

United States Patent and Trademark Office  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

Mail date: November 15, 2004

Opposition No. 91/114270

Derivative Arts Corporation

v.

United Artists Pictures, Inc.

**Cheryl Butler, Interlocutory Attorney:**

No word having been heard from either party concerning the status of their settlement discussions, the Board, on August 22, 2002, resumed proceedings, resetting the time for applicant to file an answer to the notice of opposition, and resetting discovery and trial dates. No answer is of record from applicant.<sup>1</sup>

In view thereof, notice of default is hereby entered against applicant under Fed. R. Civ. P. 55(a).

Applicant is allowed until **thirty days** from the mailing date of this order to show cause why judgment by default should not be entered against applicant in accordance with Fed. R. Civ. P. 55(b).

☼☼☼

---

<sup>1</sup> The Board regrets the delay occasioned in addressing this matter.