IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Law Office: 107
Serial No.: 76/609,492
Mark: AGEN and Design

In re Trademark Application of:
Agen Biomedical Limited

Mark: AGEN and Design

Filed: August 31, 2004

Classes: 5, 10, 42

Our Atty. Ref.: 181-164

USPTO Attorney: Aretha Somerville, Esq.

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March 20, 2006

Box RESPONSES
NO FEE
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

AMENDMENT

In response to the Final Office Action dated October 3, 2005, please amend the application as follows.

IN THE STATEMENT:

Please delete the identification of goods and services in its entirety, and, in place thereof, please insert the following amended identification of goods and services:

03-20-2006
U.S. Patent & TMOfc/TM Mail Rcpt Dt. #11

Class 5 - Diagnostic preparations for medical or veterinary purposes; medical or veterinary diagnostic test kits consisting primarily of diagnostic preparations; diagnostic imaging agents, namely, diagnostic imaging agents for visualizing clots; chemical reagents for medical or veterinary purposes;

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biological, chemical and enzyme preparations for medical, veterinary, or pharmaceutical purposes.

Class 10 - Medical apparatus, instruments and devices for blood testing in medical conditions arising from cardiovascular disorders and infectious diseases in humans and animals.

Class 42 - Scientific research services for medical or diagnostic purposes; laboratory services for scientific, chemical, pharmaceutical and/or biotechnological research or analysis; providing medical research and scientific research information.

REMARKS

The Office Action objects to certain wording in the Class 10 identification of goods. In response, applicant has amended its identification of goods wording for Class 10 in line with the helpful suggestions of the examining attorney, by using common commercial terms known in the industry, and by utilizing wording from the USPTO identification of goods manual. Applicant submits that this amended wording for Class 10 is definite and acceptable.

The applicant has not changed the wording for Classes 5 and 42 because that wording was previously accepted by the examiner.

In view of the foregoing amendments and remarks, Applicant submits that this application is in condition for publication. A notice to that effect is earnestly solicited.

If the examining attorney has any questions concerning this case, the undersigned may be contacted at 703-816-4009.

Agen Biomedical Limited
Serial No.: 76/609,492

Respectfully submitted,

NIXON & VANDERHYE P.C.

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