

United States Patent and Trademark Office
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

am

Mailed: October 28, 2004

Opposition No. 91160581

Costco Wholesale Corporation

v.

Metrokane, Inc.

Opposer, without the written consent of applicant, filed a withdrawal of the opposition on October 26, 2004.

Trademark Rule 2.106(c) provides that after an answer is filed, the opposition may not be withdrawn without prejudice except with the written consent of applicant.

In view thereof, and because the withdrawal was filed after answer, the opposition is dismissed with prejudice.

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