

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

Pologeorgis

Mailed: September 2, 2009

Opposition No. 91181262

Upcoming TM S.A.

v.

A & N Enterprises L.L.C.

Opposer, without the written consent of applicant, filed a withdrawal of the opposition on September 1, 2009.

Trademark Rule 2.106(c) provides that after an answer is filed, the opposition may not be withdrawn without prejudice except with the written consent of applicant.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