

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

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Mailed: November 7, 2006

Opposition No. 91172696

Shiseido Company, Ltd.

v.

David S. Evey

Frances S. Wolfson, Interlocutory Attorney:

On September 22, 2006, the parties filed applicant's proposed amendment to its application Serial No. 78770770, 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 the identification of goods in its entirety **from** International Class 003.

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).

The contingency in opposer's withdrawal having now been met, the opposition is dismissed without prejudice.

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