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

Proceeding	91249261
Party	Defendant Sol de Janeiro Limited
Correspondence Address	HOWARD N. ARONSON LACKENBACH SIEGEL LLP 1 CHASE RD LACKENBACH SIEGEL BUILDING SCARSDALE, NY 10583-4156 UNITED STATES tmefs@LSLLP.com no phone number provided
Submission	Motion to Amend Application
Filer's Name	Jeffrey M. Rollings
Filer's email	jrollings@lsllp.com, mdelcolle@lsllp.com, tmefs@lsllp.com
Signature	/Jeffrey M. Rollings/
Date	04/28/2020
Attachments	Motion to Amend Application 4-28-2020.pdf(76272 bytes )

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

**Application Ser. No.:** 88/044,273  
**Mark:** COCO CABANA  
**International Class:** 03  
**Applicant:** Sol de Janeiro Limited  
**Date of Publication:** January 8, 2019

CHANEL, INC.

Opposer,

v.

SOL DE JANEIRO LIMITED

Applicant.

**Opposition No. 91249261**

**CONSENTED REQUEST TO AMEND APPLICATION  
PURSUANT TO 37 C.F.R. §2.133(a) and TBMP §514.02**

Applicant, Sol de Janeiro Limited (“SDJ” or Applicant”), with consent of Opposer, Chanel, Inc. (“Chanel” or “Opposer”), and pursuant to 37 C.F.R. §2.133(a) and TBMP §514.02, hereby requests amendment of the recitation of goods in the above-identified application, as detailed below.

**AMENDMENT OF GOODS**

For **Ser. No. 88/044,273 (IC 3)**, Applicant seeks to amend the current recitation of goods, with the consent of Opposer, in accordance with the following redline of the current recitation. The portions to be eliminated are struck through and highlighted, and the additional limiting clause is underlined and highlighted:

“**Cosmetics**; cosmetic body creams, balms, gels, lotions and oils; non-medicated skin serums; non-medicated skin conditioning creams; hand creams, non-medicated

exfoliating preparations for the skin, skin moisturizers, ~~scented body sprays; skin fresheners, fragrances for personal use~~; bleaching preparations for cosmetic purposes; shower gels; bath soap; bath bombs; body hair lightening products sold in a kit comprising body hair lightening gels, creams and lotions, accelerator gels, creams and lotions, applicator, mixing tray and body lotion moisturizer; lip balm; hair removal preparations; depilatories; cosmetic pads for the treatment and prevention of ingrown hair; non-medicated foot cream; sun block preparations; sun-tanning preparations; all of the aforesaid, containing coconut or coconut-derived ingredients

Accordingly, please amend the recitation of goods for **Ser. No. 88/044,273 (IC 3)** to read as follows:

“Cosmetic body creams, balms, gels, lotions and oils; non-medicated skin serums; non-medicated skin conditioning creams; hand creams, non-medicated exfoliating preparations for the skin, skin moisturizers; bleaching preparations for cosmetic purposes; shower gels; bath soap; bath bombs; body hair lightening products sold in a kit comprising body hair lightening gels, creams and lotions, accelerator gels, creams and lotions, applicator, mixing tray and body lotion moisturizer; lip balm; hair removal preparations; depilatories; cosmetic pads for the treatment and prevention of ingrown hair; non-medicated foot cream; sun block preparations; sun-tanning preparations; all of the aforesaid, containing coconut or coconut-derived ingredients.”

#### **REMARKS**

This consented request to amend the subject application complies with the requirements of TBMP §514.02 and 37 CFR §2.133(a) in that the above-referenced application is not the subject of other *inter partes* proceedings before the Board, the sole Opponent, Opposer Chanel, Inc., has consented, and the request will not broaden the description of goods or materially alter the mark.

If a telephone interview will advance entry of the amendment, Applicant requests that the Trademark Attorney contact Applicant's attorney at the number listed below.

Dated: Scarsdale, New York  
April 28, 2020

Respectfully submitted,

**LACKENBACH SIEGEL, LLP**

By: /s/ Jeffrey M. Rollings  
Jeffrey M. Rollings  
One Chase Road  
Scarsdale, New York 10583  
Phone: (914) 723-4300  
Fax: (914) 723-4301  
[JRollings@LSLLP.com](mailto:JRollings@LSLLP.com)  
*Attorneys for Applicant*

**FROSS ZELNICK LEHRMAN & ZISSU, P.C.**

By: /s/ Barbara A. Solomon  
Barbara A. Solomon  
151 West 42<sup>nd</sup> Street, 17<sup>th</sup> Floor  
New York, New York 10036  
Phone: (212) 813-5900  
Fax: (212) 813-5901  
[BSolomon@FZLZ.com](mailto:BSolomon@FZLZ.com)  
*Attorneys for Opposer*

**CERTIFICATE OF SERVICE**

I hereby certify that a true and accurate copy of the foregoing documents was served on Opposer via electronic mail, addressed to Opposer's counsel as follows:

Barbara A. Solomon, Esq.  
Fross Zelnick Lehrman & Zissu, P.C.  
151 W. 42<sup>nd</sup> Street, 17<sup>th</sup> Floor  
New York, NY 10036  
bsolomon@fzlz.com

Dated: Scarsdale, New York  
April 28, 2020

/s/ Marlana Del Colle  
Marlana Del Colle