

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
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January 3, 2022

Opposition No. 91271356

*Diana Food SAS*

*v.*

*E. & J. Gallo Winery*

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

On December 30, 2021, Applicant filed an abandonment of its application Serial No. 88760689 without prejudice, with Opposer's written consent, and Opposer's withdrawal of opposition without prejudice.

In view thereof, application Serial No. 88760689 stands abandoned without prejudice, and the opposition is dismissed without prejudice. *See* Trademark Rules 2.106(c) and 2.135.