

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
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Tdc/DUNN

Mailed: May 16, 2014

Opposition No. 91209971

McDonald's Corporation

v.

Patisserie Pasquier Cerqueux

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

On April 18, 2014, applicant filed a second proposed amendment to its application Serial No. 79105637, with opposer's consent, and opposer's withdrawal of the opposition, contingent upon entry of the amendment.

By the proposed amendment applicant seeks to amend the identification of goods in International Class 30 from "Biscuits, buns; filled brioches; chocolate-filled brioches, fruit-filled brioches; fritters containing fruits; Viennese pastries; pains au chocolat, namely, chocolate-filled pastries; raisin breads, croissants, milk breads; gingerbread; fruit turnovers; pastries; sweet petit-fours; tarts; cakes; pancakes, waffles; macaroons; edible decorations for cakes; confectionery made of sugar; fruit jellies, edible ices" to "macaroons and pastries, namely, mignardises."

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

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The contingency in opposer's withdrawal having now been met, the opposition is dismissed in accordance with the agreement between the parties.