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

Winter/vw

Mailed: March 14, 2008

Opposition No. 91173802

NMT Medical, Inc.

v.

C.R. Bard, Inc.
(by assignment[1] from Edwards Lifesciences Corporation)

On February 19, 2008, applicant filed an abandonment of its application Serial No. 78699870, without prejudice, and with opposer's written consent.[2]

In view thereof, application Serial No. 78699870 stands abandoned without prejudice, and the opposition is dismissed without prejudice.[3] *See* Trademark Rule 2.135, 37 C.F.R. § 2.135.

By the Trademark Trial and Appeal Board

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[1] The Board notes the assignment of the subject application from Edwards Lifesciences Corporation to C.R. Bard, Inc., recorded at Reel/Frame 3699/0542 of the Assignment Division of the USPTO. Accordingly, the title of this proceeding and records of this Office have been changed as shown hereinabove. *See* TBMP § 512.01 (2d ed. rev. 2004).

[2] Applicant's substitute power of attorney filed February 4, 2008 is noted and made of record.

[3] In view thereof, applicant's consented motion (filed December 19, 2007) to suspend proceedings is moot.