

TTAB

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

Wrangler Clothing Corp.,)
)
 Opposer)
)
 v.)
)
 Ameritex Inc.,)
)
 Applicant)

Opposition No. 91151219



05-28-2002

U.S. Patent & TMO/TM Mail Rcpt Dt. #11

**OPPOSER'S MOTION FOR DEFAULT JUDGMENT
FOR FAILURE TO ANSWER**

Pursuant to TBMP § 508, Opposer, Wrangler Clothing Corp., hereby moves for default judgment in view of Applicant's failure to file an Answer to the Notice of Opposition in this proceeding. Pursuant to the Board's scheduling order mailed April 11, 2002, the deadline for Applicant to answer the Notice of Opposition was forty (40) days thereafter, i.e., May 11, 2002. Upon information and belief, no extension of that deadline was requested or granted, and the deadline has passed without the filing of an Answer.

TRADEMARK TRIAL AND
APPEAL BOARD
02 JUN -4 AM 8:23

Respectfully submitted,

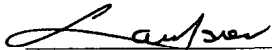
Larry C. Jones
ALSTON & BIRD LLP
Bank of America Plaza
101 S. Tryon Street, Suite 4000
Charlotte, NC 28280-4000
(704) 444-1000

Attorney for Opposer,
Wrangler Clothing Corp.

[Certificate of Mailing on following page]

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Attn: TTAB/NO FEE, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 on May 24, 2002.




Larry C. Jones

Date of Signature: May 24, 2002

CERTIFICATE OF SERVICE

I certify that I have served on Applicant the following document, OPPOSER'S MOTION FOR DEFAULT JUDGMENT FOR FAILURE TO ANSWER, by sending copies of same by U.S. first class mail, postage prepaid, addressed to the Applicant's counsel as follows on this 24th day of May, 2002:

Jay K. Meadway
Ballard Spahr Andrews & Ingersoll, LLP
1735 Market Street, 51st Floor
Philadelphia, PA 19103-7599


Larry C. Jones