

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

Baez

Mailed: March 28, 2002

Opposition No. 91115945

JOHNSON & JOHNSON

v.

INTERNATIONAL BIOMEDICAL,
INC.

On January 10, 2002,¹ applicant filed an abandonment of its application Serial No. 75/389,286 with prejudice.

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 hereby entered against applicant, the opposition is sustained and registration to applicant is refused.

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

¹ Applicant's abandonment fails to indicate proper proof of service on opposer. In order to expedite this matter, a copy of the abandonment is forwarded herewith to counsel for opposer.