

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

VV

Mailed: May 17, 2016

Opposition No. 91224634

*Prescott Brewing Company, Inc.*

*v.*

*Poway Brewing Company, LLC<sup>1</sup>*

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

On May 13, 2016, Applicant filed an abandonment of its application Serial No. 86609451 under Trademark Rule 2.68.<sup>2</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 the Applicant.

Accordingly, 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 change of correspondence address (filed April 27, 2016) is noted. The Board records have been updated to reflect accordingly.

<sup>2</sup> The Board notes that Applicant has certified that the service copy of the abandonment of the subject application was served on Opposer's counsel via email. The record does not reflect that the parties have stipulated to service by email, as allowed by Trademark Rule 2.119 (b)(6). A copy of the abandonment of the subject application can be viewed at <http://ttabvue.uspto.gov/ttabvue/v?pno=91224634>.