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

Proceeding no.	91272190
Party	Defendant Blue Marmalade Ltd
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Attachments	COOLICON Consented Motion 5-3-23.pdf(540663 bytes)

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

Seeley International Pty Ltd

Opposer,

v.

Blue Marmalade Ltd

Applicant.

Opposition No.: 91272190

CONSENTED MOTION TO AMEND
APPLICATION

Application No.: 79/287,669

International Classes: 9, 11

Application Date: December 27, 2019

CONSENTED MOTION TO AMEND APPLICATION

Seeley International Pty Ltd (“Opposer”) and Blue Marmalade Ltd (“Applicant”) each consent to the following amendments to Applicant’s Application Serial No. 79/287,669 (“Application”).

International Class	Amendment
009	Apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity; automatic timing switches; batteries for lighting; cable connectors; electric cable couplings; cable covers in the nature of electricity conduits; junction boxes; cable locators; cables, electric; cell switches in the nature of electric current switches; coaxial cable connectors; coaxial switches; conductors, electric; conduit for electric cables; connection blocks being electrical connector housings; electric connection boards; electrical connection boxes; connection cables; connections for electric cables; consumer control units <u>which are not for air-conditioning goods or services</u> ; contacts, electric; decorative magnets; decorative refrigerator magnets; differential switches; electric light dimmer switches; electric light dimmers; luminous and mechanical display signs of metal; domestic electric switches; ducting for electric cables; earth terminals; electric circuit breakers; electric cables; electric current switches; electric extension cables; electric extension leads; electric light switches; electric switch plates; electric switchboxes; electric switches; electric switching apparatus, namely, electric switches and electric switch housings; electric wire; electrical cable; electrical cable connectors; electrical switch assemblies; electrical switch boards; electrical switch boxes; electrical switch cabinets; electrical switch timers; electrical switches; electrical switching apparatus, namely, electrical switches; components for electricity mains in the nature of electric wires and cables; electrified rails for mounting spot lights; electromagnetic switches in the nature of solenoid valves; electronic touch sensitive switches; enamelled electric wires; fiber optic cable; fibre optical elements, namely, optical fibres; flashing safety lights; flexible sheaths for electric cables; electronic hook switches; insulated electric

	<p>wire; insulated electrical cables; joint boxes for housing electric cable joints; jointing boxes in the nature of junction boxes; junction sleeves for electric cables; junction sleeves for electrical cables; optical lens; level switches for monitoring and controlling liquids in tanks and vessels; light conducting filaments; light conductive rods in the nature of fibre optic light conduits; light conductors in the nature of fibre optic light conduits; light dimmers, electric; light diodes; light emitting diode displays; light emitting diodes (LEDs); light pens; electronic digital light signboards; light switches; lighting ballasts; electric lighting dimmers; limit switches in the nature of electronic motion sensitive switches; liquid level switches for monitoring and controlling liquids in tanks and vessels; magnetic switches; magnets; male connectors for electrical cables; mechanical contact switches in the nature of motion sensors; mercury switches; electric metal signboards; luminous metal signboards; mineral insulated electric cables; neon light indicators for use in electrical circuits; neon rotating lights for signalling; neon signs; optical beam deflectors; optical cables; optical fibre connectors; optical electronic components, namely, optical receivers and transmitters; optical emitters in the nature of optical transmitters; optical fibre cables; optical fibres; optical glass in the nature of optical lens blanks; optical glass filters; optical lamps; optical lanterns; scientific and technical apparatus, namely, optical mirrors; optical reflectors; optical sensors; optical shutters; optical switches; optical transmitters; optical transmitters for use with fibre optic cables; optical viewing screens, namely, video screens; ornamental magnets; plastic optical lenses; power cables; power switches; pressure switches for monitoring, controlling and switching hydraulic or pneumatic systems; electronic proximity switches; electronic proximity sensor switches; sheaths for electric cables; sheaths for electrical wires; skeleton switches in the nature of electric switches; skeleton switches in the nature of electronic switches; sleeves for electric cables; splice boxes consisting of electrical transmission line splices; electrical transmission line splice connectors; strain relief cable glands in the nature of cable connectors; electric switch panels; switch points in the nature of electric switches; switchboards; electricity switchboxes; switched spurs being parts of electrical sockets; switches, electric; switchgear; automatic switching apparatus for controlling light fixtures and installation; high frequency switching power supplies; tactile electric switches; temperature controllers for monitoring, regulating and controlling the temperature of rooms; temperature switches; thermal switches in the nature of temperature switches; time switches; time switches, automatic; traffic information panels in the nature of luminous road signs; luminous traffic signs; luminous traffic signs of metal; traffic-light apparatus; tumbler switches in the nature of electrical switches; wall lights switches; wires, electric; wires of metal alloys for electrical fuses; electrical lighting transformers</p>
011	<p>Accelerated ion devices for the treatment of air; air conditioners; air conditioning units; air conditioning apparatus; air conditioning fans; air conditioning filters; air conditioning installations; air purifying apparatus and machines; apparatus for cleaning air, namely, air cleaning units; apparatus for lighting, namely, lighting installations; appliances for illumination, namely, lights for illuminating stairs, doors and other portions of buildings; aquarium lamps; arc lamps; bases adapted for the mounting of lamps; bases for non-electric lamps; battery powered fluorescent emergency lighting units, namely, wall, ceiling and floor mounted lighting fixtures; battery powered incandescent emergency lighting units, namely, wall, ceiling and floor mounted lighting fixtures; bedside lamps; bicycle lights; book lights; bulbs for lighting; bulkhead lights; burners for lamps; casings for lamps; casings for lighting fixtures; ceiling fans; ceiling illuminants, namely, ceiling lights; ceiling light fittings; ceiling lights; central type air conditioning</p>

