

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

JST

Mailed: July 6, 2005

Cancellation No.92044316

BAD HABITS INC.

v.

ROSS, CHARLES H., JR.

**Jyll S. Taylor, Attorney:**

MOTION FOR DEFAULT JUDGMENT

Petitioner's motion (filed May 10, 2005) for default judgment is noted. However, it is further noted that the motion was not served on applicant as required by Trademark Rule 2.119. Accordingly, no further consideration will be given to the motion for default judgment until it is served on applicant and proof of such service is filed with the Board.

NOTICE OF DEFAULT

Answer was due in this case on April 24, 2005. Inasmuch as it appears that no answer has been filed, nor has respondent filed a motion to extend its time to answer, notice of default is hereby entered against respondent under Fed. R. Civ. P. 55(a).

Respondent is allowed until **thirty days** from the mailing date of this order to show cause why judgment by default should not be entered against respondent in accordance with Fed. R. Civ. P. 55(b).

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