

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Ricks

Mailed: October 21, 2005

Opposition No. **91164262**

TM ACQUISITION CORP

v.

House, Kathy

On October 3, 2005, the Board allowed opposer time in which to submit applicant's written consent to its September 30, 2005 withdrawal of the opposition. On October 17, 2005, applicant responded and stated that they consented to the withdrawal without prejudice.

In view thereof, the opposition is dismissed without prejudice. See Trademark Rule 2.106(c).

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