

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

RK/ra

Mailed: March 6, 2014

Opposition No. **91203138**

The Absolut Company Aktiebolag
by change of name from V&S Vin
and Sprit Aktiebolag¹

v.

SpinMedia

Yong Oh (Richard) Kim, Interlocutory Attorney:

On January 13, 2014, applicant filed a proposed amendment to its **application Serial No. 85243014**, with opposer's written consent. By the proposed amendment, applicant seeks to delete International Classes 9 and 35 and to change the description of services in International Classes 41 and 42 as follows (deletions in bold and additions underlined):²

From: Entertainment services, namely, providing information, news, commentary, and photo presentations in the fields of music and music-related entertainment via global computer networks, mobile telephones, and other digital communication networks and devices; electronic

¹ Reel/Frame 4701/0660 based on a change of name executed on September 15, 2011, and filed with the Assignments Branch on January 20, 2012.

² International Class 38 remains unchanged.

publishing services, namely, publishing text, pictures, graphics, images, music, audio, and video of others online featuring music and music-related entertainment; providing nondownloadable pre-recorded music, audio, and video via global computer networks, mobile telephones, and other digital communication networks and devices; providing nondownloadable articles featuring information in the fields of music and music-related entertainment; conducting contests of general interest; arranging and conducting special events and concerts; online journals, namely, blogs in the field of general interest; in International Class 41.

Hosting of digital content on the internet; computer services, namely, creating an online community for registered users to engage in social networking; in International Class 42.

To: Online journals, namely, blogs in the field of general interest; in International Class 41.

Hosting of digital content on the internet, excluding content associated with, or content used to promote, alcohol beverages; computer services, namely, creating an online community for registered users to engage in social networking; in International Class 42.

In an opposition to an application having multiple classes, if the applicant files a request to amend the application to delete an opposed class, the request for amendment is, in effect, an abandonment of the application with respect to that class, and is governed by Trademark Rule 2.135. TBMP § 605.03(b) (2013). In view thereof, **application Serial No. 85243014 stands abandoned as to the opposed goods and services in International Classes 9 and 35.**

As to the services in International Classes 41 and 42, inasmuch as the amendments are clearly limiting in nature as required by Trademark Rule 2.71(a), and because opposer consents thereto, they are 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 a withdrawal of the opposition, failing which the opposition will go forward on the application as amended. See Trademark Rule 2.106(c).

Proceedings herein are otherwise **SUSPENDED**.

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