

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451
General Contact Number: 571-272-8500

mc/coggins

Mailed: November 8, 2016

Cancellation No. 92062497

Durez Corporation

v.

Sika AG

By the Trademark Trial and Appeal Board:

On October 11, 2016, Respondent filed a stipulated motion to amend subject Registration No. 4725868 and to contingently withdraw the petition for cancellation without prejudice. Respondent seeks to amend the goods in International Class 1:

from:

Industrial chemicals; chemical preparations for the manufacture of paints, resins, adhesives and their parts and dispersions of plastic materials; unprocessed synthetic resins; chemical preparations for use in the manufacture of coatings and adhesives, namely, binding agents; chemical additives for use in the manufacture of paints; chemical additives for use in the manufacture of coatings and adhesives for the purpose of damp proofing; unprocessed plastics; chemical preparations for the manufacture of synthetic rubber;

to:

Industrial chemicals and chemical preparations for the manufacture of paints, and polyurethane resins and adhesives; unprocessed synthetic resins for the manufacture of polyurethane paints and adhesives; chemical preparations for use in the manufacture of polyurethane coatings and adhesives, namely, binding agents; chemical additives for use in the manufacture of paints; chemical additives for use in the

manufacture of polyurethane coatings and adhesives for the purpose of damp proofing; chemical preparations for the manufacture of synthetic polyurethane rubber.

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

The amendment will be forwarded to the Post Registration Branch of the Office for entry in accordance with Section 7(e) of the Trademark Act.¹

The contingency in Petitioner's withdrawal having now been met, the petition to cancel is **dismissed** without prejudice.

¹ A copy of Respondent's declaration and the Board's order granting amendment will be forwarded into the electronic record of the registration.