

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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am/gcp

Mailed: June 28, 2014

Opposition No. 91200834
(Parent Case)
Opposition No. 91203117

Chicago Cubs Baseball Club, LLC

v.

United Services Automobile
Association (USAA)

By the Trademark Trial and Appeal Board:

On May 28, 2014, applicant filed a proposed amendment to application Serial No. 85037368 (subject to Opposition No. 91200834) and application Serial No. 85060475 (subject to Opposition No. 91203117), with opposer's consent, and opposer's withdrawal without prejudice of the oppositions, contingent upon entry of the amendment.

By the proposed amendment applicant seeks to amend the description of services in International Classes 35, 36, 37 and 42 in application Serial No. 85037368, as well as the description of services in International Classes 35, 36, 42 and 45 in application Serial No. 85060475 by adding the following language at the end of each class: **“; all the foregoing not relating to sports or a sports team, league, mascot or stadium.”**

Opposition No. 91200834
Opposition No. 91203117

Inasmuch as the amendment is clearly limiting in nature as required by Trademark Rule 2.71(a), and because opposer consents thereto, the amendment is approved and entered. *See* Trademark Rule 2.133(a).

The contingency in opposer's withdrawal having now been met, the oppositions are dismissed **without prejudice**.¹

¹ Opposer's consented motion (filed May 21, 2014) for an extension of time, and opposer's consented motion (filed June 24, 2014) to suspend, are deemed moot in light of this order.