

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

ac/apb

Mailed: March 26, 2009

Cancellation No. 92050511

Max-Wellness, LLC

v.

Max Well Medical, Inc.

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

On March 10, 2009, petitioner filed a withdrawal of the petition to cancel. Because no answer is of record, the petition to cancel is dismissed without prejudice. See Trademark Rule 2.106(c).

On March 12, 2009, respondent filed a voluntary surrender under Trademark Act Section 7(e), 15 U.S.C. Section 1057(e), of its Registration No. 2664034. Accordingly, that registration will be cancelled in due course.