

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

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Mailed: May 22, 2007

Opposition No. 91174150

Phillips-Van Heusen

v.

Town & Country Apparel

On March 30, 2007, the parties filed applicant's proposed amendment to its application Serial No. 78705174, with opposer's consent, and opposer's withdrawal with prejudice of the opposition, contingent upon entry of the amendment.

By the proposed amendment applicant seeks to change the identification of goods **from** "Clothing, namely Coats, Jackets, Pants, Shorts, Blouses, Shirts, Sweaters, Ski Pants, Ski Bibs, Caps, Gloves, Mittens, Underwear, Vests, Scarves, Ties, Suspenders, Socks, Shoes and Boots" **to** "Clothing, used in connection with fishing, namely Coats, Jackets, Pants, Shorts, Shirts, Sweaters, Caps, Gloves, Mittens, Underwear, Vests, Suspenders and Socks."

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 with prejudice.

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