

ESTTA Tracking number: **ESTTA263484**

Filing date: **01/29/2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92049816
Party	Defendant LIFE WISE HEALTH PLAN OF WASHINGTON
Correspondence Address	LIFE WISE HEALTH PLAN OF WASHINGTON P.O. BOX 327, MAIL STOP 316 SEATTLE, WA 98111-0327 UNITED STATES claire@cojk.com, efilng@cojk.com
Submission	Voluntary Surrender Of Registration
Filer's Name	Claire F. Hawkins
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Date	01/29/2009
Attachments	3080_Consented_Surrender_of_Registration.pdf (2 pages)(161132 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

HUMANA, INC., Petitioner, v. LIFEWISE HEALTH PLAN OF WASHINGTON, Respondent.	Cancellation No. 92049816 Mark: CHOICE70 Registration No.: 2,753,784
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**CONSENTED SURRENDER OF REGISTRATION WITH PREJUDICE
AND
CONDITIONAL WITHDRAWAL OF CANCELLATION WITHOUT PREJUDICE**

Respondent, through its undersigned counsel, hereby surrenders, with prejudice, the above registration. Respondent attaches the original certificate of registration. Petitioner consents to the surrender of the registration.

Conditioned on the acceptance of the above surrender by the Board, Petitioner hereby withdraws the above cancellation proceeding without prejudice. Respondent consents to the withdrawal of the cancellation proceeding.

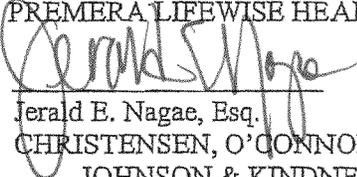
Respectfully submitted,

HUMANA, INC.

By: 
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LIFEWISE HEALTH PLAN OF
WASHINGTON (by name change from
PREMERA LIFEWISE HEALTH PLAN)

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Attorneys for Applicant

CERTIFICATE OF SERVICE

I hereby certify that on this 29th day of January, 2008, a true copy of the foregoing Consented Surrender of Registration with Prejudice and Conditional Withdrawal of Cancellation Without Prejudice was served by first-class mail, postage prepaid, upon counsel for Petitioner:

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Cheryl Hawkins