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

# 74379734

RA

Mailed: April 6, 2012

Cancellation No. 92055045

Haggen, Inc.

v.

Tidyman's Management Services, Inc.

Answer was due on February 22, 2012. A review of the record shows that an answer has not been filed.

This case now comes up for consideration of petitioner's motion, filed February 24, 2012, for default judgment against respondent for failure to file an answer. The motion is uncontested.[1]

Inasmuch as respondent failed to file an answer in this case, and failed to respond to petitioner's motion in any manner, the motion for default judgment is granted. See Trademark Rule 2.127(a). Accordingly, judgment is hereby

[1] If a defendant fails to file an answer to a complaint during the time allowed therefor, the Board, on its own initiative, may issue a notice of default allowing the defendant time to show cause why default judgment should not be entered against it. The issue of whether default judgment should be entered against a defendant for failure to file an answer may also be raised by means of a motion filed by the party in the position of plaintiff. In such cases, the motion may serve as a substitute for the Board's issuance of a notice of default.

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entered against respondent, the petition for cancellation is granted, and Registration No. 1816290 will be cancelled in due course. See Fed. R. Civ. P. 55 and Trademark Rule 2.127(a).

*By the Trademark Trial and Appeal Board*

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