

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

Mailed: July 27, 2005

Opposition No. 92044661

Application SN. 78425611

Nestle Purina Petcare
Company

v.

MODERN LUXURY MEDIA, LLC

Duion L. Walker, Legal Assistant

The Board's June 23, 2005 order instituting this proceeding is hereby vacated. Applicant need not file an answer to the petition to cancel.

A notice of opposition was filed against serial number 78433125, was erroneously accepted and processed by the board as a petition to cancel against registration number 2945402.

This petition to cancel is hereby terminated.