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Filing date: **05/29/2015**

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

Proceeding	92061260
Party	Plaintiff Sitezeus, LLC
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Submission	Motion for Default Judgment
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Date	05/29/2015
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

SITZEZEUS, LLC.,	:	
	:	
Petitioner,	:	
	:	CANCELLATION NO. <u>92061260</u>
vs.	:	
	:	REGISTRATION NO. 3657867
BOLT DATA SYSTEMS, LLC,	:	
	:	
Respondent.	:	

**MOTION PURSUANT TO TRADEMARK RULE 2.127(a)  
AND RULE 37(b)(2) OF THE FEDERAL RULES OF CIVIL PROCEDURE  
FOR DEFAULT JUDGMENT**

Petitioner, Sitezeus, LLC through its undersigned counsel, respectfully moves the honorable board to grant a default judgment.

This Motion should be granted because Respondent did not file or serve an Answer to the Petition for Cancellation on or before the set date of May 24, 2015, as set forth in the Board's Order dated April 14, 2015, or by May 26, 2015 in light of the Memorial Day holiday.

Respondent's failure to file an Answer within the time allowed under the Federal Rules of Civil Procedure, is sufficient justification for sanctioning Respondent with default judgment in favor of Petitioner.

In light of the foregoing, it is respectfully submitted that Respondent has forfeited its rights in this cancellation petition and default judgment is warranted.

Respectfully submitted,

CAESAR RIVISE, PC

May 29, 2015

By /E.S.Marzluf/

Eric S. Marzluf  
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(215) 567-2010  
Counsel for Petitioner

### **CERTIFICATE OF MAILING**

I hereby certify that the foregoing **MOTION PURSUANT TO TRADEMARK RULE 2.127(a) AND RULE 37(b)(2) OF THE FEDERAL RULES OF CIVIL PROCEDURE FOR DEFAULT JUDGMENT** has been electronically filed with the United States Patent and Trademark Office Trademark Trial and Appeal Board via the Electronic System for Trademark Trial and Appeal Board (ESTTA), on this 29<sup>th</sup> day of May, 2015.

/E.S.Marzluf/

Eric S. Marzluf

### **CERTIFICATE OF SERVICE**

I hereby certify that one (1) true copy of the foregoing **MOTION PURSUANT TO TRADEMARK RULE 2.127(a) AND RULE 37(b)(2) OF THE FEDERAL RULES OF CIVIL PROCEDURE FOR DEFAULT JUDGMENT** has been served upon Respondent via First Class Mail, postage prepaid, in an envelope addressed to:

Bolt Data Systems, LLC  
5520 W. 76<sup>th</sup> Street  
Indianapolis, Indiana 46268

/E.S.Marzluf/

Eric S. Marzluf