

ESTTA Tracking number: **ESTTA1248178**

Filing date: **11/15/2022**

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

Proceeding no.	91264931
Party	Defendant JHO Intellectual Property Holdings LLC
Correspondence address	GIDEON B ECKHOUSE VITAL PHARMACEUTICALS INC 1600 N PARK DRIVE WESTON, FL 33326 UNITED STATES Primary email: trademarks@bangenergy.com Secondary email(s): gideon.eckhouse@vpxsports.com No phone number provided
Submission	Motion to Amend Application
Filer's name	Gideon Eckhouse
Filer's email	trademarks@bangenergy.com
Signature	/Gideon Eckhouse/
Date	11/15/2022
Attachments	Motion to Amend ACE ID of goods Opposition No 91264931.pdf(73234 bytes)

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

Ace of Spades Holdings, LLC,) Opposition No. 91264931
Opposer,)
) Serial No.: 88/777,912
) Mark: ACE
v.)
)
JHO Intellectual Property Holdings, LLC,)
Applicant.)
_____)

MOTION TO AMEND IDENTIFICATION OF GOODS

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Dear Sir,


Applicant, JHO Intellectual Property Holding, LLC, by and through its undersigned counsel, hereby moves to amend the identification of goods in the subject application as follows:

--Energy drinks; Non-alcoholic drinks, namely, energy shots--

This amendment is submitted with the consent and agreement of Opposer and their counsel of record. Moreover, this amendment narrows the scope of the identification of goods in compliance with 37 CFR §2.133. Applicant therefore respectfully requests that the Board enter into the record the amended identification of goods above.

Dated this 15th day of November, 2022

By: _____


Gideon B. Eckhouse
Chief IP Counsel
Vital Pharmaceuticals, Inc.
1600 N. Park Drive
Weston, FL 33326

Certificate of Service

I hereby certify that a true and complete copy of the foregoing Motion to Amend Identification of Goods has been served on Raymond G Areaux by forwarding said copy on August 3rd, 2020, via electronic mail to:

AFSCHINEH LATIFI
TUCKER & LATIFI LLP
160 EAST 84TH ST STE 5E
NEW YORK, NY 10028
UNITED STATES
alatifi@tuckerlatifi.com

Dated this 15TH day of November, 2022

By: _____



Gideon B. Eckhouse
Chief IP Counsel
Vital Pharmaceuticals, Inc.
1600 N. Park Drive
Weston, FL 33326