

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

Nmt/Dunn

Mailed: April 24, 2012

Opposition No. 91201187

Facebook, Inc.

v.

JMIR Publications Inc.¹

On February 10, 2012, the parties filed applicant's proposed amendment to its application Serial No. 85122420, with opposer's consent, and opposer's withdrawal without prejudice of the opposition, contingent upon entry of the amendment.

By the proposed amendment applicant seeks to change the identification of goods in International Class 42² **from** "Providing an interactive web site that enables users to enter, access, track, monitor and generate health and medical information and reports" **to** "Providing an interactive web site that enables users to enter, access, track, monitor and

¹The Board notes applicant's change of name recorded with the Assignment Branch of the office on May 4, 2011, prior to the commencement of this opposition proceeding. The assignment is viewable at Reel/Frame No. 4534/0027.

²The goods in International Class 44, which are not a part of this instant opposition proceeding, remain unchanged.

generate health and medical information and reports; all of the above excluding services related to social networking."

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

The contingency in opposer's withdrawal having now been met, the opposition is dismissed without prejudice.

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