

U. S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

William J. Snell, III

v.

Priority Healthcare Benefits, Inc.

Cancellation No. 31,365

Michael Elbein of Shughart, Thomson & Kilroy for William J. Snell, III.

Matthew J. Himich of Thompson Coburn LLP for Priority Healthcare Benefits, Inc.

Whereas, on October 5, 2001, the Trademark Trial and Appeal Board entered judgment against respondent;

Whereas, on October 18, 2001, the Director cancelled respondent's Registration No. 1,947,473;

Whereas, on October 21, 2002, respondent filed a motion for relief from the final judgment;

Whereas, on June 11, 2003, respondent filed a coexistence agreement between the parties which contained petitioner's consent to respondent's motion for relief from judgment; and

Whereas, on July 11, 2003, the Trademark Trial and Appeal Board granted respondent's motion for relief from judgment.

Therefore, the October 18, 2001 order by the Director cancelling respondent's registration is hereby set aside and Registration No. 1,947,473 is in full force and effect as of its original registration date.



Robert M. Anderson
Deputy Commissioner
for Trademark Operations

SEP 29 2003