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

Proceeding	92071210
Party	Defendant Enseo, Inc.
Correspondence Address	ENSEO INC 1680 PROSPECT DRIVE SUITE 100 RICHARDSON, TX 75081 UNITED STATES no email provided no phone number provided
Submission	Answer
Filer's Name	/Scott T. Griggs/
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Date	06/10/2019
Attachments	Answer.pdf(70458 bytes)

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

Registration No. 5,438,469
Mark: MOSAIC (Stylized/Design)
Registered: April 3, 2018

Registration No. 5,595,920
Mark: MOSAIC (Stylized/Design)
Registered: October 30, 2018

RLP Ventures, LLC

Petitioner,

v.

Enseo, Inc.,

Registrant.

Cancellation No.: 92071210

**REGISTRANT’S ANSWER AND RESPONSE
TO PETITIONER’S PETITION FOR CANCELLATION**

Registrant, Enseo, Inc. (“Registrant”), hereby answers and responds to the Petition for Cancellation filed by Petitioner, RLP Ventures, LLC (“Petitioner”), as follows:

1. Registrant lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 1 of the Petition for Cancellation and therefore denies same, leaving Petitioner to their proofs.

2. Registrant lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 2 of the Petition for Cancellation and therefore denies same, leaving Petitioner to their proofs.

3. Registrant lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 3 of the Petition for Cancellation and therefore denies same, leaving Petitioner to their proofs.

4. Registrant lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 4 of the Petition for Cancellation and therefore denies same, leaving Petitioner to their proofs.

5. Registrant lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 5 of the Petition for Cancellation and therefore denies same, leaving Petitioner to their proofs.

6. Registrant admits the following:

(a) Application No. 87/226,106 is for MOSAEC for computer application software for desktop computers and mobile devices, namely, software for compilations, rankings, ratings, reviews, referrals and recommendations relating to entertainment, film, fine arts, museums, literature, culture, music ,sports, fashion, theater, dance, restaurants, recreation and leisure activities; computer application software for desktop computers and mobile devices, namely, software for entering, accessing and tracking data related to entertainment, film, fine arts, museums, literature, culture, music, sports, fashion, theater, dance, restaurants, recreation, leisure activities and social networking; computer application software for desktop computers and mobile devices, namely, software for uploading, posting, showing, displaying, tagging, blogging, sharing or otherwise providing electronic media or information over the Internet or other communications network; computer application software for desktop computers and mobile devices, namely, software for displaying and sharing a user's location and finding, locating, and interacting with other users and places; computer software to enhance the audio-

visual capabilities of multimedia applications, namely, for the integration of text, audio, graphics, still images and moving pictures; downloadable electronic newsletters in the field of entertainment, film, fine arts, museums, literature, culture, music, sports, fashion, theater, dance, restaurants, recreation and leisure activities; downloadable mobile applications for entering, accessing and tracking data related to entertainment, film, fine arts, museums, literature, culture, music, sports, fashion, theater, dance, restaurants, recreation, leisure activities and social networking; computer e-commerce software to allow users to perform electronic business transactions via a global computer network., in International Class 009;

(b) Registration No. 5,409,856 is for MOSAEC for entertainment services, namely, providing information by means of a global computer network in the fields of celebrities, entertainment, and popular culture; Entertainment services, namely, providing on-line reviews of entertainment, film, fine arts, museums, literature, culture, music, sports, fashion, theater, and dance; Providing a website featuring entertainment information in the field(s) of entertainment, film, fine arts, museums, literature, culture, music, sports, fashion, theater, dance, and news; Providing information, news and commentary in the field of entertainment; Providing information, news and commentary in the field of recreation and leisure activities; Provision of information relating to children's entertainment, in International Class 041;

(c) Registration No. 5,284,032 is for MOSAEC for providing temporary use of a non-downloadable web application for posting, searching, accessing, sharing, and tracking reviews, ratings, referrals, recommendations, and other information as well as advertising, uploading photos, adding videos, finding, locating, and interacting with other users, related to entertainment, film, fine arts, museums, literature, culture, music, sports, fashion, theater, dance, restaurants, recreation and leisure activities, in International Class 042; and

(d) Registration No. 5,335,465 is for MOSAEC for providing information in the field of temporary lodging and accommodations for travelers; Providing information, news and commentary in the field of dining, in International Class 043.

