

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

Winter/nmt

Mailed: September 1, 2011

Cancellation No. 92054284

Brian Schafler

v.

Hydrade Beverage Company,
Inc.

Registrant, Hydrade Beverage Company, Inc., filed a motion to dismiss under Federal Rule 12(b)(6) on August 9, 2011. No response in opposition to registrant's motion was filed by petitioner, Brian Schafler. In view thereof, registrant's motion to dismiss is hereby granted as conceded. See Trademark Rule 2.127(a) and Fed. R. Civ. P. 12(b).

Accordingly, the cancellation is dismissed with prejudice.¹

*By the Trademark Trial
and Appeal Board*

¹ In view thereof, all pending matters are moot.