

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

vw/MCF

Mailed: August 18, 2010

Opposition No. 91188606

Home Box Office, Inc.

v.

Michael Machat

Opposition No. 91191425

TI Beverage Group, Ltd.

v.

Home Box Office, Inc.

On July 19, 2010, applicant filed (in Opposition No. 91188606) an abandonment of its application Serial No. 77501649, and opposer (in Opposition No. 91191425) filed a withdrawal of opposition.

**Abandonment of Serial No. 77501649**

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.

Opposition Nos. 91188606 and 91191425

In view thereof, and because opposer's written consent to the abandonment is not of record, judgment is hereby entered against applicant's application Serial No. 77501649, Opposition No. 91188606 is sustained and registration to applicant is refused.

**Withdrawal of Opposition No. 91191425**

Opposer, without the written consent of applicant, filed a withdrawal of Opposition No. 91191425.

Trademark Rule 2.106(c) provides that after an answer is filed, the opposition may not be withdrawn without prejudice except with the written consent of applicant.

In view thereof, and because the withdrawal was filed after answer, Opposition No. 91191425 is dismissed with prejudice.

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