

ESTTA Tracking number: **ESTTA1161839**

Filing date: **09/24/2021**

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

Proceeding	91269374
Party	Plaintiff STIGA Sports AB
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Submission	Other Motions/Submissions
Filer's Name	Josh A. Partington
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Date	09/24/2021
Attachments	2021-09-24 Joint Motion to Amend and Withdraw.pdf(32297 bytes)

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

STIGA Sports AB)	
Opposer,)	
v.)	Opposition No. 91/269,374
)	Mark: Design
2723531 Ontario Inc.)	Application No. 88/706,887
Applicant.)	Filed: November 26, 2019
)	Published: November 17, 2020
)	

JOINT MOTION TO AMEND APPLICATION AND WITHDRAW OPPOSITION

Opposer, STIGA Sports AB (hereinafter “Opposer”), filed the above-captioned opposition on May 17, 2021 against Application Serial No. 88/706,887 filed on November 26, 2019 by 2723531 Ontario Inc. (hereinafter “Applicant”).

Opposer and Applicant respectfully request and consent to amendment of the identifications of goods in Classes 18 and 25 of Application Serial No. 88/706,887 such that they read as follows (both marked-up and clean versions are provided):

Class 18 (marked-up)

Hunting bags; sports packs for hiking, winter performance, hunting and shooting sports; sportsman's hunting bags; All-purpose sports packs for hiking, winter performance, hunting and shooting sports and sports bags used for hunting, survival and tactical purposes, and waterfowl decoy backpacks

Class 25 (marked-up)

Performance clothing, namely, outerwear, namely, coats, hats, and gloves used for hunting and tactical shooting sports; footwear used for hunting and tactical shooting sports; performance sporting wear, namely, casual and lifestyle clothing, namely,

coats, hats, gloves, sweat shirts, shirts, pants, shorts, all for hiking, winter performance, hunting and shooting sports; socks used for hiking, winter performance, hunting and shooting sports; performance sporting wear, namely, footwear used for hiking, winter performance, hunting and shooting sports; balaclavas; camouflage clothing for hunting, namely, coats, hats, gloves, sweat shirts, shirts, pants, shorts; gloves for hiking, winter performance, hunting and shooting sports; hats for hiking, winter performance, hunting and shooting sports; mittens for hiking, winter performance, hunting and shooting sports; clothing, namely, neck warmers, and neck warmers in the nature of scarves, all for hiking, winter performance, hunting and shooting sports

Class 18 (clean)

Hunting bags; sports packs for hiking, winter performance, hunting and shooting sports; sportsman's hunting bags; All-purpose sports packs for hiking, winter performance, hunting and shooting sports and sports bags used for hunting, survival and tactical purposes, and waterfowl decoy backpacks

Class 25 (clean)

Performance clothing, namely, outerwear, namely, coats, hats, and gloves used for hunting and tactical shooting sports; footwear used for hunting and tactical shooting sports; performance sporting wear, namely, casual and lifestyle clothing, namely, coats, hats, gloves, sweat shirts, shirts, pants, shorts, all for hiking, winter performance, hunting and shooting sports; socks used for hiking, winter performance, hunting and shooting sports; performance sporting wear, namely, footwear used for hiking, winter performance, hunting and shooting sports; balaclavas; camouflage

clothing for hunting, namely, coats, hats, gloves, sweat shirts, shirts, pants, shorts; gloves for hiking, winter performance, hunting and shooting sports; hats for hiking, winter performance, hunting and shooting sports; mittens for hiking, winter performance, hunting and shooting sports; clothing, namely, neck warmers, and neck warmers in the nature of scarves, all for hiking, winter performance, hunting and shooting sports

Contingent on the entry of the identification amendments detailed above, Opposer, with Applicant's consent, respectfully requests that this opposition be withdrawn without prejudice.

Accordingly, Opposer and Applicant respectfully request that the Board consider and order the entry of the aforementioned amendments and, once entered, order that the opposition be dismissed without prejudice. Opposer and Applicant respectfully request that this Motion be granted. Opposer and Applicant further request that this opposition proceeding be suspended pending disposition of this Motion.

Respectfully submitted,

Date: September 24, 2021

By: /Josh A. Partington/
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Applicant so consents,

Date: September 23, 2021

By: /Jaime Holroyd/
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CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Joint Motion to Amend Application and Withdraw Opposition has been served on counsel for Applicant, Peter Dillon, by forwarding said copy on September 24, 2021, via email addressed to sina.giugno@siskinds.com.

By: /Josh A. Partington/
Josh A. Partington

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