

**UNITED STATES DEPARTMENT OF COMMERCE**  
**Patent and Trademark Office**  
**Trademark Trial and Appeal Board**  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

KSK/rr

Mailed: August 8, 2002

Opposition No. **91150770**

HOMEDICS, INC.

v.

SI REES & ASSOCIATES, INC.

**Karen Kuhlke, Attorney:**

On July 24, 2002, the Board granted applicant's consented motion (filed June 17, 2002) to extend its time to answer. Thereafter, applicant's motion (filed May 31, 2002) to amend its application and applicant's consented motion (filed July 17, 2002) to suspend proceedings pending approval of that amendment were associated with the case file.

The Board now takes up for consideration applicant's proposed amendment to its application Serial No. 76/254,482.

By the proposed amendment, applicant seeks to change the identification of goods to the following "weight lifting benches, cast iron body building exercise weights, and weight lifting gloves", in International class 28.

Inasmuch as the amendment is clearly limiting in nature as required by Trademark Rule 2.71(b), and because opposer

consents thereto, it is approved and entered. See Trademark Rule 2.133(a).

If this resolves the dispute herein, **opposer** is allowed until **thirty days** from the mailing date of this order to file a withdrawal of the opposition, failing which the opposition will go forward on the application as amended. See Trademark Rule 2.106(c).

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