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Filing date: **08/30/2021**

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

Proceeding	92074708
Party	Plaintiff Del Valle Import & Export 3 Inc. d/b/a El Progreso Import Inc.
Correspondence Address	DANIEL GRIFFITH GRIFFITH IP 3343 PEACHTREE RD SUITE 180-2002 ATLANTA, GA 30326 UNITED STATES Primary Email: dg@griffithip.com 844-732-3300
Submission	Withdrawal of Petition to Cancel
Filer's Name	Daniel Griffith
Filer's email	dg@griffithip.com
Signature	/Daniel Griffith/
Date	08/30/2021
Attachments	Motion to Withdraw Petition to Cancel.pdf(215736 bytes )

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

In the matter of Cancellation of U.S. Trademark Registration No. 5,920,054

Del Valle Import & Export 3 Inc. d/b/a El Progreso Import Inc.

Petitioner,

vs.

Cancellation No.: 92074708

Distribuidora Limena, Inc.

Defendant

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**DEL VALLE IMPORT & EXPORT 3 d/b/a EL PROGRESO IMPORT, INC.**

**MOTION TO WITHDRAW PETITION TO CANCEL**

COMES NOW, Petitioner Del Valle Import & Export 3 Inc., through Counsel, moves to withdraw its Petition to Cancel against defendant Distribuidora Limeña, Inc pursuant to TBMP § 601.02 and 37 C.F.R. 2.114(c). The parties have settled the dispute and entered into a Settlement Agreement and Co-Existence Agreement. As a result, Petitioner respectfully requests the Board grant Petitioner's motion and the Petition to Cancel be withdrawn.

Counsel of Record for Del Valle  
Import & Export 3 d/b/a El Progreso  
Import, Inc.

By: 

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Motion to Withdraw Petition to Cancel was served by electronic mail this 30<sup>th</sup> day of August 2021 on the following:

PAUL KRUSE  
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