



3. Under Patent and Trademark Rule 1.7, Respondent's Answer was due on December 22, 2003.

4. To date, Respondent has not filed an Answer in this matter.

5. Pursuant to Rule 55(a) of the Federal Rules of Civil Procedure, Movant requests that the Board enter a default against Respondent. As a result of the default, the allegations contained in Respondent's Petition For Cancellation are deemed admitted. Jackson/Charvel's Petition For Cancellation alleges facts supporting a finding that Registration No. 2,772,766 should be cancelled.

6. Pursuant to Rule 55(b) of the Federal Rules of Civil Procedure, the Board should enter judgment against Respondent and in favor of Jackson/Charvel Manufacturing, Inc.

WHEREFORE, Petitioner Jackson/Charvel respectfully requests that the Board enter judgment in its favor canceling Registration No. 2,772,766.

Respectfully Submitted,

JACKSON/CHARVEL MANUFACTURING,  
INC.

By   
One of Its Attorneys

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January 26, 2004

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02-02-2004

U.S. Patent & TMO/TM Mail Rcpt Dt. #22

Re: **JACKSON/CHARVEL MANUFACTURING, INC. v. PRINS, LLOYD A.**  
**CANCELLATION NO. 92042614**

Dear Sir or Madam:

Please find enclosed a Motion for Default Judgment Canceling Registration in connection with the above-referenced matter (Cancellation No. 92042614).

Please contact me at (312) 201-3977 if you have any questions or comments in this regard.

Very truly yours,

Oscar L. Alcantara, Esq.  
OLA/cct

Enclosure

CERTIFICATE OF MAILING 37 C.F.R. 1.10

I hereby certify that the enclosed Motion for Default Judgment Canceling Registration and postcard are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Box TTAB, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513 on the date indicated below.

Dated: January 26, 2004

(atty name)