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

Proceeding	91190954
Party	Defendant Heritage New York, IPA
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Date	12/03/2010
Attachments	00143889.PDF ( 2 pages )(10229 bytes ) 00143888.PDF ( 2 pages )(10785 bytes )

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

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Healthcare Partners Affiliates	:	
Medical Group	:	
	:	
Opposer,	:	Opposition No. 91190954
	:	U.S. Appln. Serial No. 77/064,371
vs.	:	Mark: HEALTHCARE PARTNERS
	:	MANAGEMENT SERVICES
	:	ORGANIZATION
	:	
Heritage New York, IPA	:	
	:	
Applicant.	:	
-----X		

**STIPULATED MOTION TO AMEND APPLICATION AND**  
**APPLICANT'S NAME IN THE OPPOSITION PROCEEDING**

Applicant, Heritage New York, IPA, through its undersigned counsel, hereby moves, with consent of the Opposer, to amend the name of the Applicant in U.S. Application Serial No. 77/064,371 from Heritage New York, IPA to Heritage New York IPA, Inc. Applicant also moves to amend the caption in this opposition proceeding to reflect Applicant's correct name, i.e., Heritage New York IPA, Inc.

The amendments were agreed to by Patrick C. Stephenson, counsel for Opposer, via email with the undersigned on December 3, 2010.

Respectfully submitted,

Heritage New York IPA, Inc.

Date: December 3, 2010

By: Jeffrey Steen/  
Jeffrey S. Steen  
Carter, Deluca, Farrell & Schmidt, LLP  
445 Broad Hollow Road, Suite 420  
Melville, New York 11747  
Phone: (631) 501-5700  
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Attorney for Applicant

**CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. §2.197**

I hereby certify that this Stipulated Motion to Amend Application and Applicant's Name in the Opposition Proceeding is being electronically transmitted to the TTAB via the US Patent and Trademark website Electronic System for Trademark Trial and Appeals, on December 3, 2010.

Dated: December 3, 2010

/Jeffrey Steen/  
Jeffrey S. Steen

**CERTIFICATE OF SERVICE**

I hereby certify that a true and complete copy of the foregoing **STIPULATED MOTION TO AMEND APPLICATION AND APPLICANT'S NAME IN THE OPPOSITION PROCEEDING** was served on counsel for Opposer, this 3rd day of December, 2010, by sending same, via email, to:

Patrick C. Stephenson, Esq.  
Kutak Rock LLP  
The Omaha Building  
1650 Farnum Street  
Omaha, NE 68102-2186  
Patrick.Stephenson@KutakRock.com

/Jeffrey Steen/  
Jeffrey S. Steen

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

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	:	U.S. Appln. Serial No. 77/064,371
	:	Mark: HEALTHCARE PARTNERS
vs.	:	MANAGEMENT SERVICES
	:	ORGANIZATION
	:	
Heritage New York, IPA	:	
	:	
Applicant.	:	
-----X		

**BRIEF IN SUPPORT OF STIPULATED MOTION TO AMEND APPLICATION**  
**AND APPLICANT’S NAME IN THE OPPOSITION PROCEEDING**

Pursuant to 37 CFR § 2.133, an application may be amended in substance with consent of the other party and the approval of the Trademark Trial and Appeal Board.

According to the Trademark Manual of Examining Procedure § 1201.02(c), if there is a mistake in the manner in which the name of the applicant is set out in the application, the mistake may be corrected by amendment. Example number (3) in that section specifically identifies clerical errors such as the omission of “Inc.” in the applicant’s name as an error which may be corrected by amendment.

Accordingly, Applicant, Heritage New York IPA, Inc. respectfully moves, with consent of Opposer, to amend the above-referenced application to change Applicant’s name from Heritage New York, IPA to Heritage New York IPA, Inc. Applicant also moves, with consent of Opposer to correct Applicant’s name as identified in the caption to this Opposition Proceeding from Heritage New York, IPA to Heritage New York IPA, Inc.

Respectfully submitted,

Heritage New York IPA, Inc.

Date: December 3, 2010

By: /Jeffrey Steen/  
Jeffrey S. Steen  
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Attorney for Applicant

**CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. §2.197**

I hereby certify that this Brief in Support of Stipulated Motion to Amend Application and Applicant's Name in the Opposition Proceeding is being electronically transmitted to the TTAB via the US Patent and Trademark website Electronic System for Trademark Trial and Appeals, on December 3, 2010.

Dated: December 3, 2010

/Jeffrey Steen/  
Jeffrey S. Steen

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Patrick C. Stephenson, Esq.  
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Omaha, NE 68102-2186  
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