

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

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Mailed: June 11, 2005

Cancellation No. 92043438

SIMTEC, CO.

v.

WAXMAN CONSUMER PRODUCTS
GROUP INC.

Respondent's motion to dismiss (filed April 13, 2005)
is hereby granted as conceded. See Trademark Rules
2.127(a) and Fed. R. Civ. P. 12(b).

Accordingly, the petition to cancel is dismissed with
prejudice.

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