

ESTTA Tracking number: **ESTTA1340930**

Filing date: **02/17/2024**

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

Proceeding no.	92080282
Party	Plaintiff Icon Muscle LLC
Correspondence address	THOMAS D FOSTER TDFOSTER - INTELLECTUAL PROPERTY LAW 11622 EL CAMINO REAL, SUITE 100 SAN DIEGO, CA 92130 UNITED STATES Primary email: foster@tdfoster.com 858-922-2170
Submission	Withdrawal of Petition to Cancel
Filer's name	Thomas D. Foster
Filer's email	foster@tdfoster.com
Signature	/Thomas D. Foster/
Date	02/17/2024
Attachments	7186.03-00 20240217 DISMISSAL w PREJUDICE.pdf(97836 bytes)

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

ICON MUSCLE LLC)	Cancellation No. 92080282
Petitioner,)	
)	In the Matter of U.S. Trademark
v.)	Registration No.: 4332814
)	Mark: ICONIC (Classes 5, 32)
BE WELL NUTRITION, INC)	
Registrant.)	

DISMISSAL OF CANCELLATION PROCEEDING WITH PREJUDICE

Pursuant to Trademark Rule 2.114(c), Petitioner hereby withdraws the instant cancellation proceeding with prejudice.

Date: February 17, 2024

TDFoster - Intellectual Property Law

/Thomas D. Foster/
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ELECTRONIC MAILING CERTIFICATE

I hereby certify that the **DISMISSAL OF CANCELLATION PROCEEDING WITH PREJUDICE** is being submitted electronically through the Electronic System for the Trademark Trial and Appeal Board (ESTTA) on February 17, 2024.

Signature /Thomas D. Foster/

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing **DISMISSAL OF CANCELLATION PROCEEDING WITH PREJUDICE** has been served on Stephen M. Kepper, Esq. by forwarding said copy on February 17, 2024, via email to: skepper@iplawconsulting.com.

Signature /Thomas D. Foster/

Date: February 17, 2024