

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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WINTER/nmt

June 10, 2019

Opposition No. 91242787

*U.S. News & World Report, Inc. and U.S.
News & World Report, L.P.*

v.

Henry Madison Research Inc.

By the Trademark Trial and Appeal Board:

On May 20, 2019, the Board allowed Applicant fifteen days to submit the correct combined statement and declaration in support of the substitute specimen of use, as required under Trademark Rule 2.59(a), failing which the proposed amendment to the mark would be given no further consideration.

On May 28, 2019, Applicant filed its response to the Board's order, which complies with the requirements set forth in the Board's May 20, 2019 order.

Applicant seeks to amend the mark as published, namely, U.S. & WORLD EARLY WARNING REPORT, to the following:

U.S. & World **Early Warning Report**

The Board finds that the proposed amendment to the applied-for mark does not materially alter the mark as published. *See* Trademark Rule 2.72(a) (2). Furthermore,

inasmuch as Applicant has now also provided a substitute drawing, a description of the mark as required under Trademark Rule 2.37 and 2.52(b)(5), a substitute specimen of use showing use of the mark as proposed, and the required verification or declaration under Trademark Rule 2.20, the motion to amend is approved and entered.

The contingency in Opposer's withdrawal submitted on October 5, 2018, having now been met, the opposition is dismissed without prejudice.

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