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Filing date: **10/22/2013**

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

Proceeding	92057934
Party	Defendant Sensa Products LLC
Correspondence Address	SENSA PRODUCTS LLC 2301 ROSECRANS AVENUE, SUITE 4100 EL SEGUNDO, CA 90245 UNITED STATES
Submission	Answer
Filer's Name	Jeanne Bartlett
Filer's e-mail	trademarks@ipla.com
Signature	/Jeanne Bartlett/
Date	10/22/2013
Attachments	Answer 092 (10-17-13).pdf(16622 bytes)

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

SENSA, INC.,)	
)	Cancellation No. 92057934
)	
Petitioner,)	
)	Mark: SENSA
v.)	Reg. No. 3583092
)	Reg. Date: March 3, 2009
SENSA PRODUCTS, LLC,)	
)	
Respondent.)	
)	
)	
)	
)	
)	

ANSWER TO PETITION FOR CANCELLATION

Respondent Sensa Products, LLC (“Respondent”), by and through its attorneys, denies that its U.S. Trademark Registration No. 3583092 (the “Registration”) infringes or dilutes any purported rights in Petitioner Sensa, Inc.’s (“Petitioner”) U.S. Trademark Registration No. 2027431 (“Petitioner’s Mark”), and further denies that Petitioner is and/or will be damaged by the continued registration of the Registration. Respondent hereby answers Petitioner’s Petition for Cancellation as follows:

1. Denied.
2. Paragraph 2 contains averments in the form of a single, unintelligible sentence fragment. Respondent lacks knowledge sufficient to form a belief as to the truth of these averments contained in paragraph 2, and therefore denies them.

3. Denied.

AFFIRMATIVE DEFENSES

Failure to State a Claim for Relief

1. Petitioner has failed to state facts sufficient to constitute a basis for relief as Respondent is the owner of record for the Registration, and there is no likelihood of confusion with or dilution of Petitioner's Mark.

Waiver

2. Petitioner's alleged claims are barred by the doctrine of waiver.

Laches

3. Petitioner's alleged claims are barred by the doctrine of laches.

Estoppel

4. Petitioner's alleged claims are barred by the doctrine of estoppel.

Acquiescence

5. Petitioner's alleged claims are barred by the doctrine of acquiescence.
6. Respondent gives notice that it intends to rely on any additional affirmative defenses that become available or apparent through discovery and the factual development in this case or otherwise, and thus reserves the right to amend this Answer to assert such additional and/or different defenses.

WHEREFORE, Respondent prays that the Petition for Cancellation be denied and that judgment be entered in favor of Respondent.

Dated: October ____, 2013

Respectfully submitted,

/Noel K. Egnatios/

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Certificate of Service

I hereby certify that on October __, 2013, a copy of the foregoing was sent by U.S. mail to the following correspondent of record:

Timothy M. MacIvor
SENSA, Inc.
1401 Bay Road, Suite 310
Miami Beach, FL 33139-3781
United States

/Noel K. Egnatios/

Noel K. Egnatios