

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: September 5, 2014

Opposition No. 91216381

Egghart & Associates LLC

v.

Eunjoo K. Egghart

Nicole Thier, Paralegal Specialist:

No answer having been timely received, the Board issued notice of default to applicant, on July 15, 2014, allowing it thirty days in which to show cause why judgment should not be entered against it. Now before the Board is applicant's August 1, 2014 motion to set aside the notice of default and answer to the notice of opposition.

In the motion, applicant states that its failure to file a timely answer was an inadvertent error by applicant's counsel and not of wilful conduct of gross neglect on behalf of applicant. Applicant requests the Board set aside the notice of default and accept its answer to the notice of opposition.

Inasmuch as no response has been received in opposition on behalf of the opposer, the Board finds good cause to discharge applicant's default. Fed. R. Civ. P. 55; *Fred Hayman Beverly Hills Inc. v. Jacques Bernier Inc.*, 21 USPQ2d 1556 (TTAB 1991). Accordingly, applicant's motion is granted, the

notice of default is set aside, and applicant answer is accepted and made of record.

Dates are reset as follows:

Deadline for Discovery Conference	10/3/2014
Discovery Opens	10/3/2014
Initial Disclosures Due	11/2/2014
Expert Disclosures Due	3/2/2015
Discovery Closes	4/1/2015
Plaintiff's Pretrial Disclosures	5/16/2015
Plaintiff's 30-day Trial Period Ends	6/30/2015
Defendant's Pretrial Disclosures	7/15/2015
Defendant's 30-day Trial Period Ends	8/29/2015
Plaintiff's Rebuttal Disclosures	9/13/2015
Plaintiff's 15-day Rebuttal Period Ends	10/13/2015

In each instance, a copy of the transcript of testimony together with copies of documentary exhibits, must be served on the adverse party within thirty days after completion of the taking of testimony. Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rules 2.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

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