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

Proceeding	92050224
Party	Defendant Willis, Taun
Correspondence Address	Willis, Taun 25642 W. Dunlap Road Buckeye, AZ 85326 UNITED STATES
Submission	Answer
Filer's Name	Andrew P. Lahser
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Date	12/09/2008
Attachments	20081209Answer.pdf (3 pages)(105171 bytes)

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

Patrick Klos)	
)	Cancellation No. 92050224
Petitioner)	
)	Registration No. 3,377,588
v.)	
)	Date of Issue: Feb. 2, 2008
)	
Taun Willis)	Subject Mark: PHISHCOPS
)	
Registrant)	

REGISTRANT’S ANSWER TO PETITION FOR CANCELLATION

Registrant, Taun Willis, an individual with a mailing address of 10030 W. McDowell Rd #150-508, Avondale, AZ 85392, by and through his undersigned counsel, hereby respond to the petition for cancellation as follows:

Registrant is without knowledge or information sufficient to form a belief as to the unnumbered allegation of use of the mark “phishcop.net” of the petition for cancellation and therefore denies the same.

Registrant is without knowledge or information sufficient to form a belief as to the unnumbered allegation of confusion between the mark PHISHCOPS and “phishcops.net” and therefore denies the same.

Registrant admits the unnumbered allegation that Registrant has demanded that Petitioner cease use of the mark “phishcops.net”.

On information and belief, Registrant denies the unnumbered allegation that the Petitioner's first use predates the Registrant's first use.

AFFIRMATIVE DEFENSES

1. Respondent alleges that the grounds for opposition averred to in the unnumbered paragraph fail to state a claim for relief upon which relief can be granted.
2. Respondent alleges that the grounds for opposition set forth in the Notice of Opposition are barred by the equitable doctrine of unclean hands, laches, acquiescence and estoppel.
3. On information and belief, Respondent alleges Petitioner is not likely to be damaged by the registration of the mark PHISHCOPS, and therefore, lacks standing to cancel the registration of the same.
4. Respondent will assert any and all valid defenses which may be developed through discovery and/or the testimony periods in this Cancellation.

WHEREFORE, Registrant prays that the Cancellation be dismissed with prejudice.

Respectfully Submitted,



Andrew P. Lahser
Attorney for Registrant
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December 9, 2008
Date

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence is being transmitted to the United States Patent and Trademark Trial and Appeal Board using the Electronic System of Trademark Trials and Appeals (ESTTA) on **December 9, 2008**.



Andrew P. Lahser

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing **REGISTRANT'S ANSWER TO PETITION OF CANCELLATION** has been served on Patrick Klos by mailing said copy on **December 9, 2008**, or via first-class mail, postage prepaid to:

Patrick Klos
18 Farmhouse Rd.
Bedford, NH 03110
patrick@klos.com



Andrew P. Lahser