

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
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VV

Mailed: December 11, 2015

Opposition No. 91224733

*A & V 2000 Inc*

*v.*

*YM Entertainment LLC*

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

On December 3, 2015, Applicant filed a proposed amendment to its application Serial No. 86466453, with Opposer's consent.<sup>1</sup>

By the proposed amendment, Applicant seeks to amend the identification of goods in International Class 30 of the involved application as follows:<sup>2</sup>

From

"Allspice; Almond paste; Baking powder; Baking soda; Biscuits; Bread; Bread rolls; Breakfast cereals; Cake batter; Cake doughs; Cake frosting; Cake icing; Cake mixes; Cakes; Candy; Caramels; Cereal bars; Cereal-based snack foods; Cheeseburger sandwiches; Chewing gum; Chocolate; Chocolate mousse; Chocolate-based beverages; Chow chow; Cinnamon; Cocoa; Cocoa beverages with milk; Cocoa-based beverages; Coffee; Coffee beverages with milk; Coffee-based beverage containing milk; Confectionery chips for baking; Confectionery made of sugar; Confectionery, namely, pastilles; Cookies; Cooking salt; Crackers; Dessert mousse; Flavored and sweetened gelatins; Flavorings; Fondants; Frozen confectionery; Frozen yogurt; Granola; High-protein cereal bars; Honey; Ice cream; Iced tea; Ketchup; Macaroni; Macaroons; Mayonnaise; Muesli; Mustard; Natural sweetener; Non-medicated lozenges; Noodle-based prepared meals; Noodles; Pancake mixes; Pancakes; Pasta sauce; Pastries; Pies; Pizza; Popcorn; Pralines; Processed

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<sup>1</sup> Applicant's change of correspondence address (filed November 25, 2015) is noted and entered.

<sup>2</sup> The line-through wordings represent the proposed amendment.

grains; Processed oats; Puddings; Quiche; Ravioli; Ready-to-eat cereals; Roasted corn; Rolled oats; Salad dressings; Sandwiches; Sauces; Sesame sticks; Sorbets; Spaghetti; Spices; Steel cut oats; Sugar; Sushi; Tabbouleh; Tarts; Tea; Tea-based beverages; Tomato sauce; Vanilla; Vanilla flavorings; Vermicelli; Vinegar; Waffles

To

Allspice; Almond paste; Baking powder; Baking soda; Biscuits; Bread; Bread rolls; ~~Breakfast cereals~~; Cake batter; Cake doughs; Cake frosting; Cake icing; Cake mixes; Cakes; Candy; Caramels; ~~Cereal bars~~; ~~Cereal based snack foods~~; Cheeseburger sandwiches; Chewing gum; Chocolate; Chocolate mousse; Chocolate-based beverages; Chow chow; Cinnamon; Cocoa; Cocoa beverages with milk; Cocoa-based beverages; Coffee; Coffee beverages with milk; Coffee-based beverage containing milk; Confectionery chips for baking; Confectionery made of sugar; Confectionery, namely, pastilles; Cookies; Cooking salt; Crackers; Dessert mousse; Flavored and sweetened gelatins; Flavorings; Fondants; Frozen confectionery; Frozen yogurt; ~~Granola~~; ~~High-protein cereal bars~~; Honey; Ice cream; Iced tea; Ketchup; Macaroni; Macaroons; Mayonnaise; ~~Muesli~~; Mustard; Natural sweetener; Non-medicated lozenges; Noodle-based prepared meals; Noodles; Pancake mixes; Pancakes; Pasta sauce; Pastries; Pies; Pizza; Popcorn; Pralines; ~~Processed grains~~; ~~Processed oats~~; Puddings; Quiche; Ravioli; Ready-to-eat cereals; Roasted corn; ~~Rolled oats~~; Salad dressings; Sandwiches; Sauces; Sesame sticks; Sorbets; Spaghetti; Spices; ~~Steel cut oats~~; Sugar; Sushi; Tabbouleh; Tarts; Tea; Tea-based beverages; Tomato sauce; Vanilla; Vanilla flavorings; Vermicelli; Vinegar; Waffles.”

The amendment is clearly 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).

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). Proceedings are otherwise suspended.