



Registrant hereby submits a request to amend the mark under section 7 of the Trademark Act.



The mark as originally registered is , with the description of the mark reading: "The mark consists of a white speech bubble with an image of a white telephone in the center, slightly tilted counterclockwise at about a 45 degree angle, with the earpiece and mouthpiece of the telephone facing upward towards the right. The speech bubble consists of a thick white outline with a green background inside the speech bubble. The color black represents the background and is not part of the mark." The colors green and white are claimed as features of the mark.




Registrant requests that the mark be amended to , reflecting an immaterial modernization and update to the design of the mark. The amended description of the mark should read: "The mark consists of a green speech bubble, outlined in white, with a white telephone in the center." Registrant continues to claim the colors green and white as features of the mark.

The Trademark Act allows a registrant to amend its mark provided the amendment does not materially alter the character of the mark. See Trademark Act §7; *see also* TMEP § 1609.02(a). "Mere changes in background or styling, or modernization, are not ordinarily considered to be material changes in the

mark." TMEP § 1604.13 (citations omitted). Registrant requests amendment of  to



 because it is merely a minor adjustment to the green gradient background appearing inside the speech bubble. The modified mark creates essentially the same commercial impression as the mark as originally registered and would be likely to be recognized as the same mark. Therefore, this amendment does not materially alter the mark's character.