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

Proceeding	92055921
Party	Defendant Riowell, LLC
Correspondence Address	RIOWELL LLC 7230 EMPIRE CENTRAL DRIVE HOUSTON, TX 77040 UNITED STATES
Submission	Answer
Filer's Name	Ryan M. Kaiser
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Signature	/Ryan M. Kaiser/
Date	09/27/2012
Attachments	Answer.pdf ( 3 pages )(14282 bytes )

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

Tree Nut Organic, LLC	)	
	)	
Petitioner,	)	
	)	
V.	)	Cancellation No. 92,055,921
	)	
Riowell, LLC	)	
	)	
Registrant.	)	
	)	

**ANSWER TO PETITION FOR CANCELLATION**

Riowell, LLC (“Registrant”), by and through its attorneys, Amin Talati, LLC, hereby answers the Petition for Cancellation filed by Tree Nut Organic, LLC (“Petitioner”) against Registration No. 3,057,004 as follows:

1. Registrant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 1 of the Petition for Cancellation and therefore denies the allegations.
2. Registrant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 2 of the Petition for Cancellation and therefore denies the allegations.
3. Registrant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 3 of the Petition for Cancellation and therefore denies the allegations.
4. Registrant admits that it is a limited liability company, but denies the remaining allegations in Paragraph 4 of the Petition for Cancellation.

5. Denied.

6. Denied.

7. Registrant denies that it has abandoned Registrant's Mark. Registrant is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in Paragraph 7 of the Petition for Cancellation and therefore denies those allegations.

**AFFIRMATIVE DEFFENSES**

Registrant alleges the following affirmative defenses:

**FIRST AFFIRMATIVE DEFENSE**

Petitioner's Petition for Cancellation fails to state a claim for which relief can be granted.

Registrant reserves the right to bring additional affirmative defenses and counterclaims as it becomes aware of the grounds therefore. Registrant's investigation continues.

WHEREFORE, Registrant prays that the Petition for Cancellation be dismissed in its entirety.

**Respectfully submitted,  
AMIN TALATI, LLC**

By: /s/ Ryan M. Kaiser  
Ryan M. Kaiser  
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**ATTORNEYS FOR REGISTRANT**

Date: September 27, 2012

**CERTIFICATE OF SERVICE**

The undersigned attorney certifies that copies of the foregoing documents were served on the following attorneys and/or parties via U.S. First Class Mail and email today:

NICOLE GRUNFELD  
PATENT AUTHORITY LLC  
204 WEST 84TH STREET  
NEW YORK, NY 10024  
UNITED STATES

nicole@patentauthority.com

Executed on **September 27, 2012**, at Chicago, Illinois. I declare under penalty of perjury that the above is true and correct. I declare that I am employed in the office of Amin Talati, LLC at whose direction service was made.

By: s/ Ryan M. Kaiser  
Attorney for Registrant