

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451  
General Contact Number: 571-272-8500

CME

Mailed: September 29, 2015

**Opposition No. 91213938 (parent)**  
**Opposition No. 91213939**

*EXP613, LLC*

*v.*

*Express, LLC*

**Cancellation No. 92058137**

*Express, LLC*

*v.*

*EXP613, LLC*

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

Applicant/Counterclaim-Plaintiff's motion for leave to amend, filed July 15, 2015, and Applicant/Counterclaim-Plaintiff's motion for summary judgment, filed July 27, 2015, are granted as conceded because Opposer/Counterclaim-Defendant failed to respond thereto. *See* Trademark Rules 2.127(a) and Fed. R. Civ. P. 56.

Accordingly, Opposition Nos. 91213938 and 91213939 are dismissed with prejudice. In addition, judgment is entered against Opposer/Counterclaim-Defendant in Cancellation No. 92058137, the petition to cancel is granted, and

Opposition No. 91213938  
Opposition No. 91213939  
Cancellation No. 92058137

Registration No. 3604236 will be cancelled in due course by the Commissioner for Trademarks.

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