

UNITED STATES PATENT AND TRADEMARK OFFICE  
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RA/kb

May 21, 2021

Opposition No. 91250353 (Parent)  
Opposition No. 91263692

*The Men's Wearhouse, Inc.*

*v.*

*Mark's Work Wearhouse Ltd.*

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

On May 11, 2021, Applicant filed a proposed amendment to its applications, Serial Nos. 88034113 and 88648121, with Opposer's consent, and Opposer's withdrawal of the above consolidated oppositions with prejudice, contingent upon entry of the amendment.

By the proposed amendment, Applicant seeks to amend the identification of services as follows (additions in **bold**):

**Serial No. 88034113:**

**From:** retail store services and online retail store services in the fields of apparel, footwear, headwear, safety and industrial clothing, headwear and safety footwear, and eyewear, safetywear, and clothing accessories

**To:** retail store services and online retail store services in the fields of apparel, footwear, headwear, safety and industrial clothing, headwear and safety footwear, and eyewear, safetywear, and clothing accessories; **none of the foregoing to include men's formalwear, namely**

**men's business suits, formal suits, formalwear sport coats, and tuxedos.**

**Serial No. 88648121:**

**From:** retail department store services

**To:** retail department store services; **none of the foregoing to include men's formalwear, namely men's business suits, formal suits, formalwear sport coats, and tuxedos.**

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).

The contingency in Opposer's withdrawal having now been met, the oppositions are hereby dismissed with prejudice in accordance with the agreement between the parties.