

**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 8, 2007

Cancellation No. 92044536

Featherlite, Inc.

v.

The Will-Burt Company

On November 28, 2006, petitioner was allowed thirty days to show cause why the Board should not treat its failure to file a brief as a concession to the case.

On December 1, 2006, petitioner filed a response to the Board's show cause order stating that the parties have amicably resolved this matter with registrant voluntarily surrendering its Registration No. 2349939 under Section 7(e) of the Trademark Act which it filed on February 8, 2006. Petitioner included a copy of registrant's voluntary surrender with its response and requested that the Board dismiss the petition to cancel without prejudice and act on registrant's voluntary surrender.

In light of petitioner's December 1, 2006 response, the Board's November 28, 2006 show cause order is discharged, the petition to cancel is dismissed without prejudice in

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accordance with Trademark Rule 2.134(a), and the registration file is forwarded to the Office of the Commissioner for Trademarks for cancellation under Section 7(e) of the Trademark Act.

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