

ESTTA Tracking number: **ESTTA389071**

Filing date: **01/19/2011**

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

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	Regeneron Pharmaceuticals, Inc.
Granted to Date of previous extension	01/19/2011
Address	777 Old Saw Mill River Road Tarrytown, NY 10591 UNITED STATES
Attorney information	Terrence J. McAllister Ohlandt, Greeley, Ruggiero & Perle, LLP One Landmark Square, 10th Floor Stamford, CT 06901 UNITED STATES trademark@ogrp.com, tmcallister@ogrp.com, jscepanski@ogrp.com Phone:203-327-4500

Applicant Information

Application No	85016527	Publication date	09/21/2010
Opposition Filing Date	01/19/2011	Opposition Period Ends	01/19/2011
Applicant	RENT NAMES CHEAP, INC. P.O. BOX 442 MILLIS, MA 020540442 UNITED STATES		

Goods/Services Affected by Opposition

Class 005. First Use: 2010/04/17 First Use In Commerce: 2010/04/17 All goods and services in the class are opposed, namely: Dietary and nutritional supplements
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Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
<i>Torres v. Cantine Torresella S.r.l.Fraud</i>	808 F.2d 46, 1 USPQ2d 1483 (Fed. Cir. 1986)

Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	2748184	Application Date	07/05/2001
Registration Date	08/05/2003	Foreign Priority Date	NONE
Word Mark	VELOCIGENE		

Design Mark	VELOCIGENE		
Description of Mark	NONE		
Goods/Services	Class 042. First use: First Use: 2002/12/23 First Use In Commerce: 2002/12/23 Genetic engineering services, namely, deletion and modification of genes for others, and production of transgenic animals; genetic research		

U.S. Registration No.	3101097	Application Date	07/17/2002
Registration Date	06/06/2006	Foreign Priority Date	NONE
Word Mark	VELOCIMMUNE		
Design Mark	VELOCIMMUNE		
Description of Mark	NONE		
Goods/Services	Class 031. First use: First Use: 2004/03/00 First Use In Commerce: 2004/03/00 Live, genetically altered animals, namely mice, for the production of human antibodies		

U.S. Registration No.	3538716	Application Date	10/14/2005
Registration Date	11/25/2008	Foreign Priority Date	NONE
Word Mark	VELOCIMICE		
Design Mark	VELOCIMICE		
Description of	NONE		

Mark	
Goods/Services	Class 042. First use: First Use: 2007/12/00 First Use In Commerce: 2007/12/00 Genetic engineering services for genes, cells, animals and plants using embryonic stem cell (ES) and special embryo manipulation technology which accelerates the transfer of the ES cell genetic make-up

U.S. Registration No.	3706717	Application Date	10/21/2008
Registration Date	11/03/2009	Foreign Priority Date	NONE

Word Mark	VELOCIMICE
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Design Mark	
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Description of Mark	NONE
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Goods/Services	Class 031. First use: First Use: 2008/08/04 First Use In Commerce: 2008/08/04 Live, genetically altered animals, namely, mice engineered through embryonic stem cell (ES) and special embryo manipulation technology which accelerates the transfer of the ES cell genetic make-up
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U.S. Registration No.	3538715	Application Date	10/13/2005
Registration Date	11/25/2008	Foreign Priority Date	NONE

Word Mark	VELOCIMOUSE
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Design Mark	
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Description of Mark	NONE
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Goods/Services	Class 042. First use: First Use: 2007/12/00 First Use In Commerce: 2007/12/00 Genetic engineering services for genes, cells, animals and plants using embryonic stem cell (ES) and special embryo manipulation technology which accelerates the transfer of the ES cell genetic make-up
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U.S. Application No.	77597190	Application Date	10/21/2008
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	VELOCIMOUSE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 031. First use: Live, genetically altered animals, namely, mice engineered through embryonic stem cell (ES) and special embryo manipulation technology which accelerates the transfer of the ES cell genetic make-up		

U.S. Registration No.	3718958	Application Date	12/05/2006
Registration Date	12/01/2009	Foreign Priority Date	NONE
Word Mark	VELOCIMAB		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 042. First use: First Use: 2007/10/00 First Use In Commerce: 2007/10/00 genetic engineering services utilizing a collection of genetic technologies for the rapid production of human antibodies		