~~apparatus; chandelier pendants; chandeliers; chiller units being parts of water cooling installations; chilling apparatus, namely, food and beverage chilling units; chimneys for oil lamps; electric Christmas tree lights; electric lights being Christmas tree ornaments for illumination; lights, electric for Christmas trees; coils as parts of cooling installations; combined heating and air conditioning apparatus; computer controlled lighting installations; computer controlled lighting instruments, namely, lamps; installations for conditioning air; air cooling apparatus; cooling appliances and installations for water; cooling domes; cooling elements, namely, evaporative air coolers for air cooling systems; cooling evaporators; beverage cooling installations and machines; ceiling light fittings, namely, cord pendants; counterweight fittings for pendant lamps; decorative electric lighting apparatus, namely, fairy lights; decorative gas lamps; decorative lighting in the nature of electrically-illuminated lanterns; decorative electric lights for Christmas trees; decorative lighting sets, namely, electrically-illuminated figurines; decorative string lights; desk lamps; diffusers being parts of lighting apparatus; diffusers being parts of lighting installations; light diffusers; discharge tubes, electric, for lighting; display lights; dome lights; dome lights for furniture; domestic air conditioning apparatus; domestic air conditioning installations; downlights; dynamo lights for vehicles; electric air conditioners; electric apparatus for lighting, namely, lighting installations; electric bulbs; electric cooling fans; electric discharge lamps; electric fairy lights; electric fiber optic lighting apparatus, namely, lighting fixtures; electric flashlights; electric hand lamps; electric incandescent lamps; electric indoor lighting apparatus, namely, lighting fixtures; electric indoor lighting installations; electric lamp bulbs; electric lamps; electric light bulbs; electric ceiling light fittings; electric lighting fixtures; electric lighting apparatus, namely, electric torches for lighting; electric holiday lighting installations; electric lights; electric lights for festive decorations; electric night lights; electric torches for lighting; electric track lighting units; electrical discharge lighting fixtures; electrical discharge tubes for lighting purposes; electrical glass light bulbs; electrical lamps; electrical lamps for indoor lighting; electrical lamps for outdoor lighting; electrical light bulbs; electrical lighting fixtures; electrical lighting fixtures for use in hazardous locations; electrical luminaires; electrically powered air blowers for air conditioning purposes; electrically powered air blowers for ventilation purposes; emergency lamps for illumination purposes; emergency lighting installations for illumination purposes; emergency lighting apparatus, namely, lighting installations for illumination purposes; emergency lights lighting fixtures for illumination purposes; evaporative air cooling units for domestic use; evaporative air cooling towers; evaporators for chemical processing; evaporators for air conditioners; extractors hoods for kitchens; fairy lights for festive decoration; fairy lights for festive decorations; fans for air conditioning apparatus; electric fans for personal use; fans being parts of air conditioning installations; fiber optic lighting fixtures; filaments for electric lamps; magnesium filaments for lighting; film stage lighting apparatus; film stage lighting installations; filters for air conditioning; filters for lighting apparatus; filters for lighting appliances; filters for use with apparatus for air conditioning; filters for use with lamps; filters for use with lighting apparatus; fixtures for incandescent light bulbs; flameless candles; flange light fittings; flashlight bulbs; flashlights; flashlights utilising electric rechargeable devices; flat panel lighting apparatus; flexible lamps; fluorescent electric light bulbs; fluorescent lamp tubes; fluorescent lamps; fluorescent lamps with low ultra-violet light output; fluorescent lighting apparatus, namely, lighting installations; fluorescent lighting tubes; fluorescent lighting fixtures; fluorescent lighting tube fittings; full spectrum light sources,~~

