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Filing date: **02/27/2012**

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

Proceeding	91200757
Party	Defendant Storm Guard Restoration LLC
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Submission	Other Motions/Papers
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Date	02/27/2012
Attachments	Motion to Amend Application Under 37 C.F.R. 2.133(A) with Consent.pdf (3 pages)(56561 bytes)

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

In the matter of trademark application Serial No.: 85/142,186
Filed: September 30, 2010
For the mark: **STORM GUARD**
RESTORATION & Design
Published in the Official Gazette on: March 22, 2011

_____)	
Viracon, Inc.,)	
)	
Opposer,)	
)	
vs.)	Opposition No.: <u>91,200,757</u>
)	
Storm Guard Restoration LLC,)	
)	
Applicant.)	
_____)	

Trademark Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1451
Alexandria, VA 22313-1451

MOTION TO AMEND APPLICATION UNDER 37 C.F.R. § 2.133(A) WITH CONSENT

Pursuant to 37 C.F.R. Section 2.133, Applicant hereby requests the following amendment to the above-identified application for Storm Guard Restoration LLC.

Please delete the recitation of services as filed in its entirety and replace it with the following recitation of services:

“residential roofing and siding contracting services.”

Applicant submits that the amendment listed above is clearly limiting in nature as required by TMEP §1505.01(a). Thus Applicant believes that the amendment is acceptable in this case.

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This amendment is filed with the consent of all parties involved and in accordance with the terms of the Settlement Agreement executed by both parties involved on February 13, 2012.

Dated: February 27, 2012

GRAY PLANT MOOTY
MOOTY & BENNETT, P.A.

By  _____
Dean C. Eyler

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Serial No. #85/142,186

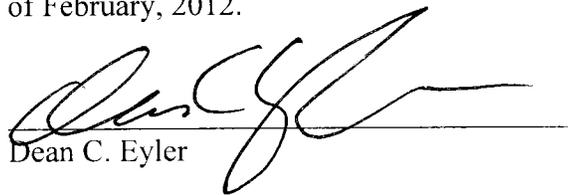
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CERTIFICATE OF SERVICE

I, Dean C. Eyler, certify that I arranged for a copy of the foregoing Motion to Amend application Under 37 C.F.R. § 2.133(a) With Consent to be served upon:

Elizabeth C. Buckingham
Jeffrey R. Cadwell
Dorsey & Whitney LLP
50 S. Sixth Street, Suite 1500
Minneapolis, MN 55402-1498

by email and first-class mail on the 27th day of February, 2012.


Dean C. Eyler

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