



**English & Associates**  
Attorneys at Law

Intellectual Property  
Patent - Trademark - Copyright - Trade Secret - Unfair Competition  
Prosecution - Licensing - Litigation

VENTURA COUNTY OFFICE

County Square Professional Offices  
674 County Square Drive, Suite 101  
Ventura, CA 93003  
805-642-2025  
805-642-0703 fax  
800-500-9705  
[wenglishesq@yahoo.com](mailto:wenglishesq@yahoo.com)

ORANGE COUNTY OFFICE

Del Mar Law Center  
1601 Alton Parkway  
Irvine, CA 92606  
949-250-3200  
949-261-0529 fax  
800-854-0481  
[wenglish@dma.com](mailto:wenglish@dma.com)

17 November 2006

UNITED STATES PATENT & TRADEMARK OFFICE  
TRADEMARK TRIAL & APPEAL BOARD  
P.O. BOX 1451  
ALEXANDRIA, VA 22313-1451

Re: **OPPOSITION NO.: 91165738**  
Parties: **Rosas Edmund, Nite Life Ventura**  
v.  
**Trejo, Daniel R.**

Dear Sir or Madam:

We have yet to receive a *Certified* copy of the above-referenced Opposition. We are enclosing herewith a copy of the *Unofficial* copy of said judgment, dated 29 December 2005 as well as TESS status information. We are requesting a *Certified copy* of said judgment be forwarded to our Ventura office for our files and client (Mr. Rosas, Nite Life Ventura).

If you have any further questions or concerns please contact us at our Ventura office.

Regards,

Agassiz Rich  
Paralegal

Enclosure(s) 2  
cc: Edmundo, Rosas, Nite Life Ventura

11-24-2006



United States Patent and Trademark Office

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**Word Mark** NITE LIFE SANTA BARBARA

**Goods and Services** (ABANDONED) IC 045. US 100 101. G & S: SOCIAL CLUBS FOR LOW-RIDER AND AUTOMOBILE ENTHUSIASTS. FIRST USE: 19800101. FIRST USE IN COMMERCE: 19800101

**Mark Drawing Code** (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

**Design Search Code** 05.05.01 - Roses  
23.01.02 - Bayonets; Harpoons; Hunting knives; Knives, daggers; Spears

**Serial Number** 76559200

**Filing Date** November 12, 2003

**Current Filing Basis** 1A

**Original Filing Basis** 1A

**Published for Opposition** October 26, 2004

**Owner** (APPLICANT) Trejo, Daniel R. INDIVIDUAL UNITED STATES 4963 Pebble Hill Lane Santa Barbara CALIFORNIA 93111

**Disclaimer** NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE SANTA BARBARA APART FROM THE MARK AS SHOWN

**Description of Mark** The mark consists of the words Nite Life: "Nite" has a dagger through it from left to right, and "Life" has a dagger through it from right to left. The two daggers meet in the middle, below the words, at a rose.

**Type of Mark** SERVICE MARK

**Register** PRINCIPAL

**Live/Dead Indicator** DEAD

**Abandonment Date** December 29, 2005

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

TLC

Mailed: December 29, 2005

Opposition No. 91165738

Edmund Rosas, Nite Life  
Ventura-dba Nite Life Car  
Club Association

v.

Trejo, Daniel R. (Applicant)

Answer was due on August 14, 2005. A review of the record shows that an answer has not been filed.

This case now comes up for consideration of opposer's motion, filed October 21, 2005,<sup>1</sup> for default judgment against applicant for failure to file an answer. The motion is uncontested.<sup>2</sup>

Inasmuch as applicant failed to file an answer in this case, and failed to respond to opposer's motion in any manner, the motion for default judgment is granted. See

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<sup>1</sup> A copy of this motion was served on applicant by the Board on October 25, 2005.

<sup>2</sup> If a defendant fails to file an answer to a complaint during the time allowed therefor, the Board, on its own initiative, may issue a notice of default allowing the defendant time to show cause why default judgment should not be entered against it. The issue of whether default judgment should be entered against a defendant for failure to file an answer may also be raised by means of a motion filed by the party in the position of

COPY

Trademark Rule 2.127(a). Accordingly, judgment is hereby entered against applicant, the notice of opposition is sustained, and registration to applicant is refused. See Fed. R. Civ. P. 55 and Trademark Rule 2.127(a).

*—By the Trademark Trial  
and Appeal Board*

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plaintiff. In such cases, the motion may serve as a substitute for the Board's issuance of a notice of default.