

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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mbm/ajl/lh

November 22, 2022

Opposition No. 91270495

Cult Beauty Limited

v.

Cult 51 Ltd

By the Trademark Trial and Appeal Board:

On October 12, 2022, Opposer filed the parties' stipulated proposed amendment to application Serial No. 90077733, and withdrawal without prejudice of the opposition, contingent upon entry of the amendment. 22 TTABVUE.

By the proposed amendment, Applicant seeks to amend the identification of goods in International Class 3 as follows:¹

From: ~~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~~

¹ The strike-through wording indicates the proposed language to be deleted from the identification.

To: 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; 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; shampoo; cleaning preparations, polishing preparations, abrasive preparations; non-medicated exfoliating preparations for the face and body

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.