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

Proceeding	91231396
Party	Defendant National Oilwell Varco, L.P.
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Attachments	2017-05-19 Request for Amendment of Application - MAX.pdf(128157 bytes)

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

MASONITE INTERNATIONAL
CORPORATION, MASONITE CORPORATION,

Opposer,

v.

NATIONAL OILWELL VARCO, L.P.,

Applicant.

Opposition No. 91231396

Regarding U.S. Application Serial No.
86/947,213 for the trademark: MAX

REQUEST FOR AMENDMENT OF APPLICATION

Applicant, National Oilwell Varco, L.P. (“**Applicant**”), with the consent of Opposer, Masonite International Corporation and Masonite Corporation (“**Opposer**”), and pursuant to the Consent to Use and Register Agreement entered into by the parties on April 25, 2017, requests amendment of the recitation of goods and services of U.S. Application Serial No. 86/947,213, pursuant to 37 C.F.R. § 2.133(a). The amended goods and services will read, as follows:

Software platform for collecting and distributing data within computer networks, including the internet, and enabling data communication among application programs, consumer devices and industrial devices in the field of oil and gas exploration and production; Computer software for use in asset optimization, industrial automation, machine diagnostics, predictive analytics and optimization of industrial, energy, manufacturing and infrastructure processes; Downloadable cloud computer software for information management, data collection and data analysis in the fields of asset optimization, industrial automation, machine diagnostics, and optimization of industrial, energy,

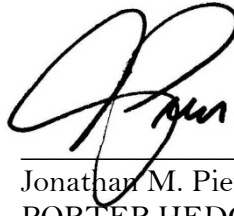
manufacturing and infrastructure processes; Downloadable software for information management, data collection and data analysis in the fields of asset optimization, industrial automation, machine diagnostics, and optimization of industrial, energy, manufacturing and infrastructure processes; Downloadable software application for information management, data collection and data analysis in the fields of asset optimization, industrial automation, machine diagnostics and optimization of industrial, energy, manufacturing and infrastructure processes; Non-downloadable web-based software application for information management, data access and data analysis in the fields of asset optimization, industrial automation, machine diagnostics, predictive analytics and optimization of industrial, energy, manufacturing and infrastructure processes; none of the aforementioned goods being related to building products, building materials, entryways, doors or entryways and door-related systems and components and custom manufactured building products, building materials, entryways, doors or door-related systems and components, in International Class 09.

Platform as a service (PAAS) featuring computer software platforms for use in asset optimization, industrial automation, machine diagnostics, predictive analytics, and optimization of industrial, energy, manufacturing and infrastructure processes; Software as a service (SAAS) services featuring software for use in asset optimization, industrial automation, machine diagnostics, predictive analytics, and optimization of industrial, energy, manufacturing and infrastructure processes; Cloud computing featuring software

for use in asset optimization, industrial automation, machine diagnostics, predictive analytics, and optimization of industrial, energy, manufacturing and infrastructure processes; Providing temporary use of on-line non-downloadable cloud computing software for information management, data access and data analysis for use in asset optimization, industrial automation, machine diagnostics, and optimization of industrial, energy, manufacturing and infrastructure processes; none of the aforementioned services related to providing information about building products, building materials or designing entryways, doors or door-related systems and components, in International Class 42.

Upon confirmation that the recitation of goods and services in Application Serial No. 86/947,213 has been amended, Opposer, through its attorneys and with the consent of Applicant will request that Opposition No. 91231396 be withdrawn without prejudice.

Respectfully submitted,



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Attorneys for APPLICANT

Dated: May 19, 2017

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing *Request for Amendment of Application* was served as indicated below on this 19th day of May, 2017:

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Attorneys for Opposer



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