

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

MBA/ra

Mailed: February 23, 2012

Cancellation No. 92051444

Li & Fung (B.V.I.) Limited

v.

Michael Ness

On February 21, 2012, petitioner, without the written consent of respondent, filed a withdrawal of the petition for cancellation. Trademark Rule 2.114(c) provides that after an answer is filed, the petition for cancellation may not be withdrawn without prejudice except with the written consent of respondent. In view thereof, and because the withdrawal was filed after answer and without respondent's consent, the petition for cancellation is dismissed with prejudice.

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