TTAB

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

85671689

kk

Mailed: May 20, 2013

Opposition No. 91208828

Nautica Apparel, Inc.

v.

Holger Höhne

Answer was due on February 23, 2013. A review of the record shows that an answer has not been filed.

This case now comes up for consideration of opposer's motion, filed March 13, 2013, for default judgment against applicant for failure to file an answer. The motion is uncontested.[1]

Inasmuch as applicant failed to file an answer in this case, and failed to respond to opposer's motion in any manner, the motion for default judgment is granted. See Trademark Rule 2.127(a). Accordingly, judgment is hereby entered against applicant, the notice of opposition is

---

[1] If a defendant fails to file an answer to a complaint during the time allowed therefor, the Board, on its own initiative, may issue a notice of default allowing the defendant time to show cause why default judgment should not be entered against it. The issue of whether default judgment should be entered against a defendant for failure to file an answer may also be raised by means of a motion filed by the party in the position of

07-26-2013
U.S. Patent and Trademark Office #72

sustained, and registration to applicant is refused. See Fed. R. Civ. P. 55 and Trademark Rule 2.127(a).

By the Trademark Trial and Appeal Board

---

plaintiff. In such cases, the motion may serve as a substitute for the Board's issuance of a notice of default.

United States Patent and Trademark Office
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451
If Undeliverable Return in Ten Days

OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE, $300

UNITED STATES POSTAGE
PITNEY BOWES
02 1
0004 75 MAY 22 2013
MAILED FROM ZIP CODE 22314
$ 02.05⁰

AN EQUAL OPPORTUNITY EMPLOYER

91208828

HOLGER HÖHNE
AM KAISERKAI 49
HAMBURG FED REP, 20457
GERMANY

Zurück/Retour CN 15

Empfänger/Firma unter der angegebenen Anschrift nicht zu ermitteln	☑ Inconnu/Adresse insuffisante
Empfänger verzogen. Einwilligung zur Weitergabe der neuen Anschrift liegt nicht vor.	☐ Déménagé
Annahme verweigert	☐ Refusé
Nicht abgeholt	☐ Non réclamé
Nicht zulässig	☐ Non admis

Rücksendung am/Retour le: