

ESTTA Tracking number: **ESTTA112519**

Filing date: **12/01/2006**

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

Proceeding	92044536
Party	Plaintiff FEATHERLITE, INC. FEATHERLITE, INC. PO BOX 320 HIGHWAY 63 & 9 CRESCO, IA 52136
Correspondence Address	John L. Beard MERCHANT & GOULD, P.C. P. O. Box 2910 Minneapolis, MN 55402-2215 UNITED STATES mborgmisterek@merchant-gould.com, dockmpls@merchant-gould.com
Submission	Withdrawal of Cancellation
Filer's Name	Andrew S. Ehard
Filer's e-mail	aehard@merchantgould.com
Signature	/Andrew S. Ehard/
Date	12/01/2006
Attachments	MOTION TO DISMISS.pdf (3 pages)(81033 bytes)

Respectfully submitted,

Featherlite Inc.

By Its attorney,

Date: 12-1-06

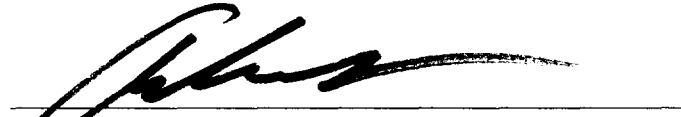


Andrew S. Ehard
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing MOTION TO DISMISS WITHOUT PREJUDICE AND REPLY TO SHOW CAUSE ORDER was served upon the following attorneys of record for Registrant by First Class Mail, postage pre-paid, this 1st day of December, 2006:

Robert V. Vickers
Fay, Sharpe, Fagan, Minnich & McKee
1100 Superior Avenue
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Cleveland, OH 44114



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TRADEMARK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Registrant: The Will-Burt Company
Reg. No.: 2,349,939
Registration Date: May 16, 2000
Mark: FEATHERLITE M&G 11305.28USTA
Cancellation No.: 92044536
Title: Featherlite, Inc. v. The Will-Burt Company

SURRENDER FOR CANCELLATION OF REGISTRATION NO. 2,349,939

Mail Stop TTAB
Commissioner for Trademarks
P. O. Box 1451
Alexandria, VA 22313-1451

Dear Commissioner:

Registrant, through the undersigned, hereby voluntarily surrenders for cancellation the subject U.S. Registration No. 2,349,939. This paper is being filed in connection with settlement of a pending cancellation proceeding relating to this mark.

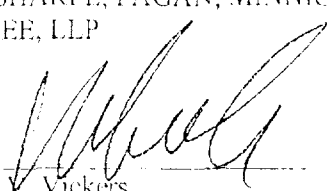
Respectfully submitted,

The Will-Burt Company

By its attorneys,

FAY, SHARPE, FAGAN, MINNICH &
McKEE, LLP

Date: Feb 8, 2006


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02-13-2006

U.S. Patent & TMO: TM Mail Rcpt D1 #30