

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

am/csg

Mailed: September 30, 2009

Opposition No. 91187855

Nautilus, Inc.

v.

Hughes, John

On September 23, 2009, the parties filed applicant's proposed amendment to its application Serial No. 77419294, 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 change the identification of goods **from** "manually-operated exercise equipment" **to** "portable, light-weight, manually-operated exercise equipment, excluding floor mounted home gyms."

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 without prejudice.

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