

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

October 24, 2019

Opposition No. 91246432 (Parent Case)  
Cancellation No. 92070635

*The Weidt Group, Inc. and Willdan Energy  
Solutions*

*v.*

*Nlyte Software Limited*

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

Applicant/Respondent's paper filed on October 21, 2019, expressly abandoning its involved application and registration, is noted.

**Withdrawal of Application Serial No. 87147317**

Applicant seeks to expressly abandon its application involved Serial No. 87147317.

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.

In view thereof, and because Opposers' written consent to the abandonment is not of record, judgment is entered against Applicant, the opposition is sustained and registration to Applicant is refused.

**Surrender of Registration No. 5522010**

Respondent seeks to voluntarily surrender its involved Registration No. 5522010 under Section 7(e) of the Trademark Act.

Trademark Rule 2.134(a) provides that if the Respondent in a cancellation proceeding applies for cancellation of the involved registration under Section 7(e) of the Trademark Act without the written consent of every adverse party to the proceeding, judgment shall be entered against Respondent.

In view thereof, and because Petitioners' written consent to the voluntary surrender is not of record, judgment is entered against Respondent, the petition to cancel is granted, and Registration No. 5522010 will be cancelled in due course by the Commissioner for Trademarks.