

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

cv

Mailed: July 12, 2010

Opposition No. 91194239

Gaspari Nutrition, Inc.

v.

Athletic Edge Nutrition Inc.

Opposition No. 91194344

Universal Protein Supplements
Corporation d/b/a Universal
Nutrition

v.

Athletic Edge Nutrition Inc.

On June 29, 2010, applicant filed separate abandonment of its application Serial No. 77832598 in the above-captioned consolidated proceedings.¹

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.

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.

Because opposer's written consent to the abandonment is not of record, judgment is hereby entered against applicant, the oppositions are sustained, and registration to applicant's application is refused.

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