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

Proceeding	92071368
Party	Plaintiff Union Pacific Railroad Employes Health Systems, Inc.
Correspondence Address	JONATHAN W RICHARDS WORKMAN NYDEGGER 60 E SOUTH TEMPLE #1000 SALT LAKE CITY, UT 84111 UNITED STATES docketing@wnlaw.com, jrichards@wnlaw.com 801-321-8847
Submission	Motion for Default Judgment
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Date	07/10/2019
Attachments	DRUG DEPOT Motion for Default Judgment 2019-07-10.pdf(201413 bytes)

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

In re U.S. Trademark Reg. No. 4,535,991
Registered: May 27, 2014
Mark: DRUG DEPOT

UNION PACIFIC RAILROAD
EMPLOYES HEALTH SYSTEMS, INC.,

Petitioner

v.

Cancellation No. 92071368

DRUG DEPOT PHARMACY, INC.

Respondent/Registrant

MOTION FOR DEFAULT JUDGMENT

COMES NOW, Petitioner Union Pacific Railroad Employees Health Systems, Inc., and moves for entry of judgment in favor of Petitioner and cancellation of U.S. Trademark Reg. No. 4,535,991, and for such would show:

1. Petitioner filed its Petition for Cancellation on May 24, 2019.
2. On the same day, the Board formally instituted the proceeding and sent notice to Respondent Drug Depot Pharmacy, Inc., setting a deadline of July 3, 2019 for Respondent to file its Answer.
3. Based on a review of the records available on TTABVUE, and based on information and belief, Petitioner believes that Respondent has defaulted by failing to file an Answer to the Petition for Cancellation.

WHEREFORE, Petitioner respectfully requests that judgment be entered in favor of Petitioner, that U.S. Trademark Reg. No. 4,535,991 be cancelled, and that Petitioner be granted such other and further relief to which Petitioner may be entitled.

SIGNED on this the 10th day of July, 2019.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Jonathan W. Richards". The signature is fluid and cursive, with the first name "Jonathan" and last name "Richards" clearly legible.

Jonathan W. Richards

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