

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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WINTER/mt

Mailed: June 7, 2017

Opposition No. 91231158

Hijos De Rivera, S.A.

v.

Frank Brunckhorst Co., LLC

BY THE TRADEMARK TRIAL AND APPEAL BOARD:

On March 2, 2017, Applicant filed a proposed amendment to its application Serial No. 86656066, with Opposer's consent. Thereafter, on March 6, 2017, pursuant to the settlement agreement between the parties, Opposer filed a withdrawal of the opposition, contingent upon the entry of the amendment submitted by Applicant.

By the proposed amendment, Applicant seeks to amend the identification of services to delete "bar services," *i.e.*, from "Bar services; Restaurant and catering services" to "Restaurant and catering services" in International Class 43.¹

The amendment is limiting in nature, as required by Trademark Rule 2.71(a). Because Opposer consents thereto, the amendment is approved and entered. *See* Trademark Rule 2.133(a).

Accordingly, the opposition is dismissed in accordance with the agreement between the parties.

¹ The goods in International Class 29 remain unchanged.