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Filing date: **08/18/2004**

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

Proceeding	91161111
Party	Plaintiff Formula One Licensing B.V. Formula One Licensing B.V. Koningslaan 34 Amsterdam, 1075 AD NETHERLANDS
Correspondence Address	Paul W. Kruse Bass Berry & Sims PLC AmSouth Center 315 Deaderick Street, Suite 2700 Nashville, TN 37238-3001 UNITED STATES trademarks@bassberry.com
Submission	Motion for Default Judgment
Filer's Name	Paul W. Kruse
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Signature	/Paul W. Kruse/
Date	08/18/2004
Attachments	Ser. No. 78193119 - Motion for Default Judgment.pdf (3 pages)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Formula One Licensing B.V.,)	
)	
Opposer,)	
)	Opposition No. 91161111
v. _____)	
)	Ser. No. 78/193,119
Obschestvo s Organichenoj Otvetstvennos)	
tiyu "Kub",)	
)	
Applicant.)	
)	
Our Ref. No. 112338-860)	

MOTION FOR DEFAULT JUDGMENT

**Box TTAB NO FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3514**

Sir:

Now comes Formula One Licensing B.V., (hereinafter Opposer), by its attorneys, Bass, Berry & Sims, PLC, AmSouth Center, 315 Deaderick Street, Suite 2700, Nashville, Tennessee 37238-3001, (615) 742-6200, and hereby moves the Trademark Trial and Appeal Board, pursuant to Rule 55(b)(2) of the Federal Rules of Civil Procedure and 37 C.F.R. § 2.114(a), for entry of a default judgment against Obschestvo s Organichenoj Otvetstvennos tiyu "Kub" (hereinafter Applicant).

As grounds for the motion, Opposer, by its attorneys, avers as follows:

1. On June 30, 2004, Opposer filed a Notice of Opposition with the United States Patent and Trademark Office. _____

2. On June 30, 2004, the Trademark Trial and Appeal Board instituted the opposition proceedings as Opposition No. 91161111.

3. Applicant's Answer was due August 9, 2004.

4. As of August 18, 2004, Opposer has received no Answer from Applicant.

5. As of August 18, 2004, the Trademark Trial and Appeal Board Information System Index operated by the United States Patent and Trademark Office does not indicate that Applicant filed an Answer.


WHEREFORE, Opposer requests that a default judgment be entered sustaining the Opposition and that Applicant's application Ser. No. 78/193,119 be refused registration as sought in Opposer's Notice of Opposition. Alternatively, in the event that an Answer was timely filed, Opposer requests that a copy of the Answer be sent to the attention of the undersigned and that the discovery deadline (as well as all other opposition proceeding deadlines) be extended by ninety (90) days.

Please direct all communications to the attention of the undersigned at either (615) 742-6200 or trademarks@bassberry.com

Respectfully submitted,

Formula One Licensing B.V.,

By:


.....
Paul W. Kruse

Opposer's Attorneys
Bass, Berry & Sims, PLC
AmSouth Center
315 Deaderick Street
Suite 2700
Nashville, Tennessee 37238-3001
(615) 742-6200

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing "MOTION FOR DEFAULT JUDGMENT" was served on James H. Walters, Esq., with an address at Dellett & Walters, Suite 1101, 310 SW 4th Avenue, Portland, Oregon 97204, via first class mail, postage prepaid, today August 18, 2004.

By:



Paul W. Kruse