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

Proceeding	91219467
Party	Plaintiff 3B Scientific GmbH
Correspondence Address	Elizabeth G. Borland and Courtney Adams Smith, Gambrell & Russell, LLP 1230 PEACHTREE STREET, N.E.Suite 3100 - Promenade Atlanta, GA 30309 UNITED STATES egborland@sgrlaw.com, cadams@sgrlaw.com, mbedsole@sgrlaw.com, atl-docketing@sgrlaw.com
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Signature	/Elizabeth G. Borland/
Date	01/13/2015
Attachments	3B Medical - Opposer's Motion for Default Judgement.PDF(22186 bytes)

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

In the Matter of Application Serial No. 86/275,523
Published: September 30, 2014

3B SCIENTIFIC GMBH,)	
)	
Opposer,)	
)	
v.)	Opposition No. 91219467
)	
3B MEDICAL, INC.,)	
)	
Applicant.)	

Commissioner for Trademarks
Box TTAB FEE
P.O. Box 1451
Alexandria, Virginia 22313-1451

OPPOSER’S MOTION FOR DEFAULT JUDGMENT FOR FAILURE TO ANSWER

On November 24, 2014, the Board entered an Order requiring Applicant to file an answer on or before January 3, 2015. As of January 12, 2015, Applicant had not filed an answer to the Notice of Opposition. Therefore, Applicant is in default.

Because Applicant has defaulted in this proceeding, Opposer 3b Scientific GmbH (“Opposer”) requests that default judgment be entered against Applicant under Rule 55(c) of the Federal Rules of Civil Procedure and that its opposition to Applicant Serial No. 86/275,523 be sustained.

This 13th day of January, 2015.

Respectfully submitted,

SMITH, GAMBRELL & RUSSELL, LLP

s/ Elizabeth G. Borland

Elizabeth G. Borland

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Attorney for Opposer 3b Scientific GmbH

CERTIFICATE OF SERVICE

I, Elizabeth G. Borland, counsel for Opposer 3b Scientific GmbH, do hereby certify that **OPPOSER'S MOTION FOR DEFAULT JUDGMENT FOR FAILURE TO FILE ANSWER** was served upon applicant by placing a copy of same in the U.S. mail, postage prepaid, addressed as follows:

3B Medical, Inc.
21301 US Highway 27
Lake Wales, Florida 33859

Alison R. Meer, Esq.
Allen, Dye, Doppelt, Milbrath & Gilchrist, P.A.
255 S. Orange Ave., Suite 1401
Orlando, Florida 32801

This 13th day of January, 2015.

s/ Elizabeth G. Borland
Elizabeth G. Borland