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Jmw/wbc

September 18, 2019

Opposition No. 91242774

Honda Motor Co., Ltd.

v.

Ford Motor Company

By the Trademark Trial and Appeal Board:

On September 6, 2019, Opposer filed the parties' stipulated proposed amendment to Application Serial No. 87746703 and Opposer's withdrawal of the opposition contingent upon entry of the amendment.

By the proposed amendment, Applicant seeks to delete the goods in International Class 12 in their entirety. The goods in International Class 9, which have also been opposed, remain unchanged.

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. *See* TBMP § 602.01 (2019). Trademark Rule 2.135 provides as follows:

> After the commencement of an opposition, concurrent use, or interference proceeding, if the applicant files a written abandonment of the application or of the mark without the written consent of every

> adverse party to the proceeding, judgment shall be entered against the applicant. The written consent of an adverse party may be signed by the adverse party or by the adverse party's attorney or other authorized representative.

In view thereof and because the parties' written consent is of record, Application Serial No. 87746703 stands abandoned as to the opposed goods in International Class 12. The contingency in Opposer's withdrawal having now been met, Opposition No. 91242774 is hereby **dismissed with prejudice** in accordance with the agreement between the parties and the involved application will proceed to issuance of a notice of allowance.