

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

gcp/cv

Mailed: October 19, 2007

Opposition No. 91169943

Vitamin World, Inc

v.

Laboratorios Orizaba, S.A.

On September 21, 2007, the parties filed applicant's proposed amendment to its application Serial No. 78562168, with opposer's consent, and opposer's withdrawal with prejudice of the opposition, contingent upon entry of the amendment.

By the proposed amendment applicant seeks to change the identification of goods and services **from:**

"medication for humans for the treatment of circulatory disorders."

to:

"medication for humans for the treatment of circulatory disorders, excluding vitamins, minerals, and dietary and nutritional supplements."

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).

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The contingency in opposer's withdrawal having now been met, the opposition is dismissed with prejudice.

***By the Trademark Trial
and Appeal Board***