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

Proceeding	92074426
Party	Defendant Adam B. Grimm
Correspondence Address	MICHAEL J HOISINGTON HIGGS FLETCHER & MACK LLP 401 WEST A STREET SUITE 2600 SAN DIEGO, CA 92101 UNITED STATES Primary Email: trademarks@higgslaw.com Secondary Email(s): mhoisington@higgslaw.com 619-236-1551
Submission	Answer
Filer's Name	Michael J. Hoisington
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Signature	/Michael J. Hoisington/
Date	07/16/2020
Attachments	Answer filed 7162020.pdf(17749 bytes)

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

Gibson Brands, Inc.

Petitioner,

v.

Adam B. Grimm dba Satellite Amplifiers

Registrant.

Cancellation No.: 92074426
Regarding Reg. No. 5402523

REGISTRANT’S ANSWER TO PETITIONER’S PETITION FOR CANCELLATION

Registrant Adam B. Grimm dba Satellite Amplifiers (“Registrant” or “Satellite”), by its counsel, responds as follows to the numbered paragraphs of the Petition for Cancellation:

1. Admitted.
2. Admitted.
3. Admitted.
4. Registrant is presently without knowledge or information sufficient to form a belief as to the allegations in Paragraph 4 and on that basis denies them.
5. Denied.
6. Registrant is presently without knowledge or information sufficient to form a belief as to the allegations in Paragraph 6 and on that basis denies them.
7. Registrant is presently without knowledge or information sufficient to form a belief as to the allegations in Paragraph 7 and on that basis denies them.
8. Denied.
9. Registrant admits the parties’ goods are closely related and promoted through the same channels of trade and denies the remaining allegations in Paragraph 9.
10. Denied.

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AFFIRMATIVE DEFENSES

1. Petitioner has abandoned any rights it had by not using the mark in commerce for over 3 years.
2. Laches, based on Petitioner's unreasonable delay of over 3 years despite indisputable knowledge of Registrant's registration and use of the Coronet® trademark with guitars. Petitioner was observed at the January 2017 winter NAMM show investigating and taking pictures of the Registrant's Coronet branded guitars.
3. Unclean hands based on Petitioner's unreasonable delay of over 3 years despite indisputable knowledge of Registrant's registration and use of the Coronet trademark with guitars. Petitioner was observed at the January 2017 winter NAMM show investigating and taking pictures of the Registrant's Coronet branded guitars.

Registrant reserves the right to assert additional affirmative defenses which may come to light during this proceeding.

PRAYER FOR RELIEF

WHEREFORE, Registrant prays that the Petition be denied, and judgement entered against Petitioner dismissing the Petition with prejudice.

DATED: July 16, 2020

HIGGS, FLETCHER & MACK LLP

By: 


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ATTORNEYS FOR REGISTRANT

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CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Registrant's Answer to Petitioner's Petition for Cancellation was served on July 16, 2020 to Andrea E. Bates, Esq. via email at abates@bates-bates.com, kdawswon@bates-bates.com, rberkowitz@bates-bates.com, ckoerner@bates-bates.com.

Dated: July 16, 2020

By:  _____

Dai M. Norman, Paralegal