

**UNITED STATES DEPARTMENT OF COMMERCE**  
**Patent and Trademark Office**  
**Trademark Trial and Appeal Board**  
2900 Crystal Drive  
Arlington, Virginia 22202-3514

Taylor

Mailed: May 24, 2004

Cancellation No. 92029940

MCB, Inc. d/b/a Wild Rose

v.

Fashion Exp. (Taiwan)  
Co., Ltd.

Before Simms, Quinn and Drost,  
Administrative Trademark Judges.

By the Board:

On April 25, 2002, the Board granted the petition for cancellation in this case. On June 24, 2002, respondent sought review of the decision by the United States District Court for the Central District of California. On April 7, 2003, respondent filed a notice of the consent judgment reversing the Board's decision and ordering the dismissal of the cancellation proceeding.<sup>1</sup> Respondent filed a copy of the Court's decision with its notice.

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<sup>1</sup> Petitioner's request (filed April 7, 2003) that the Board order its application Serial No. 75692899 be registered and the suspension lifted will be given no consideration because the Board has no jurisdiction over petitioner's pending application. Petitioner should file any consent agreement or direct any request regarding its pending application to the Examining Attorney.

**Cancellation No. 92029940**

Paragraph 3 of the Consent Judgment issued by United States District Court for the Central District of California reads as follows:

3. The decision of the Trademark Trial and Appeal Board in Cancellation No. 92029940 is hereby reversed and the Trademark Trial and Appeal Board is hereby ordered to dismiss, with prejudice, Cancellation Proceeding No. 92029940.

Accordingly, the Board's April 25, 2002 decision granting the petition for cancellation is set aside and the petition for cancellation is dismissed with prejudice.

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