

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
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JLE

February 17, 2021

Opposition No. 91232147

*Life Is Beautiful, LLC*

*v.*

*Amusement Art, LLC*

**Jennifer L. Elgin, Interlocutory Attorney:**

On February 4, 2021, Applicant filed a proposed amendment to its application Serial No. 86969619, with Opposer's consent.

By the proposed amendment Applicant seeks to amend the identification of goods in International Class 16 as follows (proposed additions in bold):<sup>1</sup>

**To the extent ancillary to art exhibition services, art exhibitions, or art works:** Bookmarks; Decals; Notebooks; Pencils; Paper napkins

The Board held a phone conference with the parties on February 12, 2021 at 4 p.m. to discuss the proposed amendment. Participating were Tamerlin Godley on behalf of Opposer, Michaelangelo Loggia on behalf of Applicant, and Jennifer Elgin on behalf of the Board.

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<sup>1</sup> No deletions to the identification are proposed.

For the reasons discussed in the phone conference, the Board cannot accept the proposed amendment and will not enter the amendment. In view of these findings, the motion to amend is **denied** without prejudice. The present identification of goods, that is, the identification prior to the filing of the motion to amend, remains operative for purposes of future amendment. *See* Trademark Rule 2.71(a); TMEP §1402.07(d).

However, inasmuch as the filing of the proposed amendment indicates to the Board that the parties are making efforts to settle this matter, proceedings are **suspended**, and the parties are allowed until **thirty days from the date of this order** to file a revised motion to amend, failing which the Board will resume proceedings and reset dates, and the opposition will go forward on the present application.