

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

EJW/cv

Mailed: June 29, 2013

Opposition No. 91207702

Genesco Brands, Inc.

v.

BTGG, LLC dba SWAG17

ELIZABETH J. WINTER, INTERLOCUTORY ATTORNEY:

On April 4, 2013,¹ opposer filed a proposed amendment to applicant's application Serial No. 85517605, with applicant's consent.

By the proposed amendment, applicant seeks to change the identification of goods as follows:

From: "Athletic apparel, namely, shirts, pants, jackets, footwear, hats and caps, athletic uniforms; Collared shirts; Golf pants, shirts and skirts; Golf shirts; Hooded sweat shirts; Knit shirts; Long-sleeved shirts; Polo shirts; Short-sleeved or long-sleeved t-shirts; Sweat shirts; T-shirts; Tee shirts; Wearable garments and clothing, namely, shirts,"

To:² "A-shirts; Athletic apparel, namely, shirts, pants, jackets, footwear, hats and caps, athletic uniforms; Collared shirts; Golf pants, shirts and skirts; Golf shirts; Hooded sweat shirts; Knit shirts; Long-sleeved shirts; Polo shirts; Short-sleeved or long-sleeved

¹ The delay in acting upon this matter is regretted.

² Additional wording is shown in bold type font and is underlined.

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t-shirts; Sweat shirts; T-shirts; Tee shirts; Wearable garments and clothing, namely, shirts; all for use in connection with raising funds to support local charities and to increase awareness of issues related to Christianity."

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 the entry of the amendment 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).

This proceeding is otherwise SUSPENDED.

