

United States Patent and Trademark Office
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Ricks

Mailed: October 25, 2004

Opposition No. **91160975**

BALLY SCHUHFABRIKEN AG

v.

BAKERS FOOTWEAR GROUP INC.

Opposer, without the written consent of applicant, filed a withdrawal of the opposition¹ on September 30, 2004

Trademark Rule 2.106(c) provides that after an answer is filed, the opposition may not be withdrawn without prejudice except with the written consent of applicant.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

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

¹ Opposer's withdrawal does not indicate proof of service of a copy of same on counsel for applicant as required by Trademark Rule 2.119. In order to expedite this matter a copy of said withdrawal is forwarded herewith to counsel for applicant.