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

Proceeding	92057816
Party	Defendant Kumho Electric, Inc.
Correspondence Address	Steven M. Rabin Rabin & Berdo, P.C. 1101 14th Street, NW, Suite 500 Washington, DC 20005 UNITED STATES salprin@rabinberdo.com
Submission	Answer
Filer's Name	M. Scott Alprin (for Attorney Rabin)
Filer's e-mail	salprin@rabinberdo.com
Signature	/M. Scott Alprin/
Date	02/12/2014
Attachments	B-K Lighting v. Kumho Electric - Answer - 2-12-14 - MSA PDF.pdf(9780 bytes)

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

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)	
B-K LIGHTING, INC.)	
)	
Petitioner,)	
)	
v.)	Cancellation No. 92057816
)	
)	
KUMHO ELECTRIC, INC.)	
)	
Registrant)	
)	
-----)	

ANSWER

COMES NOW the Registrant Kumho Electric, Inc. (“Registrant”), by and through counsel, and responds to the Petition for Cancellation filed by Petitioner B-K Lighting, Inc. (“Petitioner”), by responding to each enumerated paragraph of the said Petition. Any allegation in the Petition not specifically admitted herein is denied.

1. Registrant admits the allegations in Paragraph 1.
2. Assuming USPTO records are correct, Registrant admits the allegations in Paragraph 2.
3. Assuming USPTO records are correct, Registrant admits the allegations in Paragraph 3.
4. Registrant lacks sufficient knowledge and information upon which to form a belief as to the truth of the allegations contained in Paragraph 4, and therefore denies the same.
5. Registrant denies the allegations in Paragraph 5. It is noted that Registrant claimed the date of first use anywhere and first use in commerce was *at least as early as* March 18, 2008.
6. Registrant lacks sufficient knowledge and information upon which to form a belief as to the truth of the allegations contained in Paragraph 6, and therefore denies the same.
7. Registrant lacks sufficient knowledge and information upon which to form a belief as to the truth of the allegations contained in Paragraph 7, and therefore denies the same.
8. Registrant lacks sufficient knowledge and information upon which to form a belief as to the truth of the allegations contained in Paragraph 8, and therefore denies the same.
9. Registrant denies the allegations in Paragraph 9.
10. Registrant denies the allegations in Paragraph 10.

WHEREFORE, Registrant denies the allegations in the final paragraph of the Petition to Cancel and respectfully prays that Judgment be entered for Registrant and against Petitioner in this proceeding, that the Petition be dismissed, and that Registrant's mark be allowed to continue to exist on the Principal Register.

Registrant will assert any affirmative defense or permissive counterclaim that may be developed throughout discovery and testimony periods in this proceeding.

Respectfully submitted,

KUMHO ELECTRIC, INC.

Date: February 12, 2014

/M. Scott Alprin/
Steven M. Rabin
M. Scott Alprin
Attorneys for Registrant
RABIN & BERDO, P.C.
Suite 500, 1101 14th Street, NW
Washington, D.C. 20005
Tel: (202) 371-8976
Fax: (202) 408-0924

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Answer has been served on Petitioner by sending a copy to counsel for Petitioner, Jaye G. Heybl, Esq., via e-mail, on February 12, 2014, to:

jheybl@koppelpatent.com

/M. Scott Alprin/
M. Scott Alprin