

ESTTA Tracking number: **ESTTA595574**

Filing date: **03/31/2014**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92058139
Party	Plaintiff Toosh Casuals, Inc.
Correspondence Address	PETER J VRANUM GORDON HERLANDS RANDOLPH & COX LLP 355 LEXINGTON AVENUE NEW YORK, NY 10017 UNITED STATES wcox@gordonherlands.com
Submission	Motion for Default Judgment
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

-----X	)	
TOOSH CASUALS, INC.,	)	
Petitioner,	)	Cancellation No. 92058139
	)	
v.	)	Mark: ECO TOOSH
	)	Reg. No. 3781353
GERALDINI JACOPO	)	
LIABILITY COMPANY,	)	
Registrant.	)	
-----X	)	

**MOTION FOR JUDGMENT BY DEFAULT**

Pursuant to 37 C.F.R. 2.106(a), Petitioner, GTFM, Inc., hereby moves by its undersigned attorney for judgment by default:

Answer was due in this case on March 14, 2014. To date, Petitioner has not been served with any answer in this proceeding and/or any response from Respondent indicating why the Trademark Trial and Appeal Board should not enter judgment by default against Respondent.

For the reasons set forth above, and in the interest of judicial economy, it is respectfully requested that the Board enter judgment by default against Respondent. Alternatively, it is requested that in the event the Board denies this motion or further proceedings in this matter are held before the Trademark Trial and Appeal Board, Opposer be granted an appropriate extension of the discovery and testimony periods.

Date: March 31<sup>st</sup>, 2014

Respectfully submitted,



Peter J. Vranum  
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RANDOLPH & COX LLP  
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New York, New York 10017  
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ATTORNEYS FOR PETITIONER

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Motion for Judgment By Default was served upon the Applicant on this day, by depositing same with the U.S. Postal Service as First Class Mail in an envelope addressed to:

Frank P. Presta, Esq.  
Nixon & Vanerhye  
901 North Glebe Road, 11<sup>th</sup> Floor  
Arlington, VA 22203

Garaldini Jacopo  
Via Vivaio, 4  
I-20100 Milano MI  
Italy

Dated: March 31<sup>st</sup>, 2014



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Peter J. Vranum