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

Proceeding	91195575
Party	Defendant Java Republic Limited
Correspondence Address	JOHN A. CLIFFORD MERCHANT & GOULD P.C. PO BOX 2910 MINNEAPOLIS, MN 55402-0910 UNITED STATES
Submission	Other Motions/Papers
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Signature	/SWJ/
Date	08/13/2010
Attachments	2010 08 12 Post Publication Amendment 77566382.PDF ( 3 pages )(104704 bytes )

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Java Republic Company

Examining Attorney: Laurie Mayes

Serial No.: 77/566,382

Law Office No.: 101

Filing Date: April 12, 2000

Docket: 12343.0011US02

Mark: JAVA REPUBLIC ROASTING COMPANY

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**POST PUBLICATION AMENDMENT WITH THE CONSENT OF OPPOSER**

Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, Virginia 22313-1451

Dear Commissioner:

In order to avoid an opposition, the applicant respectfully requests that the following amendment be entered. Because the amendment is clearly a "narrowing" amendment which simply reduces the scope of the identification of goods in the application, there is no prejudice to the potential opposer and no need to republish the application as amended under the rules. Entry of the amendment in advancement of the application to registration is respectfully requested after the entry of the following amendment.

**AMENDMENT**

Please amend the identification of goods by deleting the words: -- TEA; -- from the identification of goods. The remainder of the identification of goods as published is untouched by this amendment.

**REMARKS**

The amendment removes "TEA;" from the identification of goods and therefore is a narrowing amendment permitted by the rules as a post publication amendment and is one that does not require republication of the application. Entry of the amendment and

advancement of the amended application to registration is respectfully requested at an early date.


If a telephone interview with the undersigned would expedite advancement of the application, the same is respectfully invited.

Respectfully submitted,

John A. Clifford

By its Attorneys,


Date: Aug 12, 2010

  
John A. Clifford  
MERCHANT & GOULD P.C.  
P.O. Box 2910  
Minneapolis, Minnesota 55402-9944  
(612) 332-5300

Consented to by Opposer, The Republic of Tea, Inc. (Opposer in Opposition No. 911995575 against Serial No: 76/566,382)

By its Attorney of record,

Date: August 9, 2010

  
Michelle Burke  
McDermott Will & Emery LLP  
227 W. Monroe Street  
Suite 4400  
Chicago, IL 60606-5096

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing POST PUBLICATION AMENDMENT WITH THE CONSENT OF OPPOSER was served upon the following attorney of record for Opposer by First Class Mail, postage prepaid, this 13th day of August, 2010:

Michelle Burke  
McDermott Will & Emery LLP  
227 W. Monroe Street, Suite 4400  
Chicago, IL 60606-5096



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Scott W. Johnston  
Merchant & Gould P.C.