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Filing date: **03/14/2020**

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

Proceeding	91253203
Party	Defendant Blitz Brand Apparel, LLC
Correspondence Address	RON WARCZYNSKI BLITZ BRAND APPAREL LLC PO BOX 239 GREENBELT, MD 20768 UNITED STATES ron@blitzbeatz.com, rwarczy@aol.com no phone number provided
Submission	Motion to Amend Application
Filer's Name	Ron Warczynski
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Signature	/Ron Warczynski/
Date	03/14/2020
Attachments	Motion to Amend With Consent.pdf(134291 bytes)

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

Blitz NV, LLC	:	
	:	Opposition No. 91253203
Opposer,	:	
	:	Serial No. 88/423,502
v.	:	
Blitz Brand Apparel, LLC,	:	Mark: BLITZBEATZ
	:	
Applicant.	:	
_____	:	

MOTION TO AMEND APPLICATION WITH CONSENT

The parties in the above-captioned proceeding have reached a settlement agreement. Pursuant to the terms of that agreement and TBMP § 514 and 37 CFR § 2.133, Applicant, Blitz Brand Apparel, LLC hereby moves to amend its application (Serial No. 88/423,502) which is the subject of this opposition proceeding (the “Application”) in the manner set forth below. Blitz NV, LLC (“Opposer”) has consented to this motion.

Applicant respectfully requests that the Board and the USPTO amend the Application as shown in the red-lined version below:

~~Bottoms as clothing; Footwear; Headwear; Tops as clothing;~~
~~Wristbands as clothing~~

A clean copy of the proposed amendment is as follows:

Bottoms as clothing

This request is being made for the purpose of resolving the pending Opposition No. 91253203. The requested amendment limits, rather than expands, the goods covered by the subject Application, and should therefore be acceptable. Opposer has consented to the amendment by virtue of the settlement agreement and via email. Accordingly, Applicant respectfully requests that the Board enter the requested amendment to the subject Application.

Further, the parties have resolved all issues in the Opposition pursuant to a settlement agreement. Thus, in light of the foregoing, good cause exists to suspend the Opposition proceeding pending consideration of the foregoing amendment. *See* TBMP §510.02(a) (“Unless there are unusual circumstances, the Board will suspend proceedings in the case before it if the final determination of the other proceeding may have a bearing on the issues before the Board.”).

Respectfully submitted,

/Ron Warczynski/
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CERTIFICATE OF SERVICE

It is hereby certified that a copy of the foregoing MOTION TO AMEND APPLICATION WITH CONSENT has been served upon Opposer's counsel William G Giltinan, on this 13 day of March, 2020, by email at counsel's address of record: trademarks@carltonfields.com, wgiltinan@carltonfields.com.

/Ron Warczynski/
Ron Warczynski