

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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VV

March 30, 2021

Cancellation No. 91252638

Gardens Alive, Inc.

v.

Mastronardi Produce Ltd.

By the Trademark Trial and Appeal Board:

On March 26, 2021, the Board dismissed the above-captioned opposition and allowed Applicant time to inform the Board whether it wishes to pursue its counterclaim against Opposer's pleaded registrations. 16 TTABVUE.

On March 29, 2021, Applicant filed the parties' stipulation to dismiss the counterclaims, without prejudice. 17 TTABVUE.

In view thereof, Applicant's counterclaims against Opposer's pleaded registrations are denied **without prejudice**.