

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

VW

Mailed: March 18, 2010

Cancellation No. 92046807

FIJI Water Company LLC, and
Paramount International
Export, Ltd.

v.
Danone Waters of America,
Inc.

On March 16, 2010, petitioner filed a withdrawal of the petition to cancel in accordance with the parties' settlement agreement.

Trademark Rule 2.114(c) provides that after an answer is filed, the petition to cancel may not be withdrawn without prejudice except with the **written** consent of respondent.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

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