

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

BUTLER

Mailed: October 26, 2007

Opposition No. 91175251

Apple Computer, Inc.

v.

Coco Communications Corp.

On September 25, 2007, the parties filed applicant's proposed amendment to its application Serial No. **78607758**, with opposer's consent, and opposer's withdrawal without prejudice of the opposition, contingent upon entry of the amendment.

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

Computer hardware; mobile and wireless communication devices, namely, computers, telephones, and data receivers; communication and mobile radio hubs; dispatch radios; computer network routers; wireless fidelity camera node; telecommunications and data networking hardware and software, namely devices and software for transporting and aggregating voice, data, and video communications across multiple network infrastructures and communications protocols; computer software, namely communications protocol software for facilitating secure, interoperable and prioritized communications between mobile devices, cellular phones, telephones, laptops, computers and personal digital assistants, and radios, across multiple network infrastructures and communications protocols; computer software for voice, data, sound and image encryption and security; computer software for network security; computer software for the

management, maintenance and monitoring of telecommunications, wireless, satellite, radio, networks and Internet networks; computer software to facilitate conferences via mobile devices, cellular phones, telephones, laptops, computers and personal digital assistants, and radios, across multiple network infrastructures and communications protocols; computer software for tracking and reporting local, state and national terrorist threats, emergencies and disasters; network access server operating software; and instructional manual for all of the foregoing sold as a unit

to

Computer hardware; mobile and wireless communication devices, namely, computers, telephones, and data receivers; communication and mobile radio hubs; dispatch radios; computer network routers; wireless fidelity camera node; telecommunications and data networking hardware and software, namely devices and software for transporting and aggregating voice, data, and video communications across multiple network infrastructures and communications protocols; computer software, namely communications protocol software for facilitating secure, interoperable and prioritized communications between mobile devices, cellular phones, telephones, laptops, computers and personal digital assistants, and radios, across multiple network infrastructures and communications protocols; computer software for voice, data, sound and image encryption and security; computer software for network security; computer software for the management, maintenance and monitoring of telecommunications, wireless, satellite, radio, networks and Internet networks; computer software to facilitate conferences via mobile devices, cellular phones, telephones, laptops, computers and personal digital assistants, and radios, across multiple network infrastructures and communications protocols; computer software for tracking and reporting local, state and national terrorist threats, emergencies and disasters; network access server operating software; and instructional manual for all of the foregoing sold as a unit, **all of the foregoing software goods excluding software development tools and computer programming software.**<sup>1</sup>

---

<sup>1</sup> Wording in bold is added.

Opposition No. 91175251

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).

The contingency in opposer's withdrawal having now been met, the opposition is dismissed without prejudice.

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