

ESTTA Tracking number: **ESTTA414821**

Filing date: **06/16/2011**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91197498
Party	Plaintiff K-2 Corporation
Correspondence Address	CINDY L. CADITZ DAVIS WRIGHT TREMAINE LLP 1201 THIRD AVE., SUITE 2200 SEATTLE, WA 98108 UNITED STATES cindycaditz@dwt.com, ronrutherford@dwt.com
Submission	Other Motions/Papers
Filer's Name	Cindy Caditz
Filer's e-mail	cindycaditz@dwt.com, ronrutherford@dwt.com
Signature	/Cindy Caditz/
Date	06/16/2011
Attachments	91197498.PDF ( 3 pages )(385726 bytes )

**Exhibit A**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

K-2 CORPORATION, an Indiana corporation,

Opposer,

v.

SAVE THE CHILDREN FEDERATION, INC., a  
Connecticut corporation,

Applicant.

Opposition No. 91197498

STIPULATED MOTION TO AMEND  
AND CONDITIONAL MOTION TO  
DISMISS

Seattle, Washington 98101  
June 13, 2011

TO THE COMMISSIONER FOR TRADEMARKS  
TRADEMARK TRIAL AND APPEAL BOARD:

By this Motion, Applicant, Save The Children Federation, Inc., hereby requests amendment of Application Serial No. 77/906,268 to limit the goods claimed to the following:

“clothing, namely, t-shirts, neckties, jackets (including fleece jackets), sweatshirts (including hoodies), children’s playwear, namely, sweaters, pants shorts, overalls, windbreakers, jumpers and dresses; headgear, namely baseball caps. The goods shall exclude any products specifically designed for or specifically intended for use while engaging in active sports” in International Class 25

Opposer consents to this amendment, which consent is indicated by signature of counsel for Opposer below.

Conditioned upon the acceptance and entry of the requested amendment to Application Serial No. 77/906,268 Opposer and Applicant jointly requests that Opposition No. 91197498 be dismissed without entry of judgment.

If the requested amendment is not accepted the Parties jointly request that the testimony periods be reset and extended.

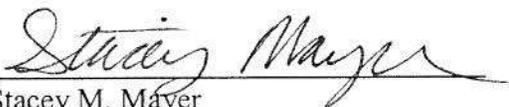
Respectfully submitted,

DAVIS WRIGHT TREMAINE LLP

By:   
Cindy L. Cadditz  
Attorneys for Opposer  
1201 Third Avenue, Suite 2200  
Seattle, WA 98101  
Telephone: 206.757.8097

Respectfully submitted,

WEIL GOTSHAL & MANGES, LLP

By:   
Stacey M. Mayer  
Attorney for Applicant  
767 Fifth Avenue  
New York, NY 10153  
Telephone: 212.310.8820

**CERTIFICATE OF FILING**

I hereby certify that this STIPULATED MOTION TO AMEND AND CONDITIONAL MOTION TO DISMISS is being filed with the Trademark Trial and Appeal Board using the ESTTA filing system of the U.S. Patent and Trademark Office on the below date.

Date: June 16, 2011 s/Cindy L. Caditz

**CERTIFICATE OF SERVICE**

I hereby certify that this STIPULATED MOTION TO AMEND AND CONDITIONAL MOTION TO DISMISS is being duly served upon the Applicant by mailing a copy thereof via the U.S. Postal Service in a sealed envelope as first class mail with postage thereupon fully prepaid and addressed to:

Stacey M. Mayer  
WEIL GOTSHAL & MANGES, LLP  
Attorney for Applicant  
767 Fifth Avenue  
New York, NY 10153

Date: JUNE 16, 2011 s/Ron Rutherford