

July 11, 2006

TTAB

Trademark Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1451
Alexandria, Virginia 22314

Re: **Cancellation No. 92044853**
Concerning Reg. No. 2889104

Ladies and Gentlemen:

On behalf of the parties to the above cancellation proceeding, I submit for filing the enclosed Application to Surrender Registration for Cancellation With Petitioner's Consent and Stipulation of Dismissal. Also enclosed is the original registration certificate.

If you have any questions, please contact me.

Sincerely,



R. Scott Keller

aan
Enclosures
c w/o enc.: Rennae Masselink
c w/enc.: Tara M. Reedy
1287761

UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

FLEXIBLE BENEFIT)
SERVICE CORPORATION,)
)
Petitioner,) Cancellation No. 92044853
) Reg. No. 2889104
vs.)
)
MICHIGAN EMPLOYEE BENEFIT)
SERVICES, INC.,)
)
Respondent.)

**APPLICATION TO SURRENDER REGISTRATION FOR CANCELLATION
WITH PETITIONER'S CONSENT AND STIPULATION OF DISMISSAL**

The parties, Flexible Benefit Service Corporation and Michigan Employee Benefit Services, Inc., have agreed and stipulate (1) that Respondent hereby surrenders Registration No. 2889104 for cancellation with Petitioner's consent (the original registration certificate is submitted with this Application) and (2) that this Cancellation No. 92044853 be dismissed without prejudice, with each party to bear its own costs. Please send all future correspondence regarding this matter to the attorneys identified below.

FLEXIBLE BENEFIT SERVICE
CORPORATION

MICHIGAN EMPLOYEE BENEFIT
SERVICES, INC.

By Tara M. Reedy
Joseph T. Nabor
Tara M. Reedy
Fitch Even Tabin & Flannery
120 S. LaSalle Street, Suite 1600
Chicago, Illinois 60603-4277
(312) 577-7000
(312) 577-7007 (fax)
Attorneys for Petitioner

By R. Scott Keller
R. Scott Keller
Warner Norcross & Judd LLP
900 Fifth Third Center
111 Lyon Street, N.W.
Grand Rapids, Michigan 49503-2487
(616) 752-2479
(616) 222-2479 (Fax)
skeller@wnj.com
Attorneys for Respondent

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Application and Stipulation is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Mr. Joseph T. Nabor
Ms. Tara M. Reedy
Fitch Even Tabin & Flannery
120 S. LaSalle Street, Suite 1600
Chicago, Illinois 60603-4277

on July 11, 2006.



R. Scott Keller

The United States of America



CERTIFICATE OF REGISTRATION PRINCIPAL REGISTER

The Mark shown in this certificate has been registered in the United States Patent and Trademark Office to the named registrant.

The records of the United States Patent and Trademark Office show that an application for registration of the Mark shown in this Certificate was filed in the Office; that the application was examined and determined to be in compliance with the requirements of the law and with the regulations prescribed by the Director of the United States Patent and Trademark Office; and that the Applicant is entitled to registration of the Mark under the Trademark Act of 1946, as Amended.

A copy of the Mark and pertinent data from the application are part of this certificate.

To avoid CANCELLATION of the registration, the owner of the registration must submit a declaration of continued use or excusable non-use between the fifth and sixth years after the registration date. (See next page for more information.) Assuming such a declaration is properly filed, the registration will remain in force for ten (10) years, unless terminated by an order of the Commissioner for Trademarks or a federal court. (See next page for information on maintenance requirements for successive ten-year periods.)



Jon W. I. Dudas

Director of the United States Patent and Trademark Office

Int. Cl.: 36

Prior U.S. Cls.: 100, 101 and 102

United States Patent and Trademark Office

Reg. No. 2,889,104

Registered Sep. 28, 2004

**SERVICE MARK
PRINCIPAL REGISTER**

MEBS "FLEX-HRA"

**MICHIGAN EMPLOYEE BENEFIT SERVICES,
INC. (MICHIGAN CORPORATION)
25 JEFFERSON S.E.
GRAND RAPIDS, MI 49503**

FIRST USE 4-0-2003; IN COMMERCE 4-0-2003.

OWNER OF U.S. REG. NO. 1,903,001.

**FOR: ADMINISTRATION OF EMPLOYEE BENE-
FIT HEALTHCARE PLANS, IN CLASS 36 (U.S. CLS.
100, 101 AND 102).**

SER. NO. 78-260,559, FILED 6-10-2003.

ESTHER A. BORSUK, EXAMINING ATTORNEY