

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Ricks

Mailed: February 7, 2007

Opposition No. **91118392**

NEON SYSTEMS, INC.

v.

NEW ERA OF NETWORKS, INC.

On December 4, 2006, the Board sent a notice of default to applicant because no answer had been filed.

The record shows no response thereto.¹

Accordingly, judgment by default is hereby entered against applicant, the opposition is sustained, and registration to applicant is refused. See Fed. R. Civ. P. 55, and Trademark Rule 2.106(a).

***By the Trademark Trial
and Appeal Board***

¹ The Board is aware that applicant's copy of the notice of default was returned by the United States Postal Service as (return to sender attempted not known, no such address,). It is registrant's responsibility to keep this Office apprised of its current address. See TBMP §117.07. See also, Patent and Trademark Rule 2.18.