

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: May 12, 2015

Opposition No. 91220272

Edible Arrangements, LLC

v.

Zero Eight Associates LLC

By the Trademark Trial and Appeal Board:

By order dated May 7, 2015, the Board entered judgment by default against Applicant, sustained the opposition, and refused registration to Applicant in light of Applicant's failure to respond to the Board's March 24, 2015, default notice.

It has come to the Board's attention that Opposer only opposed Applicant's application for the goods identified in International Class 30, and not the goods identified in International Class 3.

In view thereof, the Board's May 7, 2015, order is modified to the extent that (1) judgment by default is entered against Applicant solely in regard to the goods identified in International Class 30, (2) the opposition is sustained only with respect to International Class 30, and (3) registration to Applicant is refused only in regard to the goods in International Class 30.

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Applicant's involved application Serial No. 86260258 will be reinstated and then will proceed to issuance of a notice of allowance solely in regard to the goods identified in International Class 3.