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

Proceeding	92069464
Party	Defendant Guillermo Amtmann
Correspondence Address	GUILLERMO AMTMANN 3 RIVERWAY SUITE 500 HOUSTON, TX 77056 UNITED STATES rachel.miller@gammaholdings.com no phone number provided
Submission	Answer
Filer's Name	Erik J. Osterrieder
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Signature	/Erik J. Osterrieder/
Date	09/19/2018
Attachments	Answer.pdf(22359 bytes)

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

BANANA BAG SOLUTIONS LLC	§	
Petitioner,	§	
	§	
v.	§	Cancellation No. 92069464
	§	
AMTMANN, GUILLERMO,	§	Reg. No.: 5,273,927
Registrant.	§	Mark: BANANA BAG
	§	Reg. Date: August 29, 2017

ANSWER

Registrant Guillermo Amtmann (“Registrant”), through its undersigned attorney, timely files this Answer to the Petition for Cancellation (“Petition”) filed by Banana Bags Solutions, LLC (“Petitioner”).

1. As to the unnumbered paragraphs above Count I in the Petition, the first sentence is admitted.
As to the remainder, these are Petitioner’s alleged factual representations requiring neither denial nor admission, but to the extent that such is required, these are denied.
2. As to numbered paragraph 1 of the Petition, it is admitted.
3. As to numbered paragraph 2 of the Petition, it is denied.
4. As to numbered paragraph 3 of the Petition, the first sentence is admitted and the other two sentences are denied.
5. As to numbered paragraph 4 of the Petition, it is denied.
6. As to numbered paragraph 5 of the Petition, it is denied.
7. As to numbered paragraph 6 of the Petition, it is denied.
8. As to numbered paragraph 7 of the Petition, it is denied.

9. As to numbered paragraph 8 of the Petition, it is denied.
10. As to numbered paragraph 9 of the Petition, it is denied.
11. As to numbered paragraph 10 of the Petition, it is denied.
12. As to numbered paragraph 11 of the Petition, it is denied.
13. As to numbered paragraph 12 of the Petition, it is denied.
14. As to numbered paragraph 13 of the Petition, it is denied.
15. As to the last two unnumbered paragraphs of the Petition, these are denied.

PRAYER

WHEREFORE, because Registrant has registered its mark properly and/or Petitioner is not damaged by Registrant's mark, then Registrant respectfully requests that the TTAB dismiss with prejudice this cancellation against Registrant's mark and sustain its registration.

Respectfully submitted,

Dated: September 19, 2018

By: /Erik J. Osterrieder/
Erik J. Osterrieder
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ATTORNEY FOR REGISTRANT

CERTIFICATE OF TRANSMISSION

This is to certify that a true and correct copy of the foregoing **ANSWER** was transmitted, via ESTTA, to the Trademark Trial and Appeal Board, on the date of signing below:

Brian S. Steinberger: brianss@vol.com

Dated: September 19, 2018

By: /Erik J. Osterrieder/
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ATTORNEY FOR REGISTRANT

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing **ANSWER** was served via email on Petitioner at:

Brian S. Steinberger: brianss@vol.com

Dated: September 19, 2018

By: /Erik J. Osterrieder/
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