

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

Mailed: March 10, 2004

Cancellation No. 92041607

JOHN L. MINASIAN

v.

SEARS, ROEBUCK AND CO.

Nancy L. Omelko, Interlocutory Attorney:

Petitioner, without the written consent of respondent, filed a withdrawal of the petition for cancellation on February 17, 2004.

Trademark Rule 2.114(c) provides that after an answer is filed, the petition for cancellation may not be withdrawn without prejudice except with the written consent of respondent.

In view thereof, and because the withdrawal was filed after answer, the petition for cancellation is dismissed with prejudice.

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