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Filing date: **12/17/2021**

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

Proceeding	92078410
Party	Defendant JEAN ROYERE SAS
Correspondence Address	JEAN ROYERE SAS 320 RUE SAINT-HONORÉ# F-75001 PARIS FRANCE Primary Email: cazaux@plass.com No phone number provided.
Submission	Answer
Filer's Name	Amanda V. Dwight
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Signature	/amanda dwight/
Date	12/17/2021
Attachments	Response to Petition to Cancel.pdf(119338 bytes)

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

EDITION MODERN)	Opposition No.:	92078410
)	Registration No.:	6197569
Petitioner,)	Mark:	JEAN ROYERE
)		
v.)		
)		
JEAN ROYERE SAS)		
)		
Registrant)		
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REGISTRANT’S RESPONSE TO PETITIONER’S PETITION TO CANCEL

Registrant, Jean Royere SAS (“Registrant”), by and through its counsel, for its Response to Edition Modern (“Petitioner”) in the above proceeding, states as follows:

1. Registrant has insufficient knowledge or information as to the truth of the allegations of Paragraph 1 and therefore denies them.
2. Registrant states that Registration No. 6197569 (designated Application Serial No. 79275179) speaks for itself and denies the allegations of Paragraph 2 that are inconsistent with the same.
3. Registrant states that International Registration No. 1506049 speaks for itself and denies the allegations of Paragraph 3 that are inconsistent with the same.
4. Registrant admits the allegations of Paragraph 4.
5. Registrant denies the allegations of Paragraph 5.
6. Registrant denies the allegations of Paragraph 6.
7. Registrant denies the allegations of Paragraph 7.
8. Registrant denies the allegations of Paragraph 8.

9. Registrant admits it has sent communications to Petitioner regarding Petitioner's infringement of Registrant's intellectual properties. Registrant denies the remaining allegations of Paragraph 9.

10. Registrant denies the allegations of Paragraph 10.

Affirmative Defenses

In further answer to Petitioner's Petition, Registrant asserts that:

Affirmative Defense No. 1: Petitioner's alleged use of "JEAN ROYERE" does not constitute trademark use.

Affirmative Defense No. 2: The Petition is barred by the doctrine of unclean hands. Any use or registration of the JEAN ROYERE name by Petitioner violates Section 2(a) of the Trademark Act, 15 U.S.C. §1052(a), Section 43(a) of the Lanham Act, and California Civil Code § 3344.

Registrant reserves the right to rely on such other and further affirmative defenses as may be supported by the facts to be determined through full and complete discovery and to amend their Response to assert such affirmative defenses.

WHEREFORE, Registrant contends that the Petition is groundless and baseless in fact. Registrant denies Petitioner is entitled to the relief which it seeks and Registrant affirmatively asserts it is entitled to maintain its registration for its JEAN ROYERE mark on the Principal Register of the United States Patent and Trademark Office. Therefore, Registrant requests (1) the dismissal of the Petition to Cancel with prejudice; (2) that judgment be entered in favor of Registrant on all its claims and defenses; and (3) that Registrant be rewarded such other and further relief as the Trademark Trial and Appeal Board deems just and proper.

Dated: December 17, 2021

Respectfully submitted,

By: /amanda dwight/
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Certificate of Service

The undersigned hereby certifies that on December 17, 2021, a copy of the foregoing *Registrant's Response To Petitioner's Petition* was served on Petitioner's attorney of record, by electronic mail, addressed as follows:

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By: /s/Amanda V. Dwight
Amanda V. Dwight