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

Proceeding no.	91274513
Party	Defendant Natera, Inc.
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Submission	Motion to Amend Application
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Date	03/16/2023
Attachments	Executed - Joint Motion to Amend the Application and Suspend Proceedings and Conditional Stipulated Dismissal - Horizon-Natera.pdf(155299 bytes)

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

In the Matter of US Ser. Nos. 88/299,910; 88/982,103
Mark: HORIZON

Horizon Therapeutics Ireland DAC and)	
Horizon Therapeutics USA, Inc.,)	
)	
Opposer,)	
)	
v.)	Opposition No. 91274513
)	
Natera, Inc.,)	
)	
Applicant.)	

**JOINT MOTION TO AMEND THE APPLICATION AND
SUSPEND PROCEEDINGS AND CONDITIONAL STIPULATED DISMISSAL**

Applicant, Natera, Inc. (the "Applicant"), and Opposer, Horizon Therapeutics Ireland DAC and Horizon Therapeutics USA, Inc., (together, the "Opposer"), by and through their respective undersigned representatives, hereby jointly submit this Joint Motion to Amend the Application and Suspend Proceedings and Conditional Stipulated Dismissal (the "Joint Motion and Conditional Dismissal").

Applicant filed U.S. Ser. No. 88/299,910 (the "910 Application") and U.S. Ser. No. 88/982,103 (the "103 Application") (collectively, the "Applications") on February 13, 2019, based on §1(a). Opposer filed Opposition No. 91274513 (the "Opposition") against the Applications on February 14, 2022. Applicant's current deadline to Answer in the Opposition is March 21, 2023.

Pursuant to 37 C.F.R. § 2.133 and TBMP § 514 et seq., Applicant hereby requests that the Applications be amended as follows (additions reflected in bold):

The '910 Application in Class 42:

- Class 42: Medical and scientific research and analysis in the field of genetic testing in the fields of prenatal and reproductive health; providing medical and scientific research information in the field of genetic testing in the fields of prenatal and reproductive health; medical laboratory services in the fields of prenatal and reproductive health; genetic testing for scientific research and analysis purposes in the fields of prenatal and reproductive health; genetic testing for scientific research and analysis purposes in the field of human reproduction in the fields of prenatal and reproductive health; providing a website featuring information in the field of genetic testing for scientific purposes in the fields of prenatal and reproductive health; **all the foregoing relating only to genetic screening and not for the purpose of independently developing and commercializing treatments for genetic conditions**

The '103 Application in Class 44:

- Class 44: Genetic testing for medical purposes in the fields of prenatal and reproductive health; genetic counseling in the fields of prenatal and reproductive health; genetic testing for medical purposes and genetic counseling in the field of human reproduction in the fields of prenatal and reproductive health; providing a website featuring information about genetic testing for medical purposes and genetic counseling in the fields of prenatal and reproductive health; **all the foregoing relating only to genetic screening and not for the purpose of independently developing and commercializing treatments for genetic conditions**

Pursuant to 37 C.F.R. §§ 2.117 and 2.106 and TBMP §§ 510 et seq. and 600 et seq., Applicant and Opposer jointly request that the Board suspend the opposition proceeding while the above-mentioned amendments are being considered and approved. Once the amendments are approved and entered, the parties jointly stipulate to the dismissal of the opposition with prejudice.

Respectfully and jointly submitted,

Dated this 16th day of March 2023

Christensen O'Connor Johnson Kindness PLLC

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and complete copy of the foregoing Consented Motion to Amend the Application and Suspend Proceedings and Conditional Stipulated Dismissal was served via email on Opposer's counsel of record in the above-captioned Opposition at the address listed below:

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Dated: March 16, 2023

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