

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

csg/Am

Mailed: September 6, 2012

Opposition No. 91196567
Cancellation No. 92053065

Knock, inc.

v.

Pointy Heads LLC

Opposition No. 91196567

On August 9, 2012, the Board allowed applicant time to submit opposer's written consent to the abandonment of its Serial No. 77917961, filed July 31, 2012.

On August 24, 2012, applicant filed an abandonment of its application Serial No. 77917961, without prejudice, with opposer's written consent.

In view thereof, application Serial No. 77917961 stands abandoned, without prejudice, and the opposition is dismissed without prejudice.¹ See Trademark Rule 2.135.

¹ Opposer;s change of correspondence address, filed August 9, 2012 is noted and entered.

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On August 9, 2012, the Board allowed registrant time to submit the appropriate fee and declaration for its proposed amendment to its Registration No. 3804658, filed July 31, 2012.

On August 24, 2012, respondent filed a proposed amendment to its Registration No. 3804658, with petitioner's consent.

By the proposed amendment respondent seeks to change the identification of goods **from** "computer application software for mobile phones" **to** "computer application software for mobile phones, excluding advertising agency services."

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

If this resolves the dispute herein, petitioner is allowed until thirty days from the mailing date of this order to file a withdrawal of the petition to cancel, failing which the petition to cancel will go forward on the registration as amended. See Trademark Rule 2.114(c).

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