

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500
General Email: TTABInfo@uspto.gov

lw

May 20, 2020

Opposition No. 91252919

Prime Wire & Cable, Inc.

v.

C2 Development, Inc.

Andrew P. Baxley, Interlocutory Attorney:

On May 15, 2020, Applicant filed a proposed amendment to its application Serial No. 88009726, pursuant to a settlement agreement between the parties.¹

By the proposed amendment, Applicant seeks to amend the identification of goods in International Class 11.

From: LED (light emitting diode) lighting fixtures for use with aquariums, vivariums, terrariums and refugiums and horticulture applications; lighting fixtures for use with aquariums, vivariums, terrariums and refugiums and horticulture applications

To: LED (light emitting diode) lighting fixtures specifically for use with aquariums, vivariums, terrariums and refugiums; lighting fixtures specifically for use with aquariums, vivariums, terrariums and refugiums

¹ Applicant's consented motion filed May 19, 2020, to extend time to file its answer to the notice of opposition is granted.¹ Trademark Rule 2.127(a).

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 days from the date of this order to file a withdrawal of the opposition, failing which 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.