

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

Winter/mt

Mailed: October 28, 2010

Opposition No. 91187169

Honest Tea, Inc.

v.

Marriott International, Inc.

On August 18, 2010, opposer filed the parties' stipulation comprising applicant's proposed amendment to its application Serial No. 77348030, and opposer's withdrawal of the opposition with prejudice, contingent upon entry of the amendment.

By the proposed amendment, applicant seeks to change the identification of goods **from: "Coffee" to: "Coffee offered through hotels, resorts, and other facilities that provide accommodation."**

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 is dismissed with prejudice.

*By the Trademark Trial  
and Appeal Board*