

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

DUNN  
Mailed: January 10, 2007

Opposition No. 91164500  
Opposition No. 91164705

Puppuccino, Inc.

v.

Lynette M. Thorlakson

This case comes before the Board on applicant's uncontested motion for judgment under Trademark Rule 2.132(a).

Opposer's testimony period ended September 15, 2006. Applicant filed its motion for judgment on September 19, 2006. Applicant's uncontested motion for judgment is well taken. Applicant, in its answer, denied the salient allegations of the petition to cancel, thereby leaving petitioner to proof thereof.

Opposer submitted no evidence of any type during its testimony period and it has therefore failed to meet its burden of proof. Accordingly, applicant's motion for judgment under Trademark Rule 2.132(a) is granted, and the petition to cancel is dismissed with prejudice.

*By the Trademark Trial  
and Appeal Board*