

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

GCP

Mailed: April 7, 2011

Opposition No. 91195969

Catfish Productions, Inc.

v.

Otopio Pty Limited

On April 5, 2011, the parties filed applicant's proposed amendment to its application Serial No. 77814789, 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:**

"posters, blank cards, notebooks, cardboard boxes, packing cardboard and paper, wrapping paper, envelopes, gift boxes; greeting cards, decals, photographs, pictures, postcards, prints, stickers and iron-on transfers; event programs, paper banners and paper flags; stationery; artist materials, namely, sketch books, note books, pencils, drawing boards, brushes, drawing compasses, drawing and drafting curves; paint brushes; office requisites, other than furniture, namely, finger stalls, franking machines, envelope sealing machines, paper hole punches, rubber bands and staplers; plastic materials for packaging, namely, plastic bags for packaging and plastic cushioning material that contains encapsulated air cells and bags for packaging."

to:

"posters, depicting characters for promotional purposes; packing cardboard and paper; decals, depicting characters

for promotion purposes; pictures, depicting characters for promotional purposes; postcards, depicting characters for promotional purposes; prints, depicting characters for promotional purposes; stickers and iron-on transfers; event programs, paper banners and paper flags; stationery, depicting characters for promotional purposes; office requisites, other than furniture, namely, finger stalls, franking machines, envelope sealing machines, paper hole punches, rubber bands and staplers; plastic materials for packaging, namely, plastic bags for packaging and plastic cushioning material that contains encapsulated air cells and bags for packaging; none of the aforesaid being or relating to jewelry or as branding of original artworks."

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***