

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

Mailed: February 5, 2014

Opposition No. 91209406

Synapse Wireless, Inc.

v.

Adam Haik

**George C. Pologeorgis,  
Interlocutory Attorney:**

On November 4, 2013, applicant filed a proposed amendment to its application Serial No. 85595521, with opposer's consent.

By the proposed amendment applicant seeks to change the identification of services **from**

**"On-line promotion of computer networks and websites" in International Class 35**

**to**

**"on-line social network promotion, namely, providing a website for chatting and video-chatting among users for entertainment purposes" in International Class 45.**

The Board finds that applicant's proposed amendment is unacceptable for the reasons stated below.

Amendments to the identification of goods and/or recitation of services may be approved if, among other things, the resulting amendment serves to clarify or limits the goods as published. **Additions to the identification of goods/recitation of services will not be permitted.** See Trademark Rule 2.71(b) (emphasis added). The addition of classes of goods and services not originally identified is also not acceptable.

Here, the proposed amendment is not acceptable because it does not limit or clarify the services; instead, the amendment completely alters the nature of the services to be provided under applicant's subject mark. Specifically, the original identification is for the provision of online promotion of computer networks and websites for third parties. The proposed amendment is for providing a particular social network website to be used by persons for online chatting and online video-chatting for entertainment purposes.

In view of the foregoing, the requested amendment cannot be approved.

Under the circumstances, the parties are allowed until **thirty (30) days** from the mailing date of this order to submit an amendment which overcomes the deficiencies noted above or to otherwise inform the Board how they wish to proceed in this matter.

Proceedings herein are otherwise suspended. If no response to this order is received within the time set, proceedings will be resumed, and appropriate dates will be reset.