

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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ky/apb

March 3, 2023

Opposition No. 91268069

Opposition No. 91269835

LT Overseas North America, Inc.

v.

Royal Coffee, Inc.

By the Trademark Trial and Appeal Board:

On February 27, 2023, Applicant filed a proposed amendment to application Serial No. 90029352, with Opposer's consent, and Opposer's withdrawal with prejudice of the opposition, contingent upon entry of the amendment.

By the proposed amendment, Applicant seeks to add the wording “and all of the foregoing in the green coffee industry” at the end of the identifications of goods and services in International Classes 30 and 39. As amended, the identifications of goods and services would be as follows (additional wording is bolded):¹

International Class 30

Coffee; Green Coffee; all of the foregoing not relating to sports or a sports team, league, mascot or stadium; **and all of the foregoing in the green coffee industry**

¹Applications 90029352; 90029387; 90525973 and 90526008 allowed to proceed to registration.

International Class 39

Distribution services, namely, delivery of coffee; import and export services, namely, transportation of the merchandise of others in the nature of coffee; warehousing services, namely, storage, distribution, pick-up, packing, and shipping of coffee; all of the foregoing not relating to sports or a sports team, league, mascot or stadium; **and all of the foregoing in the green coffee industry**

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). In view of such entry, the opposition is dismissed with prejudice.