

ESTTA Tracking number: **ESTTA29381**

Filing date: **03/30/2005**

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

<b>Proceeding</b>	91163590
<b>Party</b>	Plaintiff Dooney & Bourke, Inc.  Dooney & Bourke, Inc. One Regent Street Norwalk, CT 06855 UNITED STATES
<b>Correspondence Address</b>	Edward B. Chansky, Esq. Levett Rockwood P.C. 33 Riverside Avenue Westport, CT 06880 UNITED STATES echansky@levettrockwood.com
<b>Submission</b>	Motion for Default Judgment
<b>Filer's Name</b>	Edward B. Chansky, Esq.
<b>Filer's e-mail</b>	echansky@levettrockwood.com, irodriguez@levettrockwood.com
<b>Signature</b>	/Edward B. Chansky/
<b>Date</b>	03/30/2005
<b>Attachments</b>	00097765.pdf ( 3 pages )

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

I.Applicant: Cielo Creations, Inc.  
Serial No.: 78/223,492  
Filing Date: 3/10/2003  
Mark: BB (plus design)  
Publication Date: August 17, 2004

Dooney & Bourke, Inc., :  
Opposer :  
 :  
v. : Opposition No. 91163590  
 :  
Cielo Creations, Inc., :  
Applicant :

**MOTION FOR DEFAULT JUDGMENT**

Pursuant to Fed. R. Civ. P. 55(a) and TTAB § 312.01, Opposer hereby moves that a default judgment enter against the Applicant and represents as follows:

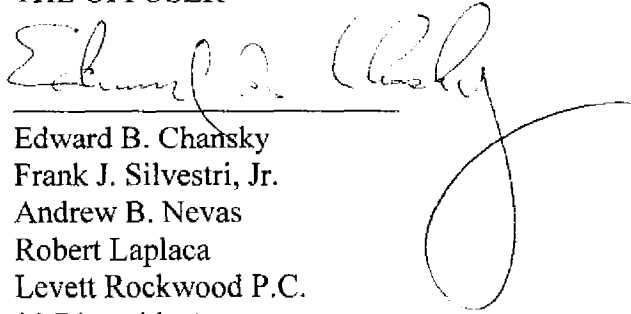
1. On December 15, 2004, Opposer filed a Notice of Opposition against Applicant Cielo Creations, Inc.;
2. On December 27, 2004, the TTAB mailed a Notice of the pending opposition to the parties;
4. Pursuant to the terms of said Notice, an Answer was due on or before February 5, 2005;
5. To date, the Applicant has failed to respond to the Opposer's Notice of Opposition.

WHEREFORE, the Opposer respectfully requests that a default judgment enter against the Applicant for failure to plead.

Dated: March 30, 2005

DOONEY & BOURKE, INC.  
THE OPPOSER

By:

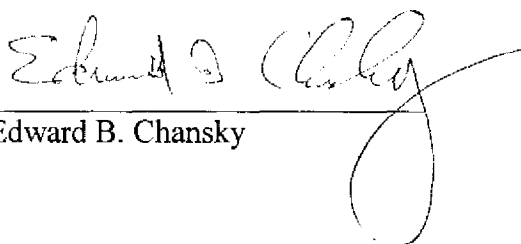
  
\_\_\_\_\_  
Edward B. Chansky  
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Andrew B. Nevas  
Robert Laplaca  
Levett Rockwood P.C.  
33 Riverside Avenue  
Westport, Connecticut 06880  
203-222-0885

COUNSEL FOR OPPOSER

**CERTIFICATION**

I hereby certify that a true and complete copy of the foregoing Motion for Default Judgment has been served on Applicant Cielo Creations, Inc., by mailing said copy on this the 30th day of March, 2005, via First Class Mail, postage prepaid to the following:

Joseph R. Englander, Esq.  
Malin, Haley & DiMaggio, P.A.  
1936 South Andrews Avenue  
Fort Lauderdale, FL 33316

  
Edward B. Chansky

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