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Filing date: **06/01/2012**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	85145570
Applicant	eResearchTechnology, Inc.
Applied for Mark	VIAWEB
Correspondence Address	ALLISON Z GIFFORD DUANE MORRIS LLP 30 S 17TH ST FL 5 PHILADELPHIA, PA 19103-4196 UNITED STATES azgifford@duanemorris.com
Submission	Applicants Request for Remand and Amendment
Attachments	viawebremand.pdf (1 page)(192793 bytes) viawebaauspecimen.pdf (4 pages)(946620 bytes)
Filer's Name	Allison Z. Gifford
Filer's e-mail	azgifford@duanemorris.com
Signature	/allison z gifford/
Date	06/01/2012

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In re application of: eResearchTechnology, Inc.

Serial No.: 85145570

Filed: October 5, 2010

Attorney: Kevin M. Dinallo

Law Office: 107

Mark: VIAWEB

**REQUEST OF APPLICANT FOR REMAND TO THE EXAMINING ATTORNEY FOR
CONSIDERATION OF AMENDMENT**

Applicant respectfully requests remand of the above-captioned application to the Examining Attorney for entry of the following amendment. The remand is made with good cause, and is not an effort to delay the proceedings in this matter.

Amendment: The application is amended to the Supplemental Register.

To support the amendment to the Supplemental Register, the Applicant submits herewith an Amendment to Allege Use and a specimen showing current use of the VIAWEB mark.

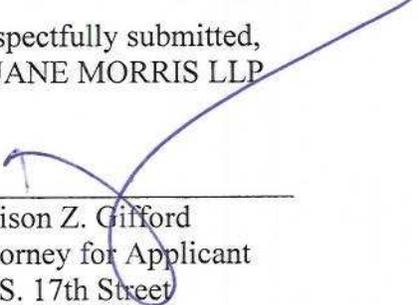
Applicant requests that any fees associated with the filing of the Amendment to Allege Use can be paid via Deposit Account No. 04-1679.

Applicant requests that the Examining Attorney accepts the amendment, which renders moot the descriptiveness refusal.

Thus, Applicant's application is now in condition for registration, and Applicant requests that its application proceeds to registration in due course. Favorable action is requested.

Respectfully submitted,
DUANE MORRIS LLP

Date: June 1, 2012



Allison Z. Gifford
Attorney for Applicant
30 S. 17th Street
Philadelphia, Pennsylvania 19103

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application:
eResearchTechnology, Inc.

Examining Attorney: Kevin M. Dinallo
Law Office: 107

Mark: VIAWEB

Serial No.: 85/145570

Filing Date: October 5, 2010

AMENDMENT TO ALLEGE USE UNDER 37 CFR 2.75 WITH DECLARATION

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Sir:

Applicant, eResearchTechnology, Inc., a Delaware corporation, with an address of 1818 Market Street, Suite 1000, Philadelphia, PA 19103, is using the above-identified mark in interstate commerce in connection with the services in the application, and hereby requests registration of same in the United States Patent and Trademark Office on the Principal Register established by the act of July 5, 1946, as amended.

The mark was first used on and in connection with all of the services in the application at least as early as August, 2010; was first used on and in connection with all of the services in the application in interstate commerce at least as early as August, 2010; and is now in use in connection with the services in such commerce.

Specimens showing the mark as actually used in commerce in connection with the services are presented herewith.

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he is properly authorized to execute this Amendment to Allege Use on behalf of the applicant; he believes the applicant to be owner of the trademark sought to be registered; the trademark is now in use in commerce; and all statements made of his own knowledge are true and all statements made on information and belief are believed to be true.

eResearchTechnology, Inc.

