ESTTA Tracking number:

ESTTA1006580

Filing date:

10/04/2019

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

Proceeding	91247835
Party	Defendant motogadget GmbH
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Signature	/Thomas J. Moore/
Date	10/04/2019
Attachments	2019-10-04 Applicant_s Motion to Limit Goods with Consent.pdf(124349 bytes)

Attorney Ref: MOTO7001/TJM

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

Motorola Trademark Holdings LLC,

Opposer,

v.

Opposition No. 91247835

motogadget GmbH,

**Applicant** 

# APPLICANT'S MOTION TO LIMIT GOODS WITH CONSENT IN ACCORD WITH SETTLEMENT AGREEMENT

Applicant hereby moves this honorable Board to limit the goods of the opposed application as shown below (an identification of goods showing additions underlined and deletions in strikeout follows the clean copy). Opposer's attorney has consented to this limitation. This limitation is in accord with the written settlement agreement that was recently executed by the parties.

#### **Amended Goods (clean copy):**

Apparatus and instruments for conducting, switching, transforming, accumulating, regulating and controlling electricity; Computer software in the nature of downloadable mobile applications for monitoring and controlling the status of a motor vehicle and downloadable software for microcontrollers for controlling LEDs and display instruments of a motor vehicle; Digital measuring instruments for measuring fill level, pressure, temperature, speed, rotations, time; Built-in measuring instruments, including fuel gauges, pressure sensors, thermometers,

speed sensors, rotational-speed sensors, and clocks; Measuring instruments, including fuel gauges, pressure sensors, thermometers, speed sensors, rotationalspeed sensors, tire pressure monitors, and clocks; Electric turn signal switches; Turn signals in the nature of vehicle lights; Electrical switch plates; Electrical switch assemblies comprised of switch, hardware and mounting plates, electrical switches, temperature controllers for controlling the status of a motor vehicle; Electronic housings for electric switches; Electrical tactile switches; Circuit breaker switches; Power switches; Temperature control apparatus in the nature of electric switches for vehicles; Temperature control circuits in the nature of electric switches; Electronic touch-sensitive switches; Electromagnetic switches in the nature of solenoid valves; Electromagnetic switches; Reed relay switches for controlling electricity; Electronic switches; Electronic indicators in the nature of LED indicators mounted to circuit boards and circuit panels; Tachometers; Speedometers for vehicles; Speedometers; Accelerometers; Odometers; Electric security warning apparatus in the nature of warning lamps for vehicles; Emergency signal lamps; Electrical relays; Electronic relays; Electric relays; Electromagnetic relays; Metal alloy wires for electrical fuses; Thermal fuses for electric current; Electrical fuses; Temperature sensors; Optical speed sensors; Light emitting diodes (LEDs); Motor vehicle batteries; Batteries for electric vehicles; Electric accumulators for vehicles; Ammeters; Connecting parts for electric cables in the nature of electric connectors for use in motor vehicles; Fuel gauges; Integrated circuit chips; Electric coils; Electrical transformers; Electrical resistances; Electrical resistors; Electric wires for use in motor vehicles; Electric

capacitors; Electromagnetic coils; Electronic scoreboards; Printed circuit boards; Printed circuits; Speed indicators; Semiconductor power elements; Optical lamps; Optical lenses; Prisms for optics purposes; Integrated circuits; Protective helmets; Sunglasses; Voltage regulators for vehicles; Scientific and technical apparatus, namely, optical mirrors; Current limiters for lighting apparatuses; Current rectifiers; Temperature indicators; Transformers for increasing the voltage; Electronic transistors; Surge protectors; Supplementary lenses for optics purposes; Time recording equipment for scientific purposes; Computer central processing units for data processing for use in motor vehicles

#### Amended Goods (showing additions underlined and deletions in strikeout):

Apparatus and instruments for conducting, switching, transforming, accumulating, regulating and controlling electricity; Apparatus for recording, transmission and reproduction of sound and images; Computer hardware; computers; Computer software in the nature of downloadable mobile applications for monitoring and controlling the status of a motor vehicle and downloadable software for microcontrollers for controlling LEDs and display instruments of a motor vehicle; Digital measuring instruments for measuring fill level, pressure, temperature, speed, rotations, time; Built-in measuring instruments, including fuel gauges, pressure sensors, thermometers, speed sensors, rotational-speed sensors, and clocks; Measuring instruments, including fuel gauges, pressure sensors, thermometers, speed sensors, rotational-speed sensors, tire pressure monitors, and clocks; Electric turn signal switches; Turn signals in the nature of vehicle lights;

Electrical switch plates; Electrical switch assemblies comprised of switch, hardware and mounting plates, electrical switches, temperature controllers for controlling the status of a motor vehicle; Electronic housings for electric switches; Electrical tactile switches; Circuit breaker switches; Power switches; Temperature control apparatus in the nature of electric switches for vehicles; Temperature control circuits in the nature of electric switches; Electronic touch-sensitive switches; Electromagnetic switches in the nature of solenoid valves; Electromagnetic switches; Reed relay switches for controlling electricity; Electronic switches; Electronic indicators in the nature of LED indicators mounted to circuit boards and circuit panels; Tachometers; Speedometers for vehicles; Speedometers; Accelerometers; Voltmeters; Odometers; Electric security warning apparatus in the nature of warning lamps for vehicles; Emergency signal lamps; Electrical relays; Electronic relays; Electric relays; Electromagnetic relays; Metal alloy wires for electrical fuses; Thermal fuses for electric current; Electrical fuses; Temperature sensors; Optical speed sensors; Light emitting diodes (LEDs); Motor vehicle batteries; Batteries for electric vehicles; Electric batteries; Alkaline batteries; Rechargeable batteries; Electric accumulators for vehicles; Ammeters; Connecting parts for electric cables in the nature of electric connectors for use in motor vehicles; Connecting parts for electric cables in the nature of electric connectors; Fuel gauges; Integrated circuit chips; Chronographs for use as specialized time recording apparatuses; Electric coils; Electrical transformers; Electrical resistances; Electrical resistors; Electric wires for use in motor vehicles; Electric wires; Electric capacitors; Electromagnetic coils; Electronic scoreboards;

Printed circuit boards; Printed circuits; Speed indicators; Satellite navigational

systems, namely, a Global Positioning System also known as GPS; Semiconductor

power elements; Navigation apparatus for vehicles; Navigational instruments;

Optical lamps; Optical lenses; Prisms for optics purposes; Satellite-aided

navigation systems; Integrated circuits; Protective helmets; Sunglasses; Voltage

regulators for vehicles; Scientific and technical apparatus, namely, optical mirrors;

Current limiters for lighting apparatuses; Current rectifiers; Temperature

indicators; Transformers for increasing the voltage; Electronic transistors; Surge

protectors; Supplementary lenses for optics purposes; Time recording equipment

for scientific purposes; Computer central processing units for data processing for

use in motor vehicles; Computer central processing units for data processing.

The undersigned understands that Opposer's attorneys will file a withdrawal of opposition

now that the goods have been limited, all in accord with the settlement agreement.

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Date: October 4, 2019

Respectfully submitted,

/Thomas J. Moore/

Thomas J. Moore

Attorney for Applicant

motogadget GmbH

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#### CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of this document is being served on Opposer by email on the undersigned date addressed to the attorneys of record for Opposer, who have consented to service by email, as follows:

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Date: October 4, 2019

/Thomas J. Moore/ Thomas J. Moore