

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

em/wbc

Mailed: September 23, 2014

Opposition No. 91216216

Genesco Brands, Inc.

v.

The Trustees for the time being of the
Nelson Mandela Foundation Trust

Wendy Boldt Cohen, Interlocutory Attorney:

On August 14, 2014, the parties filed a proposed amendment to application Serial No. 85554964.

By the proposed amendment the parties seek to amend the identification of goods in International Class 25 from:

"clothing, namely, leisure wear in the nature of polo shirts, sweaters, scarves, ties, casual jackets, outerwear, namely, waterproof jackets, jean jackets; shirts, pants, t-shirts, baseball caps, sweatshirts and hooded shirts, polo shirts, jeans and sportswear, namely, ski wear and tracksuits; footwear; headwear "

to:

"clothing, namely, leisure wear in the nature of polo shirts, sweaters, scarves, ties, casual jackets, outerwear, namely, waterproof jackets, jean jackets; shirts, pants, t-shirts, baseball caps, sweatshirts and hooded shirts, polo shirts, jeans and sportswear, namely, ski wear and tracksuits; headwear; all for use in connection with charitable fundraising, namely, fundraising to promote the humanitarian legacy of Nelson Mandela."

Further the parties stipulate to amend the description of the mark to read as follows:

“Color is not claimed as a feature of the mark. The mark consists of a handprint with the numbers 46664 appearing underneath. The number 46664 represents the inmate number given to Nelson Mandela when he arrived at Robben Island Prison in 1964.”

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

If the amendment resolves this proceeding, 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).

If no response is filed, proceedings will be resumed and dates reset, as appropriate.

Proceedings are otherwise suspended.