

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

GMM/vw

Mailed: January 24, 2017

Opposition No. 91227786

L.A. Gear, Inc.

v.

Prescott Ventures LLC

Geoffrey M. McNutt, Interlocutory Attorney:

On November 23, 2016, pursuant to the parties' coexistence agreement, Applicant filed a stipulated motion to amend subject application Serial No. 86877736.¹ By the proposed amendment, Applicant seeks to amend the identification of goods in International Class 25 **from** (strikethrough reflects proposed deletion):

Athletic exercise clothing for bodybuilders and weightlifters, namely, shirts, pants, jackets, ~~footwear,~~ hats and caps.

¹ Applicant's submission does not include the required certificate of service. The Board presumes that because the filing was filed jointly, the parties did not believe service was necessary. The parties should note that strict compliance with Trademark Rule 2.119 is required for all future filings. A copy of the filing can be viewed using TTABVUE at <http://ttabvue.uspto.gov>.

to:

Athletic exercise clothing for bodybuilders and weightlifters, namely, shirts, pants, jackets, hats and caps.

Because the amendment is clearly limiting in nature as required by Trademark Rule 2.71(a), and because Opposer consents to its entry, the amendment is approved and entered. *See* Trademark Rule 2.133(a).

If the amendment resolves the dispute herein, 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 otherwise are **SUSPENDED**.