

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

VW

Mailed: November 23, 2014

Opposition No. 91216189

ClearOne, Inc.

v.

Verident, LLC dba  
Thinktastic Software

Cheryl S. Goodman, Administrative Trademark Judge:

On October 3, 2014, applicant filed a proposed amendment to its involved application Serial No. 85901105, with opposer's consent. By the proposed amendment, applicant seeks to amend the identification of goods in International Classes 9 and 42 to delete the following struck language and add the following bold type font underlined language:

**International Class 9**

Computer application software for mobile phones, laptops and desktops, namely, software for transferring, transforming, distributing, and sharing data, documents, files, information, text, photos, images, graphics, music, audio, video, and multimedia content with other connected agents via networks, mobile devices, and other communications channels; Computer software ~~and hardware~~ for enabling **browser-based** real-time communication, collaboration, management and distribution of multimedia content, integration with web portals, distributed data and content management, document transformation, and content distribution; Computer software for the collection, editing, organizing, modifying, book marking, transmission, storage and sharing of data and information; Computer software for use in the encryption and decryption of digital files, including audio, video,

text, binary, still images, graphics and multimedia files; Computer software that provides real-time, integrated business management intelligence by combining information from various databases and presenting it in an easy-to-understand user interface; Downloadable cloud computer software for use by a team to share and edit content; Downloadable computer software for use by a team to share and edit content; Enterprise software in the nature of a database for non-transactional data and a search engine for database content; Web site development software.

**International Class 42**

Providing on-line non-downloadable software for online **browser-based** real-time communication for work group collaboration.

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

If the amendments resolve this proceeding, opposer is allowed until **THIRTY (30) DAYS** from the mailing date of this order to file a withdrawal of the opposition, and applicant is allow the same **THIRTY (30) DAYS** in which to inform the Board whether applicant wishes to withdraw or continue the counterclaim, 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. Proceedings are otherwise **SUSPENDED**.