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09/15/2014

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91205184
Party	Defendant Dermal Life, LLC
Correspondence Address	WILLIAM S GARDINER 28 WEST 62ND STREET INDIANAPOLIS, IN 46260 4204 UNITED STATES jdg@indy.net
Submission	Other Motions/Papers
Filer's Name	William S. Gardiner
Filer's e-mail	jdg@indy.net
Signature	/wsg/
Date	09/15/2014
Attachments	JJ-Dermal-MotionAmend.pdf(126015 bytes)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Johnson & Johnson

Opposer,

V.

: Opposition No. 91205184 (parent)

Dermal Life, LLC

: Opposition No. 91205350 (child)

Applicant.

## STIPULATED MOTION TO AMEND APPLICATIONS

Applicant, Dermal Life, LLC, with the consent of counsel for Opposer, hereby moves to amend the description of goods in Application Ser. Nos. 85/401,846 (subject of Opposition No. 91205184) and 85/401,851 (subject of Opposition No. 91205350).

Please delete the entire description of goods in Application Ser. No. 85/401,846 and replace it with the following: "After sun creams; After-sun lotions; Cosmetic preparations against sunburn; Facial creams; Moisturizing preparations for the skin; Non-medicated ointments for the prevention and treatment of sunburn; all of the foregoing excluding nonmedicated lip care preparations and products for treating eczema, psoriasis, diabetic skin conditions, or cracked dry skin," in Class 3.

Please delete the entire description of goods in Application Ser. No. 85/401,851 and replace it with the following: "Anti-inflammatory ointments; Medicated skin preparation for use in treating sunburns, facial wrinkles, burns, rashes and wounds; Medicated sun block; Medicated sun care preparations; Medicated sun screen; all of the foregoing excluding medicated lip care preparations, antiseptics, and products for treating eczema, psoriasis, diabetic skin conditions, or cracked dry skin," in Class 5.

Because the amendments are limiting in nature, as required by Trademark Rule 2.71(a), it is requested that the Board approve and enter the amendments.

Respectfully submitted,

DERMAL LIFE, LLC

Honder 11. By:

William S. Gardiner Attorney for Applicant 28 West 62nd Street Indianapolis, IN 46260-4204

Opposer, Johnson & Johnson, by its counsel, consents to the foregoing amendment.

JOHNSON & JOHNSON By:

DOCKE.

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Brian A. Coleman Tore T. DeBella Attorneys for Opposer Drinker Biddle & Reath LLP 1500 K Street, N.W. – Suite 1100 Washington, D.C. 20005 Ph: 202-842-8800; Fax: 202-842-8465

## **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the STIPULATED MOTION TO AMEND

APPLICATION was served on the following counsel for Applicant at their address of record by first class mail, postage prepaid, this 15th day of September, 2014.

Brian A. Coleman 1500 K Street, N.W. Suite 1100 Washington DC 20005-1209

Willen & Hondin