

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
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Mailed: April 20, 2016

Opposition No. 91219703

3M Company

v.

Alexso, Inc.

By the Trademark Trial and Appeal Board:

On April 4, 2016, Applicant filed a proposed amendment to its application Serial No. 86228838, with Opposer's written consent and the parties' stipulation to dismiss the opposition, contingent on the Board's entry of the amendment.

By the proposed amendment Applicant seeks to change the identification of goods and services by deleting Class 5 from the application.

In an opposition to an application having multiple classes, if the Applicant files a request to amend the application to delete an opposed class, the request for amendment is, in effect, an abandonment of the application with respect to that class, and is governed by Trademark Rule 2.135.

Inasmuch as the amendment is clearly limiting in nature as required by Trademark Rule 2.71(b), and because Opposer consents thereto, it is approved and entered. *See* Trademark Rule 2.133(a).

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Application Serial No. 86228838 stands abandoned with respect to Class 5, and the opposition is dismissed without prejudice with respect to Class 5 in the involved application. *See* Trademark Rules 2.106(c) and 2.135.

The contingency in the parties' stipulation having now been met, the opposition is dismissed in accordance with the agreement between the parties.

The application will move forward in the remaining class.