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

Proceeding	91245116
Party	Plaintiff Regents of the University of Minnesota
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the matter of Application Serial Nos.: 87/796,865 and 87/797,249
Filed: February 14, 2018
For the marks: B3 and B3 DATA. INSIGHT. OUTCOMES.
Published in the *Trademark Official Gazette* on October 9, 2018

Regents of the University of Minnesota,
Opposer,

v.

Opposition No. 91245116

Ponderosa Advisors, LLC,
Applicant.

**JOINT CONSENTED MOTION FOR AMENDMENT OF APPLICATION;
CONDITIONAL ABANDONMENT OF APPLICATION WITH PREJUDICE; AND
WITHDRAWAL OF OPPOSITION WITHOUT PREJUDICE**

Pursuant to Trademark Rule of Practice 2.133(a) and TBMP § 514.02, Applicant Ponderosa Advisors, LLC (“Applicant”) respectfully requests, with the consent of Opposer Regents of the University of Minnesota (“Opposer” and collectively the “Parties”), that the identification of services in International Class 42 for the above-captioned B3 DATA. INSIGHT. OUTCOMES. application, Serial No. 87/797,249, be amended as follows:

Redlined Amendment: Software as a Service (SAAS), featuring a data collection platform and interactive database to access and analyze proprietary and public data in the fields of natural resources, namely, water-related resources, land use and land survey data, geological information, and project controls, none of the foregoing related to building energy, building energy efficiency, building energy data analysis, building design guidelines, benchmarking standards for energy efficiency, or building water use tracking

Final Amendment: “Software as a Service (SAAS), featuring a data collection platform and interactive database to access and analyze proprietary and public data in the fields of natural resources, namely water-related resources, land use and land survey data, geological information, and project controls, none of the foregoing related to building energy, building energy efficiency, building energy data analysis, building design guidelines, benchmarking standards for energy efficiency, or building water use tracking.”

On the condition that the Board approves the foregoing amendment, Applicant requests, with the consent of Opposer, that the B3 application, Serial No. 87/796,865, be abandoned with prejudice, pursuant to Trademark Rule of Practice 2.68(a) and TBMP § 602.01.

Further on the condition that the Board approves the foregoing amendment and orders abandonment with prejudice of the B3 application, Serial No. 87/796,865, Opposer withdraws without prejudice its opposition of the B3 DATA. INSIGHT. OUTCOMES. application, Serial No. 87/797,249, pursuant to Trademark Rule of Practice 2.106(c) and TBMP § 601.01.

Finally, the Parties jointly request that this proceeding be suspended pending the Board's determination of the above motions.

REGENTS OF THE UNIVERSITY
OF MINNESOTA



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Date: May 31, 2019

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Date: 4/5, 2019

Attorneys for Applicant

CERTIFICATE OF SERVICE BY E-MAIL

I hereby certify that on June 6, 2019, a true and complete copy of the foregoing paper has been served on Applicant by forwarding said copy via email to: Jill Anderfuren (Jill.Anderfuren@lewisbrisbois.com).



Tucker Chambers

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