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UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

Mailed: March 11, 2003

Opposition No. 92041308

Cipher Investment Management
Company, Inc.



v.

Ernst Erich Schnoor

03-17-2003

U.S. Patent & TMOfo/TM Mail RcptDt. #77

This case now comes up on petitioner's motion for default judgment, filed February 25, 2003.

Inasmuch as the petition to cancel mailed to respondent was returned as undeliverable on January 2, 2003, the petition to cancel has not yet been served on respondent. Accordingly, petitioner's motion for default judgment is denied.

Petitioner should advise the Board if it has a better current mailing address for respondent within THIRTY DAYS of the mailing date of this order, failing which, the Board will make reasonable efforts of its own to locate the respondent. See TBMP Section 315.02. If the Board is unable to locate the respondent after reasonable investigation, notice of filing of the petition to cancel will be published in the Official Gazette.

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TRADEMARK TRIAL AND
APPEAL BOARD

*By the Trademark Trial
and Appeal Board*

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