

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

mc/BUTLER

Mailed: May 4, 2010

Opposition No. 91192997

ZINK IMAGING, INC.

v.

SCHOLASTIC INC.

On April 16, 2010, the parties filed a stipulated proposed amendment to applicant's application Serial No. 77566527. On April 22, 2010, opposer filed its stipulated 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**

"Series of books for children in the field of music; paper articles and printed matter, namely, note pads, writing tablets, bookmarks, diaries, postcards, posters, self-adhesive note pads, paper, gift wrap paper, decals, stickers, stationery, stationery folders, stationery sets consisting of writing paper and envelopes, and notepads; erasers; address books and telephone number books; sketch books; pens, pencils, and decorative pencil-top ornaments; blank journals"

to

"Series of books for children in the field of music; paper articles and printed matter, namely, note pads, writing tablets, bookmarks, diaries, postcards, posters, self-adhesive note pads, paper, gift wrap paper, decals, stickers,

stationery, stationery folders, stationery sets consisting of writing paper and envelopes, and notepads; erasers; address books and telephone number books; sketch books; pens, pencils, and decorative pencil-top ornaments; blank journals, **but none of the foregoing to include anything comprising, incorporated into, used in, or related to printing devices or printing technologies.**"¹

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 *with* prejudice.

*By the Trademark Trial
and Appeal Board*

¹ The wording in bold is added.