

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

jh

Mailed: December 18, 2009

Opposition No. 91176707

Bayer Aktiengesellschaft

v.

INNERCAP Technologies, Inc.

On December 15, 2009, applicant filed an abandonment of its application Serial No. 78874352 under Trademark Rule 2.68, with opposer's written consent.¹

In view thereof, application Serial No. 78874352 stands abandoned, and the opposition is dismissed without prejudice. See Trademark Rule 2.135.

*By the Trademark Trial
and Appeal Board*

¹ 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.