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

mc/lykos

Mailed: March 31, 2007

Cancellation No. 92046293

Leiner Health Services, Corp.

v.

Roex, Inc.

On February 8, 2007, respondent filed a voluntary surrender under Section 7(e) of the Trademark Act of its Registration No. 3030517.

Trademark Rule 2.134(a) provides that if the respondent in a cancellation proceeding applies to cancel its involved registration under Section 7(e) without the written consent of every adverse party to the proceeding, judgment shall be entered against respondent.

In view thereof, and because petitioner's written consent to the voluntary surrender is not of record, judgment is hereby entered against respondent, the petition to cancel is granted, and Registration No. **3030517** will be cancelled in due course.

By the Trademark Trial and Appeal Board