

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

VW

Mailed: June 26, 2013

Opposition No. 91206679

Performance Formulations,  
Inc. DBA Dark Cyde and  
Formulife, Inc.

v.

Dark Cyde Supplements, LLC

On June 18, 2013, applicant filed an abandonment of its involved application Serial Nos. 85539196 and 85539184. 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 application Serial Nos. 85539196 and 85539184, and registrations for application Serial Nos. 85539196 and 85539184 are refused, and the opposition is sustained.

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