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Filing date: **05/10/2011**

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

Proceeding	91161183
Party	Defendant Orange Brand Services Limited
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Date	05/10/2011
Attachments	ORANGE & Design 91-185,077 - Motion to Amend With Consent.PDF (5 pages) (239385 bytes)

was later consolidated with Opposition Proceeding Nos. 91/161,183, 91/162,981, 91/163,494, 91/163,523, 91/164,137, and 91/164,807 into Consolidated Opposition Proceeding No. 91/161,183 on August 13, 2008.

2. Trademark Application Serial No. 76/142,527 for the mark ORANGE & Design is also the subject of Opposition Proceeding No. 91/164,137 which was consolidated with Opposition Proceeding Nos. 91/161,183, 91/162,981, 91/163,494, 91/163,523, and 91/164,807 into Consolidated Opposition Proceeding No. 91/161,183 on March 7, 2007.

3. Trademark Application Serial No. 76/142,527 for the mark ORANGE & Design is also the subject of Opposition Proceeding No. 91/189,140, which has been maintained as its own separate Opposition Proceeding, which was filed by OBSL against ING Direct Bancorp on July 8, 2008.

4. Ms. Erin Hickey, counsel for the Applicant, ING Direct Bancorp, in Opposition Proceeding Nos. 91/164,137, now consolidated into Consolidated Opposition Proceeding No. 91/161,183, and 91/189,140 also has consented to Applicant's Motion to Amend Trademark Application Serial No. 76/142,527 for the mark ORANGE & Design by telephone on April 25, 2011.

5. Applicant hereby amends Application Serial No. 76/142,527 to register the mark ORANGE & Design, by deleting "Insurance, namely, insurance administration, insurance agencies, insurance brokerage, insurance claims processing, insurance consultation, insurance actuarial services, insurance

subrogation and salvage and; credit card and transaction services; provision of electronic funds transfer services and on-line banking; computerized financial services, namely; provision of on-line valuation services in the field of real estate, personal property; real estate affairs, namely brokerage, appraisal, acquisition, investment, mortgage brokerage, mortgage lending and real estate property management and information rendered by telephone, Internet, mail, in person and consultation rendered in conjunction therewith; financial information services, namely providing stock exchange quotations and stocks and shares information; stocks and bonds brokerage; information and consulting services relating to insurance, financial affairs, monetary affairs, home and Internet banking, stocks and share information, stocks and bonds brokerage, provided on-line from a computer database or the Internet” from the identification of services in International Class 36.

6. Applicant hereby further amends Application Serial No. 76/142,527 to register the mark ORANGE & Design, by adding the following language to the end of the identification of services in International Class 36: “providing extended warranties and insurance for telecommunications and computing equipment and devices, telecommunications and computing networks and systems, broadband and other Internet access services”.

7. It is respectfully submitted, the above amendments should be permitted because they limit and clarify the services originally listed in the application.

8. As amended, the services included in International Class 36 in

Application Serial No. 76/142,527 now read:

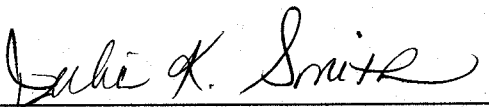
Financing of telecommunications apparatus, systems and installations; charitable fund raising services, namely organizing charitable collections and fund raising activities; financial sponsorship in the areas of sports, cultural activities and the arts; providing extended warranties and insurance for telecommunications and computing equipment and devices, telecommunications and computing networks and systems, broadband and other Internet access services.

If the United States Patent and Trademark Office or Trademark Trial and Appeal Board do not approve any part of this Motion, then the amendments by Applicant in Paragraphs 5 and 6 shall be deemed to be revoked.

Respectfully submitted,

CROWELL & MORING, LLP

Dated: New York, New York
May 10, 2011

By: 
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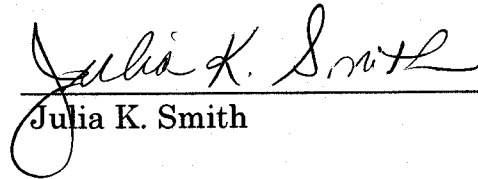
SO ORDERED:

Trademark Trial and Appeal Board

CERTIFICATE OF SERVICE

I hereby certify that on the 10th day of May 2011, a true and correct copy of the foregoing document was served on counsel for the Opposer, ING Direct Bancorp, by first class mail and electronic mail to:

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Julia K. Smith