

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
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ey/jk

Mailed: February 3, 2016

Opposition No. 91223836

*Kabushiki Kaisha Zoom*

*v.*

*VocalZoom Systems, Ltd.*

**By the Trademark Trial and Appeal Board:**

On January 5, 2016, Applicant filed a stipulated proposed amendment to its application Serial No. 86357567 and withdrawal of the opposition, contingent upon entry of the amendment.<sup>1</sup>

By the proposed amendment Applicant seeks to amend the identification of goods in International Class 9 as follows (proposed additions are in bold):

From: Electronic and optical communications instruments and components, namely, hardware for use in speech enhancement and voice recognition, namely, electro-optical microphones, optical microphones

To: Electronic and optical communications instruments and components **to be sold to manufacturers of mobile telecommunication devices**, namely, hardware for use in speech enhancement and voice recognition, namely, electro-optical microphones **and** optical microphones **for**

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<sup>1</sup> The stipulation does not include proof of service of a copy of same on counsel for Opposer, as required by Trademark Rules 2.119(a) and (b). The Board has the discretion to decline to consider any filing that does not include proof of service.

The Board notes Applicant's appearance of counsel and answer to the notice of opposition, both filed October 20, 2015.

**embedding into mobile telecommunication devices, phones, phone conference platforms, video conference platforms, tablets, smartphones, computers, headset, helmets, headgear and wearable communication devices; and Electronic and optical communications instruments and components to be sold to original equipment manufacturers (OEM) of computers and computer-based platforms, namely, hardware for use in speech enhancement and voice recognition, namely, electro-optical microphones and optical microphones for embedding into Automatic Teller Machines (ATM), self-service kiosk machines, and computers; and Electronic and optical communications instruments and components to be sold to vehicle manufacturers, namely, hardware for use in speech enhancement and voice recognition, namely, electro-optical microphones and optical microphones for embedding into vehicular entertainment systems, vehicular audio systems, vehicular speech enhancement systems, vehicular voice recognition systems, and vehicular sound systems.**

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

The contingency in Opposer's withdrawal having now been met, the opposition is dismissed in accordance with the agreement between the parties.