



01-28-2002

U.S. Patent & TMO/TM Mail Rpt Dt. #71

TTAB

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

CC FEB -4 AM 5:30

In re Application of:

Applicant : I/O Controls Corporation
Serial No. : 75/747,768
Filed : July 12, 1999
Mark : DINEX
Opposition No.: 121,970
Docket : 156886-0007/T04056US
Law Office : 112
Attorney : Sharon A. Meier, Esq.

CERTIFICATE OF MAILING BY EXPRESS MAIL

I HEREBY CERTIFY THAT THE FOREGOING
AMENDMENT IS BEING DEPOSITED THIS 28 DAY OF
JANUARY, 2002 WITH THE UNITED STATES POSTAL SERVICE AS
EXPRESS MAIL IN AN ENVELOPE ADDRESSED TO BOX
RESPONSES, NO FEE, COMMISSIONER FOR TRADEMARKS, 2900
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Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

Madam:

AMENDMENT AFTER PUBLICATION

Please add the following language to the description of goods in the above-identified application :

excluding equipment, components thereof and computer software in the field of chemical analysis.

REMARKS

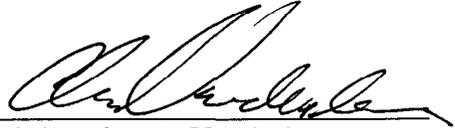
This application was Published for Opposition on November 14, 2000 and opposed by Dionex Corporation in Opposition No. 121,970. Applicant I/O Controls Corporation and Opposer Dionex Corporation wish to settle and resolve all claims, disputes, issues or matters that exist between them and as set forth in the Opposition. As part of the Settlement Agreement and with the consent of the Opposer, Applicant has agreed to limit its description of goods in the above-noted application to specifically exclude certain products in the field of chemical analysis.

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Applicant requests that the Trademark Trial and Appeal Board approve this amendment and remand the application to the Examiner-Attorney and that a registration issue forthwith on this application.

Respectfully submitted,
IRELL & MANELLA LLP

Dated: JANUARY 22, 2002

By: 
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