

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

Mailed: April 19, 2016

Opposition No. 91224781

*Birchbox, Inc.*

*v.*

*BirdieBox, LLC*

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

On April 13, 2016, Applicant filed the parties' stipulation to the amendment of its involved application Serial No. 86164031 and the withdrawal of the opposition with prejudice upon entry of the amendment.

By the proposed amendment, Applicant seeks to delete the wording "golf lifestyle products" from throughout the recitation of services in International Class 35.<sup>1</sup> As amended, the recitation in that class would read as follows:

On-line retail store services in the field of golf; consumer subscription services in the field of golf; promoting the goods and services of others by providing a web site featuring information, reviews and advice about products, discounts and coupons, and links to the web sites of others, all in the field of golf; providing commercial information regarding customer preferences and product usage concerning golf; merchandising services for assembling pre-packaged gift boxes provided to attendees or participants at golf tournaments and corporate events

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<sup>1</sup> The goods in International Class 28 remain unchanged.

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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.