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

Proceeding	92063801
Party	Defendant LVD Acquisition, LLC
Correspondence Address	LVD ACQUISITION LLC 222 E CAMPUS VIEW BLVD COLUMBUS, OH 43235 UNITED STATES
Submission	Answer
Filer's Name	Melissa Rogers McCurdy
Filer's e-mail	trademarks@standleyllp.com,mmccurdy@standleyllp.com
Signature	/Melissa Rogers McCurdy/
Date	07/07/2016
Attachments	Answer of LVD.pdf(29823 bytes)

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

IN THE MATTER OF REGISTRATION NO.: 717,876

MARK: AQUARIUS

Swift Green Filters Ltd.,
Petitioner,

v.

LVD Acquisition, LLC,
Registrant.

CANCELLATION NO. 92063801

REGISTRANT'S ANSWER

Registrant LVD Acquisition, LLC (“Registrant”), through its undersigned counsel, for its Answer to the Petition for Cancellation (“Petition”) by Swift Green Filters Ltd. (“Petitioner”), states as follows:

1. Registrant denies having knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 1 of the Petition and therefore denies the same.
2. Registrant admits the allegations contained in Paragraph 2 of the Petition.
3. Registrant denies having knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 3 of the Petition and therefore denies the same.
4. Registrant denies having knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 4 of the Petition and therefore denies the same.

ANSWER TO ALLEGATIONS PERTAINING TO ABANDONMENT

5. Registrant denies the allegations contained in paragraph 5 of the Petition.
6. Registrant denies the allegations contained in paragraph 6 of the Petition.
7. Registrant denies that the AQUARIUS mark is not in use on its website. Registrant denies having knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 7 of the Petition and therefore denies the same.
8. Registrant denies that its AQUARIUS water coolers are not available for purchase in the United States and further denies that they have not been available for purchase in the United States for several years. Registrant denies having knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 8 of the Petition and therefore denies the same.
9. Registrant admits that its registration gives it at least a *prima facie* exclusive right in the AQUARIUS mark. Registrant denies having knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in paragraph 9 of the Petition and therefore denies the same.
10. Registrant denies having knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 10 of the Petition and therefore denies the same.
11. Registrant denies the allegations contained in Paragraph 11 of the Petition.
12. Registrant denies the allegations contained in Paragraph 12 of the Petition.

WHEREFORE, Registrant requests that the Petition be dismissed.

Respectfully submitted,

LVD Acquisition, LLC

Dated: July 7, 2016

By: /Jeffrey S. Standley/

Jeffrey S. Standley
Melissa A. Rogers McCurdy
STANDLEY LAW GROUP LLP
6300 Riverside Drive
Dublin, Ohio 43017
Telephone: (614) 792-5555
Facsimile: (614) 792-5536
E-mail: mmccurdy@standleyllp.com
E-mail: jstandley@standleyllp.com

CERTIFICATE OF SERVICE

I hereby certify that I have caused a true and correct copy of the foregoing REGISTRANT'S ANSWER to be served, via first class mail, postage prepaid, on this 7th day of July 2016, to Petitioner at the address identified on the US Patent and Trademark Office's TARR database as follows:

Joshua M. Gerben, Esq.
Eric J. Perrott, Esq.
Attorneys for Petitioner
Gerben Law Firm, PLLC
1050 Connecticut Ave NW
Suite 500
Washington, DC 20036

/Melissa Rogers McCurdy/