

ESTTA Tracking number: **ESTTA714865**

Filing date: **12/16/2015**

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

Proceeding	91225307
Party	Defendant LUV Ice Cream
Correspondence Address	LUV ICE CREAM 13201 Ozark Trl N Stillwater, MN 55082-9550  ilya@luvicescream.com
Submission	Motion to Amend Application
Filer's Name	Ilya Gorodisher
Filer's e-mail	ilya@luvicescream.com, gorodisher@hotmail.com
Signature	/Ilya Gorodisher/
Date	12/16/2015
Attachments	86572197-Amend.pdf(341984 bytes ) 86572197-Amend-p2.pdf(130337 bytes ) 86572197-Amend-p3.pdf(166500 bytes )

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

Mary's Gone Crackers, Inc.

Opposer,

v.

LUV Ice Cream,

Applicant.

Application Ser. No. 86,572/197

Opposition No. 91225307

**MOTION TO AMEND APPLICATION WITH CONSENT**

With consent from Opposer Mary's Gone Crackers, Inc., and pursuant to 37 CFR § 2.133(a), Applicant LUV Ice Cream hereby submits this Motion to Amend.

LUV Ice Cream respectfully requests that the description of goods for International Class 30 in Application Serial No. 86,572/197 be amended to exclude cookies, reading as follows:

Gluten-free desserts, namely, no-sugar-added dairy ice creams;  
non-dairy no-sugar-added frozen confections; no-sugar-added  
chocolates and candy bars; sugar-free and no-sugar-added candies,  
no-sugar-added bakery desserts, excluding cookies

Applicant respectfully requests that the Board grant this motion and that Application Serial No. 86,572/197 be amended accordingly.

Respectfully submitted,

Dated: December 16, 2015

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

Ilya Gorodisher  
LUV Ice Cream

**CONSENT**

Opposer Mary's Gone Crackers, Inc. hereby consents to LUV Ice Cream's Motion to Amend With Consent as set forth above.

Respectfully submitted,

Dated: December 11, 2015

By: /Anna Raimer/

Anna E. Raimer

JONES DAY

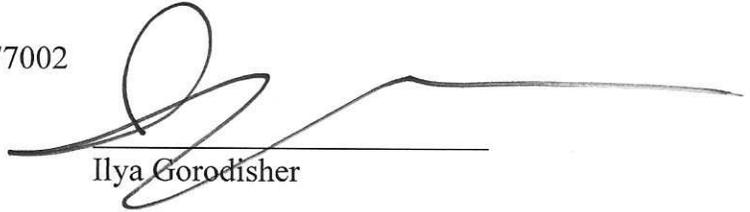
717 Texas Ave Suite 3300

Houston, TX 77002

**CERTIFICATE OF SERVICE**

It is hereby certified that a true and complete copy of the foregoing document entitled Motion to Amend Application With Consent has been served upon Opposer by mailing said copy on December 16, 2015, via First Class Mail, postage prepaid to:

ANNA E RAIMER  
JONES DAY  
717 TEXAS, SUITE 3300  
HOUSTON TX UNITED STATES, 77002



Ilya Gorodisher