

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

SMT/dab

Mailed: October 18, 2005

Opposition No. 91165591

Vitality Foodservice, Inc.

v.

PAGVA USA, LLC

On **August 30, 2005**, the Board sent a notice of default to applicant because no answer had been filed.

The record shows no response thereto.

Accordingly, judgment by default is hereby entered against applicant, the opposition is sustained, and registration to applicant is refused. See Fed. R. Civ. P. 55, and Trademark Rule 2.106(a).

***By the Trademark Trial  
and Appeal Board***