

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

Winter/cv

Mailed: July 30, 2009

Opposition No. 91190038

Ray Enterprises of
Chesapeake Walk, Inc.

v.

James Cudney

On July 21, 2009, opposer submitted applicant's withdrawal from registration of its application Serial No. 77586085 and opposer's withdrawal of its opposition.

The Board construes opposer's concurrent submission of applicant's withdrawal with opposer's request to withdraw the opposition as its written consent to applicant's abandonment of the involved application.

In view thereof, application Serial No. 78684902 stands abandoned, and the opposition is dismissed without prejudice. See Trademark Rule 2.135, 37 C.F.R. § 2.135.

*By the Trademark Trial
and Appeal Board*