

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

jh/CSG

Mailed: July 29, 2005

Opposition No. 91161758

APPLE COMPUTER INC.

v.

BELL CANADA

Cheryl Goodman, Interlocutory Attorney:

This case now comes up on applicant's proposed amendment to its application Serial No. 78211318, with opposer consent filed March 17, 2005 and applicant's consented motion to suspend proceedings pending entry of its proposed amendment filed May 16, 2005.

By the proposed amendment applicant seeks to change the identification of goods in International Class 9 **from**

computers, local area networks for networking computers, computer hardware, software for transmitting information and images, firmware for transmitting data for local area networking, pagers, personal digital assistants, modems, cellular telephones, and internet appliances, namely portable computers; communication devices, namely wireless communication interface modules for the transmission and recording for telemetric data

to

computer hardware and software for the transmission and recording of telemetric data using wireless communication networks for the purpose of satellite-aided vehicular fleet management systems

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

Applicant's consented motion to suspend proceedings is granted to the extent that proceedings are otherwise suspended retroactive to May 16, 2005.