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

Proceeding	91252846
Party	Defendant Bumble Bee Foods, LLC
Correspondence Address	BEN T LILA MANDOUR AND ASSOCIATES APC 8605 SANTA MONICA BLVD, SUITE 1500 LOS ANGELES, CA 90069 UNITED STATES blila@mandourlaw.com, jmandour@mandourlaw.com 858-487-9300
Submission	Motion to Amend Application
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Signature	/Ben T. Lila/
Date	04/21/2020
Attachments	Amendement Dismissal 04-21-20.pdf(80672 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the matter of Trademark Serial No. 88/444,317,
for the trademark TRUE WATER FOODS.
Published in the *Official Gazette* on August 13, 2019.

FRC Balance LLC,)
)
 Opposer,) Cancellation No. 91252846
)
 v.)
)
 Bumble Bee Foods, LLC,)
)
 Applicant.)
 _____)

**JOINT CONSENTED MOTION TO AMEND APPLICATION
AND WITHDRAW NOTICE OF OPPOSITION**

Pursuant to T.B.M.P. § 514 and 37 C.F.R. § 2.133, Applicant Bumble Bee Foods, LLC (“Applicant”) hereby moves to amend Application Serial No. 88/444,317, as shown in the following redline and clean versions:

Redline:

International Class 029: “seafood, not live, and not promoted for sale at or to a restaurant, not including convenience stores, minimarts, delis, kiosks, cafes and coffee shops that regularly provide a case for packaged foods (e.g. franchise chain coffee shops and university campus stores), and similar food service outlets that offer a variety of third party branded food items for sale at retail”

Clean:

International Class 029: “seafood, not live, and not promoted for sale at or to a restaurant, not including convenience stores, minimarts, delis, kiosks, cafes and coffee shops that regularly provide a case for packaged foods (e.g. franchise chain coffee shops and university campus stores), and similar food service outlets that offer a variety of third party branded food items for sale at retail”

Opposer FRC Balance, LLC (“Opposer”), by and through the below counsel, hereby consents to the foregoing amendment to Application Serial No. 88/444,317.

Subject to, and subsequent to, entry of the foregoing amendment, Opposer, by and through their below counsel, hereby withdraws the Notice of Opposition without prejudice. Applicant, by and through their below counsel, hereby consents to the foregoing withdrawal.

Respectfully submitted,

Date: April 21, 2020

/Ben T. Lila/
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Attorneys for Applicant,
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Date: April 21, 2020

/Glenn S. Bacal/
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FRC Balance LLC

CERTIFICATE OF SERVICE

I hereby certify that on the below date a copy of the foregoing:

**JOINT CONSENTED MOTION TO AMEND APPLICATION
AND WITHDRAW NOTICE OF OPPOSITION**

has been served via email upon the following:

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Date: April 21, 2020

/Ben T. Lila/
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