

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

Mailed: April 28, 2006

Opposition No. 91170125

Wyeth

v.

Generation Plus, Inc.

**Angela Campbell, Paralegal Specialist:**

On April 28, 2006, applicant filed an abandonment of its application Serial No. 78489850, with prejudice, and on, the same date, opposer files a withdrawal of opposition without prejudice.

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 with prejudice, the opposition is sustained and registration to applicant is refused.

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