

ESTTA Tracking number: **ESTTA38905**

Filing date: **07/15/2005**

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

Proceeding	91164435
Party	Plaintiff TRIBAL SPORTSWEAR INC. TRIBAL SPORTSWEAR INC. 9030 PIE-IX BLVD CAX MONTREAL, H1Z 4M7
Correspondence Address	CARRIE WEBB OLSON EDWARDS & ANGELL LLP P.O. BOX 55874, 101 FEDERAL STREET BOSTON, MA 02205
Submission	Motion for Entry of Default Judgment for Failure to Answer Notice of Opposition
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Signature	/carrie webb olson/
Date	07/15/2005
Attachments	LA HOJA TRIBAL Default Motion.pdf (3 pages)

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

In the matter of: Serial No. 78/204,179
Date of filing: January 16, 2003
Mark: LA HOJA TRIBAL
Date of Publication: February 22, 2005

Tribal Sportswear, Inc.

Opposer,

v.

M. Meerapfel Sohne Belgium S.A.

Applicant.

Opposition No. 91164435

BOX TTAB / NO FEE
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

**MOTION FOR ENTRY OF DEFAULT JUDGMENT FOR FAILURE TO ANSWER
NOTICE OF OPPOSITION**

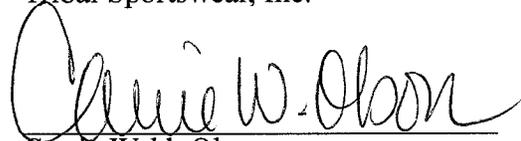
The Applicant, M. Meerapfel Sohne Belgium S.A., was duly served with the Notice of Opposition of the above-identified application on March 9, 2005. The Applicant was allowed forty (40) days in which to answer the Notice of Opposition. Applicant's Answer was due in this case on April 18, 2005. As of July 14, 2005, no such answer was on record.

The time allowed by the Board for answering having expired, application is hereby made for entry of Default Judgment against Applicant, thereby sustaining Opposer's Opposition and rejecting Application No. 78/204,179 for registration, pursuant to Fed. R. Civ. P. 55(a), 37 C.F.R. §2.114(a) and TBMP §312.01.

Dated: July 15, 2005

Respectfully submitted,

Tribal Sportswear, Inc.

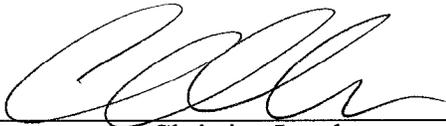
A handwritten signature in cursive script that reads "Carrie W. Olson". The signature is written in black ink and is positioned above a horizontal line.

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CERTIFICATE OF MAILING

I hereby certify that this Motion for Default Judgment for Failure to Answer Notice of Opposition is being deposited with the United States Postal Service as First Class Mail addressed to:

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Christina London

7-15-05