

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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MCF/lw

June 20, 2019

Opposition No. 91245116

Regents of the University of Minnesota

v.

Ponderosa Advisors, LLC

By the Trademark Trial and Appeal Board:

On June 6, 2019, the parties filed a joint consented motion to amend Applicant's application Serial No. 87797249 and to abandon application Serial No. 87796865 in its entirety with prejudice.

By the proposed amendment Applicant seeks to amend the identification of services in International Class 42 in Serial No. 87797249.

From Software as a Service (SAAS) featuring data collection software with an integrated, interactive database, allowing users to access and analyze proprietary and public data in the fields of natural resources and project controls

To 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.

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Inasmuch as the amendment is clearly limiting in nature as required by Trademark Rule 2.71(a), and because Opposer consents thereto, the amendment to the identification of services in Serial No. 87797249 is approved and entered. *See* Trademark Rule 2.133(a).

Additionally, because Opposer's written consent is of record, application Serial No. 87793865 stands abandoned with prejudice.

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