

**UNITED STATES DEPARTMENT OF COMMERCE**  
**Patent and Trademark Office**  
**Trademark Trial and Appeal Board**  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

WRITER

Mailed: July 29, 2002

Opposition No. 91121708

EXECUTIVE JET, INC.

v.

NEXTJET, INC.

**Frances S. Wolfson, Interlocutory Attorney:**

On April 26, 2002, opposer filed a withdrawal of the opposition with an allegation of applicant's "consent."

Trademark Rule 2.106(c) provides that after an answer is filed, the opposition may not be withdrawn without prejudice except with the **written** consent of applicant.

In view thereof, opposer is allowed thirty days from the mailing date of this order in which to submit applicant's written consent to the withdrawal, failing which the opposition will be dismissed with prejudice.