

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

September 26, 2022

Cancellation No. 92077557

DISH Network LLC

v.

Onstreaming LLC

J. Krisp, Interlocutory Attorney:

On September 19, 2022, Petitioner filed a consented motion with a proposed amendment to its Registration No. 5706741, with Petitioner's consent.¹

By the proposed amendment, Respondent seeks to amend the identification of services as follows (wording to be deleted is shown in ~~strike-through~~ text):

From

~~Entertainment services, namely, providing on-line reviews of movies and television shows;~~ Providing a website featuring entertainment information in the fields of movies, television and entertainment; Providing ratings for television and movie content

To

¹ Petitioner's filing does not indicate proof of service of a copy of its motion on counsel for Respondent, as required by Trademark Rule 2.119. All filings must include proof of service, and the Board may decline to consider any filing which is not compliant.

Here, the Board has exercised its discretion to consider the consented motion. A copy of the filing can be viewed using TTABVUE at <http://ttabvue.uspto.gov>.

Providing a website featuring entertainment information in the fields of movies, television and entertainment; Providing ratings for television and movie content. Although the amendment is otherwise acceptable, it is 1) not accompanied by the proper fee under Trademark Rule 2.6; and 2) not verified or supported by a declaration under Trademark Rule 2.20. *See* Trademark Rules 2.6(a)(11), 2.133(a) and 2.173(b).

Accordingly, Respondent is allowed until **thirty days from the date of this order** to submit the required fee and declaration in support of the amendment, failing which the amendment will be given no further consideration.²

Proceedings are otherwise **suspended**.

² In their consented motion, the parties state that they have executed a settlement agreement effective August 25, 2022. 19 TTABVUE 2. In view thereof, the motion for sanctions will be given no consideration.