

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

nmt

Mailed: May 26, 2009

Opposition No. 91182523

John R. Toscano, Inc.

v.

Attaway Services, Inc.

On May 26, 2009, the parties filed applicant's abandonment of its application Serial No. 77002453, with opposer's written consent, and opposer's withdrawal of opposition without prejudice.

In view thereof, application Serial No. 77002453 stands abandoned without prejudice, and the opposition is dismissed without prejudice. See Trademark Rules 2.106(c) and 2.135.

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