

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

MBA/vb

Mailed: July 28, 2011

Opposition No. 91199263

BASF Agrochemical Products
B.V.

v.

Pathway Holdings, LLC

Michael B. Adlin, Interlocutory Attorney:

On July 22, 2011, applicant filed proposed amendments to its involved application Serial Nos. 77579821 and 85084073, with opposer's consent.¹ By the proposed amendments, applicant seeks to delete the wording "degreasing agents not for household use" from the identifications of goods in the opposed Class 001 so that the identifications now read as follows:

"Bacteria preparations containing bacteria for agricultural and horticultural use, namely, for use in the treatment and maintenance of lawns, gardens and ponds; compost; bacteria for waste water treatment; fertilizers; non-chemical bio-fertilizers; waste water treatment chemicals for industrial use; soil improving agents; chemicals for potable water treatment; natural micro-organisms used in pond maintenance." in Class 001

Inasmuch as the amendments are clearly limiting in nature as required by Trademark Rule 2.71(a), and because opposer

¹ The goods and services in International Classes 003, 005, 011 and 040 would remain unchanged.

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consents thereto, they are approved and entered. See
Trademark Rule 2.133(a).

If this resolves the dispute herein, opposer is allowed
until **thirty days** from the mailing date of this order to file
a withdrawal of the opposition, failing which the opposition
will go forward on the applications as amended. See Trademark
Rule 2.106(c).

Proceedings herein are otherwise suspended.

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