

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

lg/al

Mailed: August 31, 2009

Opposition No. 91174914

Aquatrols Corporation of  
America, Inc.

v.

Sci Protek, Inc.

On August 11, 2009, the parties filed applicant's proposed amendment to its application Serial No. 78861444, 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 in International Class 1 **from:**

"agricultural soil wetting agents and adjuvants; wetting agents and adjuvants for use with pesticides, fungicides, miticides, liquid fertilizer, herbicides, plant growth regulators, solid ground penetrants and defoliants"

**To:**

"Agricultural soil adjuvants namely agricultural soil dispersing agents"

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

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

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