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

Mailed: September 23, 2014

Opposition No. 91208930

LML Investments, LLC

v.

Catharine Liegey

Opposition No. 91211616

Catharine Liegey

v.

LML Investments, LLC

By the Trademark Trial and Appeal Board:

On August 19, 2014, applicant filed an abandonment of its application Serial No. 85642208 under Trademark Rule 2.68 and withdrawal of its opposition to application Serial No. 85794306, based on the parties' settlement agreement.¹

With respect to Opposition No. 91208930, Trademark Rule 2.135, provides that if, in an inter partes proceeding, the applicant files an

¹ Applicant's abandonment/withdrawal does not indicate proof of service of a copy of same on counsel for opposer, as required by Trademark Rule 2.119. A copy of the abandonment can be viewed using TTABVUE at <http://ttabvue.uspto.gov>.

Opposition Nos. 91208930 and 91211616

abandonment without the written consent of every adverse party to the proceeding, judgment shall be entered against the applicant.

Accordingly, because opposer's written consent to the abandonment is not of record, judgment is entered against applicant, and Opposition No. 91208930 is sustained and registration to applicant is refused.

Additionally, in view of Catharine Liegey's withdrawal of its opposition to Serial No. 85794306, and inasmuch as no answer is of record, Opposition No. 91211616 is dismissed without prejudice. See Trademark Rule 2.106(c).