

ESTTA Tracking number: **ESTTA848125**

Filing date: **09/25/2017**

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

Proceeding	91234088
Party	Defendant Mississippi Children's Home Services, Inc.
Correspondence Address	D JASON CHILDRESS WISE CARTER CHILD & CARAWAY PO BOX 651 JACKSON, MS 39205-0651 UNITED STATES Email: djc@wisecarter.com, cdk@wisecarter.com
Submission	Motion to Amend Application
Filer's Name	D. Jason Childress
Filer's email	djc@wisecarter.com
Signature	/s/ D. Jason Childress
Date	09/25/2017
Attachments	91234088 - Motion to Amend Application.pdf(89609 bytes)

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

In the Matter of Application Serial No. 87165908

Filed: September 9, 2016

Published: December 20, 2016

**HILTON INTERNATIONAL HOLDING USA
CORPORATION,**
Opposer

v.

Opposition No. 91234088

MISSISSIPPI CHILDREN'S HOME SERVICES, INC.,
Applicant

MOTION TO AMEND APPLICATION

Mississippi Children's Home Services, Inc. ("Applicant") hereby moves The Trademark and Appeal Board pursuant to TBMP 514.01 and 514.02 to amend its application (with consent of Opposer), on the grounds that the parties have settled this matter, subject to the amendment stated herein, as provided by TBMP 605.03(b).

1. On or about September 9, 2016, Applicant filed Application No. 87165908, seeking to register the mark "Canopy Children's Solutions" with design features in International Classes 41, 43, 44, and 45. Opposer filed its Notice of Opposition on or about April 19, 2017.

2. The parties have reached a settlement contingent upon Applicant amending Application No. 87165908 to delete its request to register the Mark in International Class 43. Pursuant to the agreement reached, Applicant requests that Application No. 87165908 be amended to delete International Class 43 and all services listed under International Class 43.

WHEREFORE, Applicant requests that Application No. 87165908 be amended to delete International Class 43 and all services listed thereunder.

Respectfully submitted,

MISSISSIPPI CHILDREN'S HOME SERVICES, INC.

By: /s/ D. Jason Childress

D. Jason Childress
Attorneys for Applicant
WISE CARTER CHILD & CARAWAY
P.O. Box 651
Jackson, Mississippi 39205-0651
601.968.5500
djc@wisecarter.com

CERTIFICATE OF SERVICE

I hereby certify that, on September 25, 2017, I caused a true and correct copy of the foregoing Motion to Amend Application to be sent via email and via First-Class Mail, postage pre-paid, to Opposer's Attorneys of Record, listed below:

David J. Stewart
Sara P. LaFantano
Attorneys for Opposer
Alston & Bird LLP
1201 West Peachtree Street NW
Atlanta, GA 30309
404.881.7461
David.stewart@alston.com
Sarah.lafantano@alston.com

/s/ D. Jason Childress