

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

MG

Mailed: July 28, 2004

Cancellation No.92042900

FRUIT OF THE EARTH, INC.

v.

MENNEN COMPANY, THE

Michelle Greenfield, Legal Assistant:

On May 25, 2004, the Board sent a notice of default to respondent because no answer had been filed.

The record shows no response thereto.

Accordingly, judgment by default is hereby entered against respondent, the petition to cancel is granted, and Registration No. 846783 will be cancelled in due course. See Fed. R. Civ. P. 55, and Trademark Rule 2.114(a).

***By the Trademark Trial
and Appeal Board***