

ESTTA Tracking number: **ESTTA487365**

Filing date: **08/06/2012**

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

Proceeding	91205657
Party	Plaintiff Cool Gear International, LLC c/o RAF Industries, Inc.
Correspondence Address	Roberta Jacobs-Meadway Eckert Seamans Cherin & Mellott, LLC Two Liberty Place50 S. 16th Street, 22nd Floor Philadelphia, PA 19102 UNITED STATES rjacobsmeadway@eckertseamans.com, blabutta@eckertseamans.com
Submission	Motion for Default Judgment
Filer's Name	Roberta Jacobs-Meadway
Filer's e-mail	rjacobsmeadway@eckertseamans.com, blabutta@eckertseamans.com, jmetzger@eckertseamans.com
Signature	/Roberta Jacobs-Meadway/
Date	08/06/2012
Attachments	MOTION FOR DEFAULT FOR FAILURE TO ANSWER (M1066815).PDF ( 3 pages )(77607 bytes )

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING TRANSMITTED ELECTRONICALLY TO THE COMMISSIONER FOR TRADEMARKS - <http://esta.uspto.gov/filing-type.jsp>

By: *John T. Metzger*  
DATE: Aug. 6, 2012

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

COOL GEAR INTERNATIONAL, LLC,	:	
	:	
OPPOSER,	:	
	:	Opposition No.: 91205657
v.	:	Mark: <b>SALAD ON-THE-GO</b>
	:	Serial No.: 85/417,283
TABLETOPS UNLIMITED, INC.	:	
	:	
APPLICANT.	:	

**MOTION FOR DEFAULT JUDGMENT FOR FAILURE TO ANSWER**

Honorable Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

Opposer hereby respectfully moves for entry of Default Judgment against the Applicant, Tabletops Unlimited, Inc., for failure to answer the opposition in the above-referenced proceeding.

Applicant's answer to the Notice of Opposition was due on July 28, 2012. To date, Opposer has not been served with an answer, nor does an answer appear to have been filed based on a review of the Trademark Trial and Appeal Board's online docket database.

WHEREFORE, Opposer respectfully requests that Notice of Default be entered against Application No. 85/417,283.

Respectfully submitted,

Dated: August 6, 2012

By:   
Roberta Jacobs-Meadway  
Bridget Heffernan Labutta  
ECKERT SEAMANS CHERIN & MELLOTT,  
LLC  
Two Liberty Place  
50 S. 16<sup>th</sup> Street, 22<sup>nd</sup> Floor  
Philadelphia, PA 19103  
(215) 851-8522

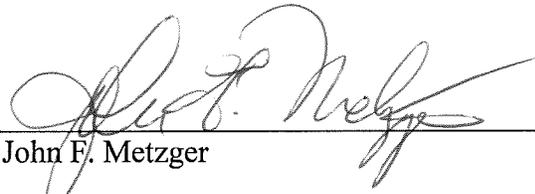
ATTORNEYS FOR OPPOSER

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the attached Motion for Default Judgment for Failure to Answer was served on correspondent for the Applicant on the dated listed below via Federal Express standard next day delivery and by e-mail:

TABLETOPS UNLIMITED, INC.  
23000 AVALON BLVD  
CARSON, CA 90745-5017  
alex@rockinghamlaw.com

Dated: Aug. 6, 2012

By:   
John F. Metzger