

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Mailed: July 28, 2005

Opposition No. 91152865

MARY KAY INC.

v.

CLINIQUE LABORATORIES, INC.

R. Ricks for Amy Matelski, Paralegal Specialist:

On July 16, 2005, the Board issued a show cause order allowing opposer thirty days to show cause for its failure to file its brief, however upon further review of the file of record it has been noted that applicant has not filed its answer. In view thereof the Board's July 16, 2005 order is hereby ***vacated***.

On February 25, 2004, the Board issued an order resuming proceedings and allowed applicant until thirty days in which to file its answer and reset all trial dates. Therefore, an answer was due in this case on March 26, 2004. Inasmuch as it appears that no answer has been filed, nor has applicant filed a motion to extend its time to answer, 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).
