

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

vw

Mailed: January 30, 2018

Opposition No. 91237684

United Parcel Service of America, Inc.

v.

Tycon Systems Inc.

Elizabeth A. Dunn, Attorney (571-272-4267):

On December 12, 2017, Applicant filed a proposed amendment to add a disclaimer of the wording UPS to its involved application Serial No. 87211998, with Opposer's consent.

In accordance with TMEP § 1213.08(a)(i), the standardized disclaimer text is as follows:

No claim is made to the exclusive right to use “UPS” apart from the mark as shown.

The Board finds that the amendment to enter the disclaimer is in compliance with Trademark Act § 6, 15 U.S.C. § 1056; and TMEP 12313.01(c). Moreover, Opposer consents to the amendment, as required by Trademark Rule 2.133. In view of these findings, the amendment is approved and entered.

If the amendment resolves this proceeding, Opposer is allowed until thirty days from the mailing date of this order to file a withdrawal of the opposition,

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failing which the opposition will go forward on the application as amended. *See* Trademark Rule 2.106(c).

If no response is filed, proceedings will be resumed and dates reset, as appropriate. Proceedings herein are otherwise suspended.