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

Proceeding	92064434
Party	Defendant Credibility, LLC
Correspondence Address	CREDIBILITY LLC 1656 W REUNION AVE, STE 100 SOUTH JORDAN, UT 84095 UNITED STATES
Submission	Answer
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Date	10/25/2016
Attachments	ANSWER - CRED3.pdf(943469 bytes )

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

Reg. No. 4,891,135  
Mark: CRED3  
Registrant: Credwall, LLC  
Reg. Date: January 26, 2016

CO.SI Ventures, Inc.	)	
	)	
Petitioner,	)	Cancellation No. 92064434
	)	
v.	)	
	)	
Credibility, LLC	)	
	)	
Registrant.	)	
	)	

**ANSWER TO PETITION FOR CANCELLATION**

Credwall, LLC (“Registrant”), the current registrant of record by assignment of the subject registration, U.S. Registration No. 4,891,135, by its attorneys, hereby submits this answer to the Petition for Cancellation filed by CO.SI, Inc. against Registration No. 4,891,135 which registered on January 26, 2016 for the word mark “CRED3”, for use with certain goods and services in International Classes 9, 35, and 42 (the “Registration”), and pleads as follows:

1. Registrant lacks sufficient information to admit or deny the averments in paragraph 1 and, therefore, denies the same.
2. Registrant denies the averments in paragraph 2. Registrant admits that at the time Petitioner filed its Petition for Cancellation, Credibility, LLC was the registrant of record at the United States Patent and Trademark Office of the Registration, because relevant assignments of the Registration had not then been recorded. The Registration and certain other registered marks

and assets of Credibility, LLC were by agreements signed and dated on or about March 14, 2016, assigned by Credibility, LLC to Stuart L. Parker, which trademark assignment for the Registration was duly filed for recordation with the United States Patent and Trademark Office on October 25, 2016. Further, by assignment agreement also filed for recordation with the United States Patent and Trademark Office on October 25, 2016, Stuart L. Parker duly assigned the Registration to Credwall, LLC effective as of April 25, 2016. Credwall, LLC is a limited liability company organized under the laws of the State of Utah on April 25, 2016 to own certain of the assets of, and to carry on certain of the business of, Credibility, LLC. Some of that ongoing business of Credwall, LLC includes ongoing use of the Registration. The Registration has not been out of continuous use for three years such that there is no presumption that the Registration has been abandoned or that there is any presumption of an intention to do so. Nether Credibility, LLC, nor Stuart L. Parker, nor Credwall, LLC, have, or have had, any intention to abandon the Registration.

3. Registrant lacks sufficient information to admit or deny the averments in paragraph 3 and, therefore, denies the same.

4. Registrant admits that Credibility, LLC has discontinued use of the mark "CRED3" effective as of March 14, 2016, but denies the remainder of the averments in paragraph 4, and denies that there are any factual or legal grounds for cancelation of the Registration.

5. Registrant admits that Credibility, LLC has discontinued use of the mark "CRED3" effective as of March 14, 2016, but denies the remainder of the averments in paragraph 5, and denies that there are any factual or legal grounds for cancelation of the Registration.

6. Registrant admits that Credibility, LLC has been voluntarily dissolved as a Utah limited liability company and has expired as of April 13, 2016, but denies the remainder of the averments in paragraph 6.

7. Registrant denies the averments in paragraph 7.

8. Registrant lacks sufficient information to admit or deny the averments in paragraph 8 and, therefore, denies the same.

Registrant denies any averments in the Petition for Cancellation not specifically admitted or denied herein above. In view of the foregoing, Registrant submits that this Cancellation is groundless and baseless in fact and that Petitioner has not shown that it has been, will or is likely to be damaged by Registrant's registration and continued use of Registrant's mark with the goods for which it is registered, or that Petitioner has any legal right or priority to cancel the Registration on any grounds.

Respectfully submitted,

CREDWALL, LLC

Dated October 25, 2016

By



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Attorneys for Registrant


**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing **ANSWER TO PETITION FOR CANCELLATION** has served via email and U.S. Mail on this 25th day of October, 2016, upon:

Email: opposition@stetinalaw.com; etanezaki@stetinalaw.com

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Dated October 25, 2016

By 

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