

UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
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Mailed: October 24, 2017

Opposition No. 91234701

*TVI, Inc.*

*v.*

*Cassidy M. Ellis*

**By the Trademark Trial and Appeal Board:**

On October 2, 2017, Applicant filed a proposed amendment to application Serial No. 87149184, with Opposer's consent and withdrawal of the opposition.

By the proposed amendment, Applicant seeks to amend the recitation of services in International Class 35 as follows (proposed deletions in strikethrough):

From: On-line retail store services featuring new and used luxury goods; On-line retail store services featuring new and used handbags; On-line retail store services featuring authenticated luxury goods; On-line retail store services featuring authenticated new and used handbags.

To: On-line retail store services featuring new and used luxury goods; ~~On-line retail store services featuring new and used handbags~~; On-line retail store services featuring authenticated luxury goods; On-line retail store services featuring authenticated new and used handbags.

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).

The contingency in Opposer's withdrawal having now been met, the opposition is dismissed without prejudice. In view thereof, the motion filed by Opposer on September 29, 2017 is moot and will not be considered.