

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

WINTER

Mailed: February 11, 2014

Opposition No. 91195327 (Parent)
Opposition No. 91195328

Hard Candy Cases, LLC

v.

Hard Candy, LLC

On February 10, 2014, in accordance with the Board's order mailed February 5, 2014, applicant filed a withdrawal of its application Serial No. 77700559 without the consent of opposer.

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.

In view thereof, and because opposer's written consent to the abandonment is not of record, judgment is hereby entered against applicant with respect to Opposition No. 91195327 only, that opposition only is sustained, and registration to applicant with respect to application Serial No. 7700559 is refused. Accordingly, Opposition No. 91195328 only shall move forward with respect to application

Opposition No. 91195327

Serial No. 77700557.¹ Trial dates remain as previously
reset in the Board's order dated December 9, 2013.

*By the Trademark Trial
and Appeal Board*

¹ In view thereof, all subsequent submissions in these
proceedings should be filed in Opposition No. 91195328.