

amendment. The amendment description is the same as the original except that the description *deletes* health and fitness related goods and apparel.

The following is the *original* description of the goods and services:

“Men's, Women's, and Children's Wearing Apparel, namely, Bandanas, Bathing Suits, Beach Coverups, Belts, Blouses, Body Suits, Boleros, Boxer Shorts, Briefs, Bustiers, Camisoles, Chemises, Coats, Leather Coats, Dresses, Halter Tops, Jackets, Jeans, Jogging Suits, Jumpers, Jumpsuits, Kerchiefs, Leggings, Leotards, Lounge-wear, Mini-Skirts, Overcoats, Pajamas, Panties, Pants, Pantsuits, Pantyhose, Ponchos, Pullovers, Raincoats, Shirts, Casual Shirts, Dress Shirts, Undershirts, Shorts, Gym Shorts, Sweat Shorts, Skirts, Slacks, Sleepwear, Socks, Suits, Sweaters, Sweat Pants, Sweat Shirts, T-Shirts, Trousers, Underpants, Vests, Warm-up Suits, Shoes and Hats.”

The proposed amended description is as follows:

“Men's, Women's, and Children's Wearing Apparel, namely, Bandanas, Bathing Suits, Beach Coverups, Belts, Blouses, Body Suits, Boleros, Boxer Shorts, Briefs, Bustiers, Camisoles, Chemises, Coats, Leather Coats, Dresses, Jackets, Jeans, Jumpers, Jumpsuits, Kerchiefs, Leggings, Leotards, Lounge-wear, Mini-Skirts, Overcoats, Pajamas, Panties, Pants, Pantsuits, Pantyhose, Ponchos, Raincoats, Shirts, Dress Shirts, Undershirts, Shorts, Skirts, Slacks, Sleepwear, Suits, Sweaters, T-Shirts, Trousers, Underpants, Vests, and Shoes, except for health and fitness related apparel and goods.”

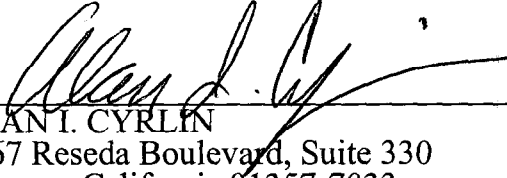
Applicant respectfully requests that this motion be granted forthwith.

Dated: May 15, 2003

Respectfully submitted,

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By: _____


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CERTIFICATE OF MAILING

I hereby certify that this APPLICANT'S CONSENTED MOTION TO AMEND HIS APPLICATION is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box TTAB, NO FEE, Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 on this 21st day of May 2003.



Stacey Hanlin

PROOF OF SERVICE

The undersigned certifies that a copy of the APPLICANT'S CONSENTED MOTION TO AMEND HIS APPLICATION was served on the attorney of record for opposer, THE AMERICAN COUNCIL ON EXERCISE, by depositing same with the United States Postal Service as first class mail, postage prepaid, addressed to David P. Branfman, Branfman & Associates, 12750 High Bluff Drive, Suite 100, San Diego, California 92130, on this 21st day of May 2003.



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May 21, 2003

**CERTIFIED MAIL,
RETURN RECEIPT REQUESTED**

APPLICANT'S CONSENTED MOTION TO AMEND HIS APPLICATION

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05-28-2003

U.S. Patent & TMOfo/TM Mail Rcpt Dt. #22

Re: Trademark / Serial Nos. (4) : (1) ACE ROSS STUDIOS, Serial No. 76/151,890,
(2) ACE'S UNDIES, Serial No. 76/218,246,
(3) AMERICAN CLOTHING ENTERPRISES, INC.'
A.C.E. APPAREL FOR THE FREE, Serial No.
76/339,612, and
(4) ACE'S KIDS, Serial No. 76/218,244.
Our File No. : 2240-11, 2240-27, 2240-33 and 2240-28

Sir/Madam:

Attached please find Applicant's Consented Motion to Amend His Application.

Very truly yours,

WASSERMAN, COMDEN, CASSELMAN
& PEARSON L.L.P.

Stacey Hanlin
Stacey Hanlin, Assistant to
Alan I. Cyrlin, Esq.