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

Proceeding	91237373
Party	Defendant Brick & Mortar Distribution, LLC
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Date	12/19/2017
Attachments	2017.12.20_Stipulated Motion to Amend and Withdraw (FINAL).pdf(84867 bytes )

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

In the Matter of Trademark Serial No. 87/285,671  
Mark: R3FUEL

SHAMROCK FOODS COMPANY	§	
	§	
Opposer,	§	
	§	
v.	§	Opposition No.: 91237373
	§	
BRICK & MORTAR DISTRIBUTION LLC	§	
	§	
Applicant.	§	

**Stipulated Motion to Amend Application and Dismissal of Opposition**

Pursuant to the Consent to Registration and Coexistence Agreement between the parties, Applicant hereby submits this stipulated motion to amend the subject application and dismiss the opposition against the subject application. Applicant requests that the goods covered by the subject application be amended to the following:

- Class 5: Dietary and nutritional supplements, except ready to drink beverages
- Class 32: Delete entire class

Applicant has secured Opposer's consent and stipulation to this Motion.

Respectfully submitted,

Dated: December 19, 2017

By: /S. Roxanne Edwards/  
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**ATTORNEY FOR APPLICANT  
BRICK & MORTAR DISTRIBUTION LLC**

**CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of this Stipulated Motion to Amend Application and Dismissal of Opposition was served electronically on December 19, 2017, to the Opposer's attorney at the following e-mail address:

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/S. Roxanne Edwards/  
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