

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

RR

Mailed: December 10, 2009

Opposition No. 91190585

MasterCard International
Incorporated, Maestro
International Incorporated

v.

Health Management
Systems, Inc.

On October 17, 2009, the Board allowed applicant time to submit opposer's written consent to its abandonment of its application Serial No. 77316751.

To date no response has been received. 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