

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

GCP

Mailed: September 2, 2013

Opposition No. 91209682

Yo So Cool, LLC

v.

Chilly Horseman, LLC DBA  
Chilly Fillmore's Frozen  
Yogurt

On July 30, 2013, applicant filed the parties' executed settlement agreement.<sup>1</sup> The Board notes that one of the provisions of the settlement agreement states that opposer will no longer seek to oppose applicant's involved application Serial No. 85618648. The Board construes this provision as a request to withdraw this opposition pursuant to the parties' settlement agreement.

In view thereof, this opposition is dismissed in accordance with the parties' settlement agreement.

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

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<sup>1</sup> Applicant's July 30, 2013 filing does not demonstrate proof of service of the same upon opposer's counsel, as required by Trademark Rule 2.119. In order to expedite matters, a copy of the filing is forwarded to opposer's counsel with a copy of this order.