

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

Mailed: February 3, 2011

Cancellation No. 92052392
Cancellation No. 92052394
Cancellation No. 92052396
Cancellation No. 92052398
Cancellation No. 92052400
Cancellation No. 92052402

Under Armour, Inc.

v.

Emory L. Williams

By the Trademark Trial and Appeal Board:

On September 10, 2010, respondent, Mr. Emory L. Williams, filed a revocation of power of attorney and change of correspondence address. Respondent's revocation of power of attorney is noted and accepted. In view thereof, the Law Offices of Bin Li no longer represents respondent in this proceeding inasmuch as respondent has indicated that he wishes to represent himself in this case. Board records have been updated accordingly to reflect that respondent is representing himself.

On September 17, 2010, the parties filed respondent's proposed amendments to the subject registrations of Cancellation Nos. 92052392, 92052394, 92052396, 92052400 and

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Cancellation No. 92052400
Cancellation No. 92052402

92052402, with petitioner's consent, and petitioner's withdrawal with prejudice of the petitions to cancel in each of these consolidated proceedings, contingent upon entry of the amendments.¹ Respondent has submitted the appropriate fees for the requested amendments.

By the proposed amendment registrant seeks to change the following identifications:

Cancellation No. 92052392 - Reg. No. 3701324

Class 14 Identification

from: **"Clocks and watches; Mechanical and automatic watches; Parts for watches; Pocket watches; Stop watches."**

to: **"watches and stop watches."**

Cancellation No. 92052394 - Reg. No. 3780641

Class 25 Identification

from: **"Athletic shoes; Baseball shoes; Football shoes; Golf shoes; Gymnastic shoes; Hockey shoes; Insoles; Leather shoes; Rugby shoes; Running shoes; Soccer shoes; Tennis shoes; Track and field shoes; Training shoes; Volleyball shoes."**

¹ The Board notes that the parties do not seek to amend the identification of goods of the subject registration in Cancellation No. 92052398, i.e., Registration No. 3388592. However, the Board further notes that petitioner agrees to dismiss Cancellation No. 92052398 with prejudice contingent upon the Board's approval of the amendments submitted in connection with the remaining proceedings in this consolidated case.

Cancellation No. 92052392
Cancellation No. 92052394
Cancellation No. 92052396
Cancellation No. 92052398
Cancellation No. 92052400
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to: "athletic shoes"

Cancellation No. 92052396 - Reg. No. 3103650

Class 25 Identification

from: "Clothing, namely-- T-shirts, pants, sweatpants, sweatshirts, jackets, shorts and hats."

to: "T-shirts, pants, shorts and hats."

Cancellation No. 92052400 - Reg. No. 3701257

Class 28 Identification

from: "Balls for sports; Basket balls; Bocce balls; Bowling balls; Cricket balls; Exercise balls; Field hockey balls; Foot balls; Golf balls; Hand balls; Platform tennis balls; Playground balls; Racket balls; Rugby balls; Soccer balls; Sport balls; Table tennis balls; Volley balls."

to: "Balls for sports, namely, basketballs, footballs, golf balls, and soccer balls."

Cancellation No. 92052402 - Reg. No. 3650989

Class 25 Identification

from: "Athletic apparel, namely, shirts, pants, jackets, footwear, hats and caps, athletic uniforms; Golf shirts; Hooded sweat shirts; Jogging pants; Polo shirts; Ski pants; Sport shirts; Sports pants; T-shirts."

to: "Athletic apparel, namely, shirts, pants, hats and caps; golf shirts; polo shirts; sport shirts; sports pants; and T-shirts."

Inasmuch as the aforementioned amendments comply with all of the procedural requirements of Trademark Rule 2.173, they

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are clearly limiting in nature, and petitioner consents thereto, they are approved. See Trademark Rule 2.133(a).

The amendments 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 petitions to cancel in Cancellation Nos. 92052392, 92052394, 92052396, 92052398, 92052400, and 92052402 are hereby dismissed with prejudice.

As a final matter, it appears that respondent has overpaid the required fees for the amendments approved herein. Accordingly, the overpaid fee in the amount of \$100.00 will be refunded to the deposit account of record in due course.