

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

tdc

Mailed: August 2, 2007

Opposition No. 91175032

Nash-Finch Company

v.

BIG Y FOODS, INC.

On July 19, 2007, opposer filed a withdrawal of the opposition in accordance with the parties' settlement agreement.

Trademark Rule 2.106(c) provides that after an answer is filed, the opposition may not be withdrawn without prejudice except with the **written** consent of applicant.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