

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

vw

Mailed: October 29, 2012

Cancellation No. 92053787

Everett W. James aka
Tad James

v.

Metagenics, Inc.

On September 26, 2012, the Board approved the amendment to registrant's identification of goods and services in Registration No. 3467675, and allowed petitioner time in which to file a withdrawal of the petition to cancel.

On October 25, 2012, petitioner filed a stipulated withdrawal of the petition to cancel without prejudice. In view thereof, the petition to cancel is dismissed without prejudice.

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