

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

dmd

Mailed: May 27, 2013

Cancellation No. 92056916

Back Beat, Inc.

v.

2162217 Ontario Limited DBA
Sugar Wear

On May 17, 2013, respondent filed a voluntary surrender under Section 7(e) of the Trademark Act of its Registration No. 3572181.¹

Trademark Rule 2.134(a) provides that if the respondent in a cancellation proceeding applies to cancel its involved registration under Section 7(e) without the written consent of every adverse party to the proceeding, judgment shall be entered against respondent.

In view thereof, and because petitioner's written consent to the voluntary surrender is not of record, judgment is hereby entered against respondent, the petition to cancel is

¹Respondent's voluntary surrender fails to indicate proof of service on petitioner as required by Trademark 2.119. In order to expedite matters, a copy of the voluntary surrender may be viewed at the following URL:
<http://ttabvue.uspto.gov/ttabvue/v?pno=92056916&pty=CAN&eno=6>

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granted, and Registration No. 3572181 will be cancelled in due course.

*By the Trademark Trial
and Appeal Board*