

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

In the Matter of Trademark Application, Serial No. 76/417,545 Published in the Official Gazette on April 8, 2003.

Linx Technologies, Inc.)	
)	
Opposer)	
)	
v.)	Opposition No. 91156932
)	Serial No. 76/417,545
Recoton Audio Corporation)	
)	
Applicant)	

Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

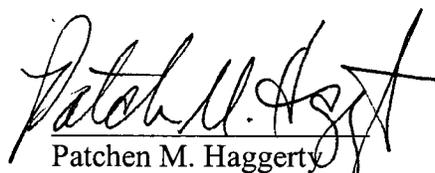
MOTION FOR ENTRY OF DEFAULT JUDGMENT

Opposer, by and through its attorneys, hereby moves this Board for entry of judgement by default. This motion is made on the ground that Applicant has failed to file a timely answer to Opposer's Notice of Opposition. Pursuant to TBMP §312, 37 C.F.R. § 2.106(a), "If no answer is filed within the time set, the opposition may be decided as in case of default."

This motion is supported by Opposer's Memorandum in Support of Motion for Entry of Default Judgment.

DATED: October 3, 2003

Respectfully submitted,



Patchen M. Haggerty
Schwabe, Williamson & Wyatt
Of Attorneys for Opposer
1211 SW 5th Avenue, Suite 1900
Portland, OR 97204
503-796-2883

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2900 Crystal Drive
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**MEMORANDUM IN SUPPORT OF OPPOSER'S MOTION
FOR ENTRY OF DEFAULT JUDGMENT**

Opposer has moved this Board for entry of judgement by default.

Linx Technologies, Inc., Opposer herein, filed a Notice of Opposition to registration of the mark LINX and design, Serial Number 76/417,545, on June 9, 2003. The Board instituted the opposition proceeding on June 30, 2003 and set a deadline for the filing of Applicant's answer of August 11, 2003.

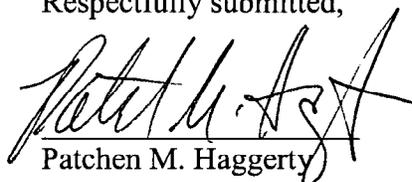
Applicant has failed to file a timely answer, or any answer, to Opposer's Notice of Opposition. Pursuant to TBMP §312, 37 C.F.R. § 2.106(a), "If no answer is filed within the time set, the opposition may be decided as in case of default."

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Given that Applicant has failed to file a timely answer to Opposer's Notice of Opposition, Opposer hereby requests that the Board decide this proceeding by default and enter judgement in favor of Opposer.

DATED: October 3, 2003

Respectfully submitted,



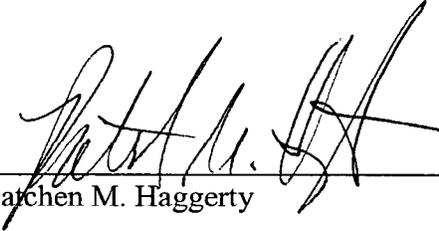
Patchen M. Haggerty
Schwabe, Williamson & Wyatt
Of Attorneys for Opposer
1211 SW 5th Avenue, Suite 1900
Portland, OR 97204
503-796-2883

CERTIFICATE OF SERVICE

I hereby certify that on the 3rd Day of October, 2003, I served the foregoing **Motion for Default and Memorandum in Support**, on the following parties by causing a true copy thereof to be delivered on the following in the manner indicated:

US Mail

Loan B. Kennedy
Recoton Audio Corporation
2950 Lake Emma Road
Lake Mary, FL 32746



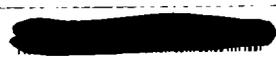
Patchen M. Haggerty

TTABs



SCHWABE, WILLIAMSON & WYATT, P.C.
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October 3, 2003

10-06-2003
U.S. Patent & TMO/c/TM Mail Rcpt Dt. #73

Commissioner of Patents and Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

Re: Motion for Default and Memorandum in Support
Mark: LINX and Design
Serial No: 76/417,545
Applicant: Recoton Audio Corporation
Opposer: Linx Technologies, Inc.
Opposition No: 91156932

Dear Commissioner:

Enclosed for filing in the above referenced matter is the following:

- Certificate of Mailing under 37 CFR 1.8;
- Motion for Entry of Default Judgment;
- Memorandum in Support of Opposer's Motion for Entry of Default Judgment;
- Certificate of Service;
- Return receipt acknowledgement postcard.

Please contact me if you have any questions.

Sincerely,

Patchen M. Haggerty

PMH:rls
Enclosures

Certificate of Mailing Under 37 CFR 1.8

I hereby certify that this **Motion for Default and Memorandum in Support** is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope on the date indicated below and is addressed to the Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513.

Date of Deposit: October 3, 2003

Rachelle Bradfute

Printed Name of Person Signing Certificate

Rachelle Bradfute
Signature