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

Proceeding	91217755
Party	Plaintiff Sazerac North America, Inc.
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Date	11/11/2014
Attachments	Motion to Amend Application.pdf(124499 bytes)

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

In the matter of application Serial No. 79/136,595
For the Trademark CLUB 99
Published in the Official Gazette on April 8, 2014

SAZERAC NORTH AMERICA, INC.,)	
)	
Opposer,)	
)	
v.)	Opposition No. 91217755
)	
GUGLIELMO SPA JOINT)	
STOCK COMPANY)	
)	
Applicant.)	
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**JOINT CONSENTED MOTION TO AMEND THE APPLICATION AND TO DISMISS
THE OPPOSITION WITHOUT PREJUDICE UPON ACCEPTANCE OF THE
AMENDMENT**

Pursuant to an agreement between the parties, and with Opposer's consent, Applicant hereby amends the identification of goods for Application Serial No. 79/136,595 (the "Application") by deleting all goods in International Class 33. The Application shall only identify International Classes 30 and 32, as follows:

Class 030:

"Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour and preparations made from cereals, namely, cereal bars, cereal based snack foods, bread, pastry and confectionery, namely, confectionery made of sugar, frozen confectionery, ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces; spices; ice"

Class 032:

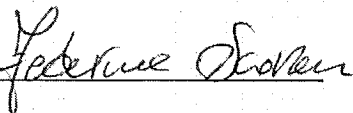
“Beers; mineral and aerated waters and other non-alcoholic drinks, namely, carbonated beverages, beverages containing fruit juices; fruit drinks and fruit juices; syrups for making beverages”

Applicant submits that this amendment is proper and merely restricts the existing recitation of goods. Therefore, the mark will not need to be republished in the *Official Gazette*.

The parties further agree that upon entry of the amendments requested herein, the Opposition be dismissed without prejudice.

Respectfully submitted,

Guglielmo S.P.A. Joint Stock Company

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Date: November 10, 2014

Opposer Sazerac North America, Inc.

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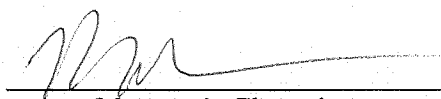
Date: November 11, 2014

CERTIFICATE OF TRANSMITTAL AND SERVICE

I hereby certify that the foregoing is being electronically transmitted in PDF format to the Trademark Trial and Appeal Board through the Electronic System for Trademark Trials and Appeals (ESTTA) on the date indicated below.

I hereby further certify that on the date indicated below, a true and correct copy of the foregoing was served on Applicant's attorney via email at f.scorza@studiorubino.com.

Date: November 11, 2014


Morgan A. Champion

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