With respect to the other allegations recited in paragraph 6, Registrant lacks knowledge or information sufficient to form a belief as to the truth of the allegations recited in paragraph 6 of the Petition for Cancellation and therefore denies same, leaving Petitioner to their proofs.

7. Registrant admits the allegations contained in paragraph 7 of the Petition for Cancellation.

8. Registrant admits the allegations contained in paragraph 8 of the Petition for Cancellation

9. Registrant admits Registration No. 5,438,469 – Statements of Use dated July 25, 2017 and February 7, 2018 and use in interstate commerce since at least as early as July 14, 2017; and Registration No. 5,595,920 – Statement of Use dated September 17, 2018 and use in interstate commerce since at least as early as September 17, 2018.

With respect to the other allegations recited in paragraph 9, Registrant reserves the right to demonstrate and prove dates earlier than July 14, 2017 and September 17, 2018 for the purpose of priority with respect to the goods in International Class 9.

10. Registrant admits the allegations contained in paragraph 10 of the Petition for Cancellation.

11. Registrant denies the allegations contained in paragraph 11 of the Petition for Cancellation.

12. Registrant denies the allegations contained in paragraph 12 of the Petition for Cancellation.

13. Registrant denies the allegations contained in paragraph 13 of the Petition for Cancellation.

14. Registrant denies the allegations contained in paragraph 14 of the Petition for Cancellation.

15. Registrant denies the allegations contained in paragraph 15 of the Petition for Cancellation.

16. Registrant denies the allegations contained in paragraph 16 of the Petition for Cancellation.

17. Registrant denies the allegations contained in paragraph 17 of the Petition for Cancellation.

18. Registrant denies the allegations contained in paragraph 18 of the Petition for Cancellation.

19. Registrant denies the allegations contained in paragraph 19 of the Petition for Cancellation.

20. Registrant denies the allegations contained in paragraph 20 of the Petition for Cancellation.

21. Registrant denies the allegations contained in paragraph 21 of the Petition for Cancellation.

22. Registrant admits the allegations contained in paragraph 22 of the Petition for Cancellation.

23. Registrant admits the allegations contained in paragraph 23 of the Petition for Cancellation.

24. Registrant denies the allegations contained in paragraph 24 of the Petition for Cancellation.

25. Registrant denies the allegations contained in paragraph 25 of the Petition for Cancellation.

26. Registrant denies the allegations contained in paragraph 26 of the Petition for Cancellation.

27. Registrant denies the allegations contained in paragraph 27 of the Petition for Cancellation.

28. Registrant denies the allegations contained in paragraph 28 of the Petition for Cancellation.

DEFENSES

29. Further responding to the Petition to Cancel, Registrant asserts the following defenses and reserves the right to amend its Answer to assert additional defenses as additional information becomes available:

First Defense

30. Petitioner's request for relief is barred in whole or part by the equitable doctrine of laches and acquiescence.

Second Defense

31. Petitioner's request for relief is barred in whole or part by the equitable doctrine of unclean hands.

Third Affirmative Defense

32. Petitioner's request for relief is barred in whole or part by the equitable doctrine of estoppel.

PRAYER FOR RELIEF

WHEREFORE, Registrant denies that Petitioner is entitled to a judgment in their favor and denies that Petitioner is entitled to their relief requested.

Dated: June 10, 2019.

Respectfully submitted,

/Scott Griggs/

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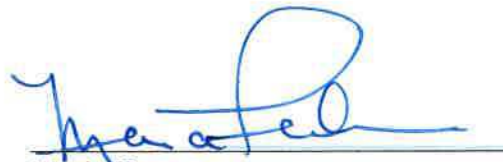
CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 10th day of June 2019, the foregoing Registrant's Answer and Response to Petitioner's Petition for Cancellation is being deposited with the United States Patent and Trademark Office, Trademark Trial and Appeal Board via electronic filing through their website at <http://estta.uspto.gov> and served upon Petitioner's counsel of record via electronic mail:

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Date: June 10, 2019

By:



Maria Tedesco