

PTO Form 1966 (Rev 9/2002)

OMB Control #0651-0050 (Exp. 04/30/2006)

## Response to Office Action

The table below presents the data as entered.

Input Field	Entered
<b>SERIAL NUMBER</b>	78319416
<b>MARK SECTION (no change)</b>	
<b>GOODS AND/OR SERVICES SECTION (1st class)(current)</b>	
INTERNATIONAL CLASS	001
DESCRIPTION	
Industrial and scientific chemical products, namely, plasmids, recombinant plasmids, bacterial strains, recombinant bacterial strains, plasmid-vaccines, plasmid-based therapy vectors and suicide vectors.	
FILING BASIS	Section 44(d)
FOREIGN APPLICATION NUMBER	033223023
FOREIGN APPLICATION COUNTRY NAME	FR
FOREIGN FILING DATE	04/29/2003
FILING BASIS	Section 44(e)
FOREIGN REGISTRATION NUMBER	033223023
FOREIGN REGISTRATION COUNTRY NAME	FR
FOREIGN REGISTRATION DATE	04/29/2003
FOREIGN EXPIRATION DATE	04/29/2013
<b>GOODS AND/OR SERVICES SECTION (1st class)(proposed)</b>	
INTERNATIONAL CLASS	001
DESCRIPTION	Chemicals used in industry and in sciences, namely, plasmids
FILING BASIS	Section 44(d)

FOREIGN APPLICATION NUMBER	033223023
FOREIGN APPLICATION COUNTRY NAME	Other
FOREIGN FILING DATE	04/29/2003
FILING BASIS	Section 44(e)
FOREIGN REGISTRATION NUMBER	033223023
FOREIGN REGISTRATION COUNTRY NAME	France
FOREIGN REGISTRATION DATE	04/29/2003
FOREIGN EXPIRATION DATE	04/29/2013
<b>GOODS AND/OR SERVICES SECTION (2nd class)(current)</b>	
INTERNATIONAL CLASS	005
DESCRIPTION	
Pharmaceutical or veterinary products for genetherapy and therapeutic recombinant proteins production; medical sanitary products and medical or pharmaceutical chemical preparations for genetherapy, for vaccinal and therapeutic proteins production.	
FILING BASIS	Section 44(d)
FILING BASIS	Section 44(e)
<b>GOODS AND/OR SERVICES SECTION (2nd class)(proposed)</b>	
INTERNATIONAL CLASS	005
DESCRIPTION	
Pharmaceutical and veterinary preparations; sanitary preparations for medical purposes; chemical preparations for medical and pharmaceutical purposes, namely, plasmid preparations, recombinant plasmid preparations, plasmid-based vaccine preparations, plasmid-based gene therapy preparations, for gene therapy, for vaccination, for production of therapeutic proteins, in the treatment and prevention of pathological conditions, namely, genetic diseases, cancers, angiogenesis-related diseases, vascular discases, cardiovascular diseases, coagulation disorders, blood disorders, hemoglobinopathies, inflammatory diseases, infectious diseases, neurologic diseases, neurodegenerative diseases, neuromuscular disorders, myopathies, lysosomal disorders, metabolic diseases, immunodeficiencies, immunological disorders and respiratory diseases	
FILING BASIS	Section 44(d)
FILING BASIS	Section 44(e)
<b>SIGNATURE SECTION</b>	
SIGNATURE	/ft/

SIGNATORY NAME	Frank Terranella
SIGNATORY POSITION	Attorney for Applicant
SIGNATORY DATE	06/01/2005
<b>FILING INFORMATION SECTION</b>	
SUBMIT DATE	Wed Jun 01 13:42:34 EDT 2005
TEAS STAMP	USPTO/OA-216759226-200506 01134234004099-78319416-2 00ebc4306dc24fbef6bb57120 d6b7daf-N-N-2005060113412 1251607

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## Response to Office Action

### To the Commissioner for Trademarks:

Application serial no. **78319416** is amended as follows:

#### Classification and Listing of Goods/Services

**Applicant hereby amends the following class of goods/services in the application as follows:**

Current: Class 001 for Industrial and scientific chemical products, namely, plasmids, recombinant plasmids, bacterial strains, recombinant bacterial strains, plasmid-vaccines, plasmid-based therapy vectors and suicide vectors.

Original Filing Basis: 44(d); and/or 44(e).

Proposed: Class 001 for Chemicals used in industry and in sciences, namely, plasmids

**Section 44(d)** Priority based on foreign filing: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and/or services, and asserts a claim of priority based on [Other application number 033223023 filed 04/29/2003]. 15 U.S.C. Section 1126(d), as amended.

**Section 44(c)** Based on Foreign Registration: Applicant has a bona fide intention to use the mark in commerce on or in connection with the identified goods and/or services, and will submit a copy of [ France registration number 033223023 registered 04/29/2003 with a renewal date of \_\_\_\_\_ and an expiration date of 04/29/2013 ], and translation thereof, if appropriate, before the application may proceed to registration. 15 U.S.C. Section 1126(e), as amended.

**Applicant hereby amends the following class of goods/services in the application as follows:**

Current: Class 005 for Pharmaceutical or veterinary products for genetherapy and therapeutic recombinant proteins production; medical sanitary products and medical or pharmaceutical chemical

preparations for genetherapy, for vaccinal and therapeutic proteins production.

Original Filing Basis: 44(d); and/or 44(e).

Proposed: Class 005 for Pharmaceutical and veterinary preparations; sanitary preparations for medical purposes; chemical preparations for medical and pharmaceutical purposes, namely, plasmid preparations, recombinant plasmid preparations, plasmid-based vaccine preparations, plasmid-based gene therapy preparations, for gene therapy, for vaccination, for production of therapeutic proteins, in the treatment and prevention of pathological conditions, namely, genetic diseases, cancers, angiogenesis-related diseases, vascular diseases, cardiovascular diseases, coagulation disorders, blood disorders, hemoglobinopathies, inflammatory diseases, infectious diseases, neurologic diseases, neurodegenerative diseases, neuromuscular disorders, myopathies, lysosomal disorders, metabolic diseases, immunodeficiencies, immunological disorders and respiratory diseases

**Response Signature**

Signature: /ft/ Date: 06/01/2005

Signatory's Name: Frank Terranella

Signatory's Position: Attorney for Applicant

Serial Number: 78319416

Internet Transmission Date: Wed Jun 01 13:42:34 EDT 2005

TEAS Stamp: USPTO/OA-216759226-20050601134234004099-

78319416-200ebc4306dc24fbef6bb57120d6b7d

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