

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

cv

Mailed: June 28, 2011

Opposition No. 91195603

Merck KGAA

v.

Eisai R&D Management Co.,  
Ltd.

On June 8, 2011, opposer filed a withdrawal of the opposition, with applicant's written consent.<sup>1</sup>

In view thereof, the opposition is dismissed without prejudice. See Trademark Rule 2.106(c).

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

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<sup>1</sup> Opposer's withdrawal does not indicate proof of service of a copy of same on counsel for applicant as required by Trademark Rule 2.119. In order to expedite this matter, a copy of said withdrawal is forwarded herewith to counsel for applicant.