

Baez

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Mailed: April 28, 2005

Opposition No. 91157257

LITTLE SIX, INC. d/b/a
MYSTIC LAKE CASINO HOTEL

v.

Callamont Associates, LLC

David Mermelstein, Attorney:

On April 20, 2005, the parties filed applicant's proposed amendment to its application Serial No. 76278598, with opposer's consent, and opposer's withdrawal without prejudice of the opposition, contingent upon entry of the amendment.

By the proposed amendment applicant seeks to delete all goods identified in International Classes 25, 28 and 41.

Applicant is amending the identification of goods in International Class 37, to the following:

Residential community real estate development services.

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).

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In view thereof, application Serial No. 76278598 stands abandoned as to International Classes 25, 28 and 41. The contingency in opposer's withdrawal having now been met, the opposition is hereby dismissed without prejudice.

Upon entry of the amendment approved herein, application Serial No. 76278598 will move forward on the remaining class, namely, class 37.

***By the Trademark Trial
and Appeal Board***