

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
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Winter/ra

August 29, 2020

Cancellation No. 92073601

Technology Partners, LLC

v.

Lifecarex AB

By the Trademark Trial and Appeal Board:

On May 15, 2020, Respondent filed a proposed amendment to its Registration No. 5715749, with Petitioner's consent, 6 TTABVUE, and Petitioner filed its withdrawal of the petition to cancel pursuant to the parties' Co-Existence Agreement, contingent upon entry of the amendment. 7 TTABVUE.

By the proposed amendment, Respondent seeks to amend the identification of goods as follows (additional wording shown in bold type font):

From: Computer software and computer software development tools for the intelligent use and provision of health data and information to individualize health promotion, disease prevention, diagnosis, detection, and treatment, and to analyze, collect, define, display, manage, measure, monitor, share, track, and communicate health care data, health state, and health trajectories; Pre-recorded electronic and digital media featuring content in the field of intelligent use of health data and information to individualize health promotion, disease prevention, diagnosis, detection, and treatment, and methods to analyze, collect, define, display, manage, measure, monitor, share, track, and communicate health care data, health state, and health trajectories

To: Computer software and computer software development tools for the intelligent use and provision of health data and information to individualize

health promotion, disease prevention, diagnosis, detection, and treatment, and to analyze, collect, define, display, manage, measure, monitor, share, track, and communicate health care data, health state, and health trajectories; Pre-recorded electronic and digital media featuring content in the field of intelligent use of health data and information to individualize health promotion, disease prevention, diagnosis, detection, and treatment, and methods to analyze, collect, define, display, manage, measure, monitor, share, track, and communicate health care data, health state, and health trajectories; **none of the foregoing for use in association with the following goods and services: software as a service (SAAS) services and computer software both for medical billing and revenue cycle management, software for controlling and managing patient medical information in the field of medical billing and revenue cycle management, software as a service (SAAS) services and computer software both for helping medical providers identify sources of revenue, computer software and software as a service (SAAS) services both for managing “at risk” healthcare delivery systems, computer software and software as a service (SAAS) services both for medical document imaging, computer software and software as a service (SAAS) services both for use by medical providers to verify patient coverage that is rules based and learns over time, computer software and software as a service (SAAS) services both for medical forecasting and analytics in the field of medical billing and revenue cycle management, and computer software and software as a service (SAAS) services both for use in facilitating access to an online payment portal**

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.¹

The contingency in Petitioner's withdrawal having now been met, the petition to cancel is denied in accordance with the Co-Existence Agreement between the parties.

¹ 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.