

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
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Mailed: April 23, 2018

Opposition No. 91237656

*Ipsen Biopharm Ltd.*

*v.*

*Teva Women's Health, Inc.*

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

On April 10, 2018, the parties filed Applicant's proposed amendment to its application Serial No. 87252112, with Opposer's consent, and Opposer's withdrawal with prejudice of the opposition, contingent upon entry of the amendment.

By the proposed amendment, applicant seeks to **delete** International Class 5 in its entirety from the identification of goods with prejudice.

When Applicant files a request to amend a multiple class application to delete an entire class of goods, the request for amendment is, in fact, an abandonment of the application with respect to that class. *See* Trademark Rule 2.135.

Accordingly, inasmuch as Opposer consents thereto, application Serial No. 87252112 stands abandoned as to International Class 5 with prejudice.

International Class 10 remains unchanged.

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The contingency in Opposer's withdrawal having now been met, the opposition is dismissed with prejudice.