

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

Am

Mailed: January 8, 2018

Opposition No. 91235147

Fabricut, Inc.

v.

Noel Edward Harvey

By the Trademark Trial and Appeal Board:

On January 5, 2018, Applicant filed an abandonment of its application Serial No. 86754994 with prejudice.

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 hereby entered against Applicant, the opposition is sustained and registration to Applicant is refused.