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Filing date: **07/19/2018**

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

Proceeding	91241273
Party	Defendant Trinidad Benham Corporation
Correspondence Address	DAVID F. DOCKERY MARSH FISCHMANN & BREYFOGLE, LLP 8055 E. TUFTS AVENUE SUITE 450 DENVER, CO 80237 Email: ptomail@mflaw.com
Submission	Motion to Amend Application
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Date	07/19/2018
Attachments	50828-00103-Motion to Amend Application.pdf(86295 bytes)

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

In Re U.S. Trademark App. No. 87/562,384
Trademark: TERRA PROTEIN
Filed on August 9, 2017
Published for Opposition on January 30, 2018

)	
Dana Alexander, Inc.,)	
Opposer,)	
)	Opposition No. 91/241,273
v.)	
)	
Trinidad Benham Corporation,)	
Applicant.)	
)	

MOTION TO AMEND APPLICATION (WITH CONSENT)

Pursuant to 37 CFR §2.133(a) and §514.02 of the Trademark Trial and Appeal Board Manual of Procedure (“TBMP”), Trinidad Benham Corporation (“Applicant”), having secured the express consent of Dana Alexander, Inc. (“Opposer”), hereby moves the Board to approve amendment the identification of goods in the Application (No. 87/562,384) as follows:

Protein enriched powdered starch, namely, powdered pea starch, powdered bean starch and powdered rice starch intended for sale to commercial customers.

A clean, unmarked statement of the proposed identification of goods reads:

Protein enriched powdered starch, namely, powdered pea starch, powdered bean starch and powdered rice starch intended for sale to commercial customers.

Applicant has provided an email address herewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

Respectfully submitted,

MARSH FISCHMANN & BREYFOGLE LLP

By: /Jeremy J. Neilson/

Jeremy J. Neilson
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Date: July 19, 2018

CERTIFICATE OF SERVICE

I hereby certify that on the 19th day of July 2018, a true and correct copy of the foregoing Motion to Amend the Application was served upon all parties, at their address of record via email to:

IP@hain-celestial.com
Melissa.Schombs@hain.com
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Date: July 19, 2018

By: /Jeremy J. Neilson/

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