No.: 3157121
	)	
Bodegas Portia, S.L.	)	
Registrant	)	
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Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

**REGISTRANT’S ANSWER TO PETITION FOR CANCELLATION**

Registrant, Bodegas Portia, S.L. (Registrant), for its answer to the Petition for Cancellation filed by Viñedos y Bodegas Corpora S.A. (Petitioner), against Registrant’s Registration No. 3157121 for its trademark “PORTIA”, pleads and avers as follows:

1. Answering Paragraph 1 of the Petition for Cancellation, Registrant does not have sufficient knowledge or information to form a belief as to the allegations contained therein and accordingly denies the allegations, leaving Petitioner to its strict proof at trial.
2. Answering Paragraph 2 of the Petition for Cancellation, Registrant does not have sufficient knowledge or information to form a belief as to the allegations contained therein and accordingly denies the allegations, leaving Petitioner to its strict proof at trial.
3. Answering Paragraph 3 of the Petition for Cancellation, Registrant does not have sufficient knowledge or information to form a belief as to the

allegations contained therein and accordingly denies the allegations, leaving Petitioner to its strict proof at trial.

4. Answering Paragraph 4 of the Petition for Cancellation, Registrant denies each and every allegation contained therein.

5. Registrant states that Paragraph 5 of the Petition for Cancellation has become moot and, thus, does not need to be addressed in this proceeding.

See the Board's order dated September 23, 2008.

In view of the foregoing, Registrant contends that this cancellation is groundless and baseless in fact; that Petitioner has not shown wherein it will be, or is likely to be, damaged by the registration of Registrant's mark; that Registrant's mark is manifestly distinct from any alleged mark of the Petitioner or any designation of the Petitioner; and Registrant prays that the Board dismiss this cancellation with prejudice and for such other relief as the Board may deem appropriate.

Bodegas Portia, S.L.  
By and through they attorney



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Dated: November 3, 2008

*Certificate of Service*

I hereby certify that, as agreed by the parties to the Cancellation Proceeding No. 92048912, a copy of the foregoing REGISTRANT'S ANSWER TO PETITION FOR CANCELLATION was served on this date November 3, 2008 upon Mr. Ralph H. Cathcart, Attorney for Petitioner, at his address of record by email as well as First-Class mail, postage prepaid, as follows:

Mr. Ralph H. Cathcart, Esq.  
Ladas & Parry LLP  
26 W. 61<sup>st</sup> St.  
New York, NY 10023



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