

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

Mailed: April 16, 2005

Cancellation No. 92042888

BMC Software, Inc.

v.

BRADY WORLDWIDE, INC.
SUCCESSOR IN INTEREST TO
TALLGRASS TECHNOLOGIES

David Mermelstein, Attorney:

On September 20, 2004, petitioner filed an unconditional withdrawal of the petition for cancellation with prejudice. In view thereof, on September 23, 2004, the Board dismissed the opposition with prejudice and terminated this proceeding.

Now before the Board is respondent's motion to amend its involved registration, filed October 1, 2004. Because the petition for cancellation has been dismissed and the proceeding terminated, the Board no longer has jurisdiction over this matter. If respondent desires to amend its registration, it should file the appropriate papers with the Post Registration division for consideration.

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