

UNITED STATES PATENT AND TRADEMARK OFFICE  
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dmd

February 25, 2021

Opposition No. 91250766

*Helix OpCo, LLC*

*v.*

*Ipsen Pharma S.A.S.*

**Jill M. McCormack, Interlocutory Attorney:**

On February 22, 2021, Applicant filed a proposed amendment to its application Serial No. 79237547, with Opposer's written consent.

By the proposed amendment, Applicant seeks to amend the identification of goods in International Class 5 and the recitation of services in International Classes 41, 42 and 44 as follows (deleted language appears in strikethrough and added language appears in bold):

**INTERNATIONAL CLASS 5**

**From:**

Pharmaceutical products for the treatment of endocrine, hormonal and metabolic diseases and disorders; pharmaceutical products for the treatment of acromegaly; medical preparations for the treatment of endocrine, hormonal and metabolic diseases and disorders; medical preparations for the treatment of acromegaly; hygiene preparations for medical use in the nature of disinfectants; disinfectants for hygienic use; dietetic foods adapted for medical use; food supplements; nutritional and food supplements; nutritional supplements; dietetic foods adapted for

medical purposes and food supplements; food supplements suitable for human consumption; medical dressings; teeth filling materials; medical plasters, disinfectants and antiseptics; diagnostic preparations for medical use; ~~diagnostic reagents for medical use; diagnostic biomarking reagents for medical use~~

To:

Pharmaceutical products for the treatment of endocrine, hormonal and metabolic diseases and disorders; pharmaceutical products for the treatment of acromegaly; medical preparations for the treatment of endocrine, hormonal and metabolic diseases and disorders; medical preparations for the treatment of acromegaly; hygiene preparations for medical use in the nature of disinfectants; disinfectants for hygienic use; dietetic foods adapted for medical use; food supplements; nutritional and food supplements; nutritional supplements; dietetic foods adapted for medical purposes and food supplements; food supplements suitable for human consumption; medical dressings; teeth filling materials; medical plasters, disinfectants and antiseptics; diagnostic preparations for medical use; **all of the foregoing limited to the field of diagnosis, treatment and management of acromegaly and other hormonal diseases, disorders and conditions**

#### INTERNATIONAL CLASS 41

From:

Training services, namely medical training; editing services for books, printed matter, magazines, newspapers, pamphlets, CDs and DVDs; educational services, namely, conducting classes, seminars, conferences, workshops in the medical and pharmaceutical field; educational services, namely, teaching and training in the medical and pharmaceutical fields; organization and conducting of educational colloquiums, conferences, congresses, seminars, symposiums in the medical and pharmaceutical field

To:

Training services, namely medical training; editing services for books, printed matter, magazines, newspapers, pamphlets, CDs and DVDs; educational services, namely, conducting classes, seminars, conferences, workshops in the medical and pharmaceutical field; educational services, namely, teaching and training in the medical and

pharmaceutical fields; organization and conducting of educational colloquiums, conferences, congresses, seminars, symposiums in the medical and pharmaceutical field; **all of the foregoing related to the field of acromegaly and other hormonal diseases, disorders and conditions information and support**

INTERNATIONAL CLASS 42

From:

Provision information in connection with medical and scientific research in the field of pharmaceutical products; ~~software publishing services~~

To:

Provision information in connection with medical and scientific research in the field of pharmaceutical products **for the diagnosis, treatment and management of acromegaly and other hormonal diseases, disorders and conditions**

INTERNATIONAL CLASS 44

From:

Providing medical information, advisory and consultancy services relating to medical and pharmaceutical fields

To:

Providing medical information, advisory and consultancy services relating to medical and pharmaceutical fields, **and specifically to acromegaly and other hormonal diseases, disorders and conditions**

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).

If the amendment resolves this proceeding, Opposer is allowed until **THIRTY (30) DAYS** from the date of this order to file a withdrawal of the opposition, failing which

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the opposition will go forward on the application as amended. *See* Trademark Rule 2.106(c).

If no response is filed, proceedings will be resumed and dates reset, as appropriate.

Proceedings are otherwise **SUSPENDED**.