

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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KGC/DMD

August 24, 2021

Opposition No. 91269200

The Children's Hospital of Philadelphia

v.

Rutgers, The State University of New Jersey

By the Trademark Trial and Appeal Board:

On August 19, 2021, Applicant filed a proposed amendment to application Serial No. 88796310, with Opposer's consent, and Opposer's withdrawal without prejudice of the opposition, contingent upon entry of the amendment. 8 TTABVue.

By the proposed amendment, applicant seeks to amend the identification of goods in Class 25 as follows (added wording is in bold):¹

From: SPORTSWEAR, NAMELY, SHIRTS, HATS, JACKETS, SWEATERS, SHORTS, SWEATSHIRTS AND SWEATPANTS; CLOTHING, NAMELY, SHIRTS, HATS, JACKETS, SWEATERS, SHORTS, SCARVES, SWEATSHIRTS AND SWEATPANTS; **all of the foregoing offered and sold in connection with college sports in the field of football**

To: Sportswear, namely, shirts, hats, jackets, sweaters, shorts, sweatshirts and sweatpants; clothing, namely, shirts, hats, jackets, sweaters, shorts, scarves, sweatshirts and sweatpants; **all of the foregoing offered and sold in connection with college sports in the field of football**

¹ Class 41 remains unchanged.

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The amendment is limiting in nature, as required by Trademark Rule 2.71(a). Because Opposer consents thereto, the amendment is approved and entered. *See* Trademark Rule 2.133(a).

The contingency in Opposer's withdrawal having now been met, the opposition is dismissed without prejudice.