

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

AM

Mailed: March 19, 2009

Opposition No. 91186158

Anheuser-Busch, Incorporated

v.

JaniceM. Kruse

On March 18, 2009, applicant filed an abandonment of its application Serial No. 77337273 under Trademark Rule 2.68.¹

However, the applicable rule is Trademark Rule 2.135, which 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 the applicant.

Accordingly, because opposer's written consent to the abandonment is not of record, judgment is hereby entered against applicant, the opposition is sustained and registration to applicant is refused.

**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.

Trademark Trial and Appeal Board Electronic Filing System: <http://esta.uspto.gov>

ESTTA Tracking number: **ESTTA272910**

Filing date: **03/18/2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91186158
Party	Plaintiff Anheuser-Busch, Incorporated
Correspondence Address	Gary A. Pierson II Husch Blackwell Sanders LLP 720 Olive Street Suite 2400 St. Louis, MO 63101 UNITED STATES gary.pierson@huschblackwell.com, ralph.kalish@huschblackwell.com, jenny.birmingham@huschblackwell.com
Submission	Other Motions/Papers
Filer's Name	Gary A. Pierson
Filer's e-mail	gary.pierson@huschblackwell.com, becky.robertson@huschblackwell.com
Signature	/Gary A. Pierson/
Date	03/18/2009
Attachments	Notice of Express Abandonment.pdf (1 page)(34703 bytes)

UNITED STATES PATENT AND TRADEMARK OFFICE

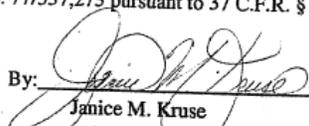
Serial No.: 77/337,273
Mark: GODSWISER THAN BUD
Classes: 40
Filing Date: November 26, 2007
Applicant: Janice M. Kruse

TO: Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

NOTICE OF EXPRESS ABANDONMENT

Applicant expressly abandons App. Ser. No. 77/337,273 pursuant to 37 C.F.R. § 2.68.

Dated: March 4, 2009

By: 

Janice M. Kruse
1200 Myrtle Avenue
Jefferson City, MO 65109

EXHIBIT A