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

Proceeding	91220185
Party	Defendant Be Powerful, LLC
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Signature	/John Carey/
Date	12/16/2015
Attachments	2015-12-16 Motion to Amend the 1MR VORTEX Application.pdf(90275 bytes)

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

In the matter of Trademark
Application Serial No. 86/076,649
Mark: 1MR VORTEX
Filing Date: September 27, 2013
Published for Opposition: December 16, 2014

VERTEX PHARMACEUTICALS, Inc.,

Opposer,

v.

Opposition No. 91220185

BE POWERFUL, LLC

Applicant.

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APPLICANT’S MOTION TO AMEND
APPLICANT’S TRADEMARK APPLICATION

Applicant, Be Powerful, LLC (“Applicant”), by and through its undersigned counsel, Carey Rodriguez O’Keefe Milian Gonya, LLP, hereby amends Trademark Application Serial No. 86/076,649 to limit the description of goods to be: “dietary and nutritional supplements for increasing physical strength, losing weight or enhancing athletic performance”. Opposer Vertex Pharmaceuticals, Inc.’s (“Opposer”) has granted explicit consent to this amendment pursuant to the Settlement Agreement, dated December 2, 2015.

Dated: December 16, 2015

By: /s/ John C. Carey
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CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing **APPLICANT'S MOTION TO AMEND APPLICATION TRADEMARK APPLICATION** was served via email to counsel of record:

Lisa M. Tittlemore
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this 16th day of December 2015

By: /s/ Adam C. Underwood
Adam C. Underwood
Attorney for Applicant