

ESTTA Tracking number: **ESTTA412697**

Filing date: **06/03/2011**

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

| | |
|------------------------|---|
| Proceeding | 92053704 |
| Party | Defendant NIBCO Inc. |
| Correspondence Address | NIBCO INC. 1516 MIDDLEBURY STREET ELKHART, IN 46515 UNITED STATES hreck@priceheneveld.com, dlozon@priceheneveld.com |
| Submission | Motion to Amend Registration |
| Filer's Name | H. W. Reick |
| Filer's e-mail | dlozon@priceheneveld.com |
| Signature | /winthrop/ |
| Date | 06/03/2011 |
| Attachments | 14U7712.PDF (2 pages)(48620 bytes) |

Registrations Subject to the filing

| | | | |
|-----------------|--|-------------------|------------|
| Registration No | 3432676 | Registration date | 05/20/2008 |
| Registrant | NIBCO Inc. 1516 Middlebury Street Elkhart, IN 46515 UNITED STATES | | |

Goods/Services Subject to the filing


Class 006. First Use: 2007/10/08 First Use In Commerce: 2007/10/08
All goods and services in the class are requested, namely: Metal Anchor Bolts

| | | | |
|-----------------|--|-------------------|------------|
| Registration No | 3432734 | Registration date | 05/20/2008 |
| Registrant | NIBCO Inc. 1516 Middlebury Street Elkhart, IN 46515 UNITED STATES | | |

Goods/Services Subject to the filing

Class 006. First Use: 2007/10/08 First Use In Commerce: 2007/10/08
All goods and services in the class are requested, namely: Metal anchor bolts

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

Registrant : NIBCO Inc.
Reg. Nos. : 3,432,676 and 3,432,734
Marks : WING-IT and 

Wingit Innovations, LLC,)
Petitioner,)
v.)
NIBCO Inc.,)
Registrant.)

Cancellation No. 92053704

Attn: TTAB
Commissioner for Trademarks
P. O. Box 1451
Alexandria, VA 22313-1451

Dear Sir:

MOTION TO AMEND IDENTIFICATION OF GOODS IN REGISTRATIONS


Pursuant to 37 C.F.R. § 2.133, Registrant moves to amend the description of the goods in Registration Nos. 3,432,676 and 3,432,734 to read:

Metal anchor bolts for embedding in concrete for seismic bracing.

This amendment is the result of an Agreement with the Petitioner to resolve the cancellation proceedings and is with the consent of the Petitioner. A copy of this motion as filed has been served on Petitioner.

Respectfully submitted,

June 3, 2011
Date



H. W. Reick, Reg. No. 25 438
Price, Heneveld, Cooper,
DeWitt & Litton, LLP
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P.O. Box 2567
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Attorney for Registrant

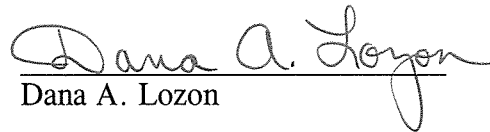
CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion to Amend Identification of Goods in Registrations was served on counsel for Wingit Innovations, LLC via e-mail to:

Marc P. Misthal
Gottlieb Rackman & Reisman, PC
270 Madison Avenue
New York, NY 10016-0601
mmisthal@grr.com

this 3rd day of June, 2011.

June 3, 2011
Date


Dana A. Lozon