

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

am

Mailed: September 22, 2005

Opposition No. 91155077

GENETICS INSTITUTE, LLC

v.

JOAR OPHEIM AND MICHELLE
OPHEIM, DBA NORDIC NATURALS¹

Jyll S. Taylor, Attorney:

On September 2, 2005, applicant filed a proposed amendment to its application Serial No. 78082909, with opposer's consent.

By the proposed amendment applicant seeks to change the identification of goods **from** "nutritional and dietary supplement" **to** "over-the-counter nutritional and dietary supplement containing fish oil as a principal ingredient."

Inasmuch as the amendment is clearly limiting in nature as required by Trademark Rule 2.71(b), and because opposer consents thereto, it is approved and entered. See Trademark Rule 2.133(a).

If this resolves the dispute herein, opposer is allowed until thirty days from the mailing date of this order to file a withdrawal of the opposition, failing which the opposition

¹ The Board's June 30, 2004 order corrected the party defendant and entity type.

will go forward on the application as amended. See Trademark Rule 2.106(c).
