

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

Am

Mailed: August 15, 2013

Cancellation No. 92056351

The Grove, Inc.

v.

Happy Guests International,
Inc.

Petitioner, without the written consent of respondent, filed a withdrawal of the petition for cancellation on May 23, 2013.¹

Trademark Rule 2.114(c) provides that after an answer is filed, the petition for cancellation may not be withdrawn without prejudice except with the written consent of respondent.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, the petition for cancellation is dismissed with prejudice.

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

¹ Petitioner's withdrawal does not indicate proof of service of a copy of same on counsel for respondent as required by Trademark Rule 2.119. In order to expedite this matter, the parties are directed to the following URL where a copy of said withdrawal can be viewed:

<http://ttabvue.uspto.gov/ttabvue/v?pno=92056351&pty=CAN&eno=8>