

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

Mailed: August 26, 2011

Opposition No. 91196784

Miss Elaine, Inc.

v.

LF USA Inc.

**Nicole M. Thier, Paralegal Specialist:**

On August 15, 2011, the Board approved the amendment to applicant's identification of goods in application Serial No. 77768313, and allowed opposer time in which to file a withdrawal of the opposition.

On August 24, 2011, opposer filed a withdrawal of the opposition without prejudice.

However, Trademark Rule 2.106(c) provides that after an answer is filed, the opposition may not be withdrawn without prejudice except with the **written** consent of applicant.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, opposer is allowed thirty days from the mailing date of this order in which to submit applicant's written consent to the withdrawal, failing which the

opposition will be dismissed with prejudice.