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Filing date: **09/11/2007**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92044531
Party	Plaintiff THE FRESH MARKET, INC.
Correspondence Address	STACEY H. KING FINNEGAN, HENDERSON, FARABOW, GARRETT, et al 901 NEW YORK AVENUE, NW WASHINGTON, DC 20001 UNITED STATES
Submission	Other Motions/Papers
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Date	09/11/2007
Attachments	Cancellation.PDF (2 pages)(30812 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

THE FRESH MARKET, INC.,)
)
Petitioner,)
)
v.)
)
FOOD CIRCUS SUPER MARKET, INC.,)
)
Registrant.)

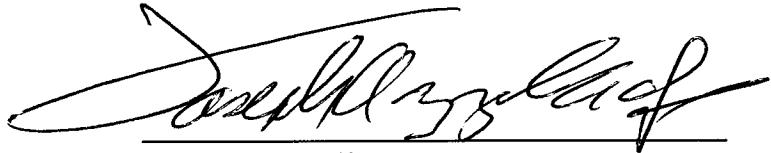
Cancellation No. 92044531

VOLUNTARY CANCELLATION OF REGISTRATION WITH PREJUDICE

Pursuant to 37 CFR § 2134(a), Food Circus Super Market, Inc. voluntarily
cancels U.S. Trademark Registration No. 2559145 with prejudice.

Respectfully submitted,

FOOD CIRCUS SUPER MARKET, INC.



Joseph Azzolina, Jr.

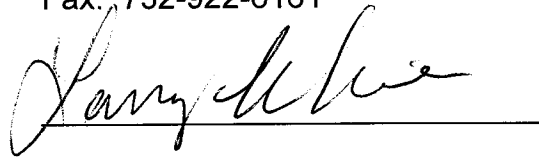
Vice President

~~June~~, 2007
August, 13, 2007

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing VOLUNTARY CANCELLATION OF REGISTRATION WITH PREJUDICE was served this 11th day of September by facsimile and first-class mail upon counsel for Food Circus Super Market, Inc. at the following address and facsimile number:

Michael V. Benedetto
Ansell Zaro, Grimm & Aaron
1500 Lawrence Avenue
Ocean, NJ 07712
Fax: 732-922-6161

A handwritten signature in cursive script, appearing to read "Michael V. Benedetto", is written over a horizontal line.