

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mt

Mailed: November 23, 2016

Opposition No. 91209759

Danisco USA Inc.

v.

ICL Performance Products LP

By the Trademark Trial and Appeal Board:

On November 15, 2016, Applicant filed an abandonment of its application Serial No. 85686031.

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, and because Opposer's written consent to the abandonment is not of record, judgment is entered against Applicant, the opposition is sustained and registration to Applicant is refused.

COUNTERCLAIM

On November 15, 2016, Applicant filed a withdrawal of counterclaim seeking to cancel Registration No. 2604825.

In view thereof, the counterclaim is dismissed with prejudice.