

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

TDC

Mailed: January 24, 2008

Opposition No. 91179733

TVN Entertainment  
Corporation

v.

PM Productions

On January 16, 2008, opposer filed a withdrawal of opposition without prejudice, with applicant's written consent.

Additionally, on January 16, 2008 applicant filed an abandonment of its application serial number 78785250, with prejudice. Because of the close proximity of the parties' filings, the Board presumes that the separate filings are intended to settle this case. However, it is noted that applicant's abandonment is without opposer's written consent.

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, application 78785250 is abandoned with prejudice and the opposition is dismissed without prejudice. See Trademark Rule 2.106(c).

*By the Trademark Trial  
and Appeal Board*