

**UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451**

MBA/cv

Mailed: July 7, 2011

Cancellation No. 92053704

Wingit Innovations, LLC

v.

NIBCO Inc.

Michael B. Adlin, Interlocutory Attorney:

On June 15, 2011, the Board issued an order conditionally accepting respondent's proposed amendments to its involved Registration Nos. 3432676 and 3432734, pending receipt of the required supporting declarations.¹ Respondent filed the declaration on June 16, 2011.

Inasmuch as the amendments now comply with all of the procedural requirements of Trademark Rule 2.173, are clearly limiting in nature, and petitioner consents thereto, they are approved. See Trademark Rule 2.133(a).

The amendments will be forwarded to the Post Registration Branch of this Office for appropriate action in accordance with Section 7(e) of the Trademark Act.

¹On June 22, 2011, petitioner filed a motion to amend the identification of goods in its pleaded but uninvolved application Serial No. 85037258. However, this motion should have been filed with the Office's examining operation. Accordingly, a copy of this motion will be forwarded to the Trademark Examining Attorney for appropriate action.

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If this resolves the dispute herein, petitioner is allowed until **THIRTY DAYS** from the mailing date of this order to file a withdrawal of the petition to cancel, failing which the petition to cancel will go forward on the registrations as amended. See Trademark Rule 2.114(c).