	<p>namely, ultraviolet lamps not for medical purposes; garden lighting, namely, paver lights; garden lights, namely, paver lights; gas lamps; gas lights, namely, lamps; germicidal lamps for purifying air; glass covers being fittings for lamps for sun lamps; glass covers for lamps in the nature of lamp casings; glass covers for lamps in the nature of lamp casings for operating rooms; halogen lamps; halogen light bulb; halogen light bulbs; hanging ceiling lamps; hanging lamps; lamp fixtures; heat exchangers for the temperature control of drinks being dispensed; high intensity search lights; holders for light sources, namely, fixtures for light installations; hoods for air conditioning apparatus; household air cleaners; humidification apparatus for use with air conditioning apparatus; ice machines and apparatus; ice making machines; illumination fittings, namely, LED lighting assemblies for illuminated signs; illumination installations, namely, lighting installations; infrared illuminators; incandescent lamps; incandescent lamps and their fittings; incandescent lamps for optical instruments; incandescent light bulbs; incandescent lighting fixtures; indoor electrical lighting fixtures; indoor fluorescent electrical lighting fittings, namely, fluorescent lighting tubes; indoor fluorescent lighting fixtures; industrial air purifiers; industrial dehumidifiers; installations for electric lighting; installations for street lighting; installations for the cooling of air; klieg lights; laboratory lamps; lamp bases; lamp casings; lamp chimneys made of glass; lamp finials; lamp fitments; lamp fittings; lamp glasses; lamp globes; lamp holders in the nature of lamp bases; lamp mantles; lamp posts; lamp reflectors; lamp shades; lamp standards; lamp stands; lamps; lamps fitted with extendible supports; lamps for Christmas trees; lamps for electrical installations; lamps for festive decoration; lamps for lighting purposes; lamps for outdoor use; lamps for security lighting; globes for lamps; lampshade holders; lampshades; lampstands; lanterns for lighting; lanterns made of ceramics for lighting; LED landscape lights; LED light bulbs; LED light machines; LED luminaires; LED underwater lights; LED light assemblies for architectural uses; light bars in the nature of light bulbs; light bulbs; light bulbs, electric; light bulbs for gas-discharge lamps; light bulbs for incandescent lamps; electric lighting discharge tubes; light filters for use with lighting apparatus; light fittings for ceiling lights; light fixtures; light installations; light projectors; light reflectors; light shades; light sources of electro luminescence, namely, lamps; light sources, namely, lamps; lightbulbs; light-emitting diodes (LED) lighting apparatus, namely, LED light machines; lighting, namely, LED lighting fixtures; lighting apparatus, namely, lamps; lighting apparatus, namely, and installations; lighting armatures for lamps; lighting devices for showcases; lighting elements, namely, light bulbs; ceiling lighting fittings; lighting fixtures; lighting fixtures for commercial use; lighting fixtures for household use; lighting for aquariums; lighting for illuminating displays; lighting installations; lighting lamps; lighting louvres, namely, lampshades; lighting ornaments, namely, ornamental decorations specially adapted for affixation to chandeliers; lighting, namely, lamps other than for medical photographic use; lighting panels, namely, flat panel lighting apparatus; lighting tracks; lighting tubes; lights, electric, for Christmas trees; lights for external installation, namely, floodlights; electric lights for festive decoration; lights bulbs for incandescent lamps; reading lights for music stands; lights for track mounting, namely, electric track lighting units; lights for wall mounting; louvres for light control in the nature of lampshades; louvres for light deflection in the nature of lampshades; louvres for lights, namely, lampshades; electric luminaires; electric luminaires for emergency use; electric luminaires for security use; luminaries; luminous discharge lamps; luminous house numbers; luminous tubes for lighting; map reading lights; mercury lamps; metal halide lamps; miners'</p>
