

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

tdc

Mailed: July 12, 2011

Opposition No. 91197827

Maryville Data Systems, Inc.

v.

Itility Solutions, LLC

**Denise M. DelGizzi,  
Technical Program Manager**

On June 16, 2011, applicant filed a stipulated proposed amendment to its application Serial No. 77902616.

By the proposed amendment applicant seeks to change the recitation of services in International Class 35

**from:**

"business management and business consulting services in the field of public utilities and energy industry"

**to:**

"business management and business consulting services provided exclusively in the public utilities and energy industries"

However, the involved application Serial No. 77902616 is also the subject of Opposition No. 91196322 (styled *Itility Solutions, LLC v. Itility, LLC*). Although the amendment is clearly limiting in nature as required by Trademark Rule

2.71(a), it was not accompanied by an allegation of consent of Itility, LLC, the opposer in related Opposition No. 91196322.

In view thereof, applicant is allowed until **thirty days** from the mailing date of this order in which to provide the written consent of Itility, LLC, failing which, a decision of the amendment will be deferred until final decision.