

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

nmt

Mailed: October 6, 2011

Opposition No. 91195086

Ira M. Marlowe

v.

Sirius XM Radio Inc.

On September 6, 2011, the Board dismissed the above opposition with prejudice and suspended proceedings to allow applicant/counterclaim petitioner thirty days to inform the Board how it wished to proceed with its counterclaim.

On October 5, 2011, applicant/counterclaim petitioner filed its response with the Board stating that it no longer wished to proceed with the counterclaim.

In view thereof, applicant's counterclaim is dismissed and the opposition is dismissed with prejudice.

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