

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

In The Matter Of: :

Serial No.: 75/881,736 :

Filed: December 23, 1999 :

\_\_\_\_\_ X

RADICAL ENTERTAINMENT, LTD., :

Opposer, :

v. :

@RADICAL.MEDIA, INC., :

Applicant. :

\_\_\_\_\_ X

Assistant Commissioner for Trademarks  
2900 Crystal Drive  
Box TTAB  
Arlington, VA 22202-3513

Opposition No.



01-17-2003

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #70

**AMENDMENT OF DESCRIPTION OF GOODS ON CONSENT**

Applicant, @radical.media, Inc. ("Applicant"), hereby deletes the current identification of goods for the above-referenced Serial No. 75/881,736 in its entirety and replaces it with the following:

"Computer software, pre-recorded CD-ROMs and pre-recorded DVDs in the nature of narrative or storytelling programs that may be downloaded from a global computer network, excluding games, interactive digital games and computer games" in Class 9.

Applicant requests the above amendments in connection with an agreement between Applicant and Radical Entertainment Inc. Because the requested amendment constitutes

a narrowing of the description of goods, it is respectfully submitted that the amendment should be allowed without re-publication of the mark for opposition.

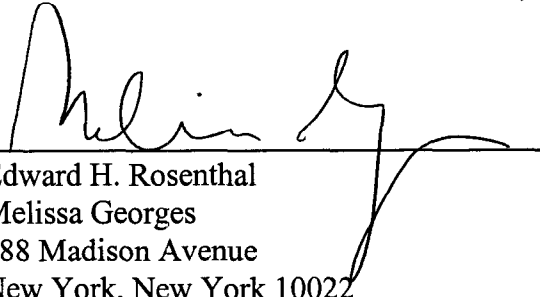
By virtue of the foregoing, and the fact that no other person or entity has opposed the subject application, it is respectfully requested that the application be allowed to proceed.

Respectfully submitted,

FRANKFURT KURNIT KLEIN & SELZ, PC

Date: 1/16/03

By:

  
\_\_\_\_\_  
Edward H. Rosenthal  
Melissa Georges  
488 Madison Avenue  
New York, New York 10022

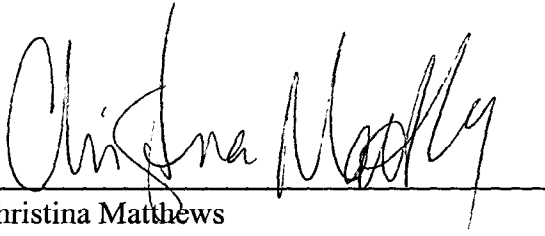
Attorneys for Applicant

CERTIFICATE OF SERVICE

I, Christina Matthews, certify that I caused a copy of Applicant's AMENDMENT OF DESCRIPTION OF GOODS ON CONSENT to be served on:

Joi A. White, Esq.  
Carr & Ferrell LLP  
2225 East Bayshore Road  
Suite 200  
Palo Alto, CA 94303

by placing same with the U.S. Postal Service, via first class mail, postage pre-paid, this 16th day of January 2003.

A handwritten signature in cursive script, appearing to read "Christina Matthews", is written over a horizontal line.

Christina Matthews  
Trademark Paralegal

TTAB

# Frankfurt Kurnit Klein & Selz, PC

Attorneys at Law

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Christina Matthews  
Paralegal  
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### EXPRESS MAIL CERTIFICATE

"Express Mail" mailing label number EV038074348US  
Date of Deposit January 16, 2003. I hereby certify that this paper or  
fee is being deposited with the United States Postal Service  
"Express Mail Post Office to Addressee" service under 37 CFR 1.10  
on the date indicated above and is addressed to the Assistant Commissioner  
for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513.

Christina Matthews  
Print  
Christina Matthews  
Signature



01-17-2003

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #70

January 16, 2003

### Via Express Mail

Assistant Commissioner for Trademarks  
2900 Crystal Drive  
Box TTAB - NO FEE  
Arlington, VA 22202-3513

Re: Trademark Application No. 75/881,736  
Mark: **@RADICAL.MEDIA**  
Class: 9  
Our Ref. No. 10290-2400-3273

Dear Sir/Madam:

We enclose herewith:

1. Amendment of Description of Goods on Consent; and
2. Postcard receipt.

This request is being submitted in triplicate as required by 37 C.F.R. § 2.102(d). Please stamp the enclosed postcard to acknowledge receipt.

Respectfully submitted,

Christina Matthews  
Christina Matthews

Enclosure

cc: Edward H. Rosenthal, Esq.  
Melissa Georges, Esq.

DD