

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

nmt/MCF

Mailed: January 17, 2013

Opposition No. 91207872

K-2 Corporation

v.

Kent Johnson

On January 11, 2013, the parties filed applicant's proposed amendment to its application Serial No. 85552216, with opposer's consent, and opposer's withdrawal without prejudice of the opposition, contingent upon entry of the amendment.

By the proposed amendment applicant seeks to change the identification of goods in International Class 25 as follows:<sup>1</sup>

**from**

"Baseball caps, Beanies, Board shorts, Dresses, Short sleeved or long sleeved t-shirts, Sweat shirts, Shirts"

**to**

"Baseball caps, Beanies, Board shorts, Dresses, Short sleeved or long sleeved t-shirts, Sweat shirts, Shirts; all of the foregoing excluding clothing and footwear designed or promoted specifically for winter sports such as skiing or snowboarding."

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<sup>1</sup>The goods in International Class 28, which are not part of this proceeding, remain unchanged.

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Inasmuch as the amendment is clearly limiting in nature as required by Trademark Rule 2.71(a), and because opposer consents thereto, it is approved and entered. See Trademark Rule 2.133(a).

The contingency in opposer's withdrawal having now been met, the opposition is dismissed without prejudice.

***By the Trademark Trial  
and Appeal Board***