

ESTTA Tracking number: **ESTTA694221**

Filing date: **09/08/2015**

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

Proceeding	91220531
Party	Defendant Garden Island Brewing Company, LLC
Correspondence Address	JOSEPH S CLEMENSEN GARDEN ISLAND BREWING COMPANY LLC 341A KAULANA RD KAPAA, HI 96746-1225 UNITED STATES joe@gardenislandbrewingco.com
Submission	Other Motions/Papers
Filer's Name	Joseph Clemensen
Filer's e-mail	joe@gardenislandbrewingco.com
Signature	/Joseph Clemensen/
Date	09/08/2015
Attachments	86330407 Voluntary Amendment.pdf(9291 bytes)

Voluntary Amendment

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	86330407
LAW OFFICE ASSIGNED	LAW OFFICE 111
MARK SECTION	
MARK	http://tmng-al.uspto.gov/resting2/api/img/86330407/large
LITERAL ELEMENT	MAGIC DRAGON ALE
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
MARK STATEMENT	The mark consists of standard characters, without claim to any particular font style, size or color.
GOODS AND/OR SERVICES SECTION (current)	
INTERNATIONAL CLASS	032
DESCRIPTION	Beer, ale and lager
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 04/04/2014
FIRST USE IN COMMERCE DATE	At least as early as 07/07/2014
GOODS AND/OR SERVICES SECTION (proposed)	
INTERNATIONAL CLASS	032
TRACKED TEXT DESCRIPTION	
Beer, ale and lager ; Beer, ale and lager, excluding stout	
FINAL DESCRIPTION	Beer, ale and lager, excluding stout
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 04/04/2014
FIRST USE IN COMMERCE DATE	At least as early as 07/07/2014
SIGNATURE SECTION	
RESPONSE SIGNATURE	

RESPONSE SIGNATURE	/Joe Clemensen/
SIGNATORY'S NAME	Joseph Clemensen
SIGNATORY'S POSITION	Manager
SIGNATORY'S PHONE NUMBER	(808) 212-9226
DATE SIGNED	07/11/2015
AUTHORIZED SIGNATORY	YES
FILING INFORMATION SECTION	
SUBMIT DATE	Sat Jul 11 18:29:49 EDT 2015
TEAS STAMP	USPTO/PRA-24.165.50.77-20 150711182949520160-863304 07-540e68ed4d64e5a154c90b f73626c3d326c5381dea53995 e428db4827be8991-N/A-N/A- 20150711181906858547

PTO Form 1966 (Rev 5/2006)
OMB No. 0651-0050 (Exp. 07/31/2017)

Voluntary Amendment

To the Commissioner for Trademarks:

Application serial no. **86330407** MAGIC DRAGON ALE(Standard Characters, see <http://tmng-al.uspto.gov/resting2/api/img/86330407/large>) has been amended as follows:

CLASSIFICATION AND LISTING OF GOODS/SERVICES

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 032 for Beer, ale and lager

Original Filing Basis:

Filing Basis: Section 1(a), Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended. The mark was first used at least as early as 04/04/2014 and first used in commerce at least as early as 07/07/2014 , and is now in use in such commerce.

Proposed:

Tracked Text Description: ~~Beer, ale and lager~~; [Beer, ale and lager, excluding stout](#)

Class 032 for Beer, ale and lager, excluding stout

Filing Basis: Section 1(a), Use in Commerce: The applicant is using the mark in commerce, or the applicant's related company or licensee is using the mark in commerce, on or in connection with the

identified goods and/or services. 15 U.S.C. Section 1051(a), as amended. The mark was first used at least as early as 04/04/2014 and first used in commerce at least as early as 07/07/2014 , and is now in use in such commerce.

SIGNATURE(S)

Voluntary Amendment Signature

Signature: /Joe Clemensen/ Date: 07/11/2015

Signatory's Name: Joseph Clemensen

Signatory's Position: Manager

Signatory's Phone Number: (808) 212-9226

The signatory has confirmed that he/she is not represented by either an authorized attorney or Canadian attorney/agent, and that he/she is either: (1) the applicant ; or (2) a person(s) with legal authority to bind the applicant; and if an authorized U.S. attorney or Canadian attorney/agent previously represented him/her in this matter, either he/she has filed a signed revocation of power of attorney with the USPTO or the USPTO has granted the request of his/her prior representative to withdraw.

Serial Number: 86330407

Internet Transmission Date: Sat Jul 11 18:29:49 EDT 2015

TEAS Stamp: USPTO/PRA-24.165.50.77-20150711182949520

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6c3d326c5381dea53995e428db4827be8991-N/A

-N/A-20150711181906858547