

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

mt/MCF

Mailed: April 1, 2015

Opposition No. 91210715 (parent)

Opposition No. 91210753

Cancellation No. 92057574

Transamerica Corporation

v.

Transtrend B.V.

By the Trademark Trial and Appeal Board:

On February 26, 2015, Applicant/Respondent (Transtrend) filed in these consolidated proceedings a withdrawal of its application Serial No. 79115620 and proposed amendments to application Serial No. 79116365 and Registration No. 2723185 with Opposer/Petitioner's (Transamerica) consent.

Serial No. 79115620

Transtrend's abandonment of its application Serial No. 79115620, with Transamerica's written consent is **granted**.

In view thereof, application Serial No. 79115620 stands abandoned, and the Opposition No. 91210715 is dismissed without prejudice. *See* Trademark Rule 2.135.

Serial No. 79116365

By the proposed amendment Transtrend seeks to amend the recitation of services as indicated below:

from "Financial services, namely, capital asset management and consultancy in respect thereof" **to** "Financial services, namely, capital asset management and

Opposition Nos. 91210715 & 91210753 & Cancellation No. 92057574

consultancy in respect thereof, provided to business, corporate, institutional and professional investors and collective investment vehicles."

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

If the amendment resolves Opposition No. 91210753, Transamerica is allowed until **THIRTY DAYS from the mailing date of this order** to file a withdrawal of Opposition No. 91210753, failing which the opposition will go forward on the application as amended. *See* Trademark Rule 2.106(c).

If no response is filed, proceedings will be resumed and dates reset, as appropriate.

Registration No. 2723185

from "Financial services, namely, capital asset management and consultancy in respect thereof" **to** "Financial services, namely, capital asset management and consultancy in respect thereof, provided to business, corporate, institutional and professional investors and collective investment vehicles."

Although the amendment is otherwise acceptable, in Registration No. 2723185 it was (1) not accompanied by the proper fee under Trademark Rule 2.6; and/or (2) not verified or supported by a declaration under Trademark Rule 2.20. *See* Trademark Rules 2.6(a)(11), 2.133(a) and 2.173(b).

Accordingly, Transtrend is allowed **THIRTY DAYS from the mailing date of this order** to submit the required fee and/or declaration in support of the amendment, failing which said amendment will be given no further consideration.

Proceedings are otherwise suspended.¹

¹ Opposition No. 91210715 is dismissed in these consolidated proceedings and will go forward as Opposition No. 91210753 being the parent case.