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

Proceeding	91222163
Party	Defendant Aktiebolaget SKF
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Submission	Motion to Amend Application
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Date	03/29/2016
Attachments	Consented Motion to Amend Application (Opp. No. 91222163).pdf(9914 bytes)

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

Solar Turbines, Incorporated,)
)
) Opposer,)
)
) Opposition No. 91222163
)
Aktiebolaget SKF,) Application No. 79/138,749
)
) Applicant.)

CONSENTED MOTION TO AMEND APPLICATION

Responsive to the Board's Order dated March 7, 2016 and pursuant to TBMP Section 514, Applicant requests the identification of goods and services for the above-identified application be amended as set forth below. As requested in the Board Order, Applicant is providing another version of the proposed amended wording for class 7. Applicant also sets forth the class 9 and 42 wording the prior Order indicated should be acceptable. The description of goods and services presently reads as follows:

Class 7: Bearings as part of machines; machine parts, namely, bearing housings;

Class 9: Instruments and equipment for detecting, sensing, measuring, monitoring and controlling of bearings and housings or any industrial rotating machinery as well as computer operating software for the aforesaid goods; and

Class 42: Technological consulting and advisory services for detecting, sensing, measuring, monitoring and controlling of bearings and housings or any industrial rotating machinery as well as prediction of maintenance and life prognoses for bearings and housings.

Applicant, through its attorneys, seeks to further amend the identification of goods and services in the above-identified application. The amended identification of goods and services shall read as follows in the redlined version below and the final proposed amended version in Exhibit A:

Class 7: Bearings as parts of machines, all of the foregoing specifically intended for rolling element bearing applications except for use in connection with gas turbines and gas turbine applications, and except for use in connection with electric motor driven or gas turbine driven compressor packages applied in the oil and gas industry; machine parts, namely, bearing housings, all of the foregoing specifically intended for rolling element bearing applications except for use in connection with gas turbines and gas turbine applications, and except for use in connection with electric motor driven or gas turbine driven compressor packages applied in the oil and gas industry;

Class 9: Instruments ~~and~~, equipment, and computer operating software for detecting, sensing, measuring, monitoring and controlling of bearings ~~and~~, housings ~~or any industrial rotating machines as well as~~, fans, blowers, spindles, drivelines, axles, rollers, conveyors, and couplings, all of the foregoing specifically intended for rolling element bearing applications except for use in connection with gas turbines and gas turbine applications, and except for use in connection with electric motor driven or gas turbine driven compressor packages applied in the oil and gas industry ~~for the aforesaid goods~~; and

Class 42: Technological consulting and advisory services for detecting, sensing, measuring, monitoring and controlling of bearings ~~and~~, housings ~~or any industrial rotating machinery~~, fans, blowers, spindles, drivelines, axles, rollers, conveyors, and couplings as well as prediction of maintenance and life prognoses for bearings ~~and~~, housings, fans, blowers, spindles, drivelines, axles, rollers, conveyors, and couplings, all of the foregoing specifically intended for rolling element bearing applications except for use in connection with gas turbines and gas turbine applications, and except for use in connection with electric motor driven or gas turbine driven compressor packages applied in the oil and gas industry.

Applicant further confirms that the wording that is “added” to the description of goods and services, as indicated by underlining, is within the scope of the initial wording and is intended to be limiting and is permissible under the Trademark Rules. All of the revisions to the goods and services are thus within the scope of the initial wording.

This amendment is filed with the written consent of Opposer, Solar Turbines Inc., by its attorney Christopher P. Foley, Esq., pursuant to the terms of a Settlement Agreement reached between the parties in these proceedings. Counsel for both parties respectfully submits the amended wording should be accepted by the Board and counsel is available to discuss via telephone if desired by the Board.

Although it is believed no fee is due, any further fee that is due can be charged to Deposit Account No. 04-2223 to process this amendment.

The undersigned being warned that willful false statements and the like so made are punishable by fine or imprisonment or both, under 18 U.S.C. 1001, and that such willful false statements and the like may jeopardize the validity of the registration or this document, declares all statements made of his/her own knowledge are true; and all statements made on information and belief are believed to be true.

Respectfully submitted,

AKTIEBOLAGET SKF

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Date: March 29, 2016

EXHIBIT A

Class 7: Bearings as parts of machines, all of the foregoing specifically intended for rolling element bearing applications except for use in connection with gas turbines and gas turbine applications, and except for use in connection with electric motor driven or gas turbine driven compressor packages applied in the oil and gas industry; machine parts, namely, bearing housings, all of the foregoing specifically intended for rolling element bearing applications except for use in connection with gas turbines and gas turbine applications, and except for use in connection with electric motor driven or gas turbine driven compressor packages applied in the oil and gas industry;

Class 9: Instruments, equipment, and computer operating software for detecting, sensing, measuring, monitoring and controlling of bearings, housings, fans, blowers, spindles, drivelines, axles, rollers, conveyors, and couplings, all of the foregoing specifically intended for rolling element bearing applications except for use in connection with gas turbines and gas turbine applications, and except for use in connection with electric motor driven or gas turbine driven compressor packages applied in the oil and gas industry; and

Class 42: Technological consulting and advisory services for detecting, sensing, measuring, monitoring and controlling of bearings, housings, fans, blowers, spindles, drivelines, axles, rollers, conveyors, and couplings as well as prediction of maintenance and life prognoses for bearings, housings, fans, blowers, spindles, drivelines, axles, rollers, conveyors, and couplings, all of the foregoing specifically intended for rolling element bearing applications except for use in connection with gas turbines and gas turbine applications, and except for use in connection with electric motor driven or gas turbine driven compressor packages applied in the oil and gas industry.

CERTIFICATE OF SERVICE

I hereby certify that on this 29th day of March, 2016, the foregoing Consented Motion to Amend Application was served, by mailing same first class and postage prepaid, with a courtesy copy by e-mail, to the following:

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/Jennifer Fraser/