Attachments	76280745#TMSN.gif (1 page)(bytes) 76431602#TMSN.gif (1 page)(bytes) 78733089#TMSN.jpeg (1 page)(bytes) 77597187#TMSN.jpeg (1 page)(bytes) 78732748#TMSN.jpeg (1 page)(bytes) 77597190#TMSN.jpeg (1 page)(bytes)
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	77056928#TMSN.jpeg (1 page)(bytes) VELOCIGIN-Notice of Opposition.PDF (24 pages)(938784 bytes) Exhibit 1.pdf (3 pages)(315632 bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/OGRP-CNR-TJM-JJS/
Name	Terrence J. McAllister
Date	01/19/2011

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

In the matter of Application Serial No. 85/016527, VELOCIGIN
Published in the *Official Gazette* on September 21, 2010

Regeneron Pharmaceuticals, Inc.,

Opposition No.:

Opposer,

vs.

Rent Names Cheap, Inc.,

Applicant.

NOTICE OF OPPOSITION

Regeneron Pharmaceuticals, Inc., a New York corporation, having an office at 777 Old Saw Mill River Road, Tarrytown, New York 10591 ("Opposer"), believes it will be damaged by the issuance of a registration to Rent Names Cheap, Inc. ("Applicant"), a Massachusetts corporation having an address at P.O. Box 442, Millis, Massachusetts 02054, for the mark VELOCIGIN (Application No. 85/016527), filed April 17, 2010, for "dietary and nutritional supplements" in Class 5. Accordingly, Opposer hereby opposes said mark under provisions of Section 13 of the Trademark Act of July 5, 1946, as amended, 15 U.S.C. §1063.

As grounds for opposition, it is alleged that:

Count 1 – Likelihood of Confusion

1. Since long prior to the filing date of the above-identified application and alleged date of first use of Applicant's VELOCIGIN mark, Opposer has continuously engaged in genetic engineering services under the trademarks VELOCIGENE, VELOCIMICE, VELOCIMOUSE, and VELOCIMAB, Furthermore, Applicant provides live, genetically altered mice under the trademarks VELOCIMMUNE and VELOCIMICE (collectively, "the VELOCI- Marks").

2. Since long prior to the filing date of the above-identified application and alleged date of first use of Applicant's VELOCIGIN mark, Opposer has advertised and promoted its goods and services under the VELOCI- Marks in the United States of America. As a result of the advertisement, promotion, and sales of Opposer's goods and services, Opposer has acquired a significant reputation and goodwill in its VELOCI- Marks. Furthermore, consumers associate the VELOCI- prefix with Opposer in connection with pharmaceutical products and services.

3. Opposer owns the following U.S. trademark registrations and application containing the VELOCI- prefix (referred to herein as "Opposer's pleaded trademarks"):

Mark: VELOCIGENE
Reg. No.: 2748184
Filed: July 5, 2001
Goods: Genetic engineering services, namely, deletion and modification of genes for others, and production of transgenic animals; genetic research

Mark: VELOCIMMUNE
Reg. No.: 3101097
Filed: July 17, 2002
Goods: Live, genetically altered animals, namely mice, for the production of human antibodies

Mark: VELOCIMICE
Reg. No.: 3538716
Filed: October 14, 2005
Goods: Genetic engineering services for genes, cells, animals and plants using embryonic stem cell (ES) and special embryo manipulation technology which accelerates the transfer of the ES cell genetic make-up

Mark: VELOCIMICE
Reg. No.: 3706717
Filed: October 21, 2008
Goods: Live, genetically altered animals, namely, mice engineered through embryonic stem cell (ES) and special embryo manipulation technology which accelerates the transfer of the ES cell genetic make-up

Mark: VELOCIMOUSE
Reg. No.: 3538715
Filed: October 13, 2005

Goods: Genetic engineering services for genes, cells, animals and plants using embryonic stem cell (ES) and special embryo manipulation technology which accelerates the transfer of the ES cell genetic make-up

Mark: VELOCIMOUSE

App. No.: 77/597190

Filed: October 21, 2008

Goods: Live, genetically altered animals, namely, mice engineered through embryonic stem cell (ES) and special embryo manipulation technology which accelerates the transfer of the ES cell genetic make-up

Mark: VELOCIMAB

Reg. No.: 3718958

Filed: December 5, 2006

Goods: genetic engineering services utilizing a collection of genetic technologies for the rapid production of human antibodies

Copies of the registration certificates and "TARR" trademark status printouts for Opposer's aforementioned registrations and application are attached to this "Notice of Opposition", and Opposer hereby gives formal notice that it will rely on said registrations and application as evidence in this proceeding in accordance with Trademark Rule 2.122(d).

