

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

Mailed: March 14, 2013

Cancellation No. 92056455

Third Estate LLC

v.

Ahmed Lago

Cheryl S. Goodman, Interlocutory Attorney:

On January 3, 2013, petitioner filed a motion for default judgment. On January 17, 2013, respondent filed a letter which the Board construes as a motion to extend. Although dated December 20, 2013, the paper was filed via ESTTA, the Board's electronic filing system on January 17, 2013. The letter also included petitioner's counsel's address, which the Board considers to be an indication that this paper was served on petitioner's counsel.¹

The letter requests "60 days from the date of this letter to file an appeal." Although unclear, the Board

¹ For respondent's information, the following is the suggested format for a certificate of service:

I hereby certify that a true and complete copy of the foregoing (insert title of submission) has been served on (insert name of opposing counsel or party) by mailing said copy on (insert date of mailing), via First Class Mail, postage prepaid (or insert other appropriate method of delivery) to: (set out name and address of opposing counsel or party).

Signature

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considers this to be a request to extend time to respond to petitioner's motion for default judgment.

The filing has not been responded to by petitioner. Accordingly, the request is granted as conceded, Trademark Rule 2.127(a), to the extent that respondent is allowed until March 21, 2013, to file a response to the motion for default judgment.