

ESTTA Tracking number: **ESTTA260615**

Filing date: **01/14/2009**

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

Proceeding	91187659
Party	Plaintiff Sony Computer Entertainment America Inc.
Correspondence Address	Sony Computer Entertainment America Inc. 919 E. Hillsdale Blvd. Foster City, CA 94404 UNITED STATES suzanne_williams@playstation.sony.com
Submission	Motion for Default Judgment
Filer's Name	Anthony Justman
Filer's e-mail	suzanne_williams@playstation.sony.com
Signature	/anthony justman/
Date	01/14/2009
Attachments	motion for default judgment sackboy0001.tif (4 pages)(4230410 bytes)

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

SONY COMPUTER ENTERTAINMENT AMERICA INC.
Opposer,

v.

Opposition No.: 91187659

ERNESTO RAMIREZ
Applicant.


MOTION FOR JUDGMENT UPON DEFAULT

Pursuant to Federal Rule of Civil Procedure 55(b), Opposer Sony Computer Entertainment America Inc. ("SCEA") hereby moves that default judgment be entered against Applicant Ernesto Ramirez ("Applicant"). Applicant did not file a response and therefore has failed to comply with the requirements set forth in Fed. R. Civ. P. 8(b).

WHEREFORE, Opposer SCEA respectfully requests that a default judgment against Applicant be entered pursuant to Rule 55(b).

Respectfully submitted,

SONY COMPUTER ENTERTAINMENT
AMERICA INC.

By: 
Anthony Justman, Esq.
Attorney for Opposer

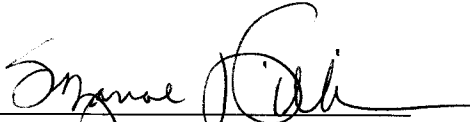
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I hereby certify that this Motion for Default Judgment and Memorandum in Support of Opposer's Motion for Default Judgment are being deposited with the United States Postal Service "Overnight Delivery" service on January 14, 2009 in an envelope addressed to:

Ernesto Ramirez
6838 Thistle Hill Way
Austin, Texas 78754



Suzanne Williams
Sony Computer Entertainment America Inc.
919 East Hillsdale Boulevard
Foster City, CA 94404

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ERNESTO RAMIREZ
Applicant.

MEMORANDUM IN SUPPORT OF OPPOSER'S
MOTION FOR DEFAULT JUDGMENT

Opposer Sony Computer Entertainment America Inc. ("SCEA") commenced this action by the filing of an Opposition on October 21, 2008.

Applicant Ernesto Ramirez ("Applicant") has failed to plead or otherwise respond to the Opposition and no further communication has been received from Applicant.

Therefore, it is requested that the Board enter judgment by default against Applicant, and that Applicant's trademark application for SACKBOY, Application No. 77/441,100 be denied.

Respectfully submitted,

SONY COMPUTER ENTERTAINMENT
AMERICA INC.

By: 
Anthony Justman, Esq.

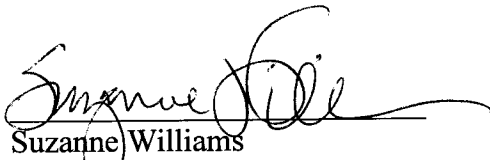
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6838 Thistle Hill Way
Austin, Texas 78754

A handwritten signature in black ink, appearing to read "Suzanne Williams", with a long horizontal flourish extending to the right.

Suzanne Williams
Sony Computer Entertainment America Inc.
919 East Hillsdale Boulevard
Foster City, CA 94404