

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

CME/kk

Mailed: May 31, 2013

Opposition No. 91206129

Orchard Yarn and Thread
Company, Inc. d/b/a Lion
Brand Yarn Company

v.

Xamax Industries, Inc.

Christen M. English, Interlocutory Attorney:

On May 10, 2013, applicant filed a motion to amend its involved application Serial No. 85525666, with opposer's consent. By the proposed amendment, applicant seeks to change the identification of goods **from "Cotton fabric" to "cotton fabric excluding yarn for knitting."**¹

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).

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 application as amended. See Trademark Rule 2.106(c).

¹ The underlined wording has been added to the identification.