

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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wbc

Mailed: May 16, 2016

Cancellation No. 92059833

Avid Airline Products of Rhode Island, Inc.

v.

Avid Technology, Inc.

By the Trademark Trial and Appeal Board:

On May 6, 2016, the Board denied the parties' stipulation to amend subject Registration because the parties' proposed amendment to Registration No. 3905003 broadened the scope of the goods in International Class 9.

In response to the Board's above referenced order, on May 10, 2016, Respondent filed a revised proposed amendment to its Registration No. 3905003, pursuant to the terms of the parties' agreement.

By the proposed amendment Respondent seeks to amend the identification of goods in International Class 9 of the involved application as follows:

From:

Apparatus for recording, transmission or reproduction of sound and images; Cables and fibres for the transmission of sounds and images; Computer peripherals; Computer programs for editing images, sound and video; Computer software for processing digital music files; Computer software for use in relation to digital animation and special effects of images; Computer storage devices, namely, computer memory hardware and hard drives; Loudspeakers; Microphones; Amplifiers; ~~Headphones~~; Music-composition software; Sound mixers

To:

Apparatus for recording, transmission or reproduction of sound and images; Cables and fibres for the transmission of sounds and images; Computer peripherals; Computer programs for editing images, sound and video; Computer software for processing digital music files; Computer software for use in relation to digital animation and special effects of images; Computer storage devices, namely, computer memory hardware and hard drives; Loudspeakers; Microphones; Amplifiers; **headphones for the professionals and consumer media industry**; Music-composition software; Sound mixers

Inasmuch as the amendment complies with the requirements of Trademark Rule 2.173, it is limiting in nature, and Petitioner consents thereto, the amendment is approved. *See* Trademark Rule 2.133(a).

The contingency in Petitioner's withdrawal having now been met, the petition to cancel is dismissed in accordance with the agreement between the parties.