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	<p>lamps; miniature light bulbs; mural lamps; neon lamps for illumination; oil lamps; opaque casings for lamps; opaque casings for lighting fixtures; ornaments for Christmas trees, namely, electric lights; outdoor electrical lighting fixtures; outdoor lighting in the nature of paver lights; outdoor lighting fixture fittings; overhead lamps; pedestal lamps; pen lights; pendant fluorescent lighting fixtures; pocket electric lamps; pocket search lights; portable hand lamps; portable lamps; portable search lamps; reading lamps; reflectors adapted for lighting apparatus; light reflectors for illuminators; reflectors for lamps; reflectors for light control; reflectors for light deflection; reflectors for wide area lighting fixtures; refrigerating apparatus and machines; refrigerating containers; residential air conditioning units; roadlights; roof fans; roof lights in the nature of lamps; room air conditioners; electric room fans; running lights for boats; safety lamps; safety lamps for underground use; sconce lighting fixtures; electric lighting fixtures, namely, sconces; search lights; searchlights; self-luminous light sources, namely, luminous tubes for lighting; separators for removing condensation by refrigeration; shades for lanterns; shades for light sources, namely, lampshades; sockets for electric lights; solar powered lamps; solar powered all-weather lights; spot lamps; spot lamps for household illumination; spot lights; spot lights for household illumination; spotlights; standard lamps; standing lamps; street lamps; strings of coloured lights for decoration; strings of coloured lights for decorative purposes; strings of decorative lights; strings of lights, namely, rope lights, for decorative purposes; decorative strobe lights apparatus; flashing strobe lights; stroboscopic lamps; studio lamps; sun lamps; sun ray lamps; supply air diffusers being parts of refrigerators; non-electrified suspension rails specially adapted for electrical lighting fixtures; electric table fans; lampshades for table lamp; table lamps; ultra-violet ray lamps for cosmetic purposes; ultraviolet ray lamps, not for medical purposes; ultra-violet sun ray lamps for cosmetic purposes; uplighters; UV halogen metal vapour lamps; vacuum lamps; vehicle dynamo lamps; ventilation installations and apparatus; wall lamps; wall lights; fittings for wall lights (other than switches); washstand lamps; water coolers; water cooling apparatus, namely, towers; window air conditioning apparatus; window mounting air conditioners for industrial purposes; anti-dazzle light shades; light boxes being lighting installations</p>
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Applicant and Opposer respectfully request that the Trademark Trial and Appeal Board and United States Patent and Trademark Office implement the identification amendments to Applicant's Application as set forth in this Consented Motion to Amend Application.

THIS MOTION IS EXPRESSLY CONSENTED TO BY:

SEELEY INTERNATIONAL PTY LTD

BLUE MARMALADE LTD

Signature: 

Signature: 

Name: Frank Seeley

Name: TRENT JENNINGS

Title: Executive Chairman

Title: DIRECTOR

Date: 10 April 2023

Date: 20 APRIL 2023

<p>CERTIFICATE OF SERVICE</p> <p>The undersigned hereby certifies that a copy of this submission has been served upon all parties, at their address of record by email on May 3, 2023.</p> <p>Respectfully submitted, /Julianne A. Henley/ Julianne A. Henley Attorney for Applicant</p>	<p>Respectfully submitted,</p> <p>SPARROW IP PLLC</p> <p><u>/Julianne A. Henley/</u> Julianne A. Henley Attorney for Applicant</p>
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