

Formal Denial - Trademark Infringement Allegation

Subject: Response to Cease and Desist - Trademark Matter

Dear [Attorney Name/Company Representative],

This letter serves as my formal response to your cease and desist notice dated [Date] regarding alleged trademark infringement of [Trademark Name].

I categorically deny that my use of [your mark/name/logo] infringes upon your client's trademark rights. My use of [description] predates your client's trademark registration, as evidenced by [documentation]. Additionally, my use falls under fair use provisions as [explain fair use reasoning].

I have conducted a comprehensive trademark search and consulted with intellectual property counsel, who confirms that my use is legally permissible. The marks are sufficiently distinct in [appearance/sound/meaning/commercial impression] and target different consumer markets.

I will continue to operate my business under my current branding. Should your client wish to pursue this matter further, I am prepared to defend my position vigorously. Any legal action taken against me will be met with appropriate counterclaims, including claims for declaratory judgment and recovery of attorney fees under applicable statutes.

If your client has additional evidence or wishes to discuss coexistence arrangements, please contact my attorney, [Name], at [Contact Information].

Respectfully,

[Your Name]

[Business Name]

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