

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

MBA/CME/vw

Mailed: February 27, 2013

Cancellation No. 92055486

Zenith Vineyard, LLC

v.

Viñas del Cenit, S.L.

Michael B. Adlin, Administrative Trademark Judge:

On February 14, 2013, the parties filed a stipulated motion to amend the goods identified in respondent's involved Registration No. 4113153 and to withdraw the petition to cancel, with prejudice, contingent upon entry of the proposed amendment. By the proposed stipulated amendment, respondent seeks to amend the identification of goods in the involved registration **from "wine" to "wine from Spain."** The amendment is clearly limiting in nature, and petitioner's written consent is of record, as required by Trademark Rules 2.133(a) and 2.173(b). However, the proposed amendment is not verified or supported by a declaration under Trademark Rule 2.20.

Accordingly, respondent is allowed until **THIRTY DAYS** from the mailing date of this order to submit the required declaration, failing which the proposed amendment will be given no further consideration. Action on the motion to

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withdraw the petition to cancel is deferred. Proceedings herein are otherwise **SUSPENDED**.
