

ESTTA Tracking number: **ESTTA1165295**

Filing date: **10/12/2021**

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

| | |
|---------------------------|---|
| Proceeding | 91268016 |
| Party | Defendant Renal Care Options, LLC |
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| Submission | Motion to Amend Application |
| Filer's Name | Robert L. Brewer |
| Filer's email | trademarks@bassberry.com |
| Signature | /Robert L. Brewer/ |
| Date | 10/12/2021 |
| Attachments | consented motion to amend appl - 91268016.pdf(160400 bytes) |

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

| | | |
|---------------------------|---|-------------------------|
| Spark Therapeutics, Inc., | : | |
| | : | |
| Opposer, | : | |
| | : | Opposition No. 91268016 |
| | : | |
| v. | : | Serial No. 88/672,827 |
| | : | |
| Renal Care Options, LLC, | : | |
| | : | |
| Applicant. | : | |



Mark:

CONSENTED MOTION TO AMEND APPLICATION

Applicant Renal Care Options, LLC (“Applicant”), by and through its undersigned counsel, hereby requests that its Application Serial No. 88/672,827 be amended and that the identification of services in International Class 44 be revised as follows:

Class 44: Care coordination and case management services for patients with chronic kidney disease (CKD), patients that are post-kidney transplant, and patients undergoing dialysis, including diabetes and high blood pressure management; care coordination in preparation of dialysis, including access placement; data analysis to identify patients with undiagnosed CKD and related diseases; providing personal support services for patients, namely, meetings with patients to determine each patient's unique care goals and objectives, formulating a care plan for each patient, updating the care plan as the patient's needs or goals change, all in the field of chronic kidney disease (CKD); medication therapy review and facilitating any needed changes medication regimen, all in the field of chronic kidney disease (CKD); training and coordinating care in the areas of lifestyle choices, preemptive transplant, dialysis modality, dialysis options and medical management without dialysis, all in the field of chronic kidney disease (CKD); services rendered by social workers, namely, mental health and social needs assessments, evaluations, and referrals, all in the field of chronic kidney disease (CKD); dietician services, all in the field of chronic kidney disease (CKD); pharmacist consultation services, all in the field of chronic kidney disease (CKD);

*and consulting services in the field of nursing, **all in the field of chronic kidney disease (CKD); all of the foregoing excluding services in the field of gene therapy***

Opposer Spark Therapeutics, Inc. (“Opposer”) has consented to this requested amendment, which is clarifying and limiting in nature as required by Trademark Rule 2.71(a).

Applicant and Opposer respectfully request that the Opposition be dismissed without prejudice upon entry of the above amendment.

Dated: October 12, 2021

Respectfully submitted,

/Robert L. Brewer/

Robert L. Brewer

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***Attorney for Renal Care Options,
LLC***

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Consented Motion to Amend Application was served on the date indicated below by email to the following attorneys of record:

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Dated: October 12, 2021

/Marian Moore/
Marian Moore
Paralegal