

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

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Mailed: February 9, 2016

Opposition No. 91222102

Mastronardi Produce, Ltd.

v.

Craig H. Underwood

By the Trademark Trial and Appeal Board:

On February 2, 2016, Applicant filed an abandonment of its application Serial No. 86169088.

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

¹ In view of the judgment by way of this order, Opposer's consented motion filed February 2, 2016 to further extend disclosure, discovery, and trial dates is moot and will receive no consideration.