

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: April 28, 2014

Concurrent Use No. 94002580

Morro Castle Corporation

v.

Morro Castle Cafeteria Restaurant
Corp. dba Morro Castle

Nicole Thier, Paralegal Specialist:

On February 24, 2014, the Board issued a notice of default against Morro Castle Cafeteria Restaurant Corp. because no answer had been filed.

No response to the notice of default has been filed.

Accordingly, judgment by default is hereby entered against Morro Castle Cafeteria Restaurant Corp. *See* Fed. R. Civ. P. 55(b), and Trademark Rule 2.106(a). Morro Castle Corporation still has the burden of proving its entitlement to the registration sought. That is, the concurrent use applicant will still have to prove that there will be no likelihood of confusion by reason of the concurrent use by the parties of their respective marks.