

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

VW

Mailed: February 28, 2015

Opposition No. 91219982

3PMC, LLC

v.

Stacy Lee Huggins

By the Trademark Trial and Appeal Board:

On December 31, 2014, applicant filed with the examining operation, via the TEAS system, an abandonment of its involved application Serial No. 86033388.¹

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.

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.

¹ Inasmuch as the Board has jurisdiction over the opposed application as of the filing of the notice of opposition, the filing should have been filed with the Board utilizing the Board's Electronic System for Trademark Trial and Appeals (ESTTA), filing system at <http://estta.uspto.gov/>; the failure to do so resulted in delay in processing said abandonment.

Additionally, 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>.