

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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kk/jk

Mailed: July 16, 2015

Opposition No. 91211989

Blue Cross and Blue Shield Association

v.

Presence Health Network

By the Trademark Trial and Appeal Board:

On June 11, 2015, Applicant filed a proposed amendment to application Serial No. 85709797, with Opposer's consent, and the parties' stipulation to the withdrawal without prejudice of the opposition, contingent upon entry of the amendment.

By the proposed amendment, Applicant seeks to amend the description of the mark from "The mark consists of four partially overlapping circles with a stick cross in the center where the circles overlap with the words 'PRESENCE HEALTH' centered on the right side next to the circles," to "The mark consists of four partially overlapping circles in a clockwise direction with each circle forming a traverse bar in the center where the circles overlap with the words PRESENCE HEALTH centered on the right side next to the circles."

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Inasmuch as the amendment is clearly limiting in nature as required by Trademark Rule 2.72(b), and because opposer consents thereto, the amendment 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.