

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Tyson

Mailed: January 5, 2007

Cancellation No. 92046165

Crescendo Systems
Corporation

v.

Digiscribe International LLC

Peter Cataldo, Administrative Trademark Judge:

On December 21, 2006, the parties filed registrant's proposed amendment to its Registration No. 2862156, with petitioner's consent, and petitioner's withdrawal of the petition to cancel, contingent upon entry of the amendment.

By the proposed amendment registrant seeks to change the identification of services **from** "DOCUMENT AND BUSINESS INFORMATION MANAGEMENT SERVICES FOR OTHERS, NAMELY, DOCUMENT SCANNING, DOCUMENT INDEXING, FULL-TEXT OPTICAL CHARACTER RECOGNITION, AND VOICE TRANSCRIPTION SERVICES " to "DOCUMENT AND BUSINESS INFORMATION MANAGEMENT SERVICES FOR OTHERS, NAMELY, DOCUMENT SCANNING, DOCUMENT INDEXING, FULL-TEXT OPTICAL CHARACTER RECOGNITION" in International Class 35. The recited services in International Class 42 remain unchanged.

Inasmuch as the amendment complies with all of the procedural requirements of Trademark Rule 2.173, it is clearly limiting in nature, and petitioner consents thereto, it is approved. See Trademark Rule 2.133(a).

The registration file will be forwarded to the Post Registration Branch of this Office for appropriate action in accordance with Section 7(e) of the Trademark Act.

The contingency in petitioner's withdrawal having now been met, the petition to cancel is dismissed in accordance with the agreement between the parties.

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