

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

kk/gcp

Mailed: March 5, 2009

Opposition No. 91186549

Biogen Idec MA Inc.

v.

Curemark, LLC

On March 2, 2009, the parties filed applicant's proposed amendment to its application Serial No. 77476609, 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 in International Class 5 **from:**

**"pharmaceutical preparations for the treatment of pervasive developmental disorders, dysautonomia, and neurological disorders"**

**to:**

**"pharmaceutical preparations for the treatment of pervasive developmental disorders and dysautonomia."**

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).

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

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