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

Proceeding	91188274
Party	Plaintiff BBK Tobacco & Foods, LLP
Correspondence Address	Edward L. Earle HBI International Legal Department 3315 W. Buckeye Rd., Ste. B Phoenix, AZ 85009 UNITED STATES marks@hbiinternational.com
Submission	Motion for Default Judgment
Filer's Name	Edward L. Earle
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Date	02/16/2009
Attachments	Motion for Entry of Default Judgment.pdf (2 pages)(9526 bytes)

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

In the Matter of Application Serial No. 77/178,583
Published on 12/02/08

BBK Tobacco & Foods, LLP d/b/a
HBI International

Opposer,

v.

Matthew D. Julian,

Applicant.

Opposition No. 91188274

Motion for Entry of Default Judgment

Answer was due in this case forty days from the Board's order of January 6, 2009, namely February 15, 2009. The TTAB records indicate that no answer has been filed with the Board, and Applicant has not filed a motion to extend its time to answer.

Accordingly, Opposer requests that a notice of default be entered against Applicant under Fed. R. Civ. P. 55(a).

Respectfully Submitted,
BBK Tobacco & Foods, LLP

/s/ Edward L. Earle

By: _____

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Certificate of Service

The undersigned hereby certifies that a copy of the foregoing Motion for Entry of Default Judgment has been served upon the Applicant's Correspondence address on February 16, 2009 by depositing same in the United States Mail, Express Mail postage prepaid, in an envelope addressed as follows:

Matthew D. Julian
6708 Bright Star Lane
Austin, TX 78736-2417

/s/ Edward L. Earle

Edward L. Earle