

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

Nmt/BUTLER

Mailed: October 28, 2010

Cancellation No. 92052415

Nature's Path Foods Inc.

v.

Nature's Path Foods, Inc.,
substituted by assignment
for Jeffrey Hawkins¹

On September 30, 2010, the parties filed a stipulated withdrawal of the petition to cancel without prejudice.

In view of the assignment to petitioner of Registration No. 3112121, the petition to cancel is dismissed without prejudice.²

*By the Trademark Trial
and Appeal Board*

¹ The assignment of Registration No. 3112121 was recorded with the Assignment Branch of the Office on October 1, 2010 at Reel/Frame No. 4289/0091.

² In order to assure service, and as a courtesy, a copy of the stipulated motion is attached herewith.

Cancellation No. 92052415

Trademark Trial and Appeal Board Electronic Filing System. <http://esta.uspto.gov>

ESTTA Tracking number: **ESTTA371102**

Filing date: **09/30/2010**

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

Proceeding	92052415
Party	Plaintiff Nature's Path Foods Inc.
Correspondence Address	THOMAS M. GALGANO GALGANO & ASSOCIATES, PLLC 20 W. PARK AVENUE, SUITE 204 LONG BEACH, NY 11561 UNITED STATES tmgalgano@rcn.com
Submission	Withdrawal of Cancellation
Filer's Name	Thomas M. Galgano
Filer's e-mail	tmgalgano@rcn.com
Signature	/tmg/
Date	09/30/2010
Attachments	ExecutedMotiontoWithdraw.pdf (1 page)(40261 bytes)

I hereby certify that this correspondence is being transmitted via the United States Patent & Trademark Office Trademark Trial and Appeal Board's Electronic System for Trademark Trial and Appeals (ESTTA) on the date indicated below:

By: Jessica Bower Date: 9/30/2010
Jessica G. Bower

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

In re Registration No.: 3,112,121
Mark: NATURE'S PATH
Registered: July 4, 2006
International Class: 16

-----X)		
NATURE'S PATH FOODS INC.,)		
)		
)	Petitioner,	
)		Cancellation No.: 92052415
)	vs.	
)		
JEFFREY HAWKINS,)		
)		
)	Registrant.	
-----X)		

BOX TTAB
Assistant Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

CONSENTED TO MOTION TO WITHDRAW CANCELLATION

The parties hereto, by and through their respective attorneys, hereby agree to the withdrawal, without prejudice, of the above-identified Cancellation proceeding.

Respectfully submitted,

JEFFREY HAWKINS

Vanessa A. Ignacio
Vanessa A. Ignacio, Esq.
Lowenstein Sandler P.C.
Attorney for Registrant
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Roseland, NJ 07068
(973) 597-2500

Respectfully submitted,

NATURE'S PATH FOODS INC.

Thomas M. Galgano
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