

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

vw

Mailed: December 15, 2011

Cancellation No. 92051832

Merz Pharmaceuticals, LLC  
and Merz Incorporated

v.

Montani Cosmetics Inc.

On December 1, 2011, respondent filed a voluntary surrender under Section 7(e) of the Trademark Act of its Registration No. 3608042.

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. 3608042 will be cancelled in due course.

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