

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

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Mailed: March 3, 2010

Opposition No. 91190451

Eastern Michigan University

v.

Emu Ridge Holdings Pty Ltd
as Trustee of the Emu Ridge
Trust the Emu Ridge Trust

Ann Linnehan, Interlocutory Attorney

On February 12, 2010, applicant filed a proposed amendment to its application Serial Nos. 77517493 and 77517500¹, with opposer's consent.

By the proposed amendment applicant seeks to change the identification of goods in application Serial No. 77517493 **from "Footwear" to "footwear not provided by or used in connection with a university."**

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).

If this resolves the dispute herein, opposer is allowed until *thirty days* from the mailing date of this order to file

¹ It is noted that the amendment for application Serial No. 77517500 should not have been filed with the Board, but with the Trademark Law Offices, which presently has jurisdiction over the application. Accordingly, applicant's request for amendment of Serial No. 77517500 will receive no consideration.

a withdrawal of the opposition, failing which the opposition will go forward on the application as amended. See Trademark Rule 2.106(c).