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

Proceeding no.	91282506
Party	Defendant LifeLab Therapeutics, LLC
Correspondence address	LIFELAB THERAPEUTICS, LLC 7986 S TITUS CT AURORA, CO 80016 UNITED STATES Primary email: rematuszewski@gmail.com Secondary email(s): dmess32@gmail.com 303-324-7691
Submission	Answer
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Date	02/01/2023
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UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Serial No.: 90/872,993
Filed: August 9, 2021
Published: October 25, 2022
Applicant: LifeLab Therapeutics, LLC



Mark: MANTIS
International Class: 005

MONSTER ENERGY COMPANY)	
)	
Opposer,)	Opposition No. 91/282,506
)	
)	
LIFELAB THERAPEUTICS, LLC,)	
)	
Applicant.)	

ANSWER TO NOTICE OF OPPOSITION

COMES NOW the Applicant, LifeLab Therapeutics, LLC (“LifeLab”), who submits this Answer to the Notice of Opposition as filed by Opposer Monster Energy Company (“Monster”). In its Notice of Opposition, Monster alleges that it will suffer damage under §§ 2(d) and 43(c) of the Lanham Act on account of the registration of U.S. Trademark Application Serial No. 90/872,993 for

the mark “MANTIS” with Design as depicted above (the “Application”). LifeLab denies that such damage will occur to Opposer as a result of registration of the Application for the reasons herein.

OPPOSER’S ALLEGATIONS

In response to Monster’s allegations contained in numbered paragraphs 1-24 within its Notice of Opposition, LifeLab answers as follows:

1. Admitted.
2. LifeLab is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 2, and therefor denies the same.
3. LifeLab is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 3, and therefor denies the same.
4. LifeLab is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 4, and therefor denies the same.
5. LifeLab is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 5, and therefor denies the same.
6. Denied.
7. LifeLab is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 7, and therefor denies the same.
8. LifeLab admits that Monster owns U.S. Trademark Registration Nos. 3,434,821, 5,580,962, 5,022,676, 4,865,702, 4,790,629, 4,865,714 and 4,954,483 as indicated on the face of the Registrations. LifeLab is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in Paragraph 8, and therefor denies the same.
9. LifeLab admits that Monster owns U.S. Trademark Registration No. 3,434,821, which lists the classification(s), registration and filing dates on the face of the ‘821 Registration.

LifeLab further admits that the filing date of the '821 Registration is prior to the filing date of the Application. LifeLab is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in Paragraph 9, and therefor denies the same.

10. LifeLab admits that Monster owns U.S. Trademark Registration No. 5,580,962, which lists the classification(s), registration and filing dates on the face of the '962 Registration. LifeLab further admits that the filing date of the '962 Registration is prior to the filing date of the Application. LifeLab is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in Paragraph 10, and therefor denies the same.

11. LifeLab admits that Monster owns U.S. Trademark Registration No. 5,022,676, which lists the classification(s), registration and filing dates on the face of the '676 Registration. LifeLab further admits that the filing date of the '676 Registration is prior to the filing date of the Application. LifeLab is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in Paragraph 11, and therefor denies the same.

12. LifeLab admits that Monster owns U.S. Trademark Registration No. 4,865,702, which lists the classification(s), registration and filing dates on the face of the '702 Registration. LifeLab further admits that the filing date of the '702 Registration is prior to the filing date of the Application. LifeLab is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in Paragraph 12, and therefor denies the same.

13. LifeLab admits that Monster owns U.S. Trademark Registration No. 4,790,629, which lists the classification(s), registration and filing dates on the face of the '629 Registration. LifeLab further admits that the filing date of the '629 Registration is prior to the filing date of the Application. LifeLab is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in Paragraph 13, and therefor denies the same.
14. LifeLab admits that Monster owns U.S. Trademark Registration No. 4,865,714, which lists the classification(s), registration and filing dates on the face of the '714 Registration. LifeLab further admits that the filing date of the '714 Registration is prior to the filing date of the Application. LifeLab is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in Paragraph 14, and therefor denies the same.
15. LifeLab admits that Monster owns U.S. Trademark Registration No. 4,954,483, which lists the classification(s), registration and filing dates on the face of the '483 Registration. LifeLab further admits that the filing date of the '483 Registration is prior to the filing date of the Application. LifeLab is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations contained in Paragraph 15, and therefor denies the same.
16. LifeLab admits that Monster's U.S. Trademark Registration Nos. 3,434,821, 5,580,962, 5,022,676, 4,865,702, 4,790,629, 4,865,714 and 4,954,483 are owned by Monster, are subsisting, unrevoked and uncanceled as indicated on the face of the Registrations, and further admits that the Registrations are presumed valid. LifeLab is without knowledge or

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