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

Proceeding	91212833
Party	Defendant PROBIOTICAL SPA
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Submission	Motion to Amend/Amended Answer or Counterclaim
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Date	08/04/2014
Attachments	MotionAmend-wConsent.pdf(84932 bytes )

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

ASTRAZENECA AB	)	
	)	
Opposer,	)	
	)	
vs.	)	Opposition No. 91212833
	)	U.S. Application No. 79/128,403
	)	
PROBIOTICAL S.P.A .	)	
	)	
Applicant.	)	

MOTION TO AMEND, WITH CONSENT

Dear Sir:

The parties are in the process of settling this Opposition. The parties have agreed to amend the identification of goods in this application to the following goods: Dietetic substances adapted for medical use, namely dietetic substances adapted for medical purposes containing lactic acid bacteria; foods supplements containing lactic acid bacteria; nutritional additives for medical use containing lactic acid bacteria, in Class 5.

Accordingly, applicant hereby requests that the listing of goods in Application No. 79/128,403 be amended to read as follows: Dietetic substances adapted for medical use, namely dietetic substances adapted for medical purposes containing lactic acid bacteria; foods supplements containing lactic acid bacteria; nutritional additives for medical use containing lactic acid bacteria, in Class 5.

This is a 66A application based on International Registration 1155780. Applicant submitted a request to the International Bureau to limit the goods in the same manner in the parent International Registration No. 1155780. This request was submitted to the IB on June 6, 2014 and recorded by the IB on June 26, 2014. The International Bureau transmitted this new listing of goods to the USPTO on July 10, 2014; please see the USPTO database for US Application No. 79/128,403. In summary, the International Bureau has amended the listing of goods in the International Registration and applicant is now requesting that the extension of protection to the US be amended in the same way. For all the foregoing reasons, applicant requests that the

listing of goods in US Application No. 79/128,403 be amended as described above. Opposer ASTRAZENECA AB, through Opposer's counsel, has consented to the granting of this Motion

Respectfully submitted,

PROBIOTICAL S.P.A .

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Date: August 4, 2014

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion to Amend, with Consent was served via email to Opposer's counsel at trademarks@astrazeneca.com and Chuck.Saunders@astrazeneca.com on this 4 th day of ~~July~~, 2014.

August

By: John P. Murtaugh  
John P. Murtaugh