

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
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Alexandria, VA 22313-1451  
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RA

Mailed: June 15, 2018

Opposition No. 91241237

*Xcel Energy Inc.*<sup>1</sup>

*v.*

*Eaton Corporation*

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

On June 12, 2018, Applicant filed an abandonment of its application Serial No. 87586485.

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

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<sup>1</sup> Opposer's May 21, 2018 motion to suspend pending civil action is noted and deemed moot.