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Filing date: **08/24/2010**

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

Proceeding	92052711
Party	Plaintiff Ava Enterprises, Inc.
Correspondence Address	JOSEPH A. LOPEZ NOVIAN & NOVIAN, LLP 1801 CENTURY PARK EAST, SUITE 1201 Los Angeles, CA 90067 UNITED STATES joseph@novianlaw.com
Submission	Motion for Default Judgment
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Date	08/24/2010
Attachments	Motion for Default and Default Judgment.pdf (2 pages)(19930 bytes)

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

AVA ENTERPRISES, INC.

Petitioner,

v.

**CONG TY TNHH THUONG
MAI; NAM THANH (VN)**

Registrant

Cancellation No. 92052711

Registration No. 3787652

Mark: ShuBoss

MOTION FOR DEFAULT AND DEFAULT JUDGMENT

Pursuant to the Scheduling Order set forth by the Board on July 12, 2010, Registrant's Answer was due in this case on August 21, 2010. Registrant has failed to file an Answer, request an extension, or otherwise timely respond to the Petition to Cancel. Accordingly, Petitioner hereby moves for Default and Default Judgment to be entered against the Registrant pursuant to Trademark Rule 2.114(a), Trademark Rule 11.36(e) and Federal Rule of Civil Procedure 55.

Respectfully Submitted:

Date: August 24, 2010

/Joseph A. Lopez/

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ATTORNEYS FOR PETITIONER

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing **MOTION FOR DEFAULT AND
DEFAULT JUDGMENT** was served on Registrant on August 24, 2010 as follows:

BY U.S. MAIL

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KATYA CALDERONE
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Date: August 24, 2010