

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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June 21, 2021

Opposition No. 91264321

NOBULL, LLC

v.

Planet Fitness Franchising, LLC

By the Trademark Trial and Appeal Board:

On June 18, 2021, Applicant filed an abandonment of its application Serial No. 88734245, one of three applications that are the subject of the above-captioned oppositions. 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.

Opposer's written consent to the abandonment of application Serial No. 88734245 is not of record. Therefore, judgment is entered against Applicant with regard to application Serial No. 88734245 only, the opposition is sustained with regard to application Serial No. 88734245 only, and registration to Applicant is refused with regard to the mark in application Serial No. 88734245 only.

This opposition will continue with regard to application Serial Nos. 88734237 and 88734252 only.