

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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April 11, 2019

Cancellation No. 92068702

Bayer HealthCare LLC

v.

Alivio Products, Inc.

By the Trademark Trial and Appeal Board:

On April 10, 2019, Petitioner filed Respondent's voluntary surrender of Registration No. 5440107 under Section 7(e) of the Trademark Act with Petitioner's written consent, and stipulation to withdraw of the cancellation without prejudice.¹

In view thereof, the petition to cancel is denied without prejudice in accordance with Trademark Rule 2.134(a), and Registration No. 5440107 will be cancelled in due course by the Commissioner for Trademarks.

¹ The submission filed by counsel for Petitioner does not indicate proof of service of a copy of same on counsel for Respondent, as required by Trademark Rule 2.119. A copy of the submission can be viewed using TTABVUE at <http://ttabvue.uspto.gov>.