

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

Mailed: March 10, 2016

Opposition No. 91225063

*The FRS Company, FRS International LLC  
and FRS International AG*

*v.*

*Svetlana Silcenkova*

**M. Catherine Faint,  
Interlocutory Attorney:**

This case now comes up on Applicant's motion for partial abandonment of its application and motion to dismiss (filed February 3, 2016). By its motion, Applicant seeks to abandon Class 32, the only class that was opposed, without Opposer's consent, and asks the Board to dismiss the opposition or "take such other action as the Board deems appropriate." In response, Opposer notes that Trademark Rule 2.135 requires that judgment be entered against Applicant as to the abandonment of Class 32 without consent. Opposer also asks that the abandonment of Class 32 be entered and for dismissal of the opposition with prejudice.

As noted, 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.

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In view thereof, and because Opposer's written consent to the abandonment of Class 32 is not of record, judgment is hereby entered against applicant as to Class 32, the opposition is sustained and registration to applicant is refused as to Class 32 only.

The opposition is hereby dismissed with prejudice.

Application Serial No. 79144310 may now move forward for registration in Classes 24 and 25 only.

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