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: December 21, 2016

Opposition No. 91225286

Cantine Ceci S.p.A.

v.

Rage Records Inc. dba Rosalie Sendelbach Imports

By the Trademark Trial and Appeal Board:

On December 15, 2016, Applicant filed an abandonment of its application Serial Nos. 86538639 and 86538557 with prejudice, under Trademark Rule 2.68.[1]

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 the Applicant.

Accordingly, 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.[2]

---

[1] Applicant's abandonment does not indicate proof of service of a copy of same on counsel for opposer, as required by Trademark Rule 2.119. A copy of the abandonment can be viewed using TTABVUE at http://ttabvue.uspto.gov.

[2] In view thereof, Applicant's motion for summary judgment filed September 29, 2016 is moot will receive no further consideration.