

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

Mailed: April 28, 2005

Opposition No. 91158755

HILL DESIGN, INC.

v.

Roylco Inc.

Nancy L. Omelko, Interlocutory Attorney:

**This order corrects the previous order mailed on April 28, 2005 by including the second application Serial No.**

On march 2, 2005, applicant filed abandonments of its application Serial Nos. 76299860 and 76299861.<sup>1</sup>

Trademark Rule 2.135 provides that if, in an inter partes proceeding, the applicant files an abandonment without the written consent of every adverse party to the proceeding, judgment shall be entered against applicant.

In view thereof, and because opposer's written consent to the abandonment is not of record, judgment is hereby entered against applicant, the opposition is sustained and registration to applicant is refused.

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<sup>1</sup> Applicant's abandonment does not indicate proof of service of a copy of same on counsel for opposer as required by Trademark Rule 2.119. In order to expedite this matter, a copy of said abandonment is forwarded herewith to counsel for opposer.

***By the Trademark Trial  
and Appeal Board***

