

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

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Mailed: November 19, 2015

Opposition No. 91214700

Speculative Product Design, LLC
DBA Speck Products

v.

Premier Accessory Group, LLC

Jennifer Krisp, Interlocutory Attorney:

Application Serial No. 85602658 is the subject of the above-captioned opposition, as well as Opposition No. 91214867.

On November 10, 2015, Applicant filed, in Opposition No. 91214700, a proposed amendment to its application Serial No. 85602658 with the consent of Opposer Speculative Product Design, LLC DBA Speck Products.

By the proposed amendment Applicant seeks to amend the identification of goods in International Class 9 from “Battery chargers; Cases for mobile phones; Cell phone battery chargers; Ear buds; Headphones” to “Battery chargers; Cell phone battery chargers; Ear buds; Headphones.”

When a request to amend an application is filed, and the application is also the subject of other *inter partes* proceedings, the consent of the other parties in each of the other proceedings must be of record before the Board may approve the amendment. *See* Trademark Rule 2.133(a); TBMP § 514.02 (2015). The record

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herein does not include the consent of Opposer in Opposition No. 91214867, Horizon Hobby, Inc. Therefore, although the amendment is clearly limiting in nature as required by Trademark Rule 2.71(a), the Board cannot approve and enter the amendment absent the consent of said Opposer.

In view thereof, Applicant is allowed until thirty days from the mailing date of this order in which to file herein the consent thereto of Horizon Hobby, Inc.

If no response is filed during the time allowed, the Board will resume proceedings will be reset dates, as appropriate.

Proceedings are otherwise suspended.