

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

nmt

Mailed: May 10, 2016

Opposition No. 91221777

eos Products, LLC

v.

H&M Hennes & Mauritz AB

By the Trademark Trial and Appeal Board:

On April 8, 2016, the Board allowed Applicant thirty days to submit a showing that its failure to maintain its international registration was the result of inadvertence or mistake and also inform the Board whether it wished to go forward and obtain a judgment on the counterclaim against Registration No. 3908212.

On May 9, 2016, Applicant filed a response to the Board's order stating that Applicant has no objection to the entry of judgment in favor of Opposer in view of its deletion of Class 3. Furthermore Applicant states it does not wish to proceed with a judgment on the counterclaim and requests the counterclaim be dismissed as moot.

In view thereof, judgment is entered against Applicant, the opposition is sustained and registration to Applicant is refused in Class 3 and the counterclaim is dismissed as moot.