

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

RK/lg

Mailed: January 13, 2016

Opposition No. **91212009**

HBI Branded Apparel Enterprises, LLC

v.

Joanes Wunaryo

Yong Oh (Richard) Kim, Interlocutory Attorney:

On May 28, 2015, Applicant filed a proposed amendment to its involved Application Serial No. **85745511**, with Opposer's consent. By the proposed amendment, Applicant seeks to amend the mark to remove the apostrophe from the L'GS portion of the mark and to amend the mark description to reflect the change.

Inasmuch as the amendment does not constitute a material alteration of the mark as published, *see* Trademark Rule 2.72(a)(2), it is acceptable. However, Applicant has failed to provide a substitute drawing of the proposed mark that is sufficiently clear. In view thereof, entry of the amendment is **DEFERRED** and Applicant is allowed until **FEBRUARY 11, 2016**, to submit a substitute drawing page,¹ failing which the amendment will be given no further consideration and

¹ Although Opposer has noted its withdrawal of the opposition contingent upon the Board's acceptance and entry of the amendment, it is unclear whether such withdrawal is with or without prejudice. It is suggested that the parties clarify the nature of the withdrawal as part of Applicant's filing of a substitute drawing.

proceedings herein will resume and proceed on the mark as published in accordance with the following schedule:

Proceedings Resume	2/12/2016
Expert Disclosures Due	3/14/2016
Discovery Closes	4/13/2016
Plaintiff's Pretrial Disclosures Due	5/28/2016
Plaintiff's 30-day Trial Period Ends	7/12/2016
Defendant's Pretrial Disclosures Due	7/27/2016
Defendant's 30-day Trial Period Ends	9/10/2016
Plaintiff's Rebuttal Disclosures Due	9/25/2016
Plaintiff's 15-day Rebuttal Period Ends	10/25/2016

Proceedings are otherwise **SUSPENDED**.

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