

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

Am

Mailed: November 13, 2014

Opposition No. 91218554

Seats Incorporated

v.

Trailboss Equipment, LLC

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

On November 5, 2014, applicant filed an abandonment of its application Serial No. 86244757.<sup>1</sup>

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.

In view thereof, and because opposer's written consent to the abandonment is not of record, judgment is entered against applicant, the opposition is sustained and registration to applicant is refused.

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<sup>1</sup> Applicant's abandonment does not indicate proof of service of a copy of same on counsel for opposer, as required by Trademark Rule 2.119. A copy of the abandonment can be viewed using TTABVUE at <http://ttabvue.uspto.gov>.

The Board also notes that applicant's abandonment incorrectly identified opposer as Flambeau, Inc. Opposer's name in accordance with the Board's record is Seats Incorporated.