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Filing date: **03/03/2022**

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

Proceeding no.	91265271
Party	Defendant Puzzle Castle Limited
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Submission	Motion to Amend Application
Filer's name	Paulo A. de Almeida
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Signature	/Paulo A. de Almeida/
Date	03/03/2022
Attachments	WORDWISE_Motion to Amend Application and Conditional Dismissal of Opposition Without Prejudice.pdf(118345 bytes )

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

SCHOOL SPECIALTY, INC.,	)	Opposition No. 91265271
	)	Serial No. 88/805,176
Opposer,	)	Mark: WORDWISE
	)	
v.	)	
	)	
PUZZLE CASTLE LIMITED,	)	
	)	
	)	
Applicant.	)	
	)	
	)	
	)	

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**MOTION ON CONSENT TO AMEND APPLICATION AND  
CONDITIONALLY WITHDRAW OPPOSITION WITHOUT PREJUDICE**

Pursuant to 37 C.F.R. § 2.133(a), and with Opposer SCHOOL SPECIALTY, INC.’s consent, Applicant PUZZLE CASTLE LIMITED respectfully requests that Class 9 in the opposed application Ser. No. 88/805,176 (WORDWISE) be amended as follows:

Class 9:

Downloadable computer **word puzzle** game software **application** for use on mobile and cellular phones, **tablet computers, and handheld electronic devices, intended for users over age 17, and not for educational purposes;** ~~Downloadable computer software for the collection, editing, organizing, modifying, book marking, transmission, storage, and sharing of data and information; Downloadable electronic game software for cellular telephones; Downloadable electronic game software for handheld electronic devices; Downloadable game software; Downloadable software for processing images, graphics and text; Downloadable electronic games via the internet and wireless devices~~

The final identification in class 9 should read as follows:

Downloadable computer word puzzle game software application for use on mobile and cellular phones, tablet computers, and handheld electronic devices, intended for users over age 17, and not for educational purposes

This amendment does not require republication because it is narrowing in nature. TMEP § 1505.03(b). The parties further request that the Board suspend the opposition pending entry of the amendment. If this amendment is approved by the Board, Opposer, with Applicant's consent, respectfully requests that the opposition be dismissed without prejudice.

Dated: March 2, 2022

By: /Paulo A. de Almeida/  
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Dated: March 2, 2022

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**PROOF OF SERVICE**

I hereby certify that a true and complete copy of the foregoing **MOTION ON CONSENT TO AMEND APPLICATION AND CONDITIONALLY WITHDRAW OPPOSITION WITH PREJUDICE** has been served on Jennifer Gregor, counsel for Opposer, on March 3, 2022, via email to:

jgregor@gklaw.com, sdelsman@gklaw.com, docketing@gklaw.com

By: /Paulo A. de Almeida/  
Paulo A. de Almeida

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