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

Proceeding	91192801
Party	Defendant The Mosaic Company
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Submission	Motion to Amend Application
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Date	05/26/2010
Attachments	Consent Motion.pdf (2 pages)(50356 bytes)

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

Lebanon Seaboard Corp.,	)	
Opposer,	)	
	)	
v.	)	Opposition No. 91192801
	)	
The Mosaic Company,	)	
Applicant.	)	

CONSENTED MOTION TO AMEND IDENTIFICATION OF GOODS AND CONSENTED MOTION TO CONTINUE SUSPENSION OF PROCEEDINGS

Applicant, The Mosaic Company's (Mosaic) Applications Nos. 77/704,590 and 77/704,599 were published for opposition on July 28, 2009. Opposer, Lebanon Seaboard Corporation, filed an Opposition on or about November, 25, 2009. Applicant submitted an Answer on or about December 17, 2009. Proceedings herein are currently under suspension pending settlement negotiations.

The parties have now agreed to settle this Opposition. As part of the consent agreement, the parties have agreed that Applicant will amend its identification of goods in the 77/704,590 and 77/704,599 applications to read: "Fertilizers for use in crop nutrition, specifically excluding fertilizers for use with turf" (Amendment). This Amendment merely narrows the identification of goods in the 77/704,590 and 77/704,599 applications. Pursuant to the agreement of the parties, Applicant hereby moves and requests, with the consent of Opposer, that its identification of goods in

Application Nos. 77/704,590 and 77/704,599 be amended to read as set forth above. This request is made in good faith and not for the purpose of delay.

The parties further request that the proceedings herein be suspended for a further 180 days from May 13, 2010 until November 9, 2010 in order to permit the Office to enter the amendments recited above and for the parties to file thereafter their stipulated dismissal motion.

Respectfully submitted,
The Mosaic Company

Date: 5/26/2010

By _____

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