Date: 14 APR 2012


By: _____
Title: VP & CIO

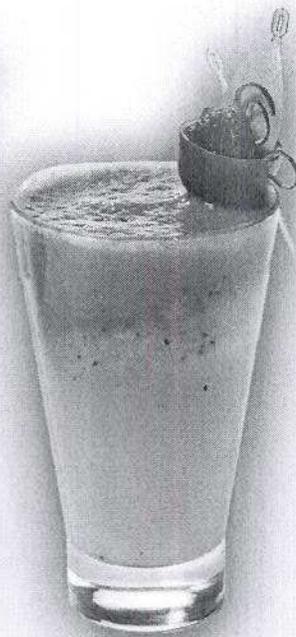


➤ Multi-mode ePRO

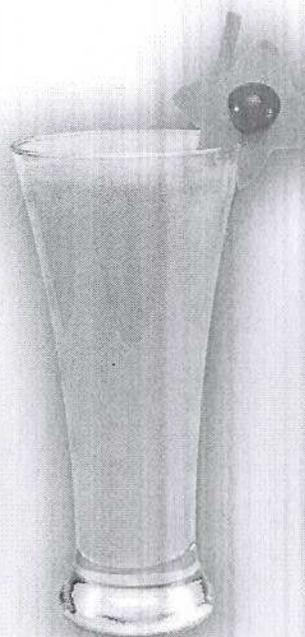
What's the right blend of ePRO
to satisfy your study needs?



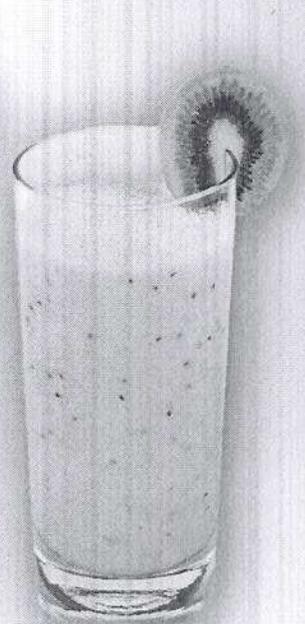
Telephone



Handheld



Digital Pen



Web

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www.ert.com/ePRO



➤ Proven Solutions for All Tastes

With ERT ePRO Solutions, you can choose between all proven technology modalities to ensure that the ideal modality is matched to every protocol, for every patient population across all phases of clinical research. This comprehensive range of ePRO solutions can be used to collect patient diary and assessment data including safety monitoring.

VIAPad – A proprietary handheld device built specifically for clinical research. VIAPad has been extensively tested with clinical trial patients, ensuring that even the most complex of data sets, VAS scales and body diagrams can be represented optimally for all study populations with minimal training.

VIAPhone – Using standard landline and cellular telephones to connect all patients easily to your study for the collection of diary and assessment data using a familiar interface - the telephone!

VIAPen – The simplicity of paper with the advantages of digital data collection. This approach ensures that any data queries can be turned around quickly and easily. VIAPen requires zero patient training.

VIASite – Allowing all patients to use a standard internet browser at home, at site, or anywhere on any PC or laptop. Simply log in to a study diary or assessment and complete the questionnaire in a timely manner.

And we can help you decide which flavor you should choose too.

Whether you are an ePRO expert or new to the advantages of collecting patient data electronically, ERT's team of scientists and ePRO specialists are available to provide support and advice every step of the way.

We will work in partnership with you to ensure that the right technology is chosen for your study. ERT will also provide consultation so that your chosen ePRO technology suits your protocol and patient population. ERT is completely device agnostic so we can provide you with completely independent advice on the most suitable ePRO modality that will work best for you clinically, operationally and financially. Our aim is to provide you with better science, at a lower cost using the most convenient solution for all trial participants.

The Best Fit ePRO Solution for My Study Should Be:

- Simple for my patients to use
- Easy to complete at home, at site, or anywhere
- Less burdensome and resource intensive for my sites
- Capable of giving me real-time data
- Able to drive high compliance rates
- Able to reduce queries and hit my database lock schedule
- Affordable

Enhanced ePRO Solutions for The Complete Patient Experience

- Accelerated Recruitment
- Consistent Screening
- Unbiased Assessments
- Compliant Diaries
- Improved Retention
- Suicidality and Safety Monitoring

To learn more about ERT's ePRO Solutions visit
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