

ESTTA Tracking number: **ESTTA734491**

Filing date: **03/18/2016**

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

Proceeding	92063123
Party	Defendant Triple B Construction Inc.
Correspondence Address	TRIPLE B CONSTRUCTION INC 208 C SOUTHWEST PARKWAY EAST COLLEGE STATION, TX 77840 UNITED STATES
Submission	Answer
Filer's Name	Bryan T. Hanna
Filer's e-mail	bryan.hanna@westwebblaw.com
Signature	/Bryan T. Hanna/
Date	03/18/2016
Attachments	Defendant's Answer to Petition for Cancellation.pdf(219530 bytes) Ltr Answer.pdf(77191 bytes)

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

VARTAN KHAZADIAN,

Plaintiff,

vs.

TRIPLE B CONSTRUCTION INC.,

Defendant.

§
§
§
§
§
§
§
§
§
§

CANCELLATION NO. 92063123

REGISTRATION NO. 3238468

Mark: HANDI HOOK

DEFENDANT’S ORIGINAL ANSWER

TO THE HONORABLE JUDGE OF SAID COURT:

TRIPLE B CONSTRUCTION, INC. hereby responds to the Petition for Cancellation for Trademark Registration #3238468 (the “Petition”) with the following numbered paragraphs which correspond to the paragraph numbers in the Petition.

1. Triple B Construction Inc. denies that Plaintiff is entitled to the relief sought in the Petition. Triple B Construction Inc. admits that it is the owner of the trademark for “Handi Hook.” Triple B Construction Inc. is without sufficient information to form a belief as to the truth of the allegations contained in the remainder of Paragraph 1 and therefore denies the allegations contained therein.

2. Triple B Construction Inc. admits it provided a specimen to the Commissioner of Trademarks on March 16, 2013. Triple B Construction Inc. admits that the registration of its trademark was continued. Triple B Construction Inc. is without sufficient information to form a belief as to the truth of the allegations contained in the remainder of Paragraph 2 and therefore denies the allegations contained therein.

3. Triple B Construction Inc. is without sufficient information to form a belief as to the truth of the allegations contained in the remainder of Paragraph 3 and therefore denies the allegations contained therein.

4. Triple B Construction Inc. is without sufficient information to form a belief as to the truth of the allegations contained in the remainder of Paragraph 4 and therefore denies the allegations contained therein.

5. Triple B Construction Inc. is without sufficient information to form a belief as to the truth of the allegations contained in the remainder of Paragraph 5 and therefore denies the allegations contained therein.

PRAYER FOR RELIEF

WHEREFORE, Defendant Triple B Construction, Inc. respectfully requests that Plaintiff's Petition for Cancellation of Trademark Registration #3238468 be dismissed and award such other relief, at law or in equity, as may be necessary and appropriate and to which Triple B Construction, Inc. has shown itself to be justly entitled.

Respectfully submitted,

WEST, WEBB, ALLBRITTON & GENTRY, P.C.

By: /Bryan T. Hanna/

Bryan T. Hanna
Texas State Bar No. 24069873
Email: bryan.hanna@westwebblaw.com
1515 Emerald Plaza
College Station, Texas 77845
Telephone ~ 979.694.7000
Facsimile ~ 979.694.8000

ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Defendant's Original Answer has been served on Vartan Khazadian by mailing said copy on March 18, 2016, via First Class Mail, postage prepaid and certified mail, return receipt requested to:

Vartan Khazadian
P.O. Box 135
Bethel, CT 06801

Via First Class Mail and CM/RRR

/Bryan T. Hanna/

WEST, WEBB, ALLBRITTON & GENTRY
A PROFESSIONAL CORPORATION

— *Established in 1982* —

ATTORNEYS:

STEVEN N. ALLBRITTON +
ROY D. BRANTLEY ** +
DONALD DELGADO
TERRANCE D. DILL, JR. +
PATRICK W. FOGARTY
MICHAEL H. GENTRY ** +
BRYAN T. HANNA ****
JENNIFER D. JASPER +
AARON B. MICHELSON
BAILI B. RHODES
JOHN "JAY" RUDINGER, JR.
WELDON RUSSELL ***
JOHN C. WEBB, JR. +
GAINES WEST +

OF COUNSEL:

COURTNEY S. CAIN

*BOARD CERTIFIED
PERSONAL INJURY TRIAL LAW
TEXAS BOARD OF LEGAL SPECIALIZATION

**BOARD CERTIFIED
COMMERCIAL REAL ESTATE LAW
TEXAS BOARD OF LEGAL SPECIALIZATION

PRINCIPAL OFFICE
1515 EMERALD PLAZA
COLLEGE STATION, TEXAS 77845-1515
TELEPHONE: (979) 694-7000
FACSIMILE: (979) 694-8000

1106 WEST AVENUE
AUSTIN, TEXAS 78701-2020
TELEPHONE: (512) 501-3617

March 18, 2016

WEB SITE: <http://www.westwebblaw.com>

Writer's e-mail: bryan.hanna@westwebblaw.com

+ Partner

*** BOARD CERTIFIED
ESTATE PLANNING AND PROBATE LAW
TEXAS BOARD OF LEGAL SPECIALIZATION

**** REGISTERED PATENT ATTORNEY
U.S. PATENT & TRADEMARK OFFICE

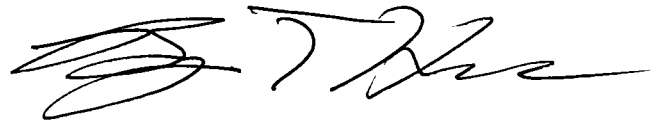
**Via Regular First Class Mail, Postage Prepaid and
Via CM/RRR# 7015 0640 0002 6212 5025**

Vartan Khazadian
P.O. Box 135
Bethel, CT 06801

Re: Defendant's Answer to Cancellation Petition

Enclosed please find the Defendant's Answer to the Petition for Cancellation of
Registration No. 3238468 (Cancellation No. 92063123) filed with the USPTO Trademark Trial
and Appeal Board.

Sincerely,



Bryan T. Hanna

Enclosure