

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

nmt

Mailed: September 3, 2010

Opposition No. 91196173

EcoWater Systems LLC

v.

Absopure Water Company

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

On August 26, 2010, applicant filed the parties' stipulation to amend applicant's involved application Serial No. 77867238. In that stipulation, the parties indicated that opposer will withdraw the notice of opposition with prejudice upon entry of the amendment.

By the proposed amendment, applicant seeks to change the identification of goods **from** "drinking water; flavored beverages, namely, fruit flavored beverages and tea flavored beverages" **to** "drinking water for wholesale or retail sale; flavored beverages for wholesale or retail sale; namely, fruit flavored beverages and tea flavored beverages."

The amendment is limiting in nature as required by Trademark Rule 2.71(a). In view of the parties' stipulation,

the amendment is approved and entered, and the opposition is dismissed with prejudice. See Trademark Rule 2.133(a).