

NOTE: This order is nonprecedential.

**United States Court of Appeals  
for the Federal Circuit**

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**BRUCE SEARLE,**  
*Appellant,*

v.

**HOWARD BERGER CO., INC.,**  
*Appellee.*

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2011-1130  
(Cancellation No. 92051539)

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Appeal from the United States Patent and Trademark  
Office, Trademark Trial and Appeal Board.

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**ON MOTION**

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**O R D E R**

Upon consideration of Bruce Searle's motion to with-  
draw his appeal,

IT IS ORDERED THAT:

(1) The motion is granted. The appeal is dismissed.

(2) Each side shall bear its own costs.

FOR THE COURT

JAN 28 2011

Date

/s/ Jan Horbaly

Jan Horbaly

Clerk

cc: Maureen B. Gorman, Esq.  
William J. Spatz, Esq.

s20

ISSUED AS A MANDATE: JAN 28 2011

**FILED**  
U.S. COURT OF APPEALS FOR  
THE FEDERAL CIRCUIT

JAN 28 2011

JAN HORBALY  
CLERK