

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
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vv/coggins

Mailed: March 9, 2016

Opposition No. 91221733  
Cancellation No. 92061379

*Office of the Commissioner of Baseball*

*v.*

*Nakid Kickball and Social Club, Inc.*

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

On February 19, 2016, Opposer/Petitioner filed a revised, stipulated motion to amend subject application Serial No. 85928396 and subject Registration No. 4626437, and to contingently withdraw the combined opposition and cancellation proceeding without prejudice.

Application Serial No. 85928396

By the proposed amendment Applicant/Respondent seeks to amend the recitation of services in the referenced application as follows:

from:

Entertainment and recreational services, namely, organizing and conducting amateur athletic, physical and social activities, namely, kickball, indoor kickball, dodgeball, volleyball, basketball, bowling, flag football, bar sports in the nature of bar crawls, parlor games designed to be played in a bar, bar drinking and skills competitions, bocce, cornhole, beer pong, flip cup, beer bingo, parties, beverage brewing parties, and field trips in the nature of social events in the fields of scavenger hunts, tubing trips, wine festivals, movie screenings, all for social entertainment purposes; Entertainment services, namely,

participation in amateur athletic activities, namely, kickball, indoor kickball, dodgeball, volleyball, basketball, bowling, flag football, bocce, and cornhole;

to:

Entertainment and recreational services, namely, organizing and conducting, bar sports in the nature of bar crawls, parlor games designed to be played in a bar, bar drinking and skills competitions, beer pong, flip cup, beer bingo, parties, beverage brewing parties; all the foregoing not relating to baseball or softball or to a baseball or softball team, league, mascot or stadium.

Registration No. 4626437

By the proposed amendment Applicant/Respondent seeks to amend the recitation of services in the referenced registration as follows:

from:

Entertainment and recreational services, namely, organizing and conducting amateur athletic, physical and social activities, namely, kickball, indoor kickball, dodgeball, volleyball, basketball, bowling, flag football, bar sports in the nature of bar crawls, parlor games designed to be played in a bar, bar drinking and skills competitions, bocce, cornhole, beer pong, flip cup, beer bingo, parties, beverage brewing parties, and field trips in the nature of social events in the fields of scavenger hunts, tubing trips, wine festivals, movie screenings, all for social entertainment purposes; Entertainment services, namely, participation in amateur athletic activities, namely, kickball, indoor kickball, dodgeball, volleyball, basketball, bowling, flag football, bocce, and cornhole;

to:

Entertainment and recreational services, namely, organizing and conducting bar sports in the nature of bar crawls, parlor games designed to be played in a bar, bar drinking and skills competitions, beer pong, flip cup, beer bingo, parties, beverage brewing parties; all the foregoing not relating to baseball or softball or to a baseball or softball team, league, mascot or stadium.

Inasmuch as the amendments comply with the requirements of Trademark Rules 2.71(a) (for the application) and 2.173(b) (for the registration), and Petitioner consents thereto, the amendments are approved. *See* Trademark Rule 2.133(a).

In view thereof, the amendment to the application has been entered. The amendment to the registration will be forwarded to the Post Registration Branch of this Office for entry of the amendment in accordance with Section 7(e) of the Trademark Act.<sup>1</sup>

The contingency in Petitioner's withdrawal having now been met, the combined opposition and cancellation is dismissed without prejudice.

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<sup>1</sup> A copy of Respondent's declaration and the Board's order granting the amendment will be electronically forwarded into the record of the registration.