

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

TDC

Mailed: December 8, 2010

Opposition No. 91186522

Total System Services, Inc.

v.

Taisys Technology Co., Ltd.

**Cheryl Butler, Attorney, Trademark Trial and Appeal Board:**

On November 19, 2010, applicant filed a proposed amendment to its application Serial No. 78954693, with opposer's consent.<sup>1</sup> It has come to the Board's attention that ESTTA, the Board's electronic system, granted applicant's November 22, 2010 motion to extend dates, before an opportunity arose for consideration of the amendment filed by applicant on November 19, 2010.

By the proposed amendment applicant seeks to change the identification of goods and services in **International Class 9** **from**

"Magnetically-encoded cards, namely, credit cards, phone cards, pre-paid telephone calling cards, Subscriber Identity Module (SIM) cards for mobile phones, bank cards, IC cards, magnetically encoded stored value cards, blank smart cards, magnetic stripe cards, namely, blank magnetic stripe cards for storing data by modifying the magnetism of tiny iron-based magnetic particles on a band of magnetic material on the card

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<sup>1</sup>The services in International Class 38 remain unchanged.

used in credit cards, identity cards, transportation tickets; and magnetically encoded stripe cards used in credit cards, identity cards, transportation tickets; computer software, namely, computer game software, computer graphics software, computer software for application and database integration, computer hardware, interface cards for computers"

to

"Magnetically-encoded cards, namely, re-loadable, pre-paid phone cards to be used exclusively for telephonic communications and Subscriber Identity Module (SIM) cards for mobile phones; computer software, namely, computer game software; computer hardware, namely interface cards for computers."

Inasmuch as the amendment is clearly limiting in nature as required by Trademark Rule 2.71(a), and because opposer consents thereto, it is approved and entered. See Trademark Rule 2.133(a).

In view thereof, the Board's November 22, 2010 order granting applicant's motion to extend is hereby vacated and if this amendment to the application 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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