

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

Lykos

Mailed: March 11, 2008

Opposition No. 91178987

Apple Inc.

v.

Big Apple Ideas, LLC

On November 21, 2007, and December 27, 2007, the parties filed applicant's proposed amendment to its application Serial No. 78922138, with opposer's consent, and opposer's withdrawal without prejudice of the opposition, contingent upon entry of the amendment.

By the proposed amendment applicant seeks to delete the International Class 42 services from the application.

Inasmuch as the amendment is clearly limiting in nature as required by Trademark Rule 2.71(b), and because opposer consents thereto, it is approved and entered. See Trademark Rule 2.133(a).

The contingency in opposer's withdrawal having now been met, the opposition is dismissed without prejudice.

In view of the foregoing, applicant's notice of default

judgment is hereby discharged.

*By the Trademark Trial
and Appeal Board*