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Filing date: **03/24/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91215982
Party	Plaintiff Detroit Tigers, Inc.
Correspondence Address	Don M. Obert Cowan, Liebowitz & Latman, P.C. 1133 Avenue of the Americas New York, NY 10036 UNITED STATES mlk@cll.com, dmo@cll.com, jmn@cll.com, trademark@cll.com
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Date	03/24/2015
Attachments	PAWS N CLAWS Opp No 91215982 Mot Amend 03242015.pdf(154185 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEALS BOARD

In re Application Serial No. 85/944,984
Filed: May 29, 2013
For Mark: PAWS N CLAWS
Published in the Official Gazette: October 22, 2013

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DETROIT TIGERS, INC. :
:
Opposer, :
v. :
:
EBSCO INDUSTRIES, INC., :
:
Applicant. :
:
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Opposition No. 91215982

Commissioner for Trademarks
Attn: Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, Virginia 22313-1451

**MOTION ON CONSENT TO AMEND APPLICATION AND,
IF ACCEPTED, TO WITHDRAW THE OPPOSITION ON CONSENT**

Pursuant to Rule 2.133 of the Trademark Rules of Practice, Applicant respectfully requests that the above-captioned application be amended by adding the bolded language “; **all the foregoing not relating to sports and not identifying a sports team, league, mascot or stadium**” to the end of the description of goods in the application, which should now read:

DRAWSTRING BAGS; SACK PACKS, NAMELY, DRAWSTRING BAGS
USED AS BACKPACKS; SPORT BAGS; TOTE BAGS; **ALL THE
FOREGOING NOT RELATING TO SPORTS AND NOT IDENTIFYING A
SPORTS TEAM, LEAGUE, MASCOT OR STADIUM** in International Class

It is respectfully submitted that this amendment does not require republication as the amendment of the description of goods narrows rather than broadens the scope of the application.

This amendment is made pursuant to an Agreement between Applicant and Opposer, who has consented to this amendment. If the amendment is approved by the Board, Opposer, with Applicant's consent, requests that the opposition be withdrawn without prejudice.

CONCLUSION

Applicant respectfully requests that this request to amend the application be granted in its entirety.

Dated: March 5, 2015

Respectfully submitted,

VEAL INTELLECTUAL PROPERTY, LLC
Attorneys for Applicant

By: 

Robert J. Veal, Esq.
11555 Medlock Bridge Rd. Ste. 100
Johns Creek, Georgia 30097-3200
(678) 653-4758

CONSENTED TO:

COWAN, LIEBOWITZ & LATMAN, P.C.
Attorneys for Opposer

By: 

Mary L. Kevlin, Esq.
Don M. Obert, Esq.
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212-790-9200

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on March 24, 2015, I caused a true and correct copy of the foregoing Motion on Consent to Amend Application and, if Accepted, to Withdraw the Opposition On Consent to be sent via First Class Mail, postage prepaid, to Applicant's Attorney of Record, Robert J. Veal, Esq., Veal Intellectual Property, LLC, 11555 Medlock Bridge Rd. Ste. 100, Johns Creek, Georgia 30097-3200.

By: 

Don M. Obert