

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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Mailed: July 15, 2015

Opposition No. 91214220

Saj, Inc.

v.

Soma Restaurant Group, Inc.

By the Trademark Trial and Appeal Board:

On June 12, 2015, Applicant filed a proposed amendment to application Serial No. 85832006, with Opposer's consent, and Opposer's withdrawal with prejudice of the opposition, contingent upon entry of the amendment, along with Applicant's withdrawal of the counterclaim with prejudice.

By the proposed amendment Applicant seeks to change the identification of services by deleting Class 43 from the application.

In an opposition to an application having multiple classes, if the Applicant files a request to amend the application to delete an opposed class, the request for amendment is, in effect, an abandonment of the application with respect that class, and is governed by Trademark Rule 2.135.

Opposition No. 91214220

Application Serial No. 85832006 stands abandoned with respect to Class 43, and the opposition is dismissed with prejudice with respect to Class 30 in the involved application.

The contingency in Opposer's withdrawal having now been met, the opposition and counterclaim are dismissed with prejudice.

The application will go forward with respect to the remaining class, i.e. Class 30.