

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

nmt

Mailed: June 16, 2016

Opposition No. 91222960

*University of South Carolina*

*v.*

*Heckler & Koch GmbH*

Opposition No. 91222961

*University of Southern California*

*v.*

*Heckler & Koch GmbH*

**Andrew P. Baxley, Interlocutory Attorney:**

Applicant's involved application Serial No. 79150583 is the subject of both of the above-captioned opposition proceedings. On May 31, 2016, Applicant filed a renewed proposed amendment to that application, with the consent of both Opposers.

By the proposed amendment, Applicant seeks to amend the identification of goods in International Class 13 and 28 as follows.

**International Class 13**

from

Firearms; ammunition and projectiles; explosives; fireworks; air pistol weapons; air gun weapons; stun guns; soft-air-weapons, namely, air rifles, air pistols

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to

Firearms; ammunition and projectiles; explosives; fireworks; air pistol weapons; air gun weapons; stun guns; soft-air-weapons, namely, air rifles, air pistols, sold either through distributors and retailers authorized by the trademark owner or sold by the trademark owner directly to military and law enforcement agencies.

**International Class 28**

from

Toy weapons; toy air pistols; toy air guns; toy pistols; toy paintball guns

to

Toy weapons, namely replicas of the trademark owner's weapons.

The amendment is limiting in nature as required by Trademark Rule 2.71(a), and both Opposers consent thereto. Accordingly, the amendment is approved and entered. *See* Trademark Rule 2.133(a).

If the amendment resolves this proceeding, each Opposer should withdraw its opposition within thirty days from the mailing date set forth in this order, failing which one or both oppositions will go forward on the application as amended. *See* Trademark Rule 2.106(c). Proceedings are otherwise suspended.