

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

VV

Mailed: December 11, 2015

Opposition No. 91218632

Clontech Laboratories, Inc.

v.

Merck KGAA

Benjamin U. Okeke, Interlocutory Attorney:

On December 2, 2015, Applicant filed a proposed amendment to its application Serial No. 85868160, with Opposer's consent.

By the proposed amendment Applicant seeks to amend the identification of goods in International Class 1 by adding the following underlined wording:

Chemicals used in industry and science; assays and reagents for genetic research; chemical test kits for genetic research for laboratory or research use; biochemical reagents commonly known as probes and detection probes for detecting RNA; all of the aforementioned goods excluding, and not for use with, reagents for use in initial strands synthesis from an RNA or a DNA template using a reverse transcriptase.

Inasmuch as the amendment is clearly limiting in nature as required by Trademark Rule 2.71(a), and because Opposer consents, the amendment is **APPROVED** and **ENTERED**. See Trademark Rule 2.133(a).

If the amendment resolves this proceeding, Opposer is allowed until **THIRTY DAYS** from the mailing date of this order to file a withdrawal of the opposition, 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. The proceeding is otherwise **SUSPENDED**.