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Filing date: **06/10/2013**

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

Proceeding	91208765
Party	Defendant Carlino, Cristina M.
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Submission	Motion to Amend Application
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Signature	/MARK A. CARLINO/
Date	06/10/2013
Attachments	Cristina Carlino - TTAB Amendment 85599552.pdf(32475 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
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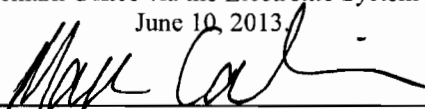
In the Matter of Application Serial No. 85/599552  
For the mark: CRISTINA CARLINO  
Filed: April 17, 2012  
Published: September 11, 2012

Christina America, Inc.	)	
	)	
Opposer,	)	Opp. No. 91208765
	)	
v.	)	
	)	
Cristina M. Carlino,	)	
	)	
Applicant.	)	

Certificate of Mailing via Electronic Transmission

I hereby certify that this correspondence and any document referred to as being attached is filed with the U.S. Patent and Trademark Office via the Electronic System for Trademark Trials and Appeals on

June 10, 2013

  
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**POST PUBLICATION AMENDMENT  
OF APPLICATION WITH CONSENT**

Applicant, Cristina M. Carlino, submits the following post-publication amendment to the description of goods contained in Application Serial No. 85/599552 for the mark CRISTINA CARLINO. In accordance with Rules 2.133 of the Trademark Rules of Practice, 37 C.F.R. § 2.133, Christina America, Inc. (“Opposer”) has granted consent to this amendment..

Applicant hereby requests that “Beachwear” and “Swim wear” be deleted from Cl. 25. After amendment, the recitation of goods in Cl. 25 should read, “Baby bibs not of paper; Children's headwear; Coats; Dresses; Footwear; Gloves; Head wear; Hosiery; Infants' shoes and boots; Infantwear; Lingerie; Neckwear; Robes; Scarves; Shapewear, namely, body shapers, body

suits, bras, and girdles; Shirts; Shorts; Slacks; Sleepwear; Slippers; Socks; Sweat pants; Sweat shirts; Sweaters; T-shirts; Undergarments; Women's athletic tops with built-in bras.”

All other language in the remaining classes is unchanged.

**REMARKS**

The amended identification of goods is more restrictive and narrower than, and is clearly encompassed by, the original identification of goods recited in the application. Any party who might be damaged by the registration of Applicant’s mark as applied to the amended, more restrictive and narrower identification of goods would have made that belief known as a result of the original publication of Applicant’s mark which encompassed a broader identification of goods. Pursuant to Section 1505.01(a) of the Trademark Manual of Examining Procedures, it does not require either an additional search or republication of the mark.

Dated: June 10, 2013

Respectfully submitted,

**LAW OFFICE OF MARK A. CARLINO, P.C.**

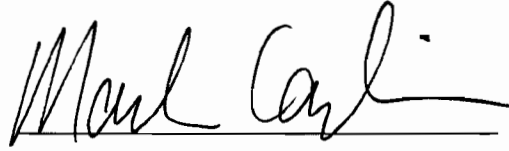
By: 

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address on record by U.S. Mail, facsimile or email (by agreement only) on the date below.

June 10, 2013

A handwritten signature in black ink, appearing to read "Mark Carlino", written over a horizontal line.

Mark A. Carlino