

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

/vw/BUTLER

Mailed: December 1, 2011

Opposition No. 91200032

Orange Bang, Inc.

v.

John M Osmanski

On September 21, 2011, the Board approved the consented amendments to change the identification of goods **from** "ice and ice creams" **to** "caffeinated ice cream"; the mark **from** "BANG!" **to** "BANG!! CAFFEINATED ICE CREAM"; and to add a disclaimer of the wording "CAFFEINATED ICE CREAM" in opposed Application Serial No. 85022627. Applicant was allowed time to file a substitute drawing page.

On September 22, 2011, applicant filed the required substitute drawing page, and on October 21, 2011, the parties filed stipulated withdrawals of the opposition and the counterclaim without prejudice. The consented amendment now complies with all procedural requirements, and all amendments are now entered.

In view thereof, the opposition and the counterclaim are dismissed without prejudice.

*By the Trademark Trial  
and Appeal Board*