

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  
General Email: [TTABInfo@uspto.gov](mailto:TTABInfo@uspto.gov)

Elgin/dmd

March 27, 2020

Opposition No. 91237492

*Can't Live Without It, LLC*

*v.*

*The Swell Coffee Roasting Company, LP*

**By the Trademark Trial and Appeal Board:**

On March 19, 2020, Applicant filed an abandonment of its application Serial No. 86980450 without the consent of Opposer.

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.