

UNITED STATES PATENT AND TRADEMARK OFFICE  
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Zulch/Butler

July 26, 2023

Opposition No. 91282448

*Kimberly-Clark Worldwide, Inc.*

*v.*

*Hangzhou Ulike Technology Co., Ltd.*

**By the Trademark Trial and Appeal Board:**

On March 13, 2023, the Board issued notice of default in this opposition proceeding in view of Applicant's failure to answer or otherwise respond to the notice of opposition by the deadline set in the institution order. On June 7, 2023, the parties filed a joint motion to set aside the notice of default and on July 7, 2023,<sup>1</sup> Applicant filed a proposed amendment to application Serial No. 97130909, with Opposer's consent, and Opposer's withdrawal without prejudice of the opposition, contingent upon entry of the amendment.<sup>2</sup>

By the proposed amendment, Applicant seeks to amend the identification of goods in International Class 5 as follows (strike through wording proposed to be deleted):

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<sup>1</sup> In view of the joint motion to set aside notice of default, no consideration is given to Applicant's April 10, 2023, motion to set aside notice of default

<sup>2</sup> The Board's record has been updated to reflect the entry of appearance of counsel for the defendant. 9 TTABVUE.

FROM:

Aloe vera gel for therapeutic purposes; Anti-inflammatory gels; Antibacterial alcohol skin sanitizer gel; Antibacterial cleaners; ~~Babies' diapers~~; Breast-nursing pads; Cooling sprays for medical purposes; Dental abrasives; Deodorants for clothing and textiles; ~~Diapers for incontinence~~; Dietetic beverages adapted for medical purposes; Dietetic foods adapted for medical purposes; Eyepatches for medical purposes; Food for babies; Massage gels for medical purposes; Medical dressings; Medicated shampoos; Solutions for contact lenses; Topical gel for medical and therapeutic use, namely, ultrasound gel; Vitamin preparations

TO:

Aloe vera gel for therapeutic purposes; Anti-inflammatory gels; Antibacterial alcohol skin sanitizer gel; Antibacterial cleaners; Breast-nursing pads; Cooling sprays for medical purposes; Dental abrasives; Deodorants for clothing and textiles; Dietetic beverages adapted for medical purposes; Dietetic foods adapted for medical purposes; Eyepatches for medical purposes; Food for babies; Massage gels for medical purposes; Medical dressings; Medicated shampoos; Solutions for contact lenses; Topical gel for medical and therapeutic use, namely, ultrasound gel; Vitamin preparations.

The amendment is limiting in nature, as required by Trademark Rule 2.71(a).

Because Opposer consents thereto, the amendment is approved and entered. See Trademark Rule 2.133(a).

The contingency in Opposer's withdrawal having now been met, the opposition is dismissed without prejudice.<sup>3</sup>

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<sup>3</sup> In light of this decision, all motions and other matters are now moot.