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

Proceeding no.	91270495
Party	Plaintiff Cult Beauty Limited
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Date	10/12/2022
Attachments	Cult51 Motion to Amend Application Executed.pdf(139306 bytes )

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

CULT BEAUTY LIMITED,

Opposer,

v.

CULT 51 LIMITED,

Applicant.

Opposition No. 91270495

**MOTION ON CONSENT TO PERMIT POST-PUBLICATION AMENDMENT,  
TO SUSPEND PROCEEDINGS, AND FOR  
CONDITIONAL DISMISSAL OF OPPOSITION WITHOUT PREJUDICE**

Opposer Cult Beauty Limited (“Opposer”) and applicant Cult 51 Limited (“Applicant”) hereby file this joint motion to amend by post-publication amendment the application that is the subject of this opposition proceeding, to suspend the opposition proceeding pending the Board’s review of the amendment, and to dismiss the opposition proceeding without prejudice conditioned on the Board’s acceptance of the amendment.

Applicant, with the consent of Opposer, requests that its Application Serial No. 90/077,733 be amended as follows, with deleted language in ~~strikethrough~~ font:

~~Cosmetics~~; non-medicated skin care preparations, namely, lotions, creams, and gels; non-medicated skin care preparations, namely, protective lotions, and cream; non-medicated skin care preparations, namely, cleansing and moisturising creams, oils, and lotions; non-medicated soaps; ~~bath gel; non-medicated toilet preparations~~; essential oils; non-medicated skin care preparations, namely, lotions, creams and preparations for care of the face, body, scalp, nails and hair; non-medicated bath preparations; non-medicated skin care preparations, namely, cleansers and toners; ~~perfumes; antiperspirants and deodorants; makeup; facial concealers for spots and blemishes; hair conditioner~~; shampoo; cleaning preparations, polishing preparations, abrasive preparations; non-medicated exfoliating preparations for the face and body; ~~nail varnish~~.

Since the proposed amendment is in the nature of a limitation, no re-publication should be required, and the amendment should be permissible.

The parties jointly move to continue suspension of this proceeding pending review of the proposed amendment. The parties further consent that upon the approval and entry of the proposed amendment, this opposition proceeding be dismissed without prejudice.

Respectfully submitted,

Dated: October 12, 2022

DECHERT LLP

By: /s/ Jennifer Insley-Pruitt  
Jennifer Insley-Pruitt  
Thomas Kienzle

3 Bryant Park  
1095 Avenue of the Americas  
New York, New York 10036

*Counsel for Opposer*

Dated: October 12, 2022

KELLEY, DRYE & WARREN LLP

By: /s/ Andrea L. Calvaruso  
Andrea L. Calvaruso

101 Park Avenue  
New York, New York 10178

*Counsel for Applicant*

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing has been served by email to counsel for Applicant, Andrea L. Calvaruso, at *trademarks@kelleydrye.com*, this 12th day of October 2022.

/s/ Thomas Kienzle

Thomas Kienzle