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

Proceeding	91236628
Party	Defendant Multiplan USA Corporation
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Submission	Other Motions/Papers
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Date	02/07/2019
Attachments	Applicants Consented Motion to Amend Application.pdf(5995 bytes)

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

MULTIPLAN, INC.,

Opposer,

v.

MULTIPLAN USA CORPORATION,

Applicant.

In the Matter of Application Serial No.:
87/298,752 for MULTIPLAN

Opposition No. 91236628

Published in the Official Gazette on May 16,
2017

APPLICANT’S CONSENTED MOTION TO AMEND APPLICATION

In response to the Trial Dates Reset entered on January 22, 2019, Applicant, Multiplan USA Corporation (“Applicant”) hereby files its Consented Motion to Amend the Opposed Application. Specifically, Applicant respectfully requests the Board amend the identification of goods and services contained therein, in the event that the Board deems such amendment necessary to dismiss the opposition.

Applicant requests the following changes to Application No. 87/298,752 (proposed new language underlined):

Real estate funds investment services; real estate investment services; real estate management consultation; and real estate management services; none of the foregoing for use in the healthcare industry.

Such that the identification of services be amended to state:

Real estate funds investment services; real estate investment services; real estate management consultation; and real estate management services; none of the foregoing for use in the healthcare industry.

As grounds for this motion, Applicant states that the above proposed amendments accurately convey the goods and services that Applicant offers and intends to offer in conjunction with the mark MULTIPLAN, which is the subject of the application at issue in this matter. Moreover, and in compliance with 37 C.F.F. § 2.71(a), the proposed amendments serve to clarify and limit but in no way broaden the identification of goods and services and are being made pursuant to an agreement reached between the Parties to settle this Opposition.

Pursuant to 37 C.F.R. § 2.133 and § 514 of the Trademark Board Manual of Procedures, Applicant conferred with counsel for Opposer, Multiplan, Inc., on January 22, 2019 who consents to the requested amendment.

WHEREFORE, Applicant requests the Board to amend the opposed application in the manner described above.

Dated: February 7, 2019.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing has been served on the following via electronic mail and U.S. first class mail on February 7, 2019 to:

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