

**UNITED STATES PATENT AND TRADEMARK OFFICE**  
**Trademark Trial and Appeal Board**  
**P.O. Box 1451**  
**Alexandria, VA 22313-1451**

VW

Mailed: January 7, 2014

Opposition No. 91192385 (parent)  
Cancellation No. 92051639

Cartier International N.V.  
and Cartier N.A.

v.

Ratilal Becharlal & Sons<sup>1</sup>  
(by assignment from The  
Stuckey Company)

On November 15, 2013, Ratilal Becharlal & Sons filed an abandonment with prejudice of application Serial No. 77716264 (which is the subject of Opposition No. 91192385) and a voluntary surrender with prejudice of Registration No. 3143180 (which is the subject of Cancellation No. 92051639). On December 13, 2013, Ratilal Becharlal & Sons filed a withdrawal of its corresponding counterclaims for each proceeding.

Trademark Rules 2.135 and 2.134(a) provide, respectively, that if a defendant files an abandonment of its application, or applies to cancel its involved registration under §7(e) of

---

<sup>1</sup> In view of the recordation with the USPTO's Assignment Branch at Reel 5122/Frame 0876 on October 2, 2013 of a document reflecting the assignment of involved application Serial No. 77716264 and Registration No. 3143180, the Board's records have been updated to reflect Ratilal Becharlal & Sons as party defendant herein.

Opposition No. 91192385 and Cancellation No. 92051639

the Trademark Act, without the written consent of every adverse party to the proceeding, judgment shall be entered against the defendant.

In view thereof, and because Cartier International N.V. and Cartier N.A.'s written consent to the abandonment and voluntary surrender is not of record, judgment is hereby entered against Ratilal Becharlal & Sons. The opposition is sustained and registration to application Serial No. **77716264** is refused in Opposition No. 91192385; the petition to cancel is granted in Cancellation No. 92051639 and Registration No. **3143180** will be cancelled in due course; and the counterclaims are dismissed.

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