

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

Cataldo

Mailed: April 19, 2005

Cancellation No. 92044137

WMH TOOL GROUP, INC.

v.

Power Tool Specialists, Inc.

On February 1, 2005, the Board issued a scheduling order in this matter and served a copy of the petition for cancellation upon respondent, thereby instituting this proceeding. The Board notes, however, that the instant proceeding, that is, Cancellation No. 92044137 is a duplicate of Cancellation No. 92044118, instituted on January 26, 2005.<sup>1</sup> The error is regretted.

In view thereof, inadvertently instituted Cancellation No. 92044137 is hereby withdrawn and deemed a nullity.<sup>2</sup>

Proceedings will continue in the duplicate Cancellation No. 92044118 in accordance with the Board's most recent order issued therein on March 28, 2005.

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

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<sup>1</sup> The Board further notes related Cancellation No. 92043956 involving the parties herein.

<sup>2</sup> In further view thereof, the notice of default issued herein is moot.