

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
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Mailed: August 9, 2016

Cancellation No. 92061895

*Proove Biosciences, Inc.*

*v.*

*ProImmune Limited*

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

Petitioner, without the written consent of Respondent, filed a withdrawal of the petition for cancellation on July 21, 2016. On July 26, 2016 Petitioner was allowed time in which to submit Respondent's written consent to the withdrawal failing which the petition to cancel would be dismissed with prejudice.

On August 3, 2016 Petitioner filed its response without Respondent's consent.

Trademark Rule 2.114(c) provides that after an answer is filed, the petition for cancellation may not be withdrawn without prejudice except with the written consent of respondent.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