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

Proceeding no.	91283595
Party	Defendant Sentient Digital, Inc.
Correspondence address	BLAIR B. SUIRE JONES WALKER LLP 600 JEFFERSON STREET, SUITE 1600 LAFAYETTE, LA 70501 UNITED STATES Primary email: bsuire@joneswalker.com Secondary email(s): jwtrademarks@joneswalker.com, wmarken@joneswalker.com 337-593-7600
Submission	Other Motions/Submissions
Filer's name	Blair B. Suire
Filer's email	jwtrademarks@joneswalker.com, wmarken@joneswalker.com, bsuire@joneswalker.com
Signature	/Blair B. Suire/
Date	08/11/2023
Attachments	Stipulated Motion to Amend and Dismiss.pdf(41847 bytes )

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

<p>SDI Presence LLC,  Opposer,  v.  Sentient Digital, Inc.,  Applicant.</p>	<p>In the matter of:  Opposition No. 91283595  For the mark:   (Serial No. 90/788093)</p>
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**STIPULATED MOTION  
TO AMEND APPLICATION AND DISMISS OPPOSITION WITHOUT PREJUDICE**

Pursuant to 37 C.F.R. § 2.133 and TBMP § 514.01, Applicant, Sentient Digital, Inc. (“**Applicant**”), and Opposer, SDI Presence LLC (“**Opposer**”), hereby stipulate to the amendment of Application Serial No. 90/788093 and to the dismissal of this Opposition without prejudice as set forth below.

**I. Amendment of Application.**

Applicant hereby amends the identification of services in its Application No. 90/788093 to recite as follows (additions shown in bold and underlined text):

- **Class 35:** Business consultation in the field of enterprise architecture development for **federal** governmental entities **in the defense sector**; business project management consulting services for **federal** governmental entities **in the defense sector**.
- **Class 42:** Software systems engineering for **federal** governmental entities **in the defense sector**, cybersecurity services in the nature of restricting unauthorized access to computer

systems for **federal** governmental entities **in the defense sector**, software engineering for **federal** governmental entities **in the defense sector**, software development for **federal** governmental entities **in the defense sector**, design and development of software and hardware for digital signal processing for defense for **federal** governmental entities **in the defense sector**, IT project management consulting services for **federal** governmental entities **in the defense sector**.

(collectively, the “**Amendment**”). Pursuant to TBMP § 514.01, Applicant submits the following clean copy of the Amendment:

- **Class 35:** Business consultation in the field of enterprise architecture development for federal governmental entities in the defense sector; business project management consulting services for federal governmental entities in the defense sector.
- **Class 42:** Software systems engineering for federal governmental entities in the defense sector, cybersecurity services in the nature of restricting unauthorized access to computer systems for federal governmental entities in the defense sector, software engineering for federal governmental entities in the defense sector, software development for federal governmental entities in the defense sector, design and development of software and hardware for digital signal processing for defense for federal governmental entities in the defense sector, IT project management consulting services for federal governmental entities in the defense sector.

Applicant requests that the Board approve the Amendment.

Insofar as the Amendment narrows the identification of services in the subject application, Opposer, through its attorneys, hereby consents to the entry of the Amendment.

**II. Dismissal of Opposition.**

Subject to the Board's approval of the Amendment to Application No. 90/788093 as provided for herein, Opposer, through its attorneys, withdraws without prejudice its opposition pursuant to 37 C.F.R. § 2.106(c) with the consent of Applicant. The withdrawal of this Opposition is conditioned on the Board approving the foregoing Amendment to Application Serial No. 90/788093 and entry of the same by the USPTO. If for any reason the Board finds the foregoing Amendment to be unacceptable, Applicant and Opposer respectfully request that the Board re-suspend the Opposition to allow the parties additional time to continue their settlement efforts.

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*[Signature page follows]*

Dated this 11<sup>th</sup> day of August 2023.

Respectfully submitted,

BARACK FERRAZZANO KIRSCHBAUM  
& NAGELBERG LLP

/Thomas M. Gniot/  
Wendi E. Sloane  
Thomas M. Gniot  
200 West Madison Street, Suite 3900  
Chicago, IL 60606-3465  
[Wendi.Sloane@bfkn.com](mailto:Wendi.Sloane@bfkn.com)  
[Thomas.Gniot@bfkn.com](mailto:Thomas.Gniot@bfkn.com)  
[trademarks@bfkn.com](mailto:trademarks@bfkn.com)  
Phone: (312) 984-3100

Attorneys for Opposer

JONES WALKER LLP

/Blair B. Suire/  
Blair B. Suire, LA Bar No. 32708  
Sara I. Grasc, LA Bar No. 40376  
600 Jefferson Street, Suite 1600  
Lafayette, LA 70501  
[bsuire@joneswalker.com](mailto:bsuire@joneswalker.com)  
[jwtrademarks@joneswalker.com](mailto:jwtrademarks@joneswalker.com)  
[wmarken@joneswalker.com](mailto:wmarken@joneswalker.com)  
Phone: 337-593-7600

Attorneys for Applicant

### **CERTIFICATE OF SERVICE**

The undersigned attorney hereby certifies that on August 11, 2023, she served a copy of this STIPULATED MOTION TO AMEND APPLICATION AND DISMISS OPPOSITION WITHOUT PREJUDICE upon the Opposer SDI Presence LLC's attorneys by email to:

Wendi E. Sloane  
Thomas M. Gniot  
BARACK FERRAZZANO KIRSCHBAUM  
& NAGELBERG LLP  
200 West Madison Street, Suite 3900  
Chicago, IL 60606-3465  
[trademarks@bfkn.com](mailto:trademarks@bfkn.com)

/Blair B. Suire/  
Blair B. Suire