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

Proceeding	91213020
Party	Plaintiff LauraStack
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Submission	Other Motions/Papers
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Date	12/04/2013
Attachments	Motion for Entry of a Default Judgement12042013.pdf(26798 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In The Matter of Registration No. 88/839,579 the
For the Mark PRODUCTIVITY PRO

LAURA STACK.)
Plaintiff,)
)
v.) Cancellation No. 91213020
)
RESOURCE PRO LLC)
Registrant.)
)

MOTION FOR THE ENTRY OF A DEFAULT JUDGMENT

Plaintiff, Laura Stack, through counsel respectfully moves the Trademark Trial and Appeal Board (TTAB) to enter a Default Judgment against Defendant, Resource Pro LLC. The grounds for this motion are as follows:

1. Defendant, Resource Pro LLC, is the applicant for trademark serial number 85/839,579 for the mark PRODUCTIVITY PRO.
2. On July 23, 2013 Defendant's mark was published for opposition in the Official Gazette of the United States Patent and Trademark Office.
3. On August 8, 2013 Plaintiff requested and was granted additional time to oppose Defendant's mark.
4. On October 16, 2013 Plaintiff timely filed its formal opposition to the registration of application 85/839,579.
5. On October 16, 2013 The TTAB instituted the proceeding and set forth a schedule of dates.

6. The TTAB order of October 16, 2013 provided that an answer was to be filed on November 25, 2013.

7. Defendant has neither filed its answer in this opposition proceeding nor requested additional time to do so nor otherwise plead.

8. Neither Plaintiff nor its attorney has received any contact related to the opposition from the Defendant or any attorney representing Defendant.

Wherefore, Plaintiff respectfully requests that an order of Default be entered and the opposition be sustained and that application 85/839579 be denied registration.

Dated: December 4, 2013

By: PARTRIDGE IP LAW, P.C.

/Elliott C. Bankendorf/

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Attorney for Plaintiff, Laura Stack

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing MOTION FOR THE ENTRY OF A DEFAULT JUDGMENT has been served on the following by transmitting said copy on December 4, 2013 via electronic mail at the electronic post listed below:

Joshua M. Gerben
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1050 Connecticut Ave., NW FL 10
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Date: December 4, 2013

By: /Elliott C. Bankendorf/
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Counsel for Plaintiff