

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

Vb

Mailed: October 1, 2008

Opposition No. 91175581

Rocky Brands, Inc.

v.

Binder Salem Co. Inc.

On September 29, 2008, the parties filed applicant's abandonment of its application Serial No. 78830058, with opposer's written consent, and opposer's withdrawal of opposition without prejudice.

In view thereof, application Serial No. 78830058 stands abandoned, and the opposition is dismissed without prejudice. See Trademark Rules 2.106(c) and 2.135.

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