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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91188179
Party	Plaintiff Zumba Fitness, LLC
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Date	04/06/2009
Attachments	Zumba's Application for Voluntary Surrender of Registrations (00000085).PDF (2 pages)(18323 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

ZUMBA FITNESS, LLC,
a Florida limited liability company,

Opposer/Registrant,

v.

A. HAMID ANDALIB,
an individual,

Applicant/Petitioner.

Opposition No. 91188179

In re: Counterclaim regarding marks:

Trademark: ZUMBA

Registration No.: 3046534

Registration Date: Jan. 17, 2006

Trademark: ZUMBA WEAR

Registration No.: 3359366

Registration Date: Dec. 25, 2007

**OPPOSER/REGISTRANT'S APPLICATION FOR VOLUNTARY
SURRENDER OF REGISTRATIONS FOR CANCELLATION**

Opposer/Registrant, Zumba Fitness, LLC (“Registrant”), by and through its attorneys and pursuant to TBMP § 602.02 and 15 U.S.C. § 1057(e), hereby applies to surrender for cancellation its two Registrations that are the subject of the Counterclaim of Applicant/Petitioner, A. Hamid Andalib (“Petitioner”), in Opposition proceeding 91188179 and states as follows:

1. Registrant hereby applies, without the consent of Petitioner, to surrender for cancellation its registrations for: (a) the mark ZUMBA, Registration No. 3046534; and (b) the mark ZUMBA WEAR, Registration No. 3359366.

2. “Upon application of the registrant the Director may permit any registration to be surrendered for cancelation, and upon cancelation appropriate entry shall be made in the records of the Patent and Trademark Office.” 15 U.S.C. § 1057(e).

3. Pursuant to TBPM § 602(a), because this is an application for voluntary surrender of a registration that is the subject of a Board *inter partes* proceeding, it has been filed with the Board, bearing at the top of its first page both the registration numbers and the

inter partes proceeding number and title. In addition, the instant application includes proof of service upon every other party to the *inter partes* proceeding.

4. Registrant is not required to include the original certificates of registration or a statement that the original certificates have been lost or destroyed with its application to surrender its registration for cancellation. See 37 CFR § 2.172; TBPM § 602(a), n. 21. In addition, Registrant is not required to pay a fee for a voluntary surrender of its registrations. TBPM § 602(a).

Dated: April 6, 2009.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 6th day of April, 2009, the foregoing is being served upon the following via U.S. Mail:

Mark S. Graham, Esq.
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Post Office Box 1871
Knoxville, Tennessee 37901

By: /s/Paul L. Kobak
Paul L. Kobak