

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

nmt/gcp

Mailed: September 26, 2013

**Opposition No. 91193970  
(parent case)**

Cancellation No. 92053537

Ace Group International LLC

v.

American Casino and  
Entertainment Properties,  
LLC

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

On August 23, 2013, applicant/respondent was allowed thirty days to file the required verification or declaration to its amendment of Registration No. 3824189, which is subject to Cancellation No. 92053537 of this consolidated case.

On September 19, 2013, applicant/respondent filed its declaration with the Board along with an abandonment of its application Serial No. 77824124, with opposer/petitioner's written consent. Application Serial No. 77824124 is subject to Opposition No. 91193970 of this consolidated matter.

Inasmuch as the amendment to Registration No. 3824189 now complies with all of the procedural requirements of Trademark Rule 2.173, it is clearly limiting in nature, and petitioner consents thereto, it is approved. See Trademark Rule 2.133(a).

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The amendment will be forwarded to the Post Registration Branch of this Office for appropriate action in accordance with Section 7(e) of the Trademark Act.

Furthermore, application Serial No. 77824124 stands abandoned, and Opposition No. 91193970 is dismissed without prejudice. See Trademark Rule 2.135.

If the amendment of Registration No. 3824189 resolves the dispute in Cancellation No. 92053537, opposer/petitioner is allowed until **thirty (30) days** from the mailing date of this order to file a withdrawal of the petition to cancel, failing which the petition to cancel will go forward on the registration as amended.<sup>1</sup> See Trademark Rule 2.114(c).

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<sup>1</sup> To the extent opposer/petitioner files a withdrawal of the petition to cancel in light of this order, the withdrawal should be filed only in the cancellation proceeding.