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

Proceeding	91168769
Party	Defendant Andersson, Henrik Andersson, Henrik Ostermalmsgatan 59 SEX 114 50 Stockholm,
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Submission	Motion to Amend Application
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Attachments	APPLICANT'S MOTION TO AMEND ITS APPLICATION.pdf ( 2 pages )(42151 bytes )

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

BLUE CROSS AND BLUE SHIELD )  
OF SOUTH CAROLINA, )

Opposer, )

v. )

HENDRIK ANDERSSON, )

Applicant. )

**Opposition No. 91168769**

(Application No. 78/588,128)

**APPLICANT'S MOTION TO AMEND ITS APPLICATION**

Applicant requests the Board to approve the following Amendment and order that it be entered in Applicant's Application:

1) In the identification of the goods for International Class 9, amend the present recitation of - - computer software used for selecting, displaying, and assembling medical and patient reference information for physicians- - to:

- - Computer software used for selecting, displaying, and assembling medical information from medical reference handbooks for physicians that is accessed by a personal communications device, in International Class 9 - -

Opposer and Applicant have entered into a Settlement Agreement and Opposer consents to this Motion.

**APPLICANT'S BRIEF IN SUPPORT OF ITS MOTION TO AMEND ITS APPLICATION**

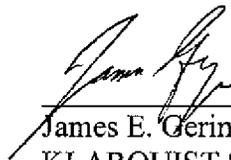
The Amendment requested above by Applicant amends the goods for which registration is opposed by Opposer. The Board has discretion to approve an amendment upon motion during

APPLICANT'S MOTION TO AMEND ITS APPLICATION

an *inter partes* proceeding. 37 C.F.R. § 2.133(a). The requested Amendment should be allowed under 37 C.F.R. § 2.71(a) because it “limit[s] . . . the identification of goods.” The Amendment will not prejudice Opposer as it will result in the relief Opposer has requested. Thus, the Board should exercise its discretion to approve this Amendment and order that it be entered.

Entry of this Amendment will moot these proceedings because, under the Settlement Agreement, the parties shall file a dismissal with prejudice within 30 days of Opposer’s receipt of a copy of the U.S.P.T.O.’s acceptance of the requested Amendment.

Dated: November 9, 2006

  
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APPLICANT’S MOTION TO AMEND ITS APPLICATION