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

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|------------------------|---|
| Proceeding | 91175631 |
| Party | Defendant Apple Computer, Inc. |
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Electronically filed with the TTAB on June 10, 2009

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

In re: *Application Serial No. 78/459,101*
Applicant: Apple Inc.
Mark: **POD**
Published: August 15, 2006, in the Official Gazette

LINE 6, INC.,

Opposer,

v.

APPLE INC.,

Applicant.

Opposition No. 91/175,631

MOTION TO AMEND APPLICATION

Pursuant to 37 C.F.R. § 2.133(a), and with the consent of Opposer Line 6, Inc., Applicant Apple Inc. respectfully requests that the identification of goods in International Class 009 in the subject application be amended as follows:

Portable and handheld digital electronic devices for recording, organizing, transmitting, manipulating, and reviewing audio files, and peripherals for use therewith; computer software for use in organizing, transmitting, manipulating, and reviewing audio files on portable and handheld digital electronic devices; none of the above goods being digital signal processing hardware and software used for audio signal manipulation for real or virtual musical instruments.

TOWNSEND *and* TOWNSEND *and* CREW LLP

Dated: June 11, 2009

By: _____ /lhv/

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