

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451  
General Contact Number: 571-272-8500

nmt

Mailed: June 3, 2015

Cancellation No. 92060798

Safeway Inc.

v.

Brasil Beverages Industria e Comercio Lt da.

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

On May 14, 2015, Respondent filed a voluntary surrender of its Registration No. 4582608 under Section 7(e) of the Trademark Act.

Trademark Rule 2.134(a) provides that if the Respondent in a cancellation proceeding applies for cancellation of the involved registration under Section 7(e) of the Trademark Act 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 entered against Respondent, the petition to cancel is granted, and Registration No. 4582608 will be cancelled in due course by the Commissioner for Trademarks.