

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
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ey/apb

Mailed: October 20, 2015

Opposition No. 91223904

*Actelion Pharmaceuticals Ltd*

*v.*

*Eli Lilly and Company*

**By the Trademark Trial and Appeal Board:**

On October 15, 2015, Opposer filed the parties' stipulation to the amendment of involved application Serial No. 86430015 and the withdrawal of the opposition with prejudice upon entry of the amendment.<sup>1</sup> By the proposed amendment, the parties seek to amend the identification of goods **from:**

Pharmaceutical preparations, namely, pharmaceutical preparations for the treatment of alcohol use disorders, Alzheimer's, anxiety disorders, atherosclerosis, autoimmune diseases and disorders, blood disorders, bone and skeletal diseases and disorders, cancer, cardiovascular diseases, central nervous system diseases and disorders, cholesterol disorders, cystic fibrosis, dementia, dermatological diseases and disorders, diabetes, dyslipidemia, endocrine diseases and disorders, gastrointestinal diseases and disorders, hormonal diseases and disorders, inflammation and inflammatory diseases and disorders, kidney diseases and disorders, liver diseases and disorders, metabolic diseases and disorders, migraines, muscle diseases and disorders, neurodegenerative diseases and disorders, neurological disorders, pain, pancreatic diseases and disorders, Parkinson's disease, psychiatric disorders, reproductive system diseases and disorders, sleep disorders, urological disorders; antidepressants; Diagnostic agents and substances for medical

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<sup>1</sup> Applicant's attorney's appearance by way of such stipulation is noted and entered. See TBMP §§ 114.03, 117.01.

purposes; radiopharmaceutical diagnostic preparations for use in the diagnosis of neurodegenerative diseases.

**to:**

Pharmaceutical preparations, namely, pharmaceutical preparations for the treatment of cancer.

The amendment is limiting in nature, as required by Trademark Rule 2.71(a).

Because Opposer consents thereto, the amendment is approved and entered. *See* Trademark Rule 2.133(a). In view of such entry, the opposition is dismissed with prejudice.