

UNITED STATES PATENT AND TRADEMARK OFFICE  
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WF/mbm

January 24, 2019

Opposition No. 91243424

*SMA Solar Technology AG*

*v.*

*Digital Light Studio, LLC*

**By the Trademark Trial and Appeal Board:**

On December 26, 2018, Applicant filed a proposed amendment to application Serial No. 79975383, with Opposer's consent, and Opposer's withdrawal without prejudice of the opposition, contingent upon entry of the amendment.

By the proposed amendment, applicant seeks to amend the identification of the Class 9 goods as follows (proposed deletions shown below in ~~strikethrough~~):

From: Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signaling, checking, supervision, life-saving and teaching apparatus and instruments, namely, computers, cameras and eyeglasses; ~~apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity;~~ apparatus for recording, transmission or reproduction of sound or images; ~~blank magnetic data carriers and recording discs;~~ prerecorded compact discs and DVDs featuring music, music videos, action films, animated cartoons, and children's television programs; mechanisms for coin-operated apparatus; ~~calculating machines, data processing equipment, computers.~~

To: Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signaling, checking, supervision, life-saving and teaching apparatus and instruments, namely, computers, cameras and

eyeglasses; apparatus for recording, transmission or reproduction of sound or images; prerecorded compact discs and DVDs featuring music, music videos, action films, animated cartoons, and children's television programs; mechanisms for coin-operated apparatus.

The amendment is limiting in nature, as required by Trademark Rule 2.71(a).

Because Opposer consents thereto, the amendment is approved and entered. *See* Trademark Rule 2.133(a).

The contingency in Opposer's withdrawal having now been met, the opposition is dismissed without prejudice.