

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

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Mailed: June 15, 2016

Opposition No. 91225922

The Echo Design Group, Inc.

v.

Echoes & Angels, LLC

By the Trademark Trial and Appeal Board:

On May 2, 2016, Applicant filed an amendment to its application Serial No. 86203632. On June 10, 2016 Applicant filed a revised amendment to its application with Opposer's written consent.

By the proposed amendment Applicant seeks to change the identification of goods and services by deleting Class 25 from the application.

In an opposition to an application having multiple classes, if the Applicant files a request to amend the application to delete an opposed class, the request for amendment is, in effect, an abandonment of the application with respect to that class, and is governed by Trademark Rule 2.135.

In view thereof, application Serial No. 86203632 stands abandoned with respect to Class 25, and the opposition is dismissed without prejudice. *See* Trademark Rule 2.135.¹

The application will move forward with respect to the remaining unopposed classes, i.e., International Classes 9, 16 and 41.

¹ Opposer has noted that it shall withdraw the opposition upon acceptance of Applicant's "amendment". As Class 25 was the only opposed class, any withdrawal filed at this point would be moot.