

TTAB

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

#77 259373

Mailed: October 14, 2010

Cancellation No. 92050035

Lisa Freda, Julie Kaplan and
Tammy Pavlock

v.

Commonwealth Physician
Recruiting

Karl Kochersperger, Paralegal Specialist:

It is noted by the Board that petitioner's time for filing a brief on the case has expired, and no brief has been filed. Trademark Rule 2.128(a)(3) provides that when a party in the position of plaintiff fails to file a main brief, an order may be issued allowing plaintiff until a set time, not less than 15 days, in which to show cause why the Board should not treat such failure as a concession of the case. The rule further provides that if plaintiff fails to file a response to the order, or files a response indicating that it has lost interest in the case, judgment may be entered against plaintiff.

In view of the above, petitioner is allowed until *thirty* days from the mailing date of this order to show cause why the Board should not treat its failure to file a brief as a



11-01-2010

concession of the case, failing which a judgment dismissing the petition for cancellation with prejudice will be entered against petitioner.

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