

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451  
General Contact Number: 571-272-8500

GMM

Mailed: May 4, 2016

Opposition No. 91203192

*Beats Electronics, LLC*

*v.*

*Merkury Innovations, LLC*

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

On March 18, 2016, the parties jointly filed Applicant's express abandonment of application Serial No. 85203076, with prejudice and with Opposer's consent; Opposer's withdrawal of the opposition without prejudice, with Applicant's written consent;<sup>1</sup> and Applicant's withdrawal of its counterclaims with prejudice.

In accordance with the agreement of the parties, application Serial No. 85203076 therefore is abandoned with prejudice; the opposition is dismissed without prejudice; and Applicant's counterclaims are dismissed with prejudice.

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<sup>1</sup> Although the parties' joint motion refers to "Opposer's written consent" to the withdrawal of the Opposition, the Board takes this to be a typographical error in view of the fact that Applicant's counsel is a signatory to the joint motion.