

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



06-12-2002

U.S. Patent & TMO/TM Mail Rcpt Dt. #71

Wolfgang Puck )  
 )  
 Petitioner, )  
 )  
 v. )  
 )  
 DAYAL, RAJENDRA )  
 )  
 Respondent. )  
 )  
 Our Ref. No. 092009-0000008 )

Opposition No. 91151166

Serial No. 75138085

**MOTION FOR DEFAULT JUDGMENT**

Commissioner for Trademarks  
 BOX TTAB - NO FEE  
 2900 Crystal Drive  
 Arlington, Virginia 22202-3513

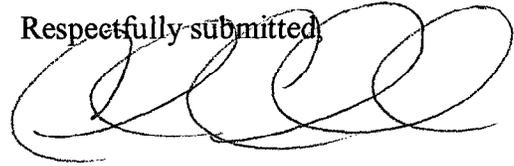
Sir:

Petitioner, Wolfgang Puck, hereby moves the Trademark Trial and Appeal Board, pursuant to Rule 55(b)(2) of the Federal Rules of Civil Procedure and 37 C.F.R. § 2.106(a), for entry of a default judgment against Respondent, Rajendra Dayal.

March 25, 2002, the Trademark Trial and Appeal Board issued its notice of opposition indicating an answer to said opposition was due forty days after the mailing date of the notice. Respondents answer, therefore, was due on May 10, 2002. Opposer has not received an Answer from Respondent. Therefore, Opposer asks that a default judgment be entered and that

Respondent's Serial No. 75/138085 be denied registration.

Respectfully submitted,

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke at the bottom, positioned over the text 'Respectfully submitted,'.

Date: June 11, 2002

Christopher J. Chaudoir

Opposer's Attorneys  
Pillsbury Winthrop, LLP  
725 S. Figueroa St.  
Suite 2800  
Los Angeles, CA 90017  
Telephone: (213) 488-7100

Opposition No. 91151166

PROOF OF SERVICE BY MAIL

I, Lisa A. Ralph, the undersigned, hereby declare as follows:

1. I am over the age of 18 years and am not a party to the within cause. I am employed by Pillsbury Winthrop LLP in the City of Los Angeles, California.
2. My business address is 725 South Figueroa Street, Suite 2800, Los Angeles, CA 90017-5406.
3. On June 12, 2002, I served a true copy of the attached document(s) titled exactly Motion for Default Judgment by placing it/them in an addressed sealed envelope and depositing it in the United States mail, first class postage fully prepaid, to the following:

Rajendra Dayal  
P.O. Box 1415  
Stockbridge, MA 01262

I declare under penalty of perjury that the foregoing is true and correct. Executed this 12th day of June, 2002, at Los Angeles, California.

  
\_\_\_\_\_  
Lisa A. Ralph



PILLSBURY WINTHROP<sup>LLP</sup>

June 12, 2002

Page 2

Box TTAB – NO FEE  
Assistant Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

OPPOSITION NO. 91151166  
SERIAL NO. 75/138,085  
MARK: PUCK

CERTIFICATE OF EXPRESS MAIL MAILING

I hereby certify that on March 12, 2002 the enclosed original executed and one copy of Motion For Default Judgment submitted on behalf of Wolfgang Puck, and a self-addressed stamped postal acknowledgment card are being deposited with the United States Postal Service, as “Express Mail Post Office to Addressee,” mailing label no EK 741858089 US addressed to “Box TTAB – NO FEE, Assistant Commissioner of Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513.

\_\_\_\_\_  
Lisa A. Ralph

June 12, 2002

Date of Signature

TTAB



06-12-2002

U.S. Patent & TMOfr/TM Mail Rcpt Dt. #71



PILLSBURY WINTHROP LLP

725 SOUTH FIGUEROA STREET SUITE 2800 LOS ANGELES, CA 90017-5406 213.488.7100 F: 213.629.1033

June 12, 2002

Christopher J. Chaudoir  
213.488.7284  
chaudoir@pillsburywinthrop.com

VIA EXPRESS MAIL  
NO. EK 741858089 US

Box TTAB – NO FEE  
Assistant Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

Re: Petitioner: Wolfgang Puck  
Respondent: Rajendra Dayal  
Serial No.: 75/138,085  
Opposition No. 91151166  
Mark: PUCK  
Our Docket No. 092009-0000008

TRADEMARK TRIAL AND  
APPEAL BOARD  
02 JUN 17 AM 8:23

Dear Sir:

Enclosed please find:

1. Motion for Default Judgment (in duplicate);
2. Certificate of Express Mail Mailing;
3. A self-addressed stamped postal acknowledgement card.

Very truly yours,

PILLSBURY WINTHROP LLP

Christopher J. Chaudoir

Enclosures