

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

January 30, 2024

Cancellation No. 92084165

Helen of Troy Limited

v.

Medeia Inc.

By the Trademark Trial and Appeal Board:

On January 25, 2024, Respondent filed a renewed stipulation to the amendment of its involved Registration No. 5652680 and the dismissal without prejudice of the petition to cancel, contingent upon entry of the amendment.

By the proposed amendment, Respondent seeks to amend the identification of services as follows (additions in bold text):

From

Consulting services in the field of medical imaging regarding the use and operation of medical imaging apparatus including X-ray, computed tomography, magnetic resonance imaging, ultrasound, and positron emission tomography apparatus; Consulting services in the fields of diagnostic medical testing and nutrition; Medical analysis services for the diagnosis of cancer; Medical clinic services; Medical counseling; Medical diagnostic testing, monitoring and reporting services; Medical screening; Medical screening information services featuring reminder alerts regarding medical examinations that individuals should undergo for preventative care purposes; Medical testing for diagnostic or treatment purposes; Medical ultrasound imaging services; Providing medical information, consultancy and advisory services; Providing medical testing of fitness and medical consultations to assist employees in making health, wellness and

nutritional changes in their daily living to increase productivity and lower health care costs for businesses; Providing personalized healthcare and medical information in the nature of prediction of risk of chronic disease and catastrophic injury; X-ray examinations for medical purposes

To

Consulting services in the field of medical imaging regarding the use and operation of medical imaging apparatus including X-ray, computed tomography, magnetic resonance imaging, ultrasound, and positron emission tomography apparatus; Consulting services in the fields of diagnostic medical testing and nutrition; Medical analysis services for the diagnosis of cancer; Medical clinic services; Medical counseling; Medical diagnostic testing, monitoring and reporting services; Medical screening; Medical screening information services featuring reminder alerts regarding medical examinations that individuals should undergo for preventative care purposes; Medical testing for diagnostic or treatment purposes; Medical ultrasound imaging services; Providing medical information, consultancy and advisory services; Providing medical testing of fitness and medical consultations to assist employees in making health, wellness and nutritional changes in their daily living to increase productivity and lower health care costs for businesses; Providing personalized healthcare and medical information in the nature of prediction of risk of chronic disease and catastrophic injury; X-ray examinations for medical purposes; **all of the foregoing services excluding services relating to or involving self-administered tests for blood pressure and/or the data acquired from self-administered tests for blood pressure**

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 without prejudice.

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.