

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

Mailed: August 27, 2014

Opposition No. 91212950
(parent)
Opposition No. 91215647

McDonald's Corporation

v.

McFit GmbH

Amy Matelski, Paralegal Specialist:

On August 12, 2014, applicant filed an abandonment of its application Serial No. 79111490 without prejudice.¹

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. However, inasmuch as applicant has stated that the abandonment was with opposer consent, the Board will allow applicant an opportunity to submit opposer's written consent.

In view thereof, applicant is allowed twenty days from the mailing date of this order in which to submit opposer's written consent to the abandonment,

¹ Opposer's change of correspondence address, filed August 19, 2014 is noted and made of record.

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failing which judgment will be entered against applicant as to application Serial
No. 79111490 only.