

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

ac/jk

Mailed: December 29, 2008

Opposition No. 91187827

Gabrielle Studio, Inc.

v.

DS-DESIGN, besloten
vennootschap met beperkte;
aansprakelijkheid

On December 19, 2008, the parties filed applicant's proposed amendment to its application Serial No. 79048573, with opposer's consent, and opposer's withdrawal of the opposition, contingent upon entry of the amendment.

By the proposed amendment applicant seeks to change the identification of services in International Class 35

from "promotional and advertising services; business management; business administration; business administrative services; distribution of advertising matter, advertisements and promotion material, also in the Internet, arranging and conducting of auctions and public auction sales; business information; market study, research and analysis; shop-window display arrangement services; organizational and business consulting; agencies for personnel placement and consultancy on personnel issues; placement of temporary personnel; leasing of office machines; documentation reproduction; public relations; business intermediation services in the field of wholesale trading in bicycles, motorcycles, games, toys, sporting and gymnastic goods, body-training apparatus, stationary exercise bicycles, and parts thereof, clothing, footwear and headgear, the above-services provided online or not; business record management; data process; marketing services in the field of bicycles, motorcycles, games, toys,

sporting and gymnastic goods, body-training apparatus, stationary exercise bicycles, and parts thereof, clothing, footwear and headgear; rental of apparatus of data processing purposes; consulting with respect to data processing"

to "promotional and advertising services; business management; business administration; business administrative services; distribution of advertising matter, advertisements and promotion material, also in the Internet, arranging and conducting of auctions and public auction sales; business information; market study, research and analysis; shop-window display arrangement services; organizational and business consulting; agencies for personnel placement and consultancy on personnel issues; placement of temporary personnel; leasing of office machines; documentation reproduction; public relations; business intermediation services in the field of wholesale trading in bicycles, motorcycles, games, toys, sporting and gymnastic goods, body-training apparatus, stationary exercise bicycles, and parts thereof, the above-services provided online or not; business record management; data process; marketing services in the field of bicycles, motorcycles, games, toys, sporting and gymnastic goods, body-training apparatus, stationary exercise bicycles, and parts thereof, rental of apparatus of data processing purposes; consulting with respect to data processing."

International Classes 12, 28 and 41 remain unchanged.

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).

The contingency in opposer's withdrawal having now been met, the opposition is dismissed.

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