

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

BUO

Mailed: May 20, 2015

Opposition No. 91208141

Goya Foods, Inc.

v.

Marquez Brothers International, Inc.

By the Trademark Trial and Appeal Board:

On May 12, 2015, Applicant filed an abandonment of its application Serial No. 85430918 with prejudice.

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, the opposition is **SUSTAINED** and registration to Applicant is refused.¹

¹ Accordingly, Opposer's motion to amend its notice of opposition, filed April 17, 2015, and Applicant's response thereto are rendered moot, and will be given no further consideration.