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

Proceeding	91217384
Party	Defendant Garry Embry and Rebecca Embry
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Signature	/Charles H Knull/
Date	07/01/2015
Attachments	rev Exhibit 1 - Consented to Amendment.pdf(41954 bytes)

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

MOONLITE BAR-B-Q INN, INC., Opposer, v. GARRY EMBRY AND REBECCA EMBRY, Applicant.	Opposition No. 91217384 USSN 86/097,277 Mark: THE MOONLIGHT MILE

MOTION ON CONSENT TO AMEND APPLICATION

Pursuant to Rule 2.133(a) of the Trademark Rules of Practice, Applicant respectfully requests that the above-captioned application be amended by deleting the services in the application and inserting the following:

"Bar services and cafe services, the latter limited to bar services to sidewalk tables and related seating, all such services excluding restaurant services, restaurant carryout services, and restaurant cafe services".

It is respectfully submitted that this amendment does not require republication as the amendment of the description of goods narrows rather than broadens the scope of the application.

This amendment is made pursuant to an Agreement between Applicant and Opposer, who has consented to this amendment.

CONCLUSION

Applicant respectfully requests that this request to amend the application be granted in its entirety.

Dated: June 30 , 2015

Respectfully submitted,

/Charles H. Knull/

By: Charles H. Knull
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CONSENTED TO:

BREINER & BREINER, L.L.C.
Attorneys for Opposer

/Theodore A. Breiner/

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on the 30th day of June 2015, I caused a true and correct copy of the foregoing Motion entitled -

MOTION ON CONSENT TO AMEND APPLICATION

to be sent was served by First Class Mail, postage prepaid, on

Theodore A. Breiner
BREINER & BREINER, L.L.C.
115 North Henry Street
Alexandria, Virginia 22314-2903
(703) 684-6885

/Charles Knull/

Charles H. Knull