

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

Am

Mailed: November 30, 2015

Opposition No. 91220952

Diamond Cosmetics, Inc.

v.

DKH Retail Limited

Elizabeth A. Dunn, Attorney (571-272-4267):

On November 5, 2015, applicant filed a proposed amendment to its application Serial No. 85755276, with opposer's consent.

By the proposed amendment applicant seeks to amend the identification of goods from¹

"Cleaning preparations; soaps; body mist; body wash; body spray; body lotions; bubble bath; shower gel; ~~lip gloss; lip balm;~~ essential oils; hair lotions; dentifrices; deodorants for personal use; antiperspirants; deodorants; aftershaves; air fragrancng preparations; ~~cosmetics, namely, lipstick, lip liner, non-medicated lip plumping preparations, eye shadow, blusher, rouge, face powder, bronzer, foundation, concealer, mascara, eye pencils, eye liner, eye brow pencils, false eyelashes, skin care creams, skin care lotions, eye creams, eye primer, face primer, highlighting face creams, powders and lotions, topical skin sprays for cosmetic purposes, namely, for make-up setting, gel eye liner, tinted moisturizing creams and lotions, bath and beauty creams;~~ all of the foregoing excluding nail care products"

to

¹ Deletions are stricken through.

"Cleaning preparations; soaps; body mist; body wash; body spray; body lotions; bubble bath; shower gel; essential oils; hair lotions; dentifrices; deodorants for personal use; antiperspirants; deodorants; aftershaves; air fragrancing preparations; all of the foregoing excluding nail care products."

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.