

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

RA

Mailed: October 16, 2014

Opposition No. 91209637

Zakk Wylde

v.

James A. Baltutis and Mark Ferguson
dba Concepts in Concert

By the Trademark Trial and Appeal Board:

Opposer, without the written consent of applicant, filed a withdrawal of the opposition¹ on October 8, 2014.

Trademark Rule 2.106(c) provides that after an answer is filed, the opposition may not be withdrawn without prejudice except with the written consent of applicant.

In view thereof, and because the withdrawal was filed after answer, the opposition is dismissed with prejudice.

¹ 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. A copy of the withdrawal can be viewed using TTABVUE at <http://ttabvue.uspto.gov>.