

**UNITED STATES PATENT AND TRADEMARK OFFICE  
Trademark Trial and Appeal Board  
2900 Crystal Drive  
Arlington, Virginia 22202-3513**

In re Application

Serial No.: 76317620

Filed : 09/26/2001

Applicant : Advanced Research and Technology Institute,  
Inc.

Mark : INGEN

**NOTICE OF UNTIMELY FILING**

A statement of use, under Section 1(d) of the Trademark Act, is premature if it is filed in an intent-to-use application prior to the issuance of a notice of allowance under Section 13(b)(2) of the Trademark Act. A premature statement of use will be returned to the applicant. See: Trademark Rule 2.88(a).

Applicant's statement of use was filed on April 9, 2003. A notice of allowance has not yet been issued in applicant's application.

The statement of use filed by applicant will be returned after action has been taken to refund to applicant the fee submitted with the statement of use.

**Michelle Greenfield,  
Legal Assistant:**