

TTAB

308/00358/A-1



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

Carefirst of Maryland, Inc.
d/b/a Carefirst Blue Cross and
Blue Shield

Opposer,

v.

Princeton BioMeditech Corporation,

Applicant.

Opposition No. 91166108

Serial No. 78/301,591

MOTION FOR DEFAULT JUDGMENT FOR FAILURE TO ANSWER

Opposer, CareFirst of Maryland, Inc., pursuant to the Board's Order of October 17, 2005, moves for an order to show cause why a Default Judgment should not be entered against Applicant.

In this connection, pursuant to the Board's Order of October 17, 2005, the Applicant had until October 12, 2005 in which to Answer or otherwise plead. Insofar as no Answer has been filed or served, Opposer respectfully requests that the Board issue an Order to Show Cause why a Judgment by Default should not be entered. It is further noted that Applicant had filed a Request for Extension of Time on September 12, 2005. In that Request for an Extension of Time, Applicant had served a copy of that motion on a party other than Opposer's counsel and Opposer never received a copy of Applicant's September 12, 2005 motion. Furthermore, contrary to the representations in that Request for Extension of Time in which to file Answer to Notice of Opposition, there have been no such settlement discussions as represented by Applicant's counsel.

Finally, Applicant's counsel, namely, Fox Rothschild, LLP on information and belief would have a conflict of interest in defending Applicant since Fox Rothschild, LLP has also represented Opposer, Carefirst of Maryland, Inc., in another matter relating to trademarks.



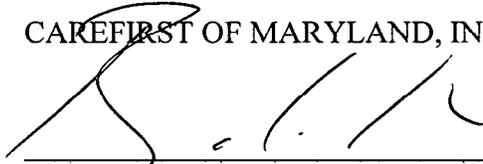
11-15-2005

U.S. Patent & TMO/TM Mail Rcpt Dt. #64

In view thereof, further action is respectfully solicited.

Respectfully submitted,

CAREFIRST OF MARYLAND, INC.



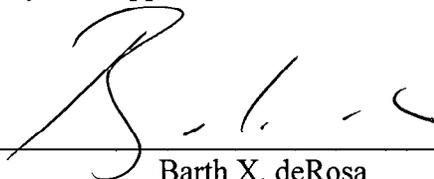
Barth X. deRosa
STEVENS DAVIS MILLER MOSHER LLP
1615 L Street, N.W.
Suite 850
Washington, D.C. 20036
(202)-785-0100
Counsel for Opposer

Date: November 15, 2005

CERTIFICATE OF SERVICE

I hereby certify that this Motion for Default Judgment is being forwarded this 15th day of November, 2005 to Applicant's counsel by first class mail, postage prepaid and addressed to :

Tristram R Fall, III
Fox Rothschild, LLP
2000 Market Street
10th Floor
Philadelphia , PA 19103-3291
(215) 299-2016
Attorneys for Applicant

A handwritten signature in black ink, appearing to read 'B. deRosa', is written over a horizontal line. The signature is stylized and cursive.

Barth X. deRosa