

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451  
General Contact Number: 571-272-8500

Mailed: August 11, 2016

Cancellation No. 92063494

*Prospector Capital Partners, Inc.*

v.

*DTTM Operations LLC*

George C. Pologeorgis,  
Administrative Trademark Judge:

Pending before the Board are (1) Respondent's motion (filed on May 23, 2016) to dismiss the petition to cancel for failure to state a claim, and (2) Petitioner's cross-motion (filed May 30, 2016) for default judgment.<sup>1</sup>

In lieu of filing a substantive response to Petitioner's cross-motion for default judgment, Respondent, on June 3, 2016, filed a submission stating until such time as the Board may resume proceedings and absent any order by the Board to the contrary, Respondent declines to respond to Petitioner's cross-motion for default judgment.

In the interest of judicial economy, the Board wishes to have both of the aforementioned motions briefed so that it may issue a single order which addresses the merits of both motions.

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<sup>1</sup> Respondent's change of correspondence address filed on June 28, 2016 is noted. Board records have been updated accordingly.

In view thereof, Respondent is allowed until **August 26, 2016** in which to file and serve a substantive response on the merits to Petitioner's cross-motion for default judgment, failing which Petitioner's cross-motion for default judgment may be granted as conceded.

Proceedings otherwise remain ***suspended*** pending the disposition of Respondent's motion to dismiss and Petitioner's cross-motion for default judgment.