

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

Baez

Mailed: December 2, 2004

Cancellation No. 92043516

JZCHAK N. WAJCMAN d/b/a BILL
LAWRENCE PRODUCTS

v.

Stich, Willi Lorenz

Peter Cataldo, Interlocutory Attorney

On October 1, 2004, the Board sent a notice of default to registrant because no answer had been filed. Upon receiving no response thereto, the Board, on November 29, 2004, issued an order entering judgment by default herein. The Board notes that registrant's copy of both the July 20, 2004 notice and institution order and the October 1, 2004 notice of default were returned as undeliverable by the United States Postal Service. It subsequently has come to the attention of the Board that a more current address for registrant was provided in the petition for cancel and inadvertently not made of record.

In view of the foregoing, the Board's orders mailed on October 1, 2004 and November 29, 2004 are hereby vacated.

In further view thereof, the above referenced notice, with enclosure, is remailed to registrant at the correct address:

**Will Lorenz Stich
1785 Pomona Road
Unit D
Corona, CA 92880**

If there has been any transfer of interest in the involved registration, registrant must so advise the Board and registrant must submit copies of the appropriate documents. See Section 10 of the Trademark Act and Patent and Trademark Rules 3.71 and 3.73.

In view of the circumstances herein, the time for filing an answer to the petition to cancel is extended to **forty days** from the mailing date of this order. Any discovery requests or notices served that remain unanswered as of the mailing date of this order must be reserved in accordance with the rules, unless otherwise agreed to by the parties.

In accordance with the Trademark Rules of Practice, discovery is open, and the close of discovery and testimony dates are set as indicated below. 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. See Trademark Rule 2.125.

Discovery period to close:	June 17, 2005
30-day testimony period for party in position of plaintiff to close:	September 15, 2005
30-day testimony period for party in position of defendant to close:	November 14, 2005
15-day rebuttal testimony period to close:	December 29, 2005

Briefs shall be filed in accordance with Trademark Rule 1.128(a) and (b). An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.
