

UNITED STATES PATENT AND TRADEMARK OFFICE  
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kk/apb

August 31, 2019

Opposition No. 91243825

*Voyetra Turtle Beach, Inc.*

*v.*

*Argento SC By Sicura Inc.*

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

On August 21, 2019, Applicant filed the parties' stipulation to the amendment of involved application Serial No. 87800806 in International Class 9 and the dismissal of the opposition,<sup>1</sup> and the parties' stipulation to the dismissal of the opposition, contingent upon entry of the amendment.

By the proposed amendment, Applicant seeks to amend the identification of goods in International Class 9 to add the wording "all of the foregoing goods expressly excluding gaming products" at the end. As amended, the identification in that class would read as follows:

Protective covers and cases for smartphones; Protective covers and cases for portable music players; Protective covers and cases for tablet computers; Ear buds; Wireless Ear buds; Ear phones; Headphones; Armbands, holders, clips and carrying cases specially adapted for

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<sup>1</sup> The involved application is also subject to Opposition No. 91243737, in which Godinger Silver Art, Ltd. ("Godinger") seeks refusal of registration in International Class 21 only. Applicant has provided Godinger's written consent to the proposed amendment.

personal electronic devices, namely, smartphones, portable music players and tablet computers; Audio speakers; Wireless indoor and outdoor speakers; Neon signs, **all of the foregoing goods expressly excluding gaming products.**

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). In view of such entry and the parties' stipulation, the above-captioned opposition is dismissed without prejudice.<sup>2</sup>

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<sup>2</sup> Opposition No. 91243737 shall remain pending.