

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

AM/wbc

Mailed: December 12, 2015

Opposition No. 91221349

Turn Key Wine Brands LLC

v.

Fireside Cider Co. LLC

Wendy Boldt Cohen, Interlocutory Attorney:

On December 2, 105, Applicant filed a proposed amendment to its application Serial No. 86400459, with Opposer's consent.¹

By the proposed amendment applicant seeks to amend the identification of good from

"Alcoholic beverages containing fruit; Alcoholic beverages except beers; Alcoholic beverages of fruit; Alcoholic carbonated beverages, except beer; Hard cider" to

"Alcoholic beverages containing fruit, except beers and wines; Alcoholic carbonated beverages, except beer and wines; Hard cider."

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

¹ Applicant's amendment does not indicate proof of service of a copy of same on counsel for opposer, as required by Trademark Rule 2.119. A copy of the amendment can be viewed using TTABVue at <http://ttabvue.uspto.gov>.

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.

Proceedings are otherwise suspended.