

ESTTA Tracking number: **ESTTA736635**

Filing date: **03/30/2016**

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

Proceeding	92063011
Party	Plaintiff SUCCESS Partners Holding Co.
Correspondence Address	GEORGE R SCHULTZ SCHULTZ & ASSOCIATES PC 5400 LBJ FREEWAY, SUITE 1200 DALLAS, TX 75240 UNITED STATES rschultz@grspc.com, nmarsh@grspc.com, kneedham@grspc.com, docket@grspc.com
Submission	Motion for Default Judgment
Filer's Name	George R. Schultz
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Signature	/george r. schultz/
Date	03/30/2016
Attachments	Motion for Default Judgment 033016.pdf(207443 bytes)

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

**In the matter of Trademark
Registration No.: 3,910,141**

For the mark: INSPIRE SUCCESS

Registered: January 25, 2011

SUCCESS PARTNERS HOLDING CO.

Petitioner,

v.

CANCELLATION NO. 92063011

INSPIRE SUCCESS, LLC,

Respondent.

PETITIONER'S MOTION FOR DEFAULT JUDGMENT

Petitioner, SUCCESS Partners Holding Co., moves for a default judgment pursuant to 37 C.F.R § 2.114(a) and Rule 55(b)(2) of the Federal Rules of Civil Procedure and would respectfully show the following:

1. Respondent's Mark was registered on January 25, 2011.
2. On January 21, 2016, Petitioner properly filed a Petition for Cancellation with the Office.
3. On January 21, 2016, Petitioner properly served a copy of the Petition for Cancellation and all exhibits via First Class Mail on the current owner, who is also the correspondent of record. Proof of service was included with the Petition for Cancellation and is thus prima facie proof of service. *See*, 37 C.F.R. §2.119(a).

4. Respondent's answer to the Petition for Cancellation was due on March 5, 2016. Respondent has not served or filed an answer to the Petition for Cancellation within the time allotted by the Trademark Rules. Petitioner requests that the Board enter default against Respondent.

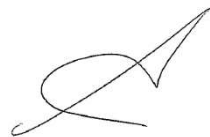
5. Petitioner further requests:

A. that a judgment against Respondent be entered to cancel Registration No. 3,910,141 for the mark INSPIRE SUCCESS; and

B. that the Board award further relief as the Board deems just and proper.

Dated: March 30, 2016.

Respectfully submitted,



George R. Schultz
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Nicole R. Marsh
Texas Bar No. 24044653

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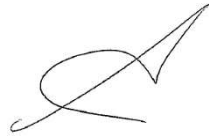
ATTORNEYS FOR PETITIONER
SUCCESS PARTNERS HOLDING CO.

CERTIFICATE OF SERVICE

A true and correct copy of the foregoing Petitioner's Motion for Default Judgment was served upon the persons listed below in the manner indicated on March 30, 2016:

Mr. Kenneth Roland
Inspire Success, LLC
3370 N. Hayden Road
Suite 128
Scottsdale, AZ 85251

Via First Class Mail, Postage Prepaid



George R. Schultz