

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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jmw/MCF

Mailed: April 7, 2016

Opposition No. 91225969

Edgewell Personal Care Brands, LLC

v.

Prolitec Inc.

By the Trademark Trial and Appeal Board:

On March 11, 2016, Applicant filed the parties' stipulated proposed amendment to its application Serial No. 86530176 and Opposer's withdrawal of the opposition, with prejudice contingent upon entry of the amendment.

By the proposed amendment Applicant seeks to amend the identification of goods in International Class 11 as follows:¹

From: "dispensing units for ~~air fresheners~~"

To: "**electric scent dispensing units for discharging a nebulized compound from a liquid source to introduce scents into the surrounding environment, and not for air filtration or use in connection with receptacles for temporarily storing soiled matter**"

¹ The bolded language constitutes Applicant's proposed amendment.

Inasmuch as the amendment is clearly limiting in nature as required by Trademark Rule 2.71(a), and because Opposer consents thereto, the amendment is approved and entered. *See* Trademark Rule 2.133(a).

The contingency in Opposer's withdrawal having now been met, the opposition is dismissed with prejudice in accordance with the agreement between the parties.
