

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

Mailed: May 16, 2018

Opposition No. 91236279

Frito-Lay North America, Inc.

v.

Chef's Touch Sales and Marketing, LLC

Nicole Thier, Paralegal Specialist:

On May 13, 2018, Applicant filed a proposed amendment to add a disclaimer to its application Serial No. 87249836, without the consent of Opposer.

In accordance with the Board provisions, an application which is the subject of a Board *inter partes* proceeding may not be amended in substance, except with the consent of the other party or parties and the approval of the Board, or upon motion. *See* 37 CFR §2.133(a).

In view of the foregoing, Opposer is allowed until **thirty days** to file its consent to Applicant's proposed amendment, failing which the Board may defer consideration of Applicant's proposed amendment until determination of this proceeding at final decision or upon summary judgment.