

ESTTA Tracking number: **ESTTA1073031**

Filing date: **08/05/2020**

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

Proceeding	91255020
Party	Defendant Blucora, Inc.
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Date	08/05/2020
Attachments	8-5-20 Final Joint Motion.pdf(294713 bytes )

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

In the Matter of US Ser. No. 88/478,796

Mark: AVANTAX

Avant, LLC,	)	
	)	
Opposer,	)	
	)	
v.	)	Opposition No. 91255020
	)	
Blucora, Inc.,	)	
	)	
Applicant.	)	

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**JOINT MOTION TO AMEND THE APPLICATION AND  
SUSPEND PROCEEDINGS AND CONDITIONAL STIPULATED DISMISSAL**

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Pursuant to 37 C.F.R. § 2.133 and TBMP § 514 et seq., Applicant, Blucora, Inc. (the "Applicant"), and Opposer, Avant, LLC (the "Opposer"), by and through their respective undersigned attorneys, hereby jointly submit this Joint Motion to Amend the Application and Suspend Proceedings and Conditional Stipulated Dismissal (the "Joint Motion and Conditional Dismissal").

The parties jointly move to amend US Ser. No. 88/478,796 for AVANTAX in the following manner (with additions in **bold**):

Class 9: Downloadable software in the nature of mobile applications for use by financial services professionals in conducting financial and investment transactions and assessments, **all of the foregoing excluding consumer lending, consumer loans, auto loans, student loans, mortgage lending, consumer deposits, consumer banking services, and credit card services.**

Class 16: Printed materials and reports, namely, educational materials and reports in the fields of professional money management services, investment and portfolio management services, financial planning, estate planning, financial investment brokerage, securities brokerage, commodity brokerage, stock brokerage, and insurance brokerage; Printed reports featuring financial information and financial planning analysis; Printed forms for use by financial services professionals. [NO CHANGES]

Class: 35: Providing online business and account management information for financial services professionals, namely, commission statements, quarterly reports, and client account information and invoices; Offering a website that provides financial services professionals with business and account management data and reports to support their practices. [NO CHANGES]

Class 36: Providing information, advisory, consultancy, and research services to financial services professionals in the fields of financial management and financial investment advisory services; Investment account management services, namely, providing customizable brokerage accounts consisting of mutual funds and individual securities; Financial management services, namely, investment management services offered to high net worth individuals; Financial portfolio management; Financial investment brokerage; Securities and commodities brokerage; Insurance brokerage; Financial administration of retirement plans; Providing financial and investment portfolio review and analysis; Financial services, namely, assisting others with the completion of financial transactions for stocks, bonds, securities and equities; Financial planning services, namely, providing information and advice in the fields of retirement planning, estate planning, investment portfolio management, and wealth optimization by analyzing an individual's investments in relation to his or her taxable income and tax bracket; Providing financial services forms and research services, namely, providing a website for financial services professionals to generate customizable forms for financial and estate planning and to access data and resources related to financial planning; **all of the foregoing excluding consumer lending, consumer loans, auto loans, student loans, mortgage lending, consumer deposits, consumer banking services, and credit card services.**

Class 41: Educational services, namely, providing seminars, classes, workshops, and continuing education courses in the fields of financial planning, investing, insurance, financial portfolio management, estate planning, professional money management, financial investment brokerage, business management, business development, marketing, sales methods, leadership, customer relationship management, and technology to support financial services professionals; Professional coaching programs, namely, conducting workshops concerning investment portfolio management for financial and investment advisors; Providing online articles, reports, and white papers in the fields of financial advising and investing. [NO CHANGES]

Class 42: Providing online non-downloadable software to financial services professionals for the creation and presentation of assessment reports and financial plans; Providing online non-downloadable software for the preparation of legal documents, namely, wills and estate planning documents; Providing a website featuring online non-downloadable software in the financial planning field, namely, software as a service (SAAS) featuring software for use by financial services professionals to design, assess, manage, and report financial plans, conduct financial and investment transactions, and assess and manage financial portfolios and investments; Computer services, namely, creating online network-based indexes of information, sites, and other resources related to financial services; Computer technology support services, namely, help desk support services; **all of the foregoing excluding consumer lending, consumer loans, auto loans, student loans, mortgage lending, consumer deposits, consumer banking services, and credit card services.**

Opposer hereby consents to the entry of the above amendment.

Pursuant to 37 C.F.R. § 2.117 and TBMP §§ 510.03 and 600 et seq., Applicant and Opposer jointly request that the Board suspend the opposition proceeding while the above-mentioned amendment is being considered and approved. Once the amendment is approved and entered, the parties jointly stipulate to the dismissal of the opposition with prejudice.

Respectfully submitted,

Dated this 5th day of August, 2020.

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## CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and complete copy of the foregoing Joint Motion to Amend the Application and Suspend Proceedings and Conditional Stipulated Dismissal was served via email on Opposer's counsel of record in the above-captioned Opposition at the address listed below:

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Dated this 5th day of August, 2020.

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