

ESTTA Tracking number: **ESTTA1198733**

Filing date: **03/24/2022**

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

Proceeding no.	91270609
Party	Defendant Rungle LLC
Correspondence address	JOHN PAUL OLEKSIUK COOLEY LLP 1299 PENNSYLVANIA AVE. NW STE 700 WASHINGTON, DC 20004 UNITED STATES Primary email: trademarks@cooley.com Secondary email(s): cwellington-caban@cooley.com, glinker@cooley.com, jpo@cooley.com 310-883-6400
Submission	Motion to Amend Application
Filer's name	Colleen Wellington-Caban
Filer's email	cwellington-caban@cooley.com, trademarks@cooley.com
Signature	/Colleen Wellington-Caban/
Date	03/24/2022
Attachments	Curated and Rungle- Motion to Amend App. and Withdraw Opp. No. 91270609.pdf(290050 bytes)

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

In Re: Application Serial No. 88/627,746
For the Mark: ICURATED
Filed: Sept. 23, 2019
Published in the Official Gazette: Mar. 23, 2021

_____)	
Curated, Inc.)	
)	
Opposer,)	
)	
v.)	Opp. No. 91270609
)	
Rungle LLC d/b/a iCurated,)	
)	
Applicant.)	
_____)	

**MOTION TO AMEND APPLICATION WITH CONSENT AND
WITHDRAWAL OF OPPOSITION**

Pursuant to 37 C.F.R. § 2.133 and § 514 of the Trademark Trial and Appeal Board Manual of Procedure, Rungle LLC d/b/a iCurated, (“Applicant”), by and through its attorneys, and with the consent of Opposer Curated, Inc., hereby respectfully requests that the Board grant this motion to amend the application that is the subject of the above-referenced proceeding as set forth herein.

Applicant seeks to amend the services in Application Serial No. 88/627,746 to include the limiting language set forth below in the underlined text:

*providing **crowd-sourced** consumer product information via the internet **in respect of third-party products***

Applicant’s requested amendments comply with all statutory requirements in that the amendments insert language that does not broaden the scope of the services.

Upon amendment of Applicant’s description of services as requested herein, Opposer, pursuant to 37 CFR 2.106(c) and TBMP Section 601, hereby withdraws its Notice of Opposition to registration of Applicant’s mark ICURATED, Ser. No. 88/627,746, with prejudice.

Date: March 24, 2022

Respectfully submitted,

LATHROP GPM LLP

COOLEY LLP

/s/ Amy Brozenic

Ashley M. Bennett Ewald
Amy Brozenic
80 South 8th Street
500 IDS Center
Minneapolis, MN 55402
Tel: 612-632-3000
Fax: 612-632-4444
ashley.ewald@lathropgpm.com
amy.brozenic@lathropgpm.com
molly.littman@lathropgpm.com

Attorneys for Opposer

/s/ Colleen Wellington-Caban

John Paul Oleksiuk
Colleen Wellington-Caban
1299 Pennsylvania Ave. NW STE 700
Washington, DC 20004
Tel: 202-842-7800
Fax: 202-842-7899
trademarks@cooley.com
cwellington-caban@cooley.com
jpo@cooley.com

Attorneys for Applicant