

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

GCP

Mailed: October 18, 2012

Opposition No. 91206989

Pfizer Inc.

v.

Forest Laboratories, Inc.

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

On October 3, 2012, applicant filed an abandonment of its involved application Serial No. 85509688, with only an allegation of opposer's consent.

By order dated October 3, 2012, the Board allowed applicant time in which to submit opposer's written consent to the abandonment, failing which judgment would be entered against applicant.<sup>1</sup>

The record shows no response to the Board's October 3, 2012 order within the time allotted.

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<sup>1</sup> 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, judgment is hereby entered against applicant, the opposition is sustained, and registration to applicant is refused.