

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

January 14, 2021

Opposition No. 91265745

*Hyper Ice, Inc.*

*v.*

*Tyra Stokes*

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

On January 11, 2021, Applicant filed an abandonment with respect to Class 10 only of its application Serial No. 88939107 under Trademark Rule 2.68.

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 the Applicant.

Accordingly, because Opposer's written consent to the abandonment is not of record, judgment is entered against Applicant, the opposition is sustained with respect to Class 10 only and registration<sup>1</sup> to Applicant is refused.

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<sup>1</sup> Classes 3 and 21 will proceed on for further processing.