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

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|------------------------|--|
| Proceeding | 91227566 |
| Party | Defendant Clique Media, Inc. |
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| Date | 09/09/2016 |
| Attachments | 69922.00003 - Post Pub Amendment.pdf(179449 bytes) |

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

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|-----------------------------|---|-------------------------|
| In re Application for: |) | |
| CMG Clique Media Group Inc. |) | Opposition No. 91227566 |
| Serial No.: 86/464,842 |) | |
| Filed: November 25, 2014 |) | |
| Mark: MINED |) | |

POST PUBLICATION AMENDMENT

Commissioner for Trademarks
P.O. Box 1451
Alexandria, Virginia 22313-1451

Dear Sir/Madam:

A settlement has been agreed upon by the Applicant and the Opposer in Opposition No. 91227566. The settlement requires the Applicant to amend the identification of goods in International Class 9 and the recitation of services in International Class 35. At such time that the amendments below are accepted by the PTO, the Opposer will withdraw the subject Opposition with prejudice. To that end, the parties respectfully request that the following amendments be entered expeditiously.

AMENDMENT

Please amend the identification of goods in International Class 9 to reflect the following:

“Downloadable mobile applications for portable handheld devices featuring software for promoting consumer goods and services of others in the fields of clothing, footwear, fashion accessories,

beauty products, home goods, sporting goods, baby products, child products, pet products and consumer electronics by featuring links to such goods and services; downloadable mobile applications for portable handheld devices for arranging for the same day delivery to a consumer of consumer items purchased online over a global computer network by the consumer ; said consumer goods and services of others and said consumer items expressly excluding pre-recorded digital media and downloadable digital products and services for marketing and delivering pre-recorded digital media and downloadable digital products,” in International Class 9.

Please amend the recitation of services in International Class 35 to reflect the following:

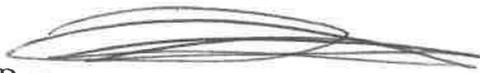
“On-line retail store services featuring clothing, footwear, fashion accessories, beauty products, home goods, sporting goods, baby products, child products, pet products and consumer electronics, expressly excluding pre-recorded digital media and downloadable digital products; promoting consumer goods and services of others in the fields of clothing, footwear, fashion accessories, beauty products, home goods, sporting goods, baby products, child products, pet products and consumer electronics by providing hypertext links to the web sites of others, namely, providing a website featuring and linking to websites featuring such goods and services of others; promoting consumer goods and services of others in the fields of clothing, footwear, fashion accessories, beauty products, home goods, sporting goods, baby products, child products, pet products and consumer electronics by providing a website featuring product reviews and recommendations and links to the websites of others; promoting consumer goods and services of others in the fields of clothing, footwear, fashion accessories, beauty products, home goods, sporting goods, baby products, child products, pet products and consumer electronics by providing web-based links for use by affiliates to promote the sale of such goods of others ; said consumer goods and services of others expressly excluding pre-recorded digital media and downloadable digital products and services for marketing and delivering pre-recorded digital media and downloadable digital products,” in International Class 35;

As the amendments are clearly limiting in nature, the Applicant submits that the proposed amendments are acceptable. Applicant specifically notes that the recitations of services in International Classes 39 and 45 remain intact.

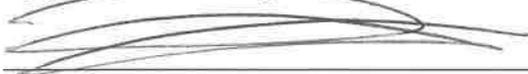
If the Examining Attorney has any questions or requires additional information, please contact the undersigned attorney.

Respectfully submitted,

Dated: September 9, 2016


By: _____
Dax Alvarez

I hereby certify that this correspondence is being transmitted electronically to the United States Patent and Trademark Office before the Trademark Trial and Appeal Board on September 9, 2016.



Dax Alvarez

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document entitled:

POST PUBLICATION AMENDMENT

was served on counsel for Applicant via e-mail addressed as follows:

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Executed on September 9, 2016, at Los Angeles, California.


Jennifer Lynn Peterson