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

Proceeding	91224861
Party	Defendant Evoxe Laboratories, LLC
Correspondence Address	LILLIAN TAYLOR STAJNBAHER LERNER GREENBERG STEMER LLP PO BOX 2480 HOLLYWOOD, FL 33022-2480 UNITED STATES
Submission	Other Motions/Papers
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Date	02/22/2016
Attachments	ltst-t-10414-EVOKE-Mn for Amendment.pdf(35392 bytes )

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

Nicopure Labs, LLC ,

Petitioner,

v.

Evoxe Laboratories, LLC

Registrant/Respondent

**Motion to Amend  
Identification of Goods  
37 CFR § 2.133, TBMP 514.1**

**No. 91224861**

Mark: EVOXE

Serial. No. 86/641,664

Appl. Date: May 26, 2015

Sir:

Code of Federal Regulations Title 37, Section 2.133(a), provides that with the consent of a Petitioner and upon approval of the Trademark Trial and Appeal Board (TTAB), an application may be amended.

As the parties have entered into a co-existence agreement providing for amendment of the identification of goods in Serial No. 86/641,664 as follows:

Deletion of: *Electronic cigarette liquid (e-liquid) comprised of flavorings in liquid form used to refill electronic cigarette cartridges; Cartridges sold filled with vegetable glycerin for electronic cigarettes;*

Amendment of remaining goods to: *Filled mechanical electronic cigarettes not containing tobacco flavor or nicotine;*

Respondent hereby requests that the TTAB institute the agreed amendment.

Respectfully submitted,

/Lillian Taylor Stajnbaher/LTHS/022216/

By: \_\_\_\_\_  
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Attorneys for Respondent

Dated: February 22, 2016

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

Nicopure Labs, LLC ,

Petitioner,

v.

Evoxe Laboratories, LLC

Registrant/Respondent

**Proof of Service of Motion to  
Amend Identification of Goods  
37 CFR § 2.133, TBMP 514.1**

**No. 91224861**

Mark: EVOXE

Serial. No. 86/641,664

Appl. Date: May 26, 2015

**CERTIFICATE OF SERVICE OF MOTION TO AMEND**

The undersigned hereby certifies that a copy of the foregoing Motion to Amend Identification of Goods has been served on this 22Nd day of February, 2016, by email and First Class Mail on Registrant and to its counsel of record, at their addresses of record:

Omari Sinclair [osinclair@halocigs.com]

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Respectfully submitted,  
For Lerner Greenberg Stemer LLP

/LILLIAN TAYLOR STAJNBAHER/LTHS/022216/

By: \_\_\_\_\_

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