

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

GCP

Mailed: February 17, 2015

Opposition No. 91214091

Villanueva Holding Company LLC

v.

*David Reynoso Urzua A/K/A David
Reynoso*

By the Trademark Trial and Appeal Board:

On January 14, 2015, Opposer filed a withdrawal of the opposition with prejudice. In view thereof, the opposition is dismissed **with prejudice**.

Additionally, on January 14, 2015, Opposer filed a voluntary surrender of its pleaded Registration No. 4495282 under Section 7(e) of the Trademark Act, which is subject to a counterclaim asserted by Applicant in this case.

Trademark Rule 2.134(a) provides that if the defendant in a cancellation proceeding applies for cancellation of the involved registration under Section 7(e) of the Trademark Act without the written consent of every adverse party to the proceeding, judgment shall be entered against defendant.

In view thereof, and because Applicant's written consent to the voluntary surrender is not of record, judgment is entered against Opposer, Applicant's

Opposition No. 91214091

counterclaim for cancellation is **GRANTED**, and Registration No. 4495282 will be cancelled in due course by the Commissioner for Trademarks.