

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: May 18, 2015

Opposition No. 91220304

Drew Estate Holding Company, LLC

v.

Dionisio Tomas De La Cruz

Ellen M. Yowell, Paralegal Specialist:

On October 24, 2014, Drew Estate Holding Company, LLC filed a request to extend time to oppose the registration of the mark shown in application that is the subject of this proceeding. The request to extend time to oppose was granted the same day.

A review of the record reveals that the electronically generated cover sheet on the notice of opposition filed on January 21, 2015 identified “Drew Estate Holding Company, LLC” as the opposer, however the document attached thereto identified “SWI-DE, LLC, dba Drew Estate” as the opposer. The notice of opposition does not include an explanation of the relationship between Drew Estate Holding Company, LLC and SWI-DE, LLC, dba Drew Estate.

Opposer is allowed until **TWENTY DAYS** from the mailing date of this order in which to provide a showing of privity between Drew Estate Holding Company, LLC

and Drew Estate, such as set forth in Trademark Rule 2.102(b).¹ *See* TBMP §§ 303.05(b) and 206.02.

Failing which, the notice of opposition will be deemed untimely and the proceeding will be dismissed. *See* Trademark Rule 2.101(c).

In view thereof, consideration of Opposer's May 13, 2015 motion for default judgment is deferred pending the receipt of a response to this order.

¹ It is noted that Drew Estate has shown privity with SWI-DE, LLC.