

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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DelGizzi/ADH/EJW

December 14, 2020

Cancellation No. 92067393¹

Intrust Financial Corporation

v.

The Entrust Group, Inc.

By the Trademark Trial and Appeal Board:

On November 18, 2020, Respondent filed a renewed proposed amendment to its Registration No. 4804450, with Petitioner's consent. 22 TTABVUE. Respondent submitted the requisite fee and the required declaration in accordance with the Board's November 17, 2020 order. 19 TTABVUE 2.

By the proposed amendment, Respondent seeks to amend the identification of goods in Class 16 and identification of services in Class 41 as follows (proposed additional wording shown in bold font):

¹ On June 7, 2018, this case was consolidated into Opp. No. 91238004, along with Canc. Nos. 92067394 and 92067461. See 17 TTABVUE in Canc. No. 92067393. Because the opposition was dismissed on November 17, 2020, see 38 TTABVUE in Opp. No. 91238004, the renewed amendment to the involved registrations in the cancellations are addressed separately in each cancellation.

Class 16

From:

Publications and printed matter, namely, newsletters, magazines, reports, guides, charts, worksheets, forms, instructional materials, educational materials, bulletins, pamphlets, booklets, posters and leaflets in the field of self-directed, tax-deferred and tax-free investment plans, accounts and trusts

To:

Publications and printed matter, namely, newsletters, magazines, reports, guides, charts, worksheets, forms, instructional materials, educational materials, bulletins, pamphlets, booklets, posters and leaflets in the field of self-directed, tax-deferred and tax-free investment plans, accounts and trusts **consisting primarily of alternative investments, in particular real estate, mortgages, secured and unsecured notes, limited liability company interests, and precious metals**

Class 41

From:

Education services, namely, conducting classes, seminars, conferences, or workshops in the field of self-directed, tax deferred and tax free investment plans, accounts and trusts; Providing online newsletters and blogs featuring information about self-directed, tax-deferred and tax-free investment plans, accounts, and trusts; Education services, namely, providing live and on-line classes and webinars in the field of self-directed, tax-deferred and tax-free investment plans, accounts and trusts

To:

Education services, namely, conducting classes, seminars, conferences, or workshops in the field of self-directed, tax deferred and tax free investment plans, accounts and trusts **consisting primarily of alternative investments, in particular real estate, mortgages, secured and unsecured notes, limited liability company interests, and precious metals**; Providing online newsletters and blogs featuring information about self-directed, tax-deferred and tax-free investment plans, accounts, and trusts **consisting primarily of alternative investments, in particular real estate, mortgages, secured and unsecured notes, limited liability company interests, and precious metals**; Education services, namely, providing live and on-line classes and webinars in the field of self-directed, tax-deferred and tax-free investment plans, accounts and trusts **consisting primarily of alternative investments, in particular real estate, mortgages, secured and unsecured notes, limited liability company interests, and precious metals**

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

The amendment will be forwarded to the Post Registration Branch of this Office for entry of the amendment in accordance with Section 7(e) of the Trademark Act.²

The contingency in Petitioner's withdrawal (filed on May 6, 2020), 19 TTABVUE 2-3, having now been met, the petition to cancel is dismissed with prejudice.³

² A copy of the Board's order granting the amendment, and Respondent's declaration, will be forwarded electronically for uploading to the record of the registration.

³ The Board notes that Petitioner's withdrawal states that other than proceedings before the Board involving the parties hereto, the involved Registration, and any appeal arising therefrom, the dismissal is "without prejudice for all other purposes." 19 TTABVUE 2-3. However, the Board will not make prospective determinations as to the effect of its orders beyond its jurisdiction. Accordingly, the dismissal is entered with prejudice.