

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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LTS/RA

March 3, 2022

Opposition No. 91274452

Tworoger Associates, Ltd

v.

HHPLIFT Corporation

By the Trademark Trial and Appeal Board:

On February 17, 2022, Applicant filed a proposed amendment to its application Serial No. 90606522, with Opposer's consent, and Opposer's withdrawal of the opposition, contingent upon entry of the amendment.

By the proposed amendment, Applicant seeks amend the subject application by deleting Class 9 in its entirety.

In an opposition to an application having multiple classes, if the applicant files a request to amend the application to delete an opposed class, the request for amendment is, in effect, an abandonment of the application with respect to that class, and is governed by Trademark Rule 2.135. In view of the foregoing, and because Opposer consents thereto, Class 9 of the subject application is **abandoned**. See Trademark Rule 2.135; TBMP § 602.01 (2021).

The recitation of goods in Class 16 remains unchanged.

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The contingency in Opposer's withdrawal having now been met, the opposition is **dismissed with prejudice** in accordance with the agreement between the parties.

Application Serial No. 9060522 will move forward to registration in connection with the goods in Class 16.