

ESTTA Tracking number: **ESTTA762674**

Filing date: **08/04/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92063507
Party	Defendant LUV Ice Cream
Correspondence Address	HASSAN SAHOUANI PEARLFIND LAW OFFICE PLLC 12250 120TH STREET SOUTH HASTINGS, MN 55033 UNITED STATES hassan@pearlfindlaw.com
Submission	Motion to Amend Registration (Requires a Fee and a Declaration)
Filer's Name	Hassan Sahouani
Filer's e-mail	hassan@pearlfindlaw.com
Declaration and Signature of Registrant or Attorney for Registrant	The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements and the like may jeopardize the validity of the application or submission or any registration resulting therefrom, declares that the facts set forth above are true, all statements made of his or her own knowledge are true, and all statements made on information and belief are believed to be true. /Hassan Sahouani/
Date	08/04/2016
Attachments	Motiontoamendregistration.pdf(93052 bytes)

Registration Subject to the filing

Registration No	4904042	Registration date	02/23/2016
Registrant	LUV Ice Cream 13201 Ozark Trail North Stillwater, MN 55082 UNITED STATES		

Goods/Services Subject to the filing

Class 030. First Use: 2013/12/22 First Use In Commerce: 2014/01/02 Requested goods and services in the class: no-sugar-added bakery desserts

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MOTION TO AMEND REGISTRATION WITH CONSENT

Honorable Board,

Registrant Luv Ice Cream is currently defendant Registrant in the following cancellation proceeding:

MARY'S GONE CRACKERS, INC. (Petitioner) v. LUV ICE CREAM (Registrant)

Cancellation No: 92063507

Registration No: 4,904,042

Registrant: Luv Ice Cream, LLC

Registration Date: February 23, 2016

Trademark: Luv (stylized) 

International Class: 030

Registrant defendant Luv Ice Cream, LLC has reached an amicable understanding with Mary's Gone Crackers Inc. as represented by its counsel Anna E. Raimer of Jones Day. Under the said agreement Mary's Gone Crackers as represented by its counsel, has consented to the amendment of registrant's mark registration number: 4,904,042 in order to specifically exclude cookies from the class of goods intended by the registration.

Registrant hereby, pursuant to 37 CFR §2.133(a) wishes for the accord of the board to amend the registration of its mark, registration number : 4,904,042, to specifically remove cookies from the class of goods intended by the registration.

Dated: August 4, 2016

Respectfully submitted,

By: 
Hassan Sahouani, PhD,JD
Patent Attorney
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Hastings, MN 55033
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Hassan@pearlfindlaw.com

Attorney for Registrant.

CERTIFICATE OF SERVICE

I, counsel for registrant, hereby certify that a true copy of the foregoing registrant's motion to amend registration was served on counsel for petitioner, this 4th day of August 2016 by sending the same via email to aeraimer@jonesday.com.