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Filing date: **06/23/2017**

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

Proceeding	91230902
Party	Defendant MasterTopper Holdings, Inc.
Correspondence Address	PAOLO A STRINO GIBBONS PC 1 PENN PLZ 37TH FL NEW YORK, NY 10119-3701 UNITED STATES Email: fferrante@ferrantelawfirm.com
Submission	Motion to Amend Application
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Date	06/23/2017
Attachments	00195163.PDF(100494 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

The Trademark Trial and Appeal Board

Serial No. 86/435956
For the mark PRAMMA

prAna Living, LLC

Opposer,

vs.

MasterTopper Holdings, Inc.

Applicant.

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Opposition No. 91230902

**MOTION TO AMEND FEDERAL TRADEMARK
APPLICATION SERIAL NO. 86/435956 WITH CONSENT**

COMES NOW the Applicant MasterTopper Holdings, Inc. (hereinafter "Applicant"), by its counsel, and pursuant to 37 C.F.R. § 2.133(a) and TBMP § 514 *et. seq.*, moves the Trademark Trial and Appeal Board for an order restricting the Applicant's identification of classes and goods in the subject Federal Trademark Application Serial No. 86/435956 for the mark PRAMMA as follows:

Current: Class 014: Goods in precious metals or coated therewith, not included in other classes, namely, Bracelets, Rings, Earrings, Necklaces, Cufflinks, Pendants, Pins, Money Clips, Keyrings; jewellery, precious stones; horological and chronometric instruments; jewelry containing precious and semi-precious stones and/or precious, and non, precious metals; Accessories of precious metal or semi-precious metal for handbags, namely, handbag clasps, clasp fasteners and snap fasteners.

Class 018: Leather; imitation leather; leather and imitation leather goods, namely, handbags, shoulder bags, clutch bags, tote bags, briefcases, business card cases, credit card cases, backpacks, key cases, passport cases, cosmetic cases sold empty, valises, suitcases, luggage, cosmetic cases sold empty partly and wholly of leather, wallets, purses, duffel bags; animal skins, animal hides; trunks and travelling bags.

Class 025: Clothing, namely, gloves, vests, blazers, Scarves, belts, t-shirts, shirts, pants, blazers, sweatshirts, sweat pants, dresses, neckties; Scarves; Belts; Sweaters; Coats; Suits; Dressing Gowns; Socks; Bathing Suits; footwear, headgear, namely, hats and caps

Final:

Class 014: Goods in precious metals or coated therewith, not included in other classes, namely, Bracelets, Rings, Earrings, Necklaces, Cufflinks, Pendants, Pins, Money Clips, Keyrings; jewellery, precious stones; horological and chronometric instruments; jewelry containing precious and semi-precious stones and/or precious, and non, precious metals; Accessories of precious metal or semi-precious metal for handbags, namely, handbag clasps, clasp fasteners and snap fasteners.

Class 018: Leather; imitation leather; leather and imitation leather goods, namely, luxury handbags, luxury shoulder bags, luxury clutch bags, tote bags, briefcases, business card cases, credit card cases, backpacks, key cases, passport cases, cosmetic cases sold empty, valises, suitcases, luggage, cosmetic cases sold empty partly and wholly of leather, luxury wallets, luxury purses, duffel bags; animal skins, animal hides; trunks and luxury travelling bags, none of the aforementioned bags for carrying sporting goods.

The Applicant's proposed amendment to Federal Trademark Application Serial No. 86/435956 to restrict the identification of classes and goods is proper according to 37 C.F.R. § 2.71 as it merely limits those goods found in the original identification. In view of the foregoing, approval of the amendment by the Board pursuant to 37 C.F.R. § 2.133(a) is believed appropriate.

Opposer, prAna Living, LLC, has provided its consent to the instant amendment to Applicant's Mark as evidenced by Counsel for Opposer's Signature below.

Respectfully submitted this 13th of June, 2017

GIBBONS PC

/Paolo A. Strino/

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Consented to by:

/Julia K Sutherland/

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Counsel for Opposer

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
The Trademark Trial and Appeal Board**

Serial No. 86/435956	:	
For the mark PRAMMA	:	
	:	
prAna Living, LLC	:	
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Opposer,	:	Opposition No. 91230902
	:	
vs.	:	
	:	
MasterTopper Holdings, Inc.	:	
	:	
Applicant.	:	

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this the 13th day of June, 2017 served a true copy of the foregoing upon Petitioner’s attorney of record, via email at JSutherland@seyfarth.com, lgregory@seyfarth.com, tmatlanta@seyfarth.com, ttabdocket@seyfarth.com pursuant to the parties’ agreement to accept service by email for this motion.

/Paolo A. Strino/
Paolo A. Strino