

I hereby certify that Petitioner's Motion for Sanction of Default Judgment is being mailed to the Assistant Commissioner for Trademarks, Box "NO FEE", 2900, Crystal Drive, Arlington, VA 22202-3513, on January 3, 2002.

Kelly Supolin

**UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD**



ANHEUSER-BUSCH, INCORPORATED,)
)
Petitioner,)
)
v.)
)
CHEIL JEDANG CORPORATION,)
)
Registrant.)

01-07-2002
U.S. Patent & TMO/TM Mail Rcpt Dt. #11

**Cancellation No. 31,057
PINE BUD**

PETITIONER'S MOTION FOR SANCTION OF DEFAULT JUDGMENT

In accordance with Fed. R. Civ. P. 55, 37 C.F.R. §2.106(a), and T.B.M.P. §31737, Petitioner, Anheuser-Busch, Incorporated, moves the Board for entry of judgment against Applicant in the above-captioned opposition and for entry of an order canceling Registration No. 2,265,791. In support of this motion, Petitioner states:

On July 27, 1999, Registration No. 2,265,791 issued on the Supplemental Register. The registration is for Korean characters which, the registrant claimed in its application, translate into the English phrase "PINE BUD." On October 19, 2000, Anheuser-Busch filed a Petition to Cancel Reg. No. 2,265,791. On February 13, 2001, the Board instituted the cancellation proceeding and gave Registrant 40 days to answer the Petition. However, in its August 16, 2001 Order, the Board noted that its February 13, 2001 Notice instituting the proceeding had been sent to the wrong counsel. Accordingly, the Board re-instituted the cancellation proceeding, served its Notice on Registrant's counsel of record, and gave Registrant 40 days to answer the Petition.

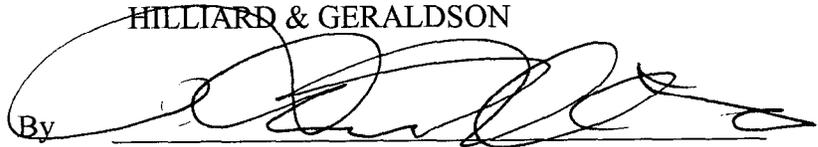
Registrant's deadline to answer the Petition was September 25, 2001. Registrant did not respond. In fact, to date, Registrant has not filed a response with the Board, sought an extension

of time to respond, or communicated with Petitioner. Clearly, Registrant has not shown good cause why default judgment should not be entered against it. Therefore, Petitioner respectfully moves for entry of default judgment under Fed. R. Civ. P 55, 37 C.F.R. §§ 2.106(a), and T.B.M.P. § 317; and for entry of an order refusing registration of Application Serial No. 75/785,042.

Respectfully submitted,

PATTISHALL, McAULIFFE, NEWBURY,
HILLIARD & GERALDSON

By

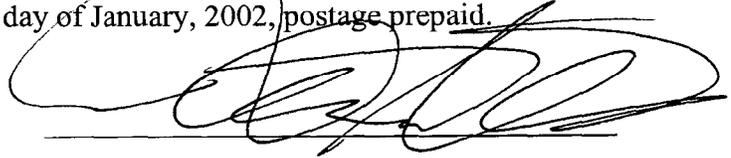
A handwritten signature in black ink, appearing to be "Edward G. Wierzbicki", written over a horizontal line.

Edward G. Wierzbicki
Daniel D. Frohling
311 South Wacker Drive, Suite 5000
Chicago, Illinois 60606
(312) 554-8000

Attorneys for Opposer

CERTIFICATE OF SERVICE

I, Daniel D. Frohling, an attorney for Opposer, certify that a copy of the foregoing **OPPOSER'S MOTION FOR SANCTION OF DEFAULT JUDGMENT**, have been served upon Adrienne White, Burns, Doane, Swecker & Mathis L.L.P., P.O. Box 1404, Alexandria, VA 22313-140 by first class mail, on this 3rd day of January, 2002, postage prepaid.



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

TTAB

PATTISHALL, MCAULIFFE, NEWBURY, HILLIARD & GERALDSON

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January 3, 2002



VIA U.S. MAIL

Assistant Commissioner for Trademarks
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2900 Crystal Drive
Arlington, VA 22202-3513

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Re: Anheuser-Busch, Incorporated vs. Cheil Jedang Corporation
Cancellation No. 31,057

To Whom It May Concern:

We are herewith refileing Anheuser-Busch's Motion For Sanction of Default Judgment. The motion was originally filed on December 14, 2001, but the service copy was inadvertently sent to the wrong counsel for responent. That error is corrected by the enclosed motion.

Very truly yours,

DDF/kat
Enclosure