

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

CME/jmw

Mailed: February 18, 2016

Cancellation No. 92061969

Anki Inc.

v.

Molner Andres Francisco Javier

By the Trademark Trial and Appeal Board:

On October 14, 2015, the parties filed a stipulated motion to amend Respondent's involved Registration Nos. 4629562 and 4633575 and to withdraw the petition for cancellation, contingent upon entry of the proposed amendments. The proposed amendments, however, were not verified or supported by a declaration under Trademark Rule 2.20 nor did Respondent submit the required fees. *See* Trademark Rule 2.173. Accordingly, the Board issued an order on November 9, 2015 allowing Respondent thirty days to submit the required declaration and fees, which Respondent filed on December 4, 2015.

By the proposed amendments, Respondent seeks to amend the identifications of goods in International Class 28 in involved Registration Nos. 4629562 and 4633575 as follows:¹

¹ The goods in International Classes 16, 18 and 25 are not subject to the cancellation action and are to remain unchanged.

From:²

“Action figures; Action-type target games; Arcade games; Baby multiple activity toys; Bath toys; Board games; Bubble making wand and solution sets; Card games; Cat toys; Chess pieces; Christmas tree ornaments and decorations; Coin-operated amusement machines; Construction toys; Crib toys; Customized dolls having a face in the form of a particular adolescent who has unexpectedly or tragically died; Gymnastic apparatus; Hand-held electronic games adapted for use with television receivers only; Home video game machines; Mechanical toys; Parlour games; Play yards in the nature of outdoor play structures; Plush toys; Puzzles; Ride-on toys; Role playing games; Squeezable squeaking toys; Standalone video game machines; Target games; Toy boxes; Toy building blocks; Toy construction blocks; ~~Toy model vehicles and related accessories sold as units~~; Toy pistols; ~~Toy robots~~; Toy swords; Toy trains and parts and accessories therefor; ~~Toy vehicles~~; Video game consoles for use with an external display screen or monitor; Video game interactive remote control units; Video game machines for use with televisions”

To:

“Action figures; Action-type target games; Arcade games; Baby multiple activity toys; Bath toys; Board games; Bubble making wand and solution sets; Card games; Cat toys; Chess pieces; Christmas tree ornaments and decorations; Coin-operated amusement machines; Construction toys; Crib toys; Customized dolls having a face in the form of a particular adolescent who has unexpectedly or tragically died; Gymnastic apparatus; Hand-held electronic games adapted for use with television receivers only; Home video game machines; Mechanical toys; Parlour games; Play yards in the nature of outdoor play structures; Plush toys; Puzzles; Ride-on toys; Role playing games; Squeezable squeaking toys; Stand alone video game machines; Target games; Toy boxes; Toy building blocks; Toy construction blocks; Toy pistols; Toy swords; Toy trains and parts and accessories therefor; Video game consoles for use with an external display screen or monitor; Video game interactive remote control units; Video game machines for use with televisions”

Inasmuch as the amendments now comply with the requirements of Trademark Rule 2.173, are limiting in nature, and Petitioner consents thereto, the amendments are approved. *See* Trademark Rule 2.133(a). The amendments will be forwarded to

² Language that is proposed to be deleted appears in strikethrough.

the Post Registration Branch of this Office for entry of the amendments in accordance with Section 7(e) of the Trademark Act.³

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

³ A copy of the Board's order granting the amendment, and Respondent's declaration, will be forwarded electronically for uploading to the record of the registration.