

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451  
General Contact Number: 571-272-8500

emy/gcp

Mailed: June 12, 2015

Opposition No. 91209406

*Synapse Wireless, Inc.*

v.

*Adam Haik*

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

On March 20, 2015, the parties filed a proposed amendment to Applicant's involved application Serial No. 85595521, with Opposer's written consent. On March 25, 2015, Opposer filed a withdrawal of the opposition, contingent upon entry of the amendment.

By the proposed amendment the parties seeks to amend the recitation of services in International Class 35 as follows:

**From: On-line promotion of computer networks and websites.**

**To: Promotion of online social networks and platforms using text and video chat, with emphasis on helping users discover information and ideas regarding online services.**

The Board finds that the 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. **Amendments that broaden the identification of goods and/or services will not be permitted.** See Trademark Rule 2.71(a).

Here, the proposed amendment is not acceptable because it does not limit or clarify the services; instead, the amendment expands the scope and nature of the promotional activities provided under Applicant's subject mark. Specifically, the original identification is limited to online promotion, while the proposed amendment may include promotional activities beyond those offered online.

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

The contingency in Opposer's withdrawal has not been met; therefore the withdrawal will be given no further consideration.

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.