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

Proceeding	91256189
Party	Plaintiff Apple Inc.
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Date	09/16/2020
Attachments	FRANKI PINEAPPLE - Opposition 91256189 - consented motion to amend an d contingent withdrawal of notice of opposition.pdf(146301 bytes)

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

Application Serial Nos. 88/546,728 and 88/546,733
 For the Mark: **FRANKI PINEAPPLE**
 Filed: July 29, 2019
 Published: December 3, 2019

APPLE INC., <div style="text-align: right; padding-right: 20px;">Opposer,</div> <div style="text-align: center; padding: 10px 0;">v.</div> SIGNS IN THE NIGHT, LLC, <div style="text-align: right; padding-right: 20px;">Applicant.</div>	
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Opposition No. 91256189

**CONSENTED MOTION TO AMEND APPLICATIONS
AND CONTINGENT WITHDRAWAL OF NOTICE OF OPPOSITION**

Opposer Apple Inc. and Applicant Signs in the Night, LLC have resolved the current dispute related to Opposition No. 91256189 contingent upon the amendment of the identification of goods and services in Applicant’s applications.

Accordingly, pursuant to 37 C.F.R. § 2.133, Applicant, with Opposer’s consent, respectfully requests that its applications at issue in this Opposition, Serial Nos. 88/546,728 and 88/546,733, be amended as follows:

Mark	(Amendments shown in bold)	Clean version of amended description of goods and services
FRANKI PINEAPPLE Serial No. 88/546,728	9: Audio and video recordings featuring music and artistic performances by Stephanie Carlisi under the stage name Franki Pineapple ; digital media, namely, recorded optical discs,	9: Audio and video recordings featuring music and artistic performances by Stephanie Carlisi under the stage name Franki Pineapple; digital media, namely, recorded optical discs, downloadable

	downloadable audio files, and downloadable video files featuring music and artistic performances by Stephanie Carlisi under the stage name Franki Pineapple.	audio files, and downloadable video files featuring music and artistic performances by Stephanie Carlisi under the stage name Franki Pineapple.
FRANKI PINEAPPLE Serial No. 88/546,733	41: Entertainment services in the nature of live musical performances by Stephanie Carlisi under the stage name Franki Pineapple	41: Entertainment services in the nature of live musical performances by Stephanie Carlisi under the stage name Franki Pineapple

The parties submit that these requested amendments do not require republication of Applicant’s applications because the amendments narrow, rather than broaden, the scope of the goods and services.

Contingent upon the Board’s approval of these amendments, Opposer withdraws its Notice of Opposition in this proceeding. This withdrawal is made without prejudice and with Applicant’s written consent, as reflected below.

Respectfully submitted,

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v.

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Opposition No. 91256189

CERTIFICATE OF TRANSMITTAL

I hereby certify that a true copy of the foregoing CONSENTED MOTION TO AMEND APPLICATIONS AND CONTINGENT WITHDRAWAL OF NOTICE OF OPPOSITION is being filed electronically with the TTAB via ESTTA on September 16, 2020.

/Rita Weeks/
Rita Weeks