

ESTTA Tracking number: **ESTTA1111891**

Filing date: **02/03/2021**

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

Proceeding	92072082
Party	Plaintiff Absolute Computer Technologies, Inc. dba ACT Inc.
Correspondence Address	VERONICA A WILLIAMS ABSOLUTE COMPUTER TECHNOLOGIES INC DBA ACT INC 541 SCOTLAND ROAD SOUTH ORANGE, NJ 07079 UNITED STATES Primary Email: finance@ACT-IT.com Secondary Email(s): vawilliams@aol.com 973-762-4100
Submission	Other Motions/Submissions
Filer's Name	Veronica Ann Williams
Filer's email	finance@ACT-IT.com, vawilliams@ACT-IT.com
Signature	/Veronica A. Williams/
Date	02/03/2021
Attachments	Petition-to-Cancel_DITcopycat-mark-Response-to-LOreal-2-1-21-filing_2 - 3-21.pdf(33109 bytes)

UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

In re: Registration No. 4890065
Registered 19 January 2016

**ABSOLUTE COMPUTER
TECHNOLOGIES, INC.**

Petitioner,

-against-

L'Oreal USA Creative, Inc.

Respondent.

Cancellation No.: 92072082

PETITIONER'S RESPONSE TO RESPONDENT'S FILING DATED 1/5/21
REITERATE POSITION IN FILING DATED JANUARY 11, 2021

The Respondent's filing is an admirable display of the Rules of Federal Procedure and legal citations. The four members of the Respondent's legal team that I have identified, thus far, have excellent credentials and strong track records. I am proceeding as a Pro Se petitioner because the Respondent's actions have stifled revenue generation of my firm and, thus, the ability to hire a law firm that can defend against the resources employed by the Respondent.

This Petitioner has always, and continues to, conduct herself in an honest and forthright manner. It is the Petitioner's expectation that the Respondent will do the same.

It has long been my understanding that communications and documents between parties do not have to conform to the Federal Rules of Civil Procedure. That is why after agreeing to communicate directly with the Respondent's attorneys, I researched communications protocol between parties in US Patent and Trademark Office (USPTO) Petitions. I confirmed that communications between parties did not have to follow any rules, including the Rules of Federal Civil Procedure. I can produce a series of original digital emails with the Respondent's attorneys in which information is exchanged. This and other communications confirm that the Respondent accepted communications between our parties. These emails and other exchanges will be provided to the Trademark and Appeal Board if necessary.

The Respondent's insufficient response and extra filings are the only reason the Petitioner requested more time. The Petitioner reaffirms our filing dated January 11, 2021 in its entirety. The claims by the Respondent that the Petitioner's substantiated positions are "baseless" are incorrect. The Petitioner presents facts that are not intended to be inflammatory, rather to pursue the truth. The Petitioner refutes the Respondent's positions in its February 1, 2012 filing. This misunderstood response is further evidence that USPTO facilitation is required.

Once the Respondent learned that the Petitioner had substantiated reasons for being far apart, the legal team increased and open communications ceased. Rather than engage in a transparent and forthright discovery so that both parties can clearly see their positions and negotiate a win-win settlement, the Respondent has engaged in legal gamesmanship. This only consumes more time. The Petitioner hopes that engaging a US Patent and Trademark Office (USPTO) facilitator will result in a fair and expeditious process.

WHEREFORE, Petitioner respectfully confirms that all information herein is true and shall await response from the USPTO Board of Appeals.

Respectfully submitted,

Date: 3 February 2021

By: s/Veronica Ann Williams/
Veronica A. Williams
Pro Se Petitioner

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**ABSOLUTE COMPUTER
TECHNOLOGIES, INC.**

Petitioner,

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L'Oreal USA Creative, Inc.

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Cancellation No.: 92072082

CERTIFICATION OF SERVICE

I, Veronica Williams, certify that on this 3rd day of February 2021, a true and correct copy of this document will be sent to the parties via the method and as addressed below:

Via Email Barbara A. Solomon Partner Fross Zelnick Lehrman & Zissu, P.C. 151 West 42 nd St., 17 th Fl. New York, NY 10036 Phone (212) 813-5900 Email bsolomon@fzlz.com	Via Email Jason D. Jones Partner Fross Zelnick Lehrman & Zissu, P.C. 151 West 42 nd St., 17 th Fl. New York, NY 10036 Phone (212) 813-8279 Email jjones@fzlz.com	Via Email Daniel M. Nuzzaci Partner Fross Zelnick Lehrman & Zissu, P.C. 151 West 42 nd St., 17 th Fl. New York, NY 10036 Phone (212) 813-8279 Email dnuzzaci@fzlz.com
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Respectfully submitted,

Veronica A. Williams
Pro Se Petitioner
/s/ Veronica A. Williams
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