4. Opposer's registrations are valid and subsisting in law and in full force and effect and Reg. No. 2748184 has become incontestable pursuant to Section 15 of the Trademark Act of 1946, 15 U.S.C. §§ 1065 and 1115(b).

5. Opposer claims priority over Applicant's trademark application since the filing dates of Opposer's pleaded trademarks precede the filing date of Applicant's trademark application;

6. Opposer also claims priority over Applicant's trademark application since it has used the VELOCI- Marks in the U.S. in connection with the afore-mentioned goods and services long prior to Applicant's alleged first use date of April 17, 2010 for the goods "dietary and nutritional supplements".

7. Opposer's pleaded trademarks are inherently distinctive and/or have acquired distinctiveness and serve to identify Opposer's products and services exclusively with Opposer.

8. The mark VELOCIGIN, which Applicant seeks to register, is confusingly similar to Opposer's pleaded trademarks in sight, sound, overall appearance, and commercial impression, as to be likely, when used on or in connection with the goods covered under Applicant's trademark application, to cause confusion, or to cause mistake, or to deceive consumers and members of the industry into believing that the goods covered under Applicant's trademark application originate from, are sponsored by, or are otherwise authorized by Opposer, when, in fact, they are not.

9. The goods and services covered under Opposer's pleaded trademarks are related to those covered by Applicant's trademark application.

10. Upon information and belief, the goods associated with Applicant's VELOCIGIN mark will be advertised, marketed, promoted, and provided through the same channels of trade and will be advertised in the same types of publications as Opposer's pleaded trademarks and sold to the same classes of the purchasing public for use by or on the same consumers as Opposer's goods and services.

11. Upon information and belief, the goods associated with Applicant's VELOCIGIN mark would be offered to and used by some of the same customers and consumers who would also be in the market for and use the goods associated with Opposer's pleaded trademarks.

12. Registration of Applicant's VELOCIGIN mark would be a source of damage to Opposer because consumers and members of the industry are likely to attribute the source or sponsorship of Applicant's goods to Opposer.

13. Registration of Applicant's VELOCIGIN mark would be a source of damage to Opposer because registration would confer upon Applicant statutory presumptions to which Applicant is not entitled in view of Opposer's priority in regard to its use in commerce of its VELOCI- Marks in the U.S. and the filing and registration of Opposer's pleaded trademarks with the USPTO.

Count 2 – Fraud

14. Applicant filed Application No. 85/016527 for the mark VELOCIGIN on April 17, 2010.

Said application included the following statement:

“In International Class 005, the mark was first used at least as early as 04/17/2010, and first used in commerce at least as early as 04/17/2010, and is now in use in such commerce. The applicant is submitting one specimen(s) showing the mark as used in commerce on or in connection with any item in the class of listed goods and/or services, consisting of a(n) VELOCIGIN.”

15. Upon information and belief, said application included an alleged specimen of use consisting of a photo of a bottle with the mark “VELOCIGIN” digitally inserted into the photo to appear as a label and said photo clearly shows that it has been digitally manipulated. A copy of said alleged specimen of use is attached hereto as Exhibit 1. As such, said alleged specimen of use did not show the VELOCIGIN mark used in commerce on or in connection with the listed goods “dietary and nutritional supplements”.

16. Upon information and belief, Applicant’s statement in said application as set forth in No. 14 above was a false material representation of fact. Applicant’s statement was a false representation of fact because, upon information and belief, Applicant was not using the VELOCIGIN mark in commerce on the April 17, 2010 filing date of Application No. 85/016527 and Applicant’s alleged specimen of use did not show the VELOCIGIN mark used in commerce on or in connection with the listed goods “dietary and nutritional supplements” listed in said application. Applicant’s false representation of fact was material because without actual use of the VELOCIGIN mark in commerce and without a proper specimen of use actually showing the VELOCIGIN mark used in commerce on or in connection with the listed goods “dietary and nutritional supplements” listed in said application, Applicant’s VELOCIGIN mark would not have been published or be approved for registration.

17. Upon information and belief, Applicant's statement in said application as set forth in No. 14 above was made knowingly because Applicant knew that it was not using the VELOCIGIN mark in commerce on the April 17, 2010 filing date of Application No. 85/016527 and Applicant also knew that the alleged specimen of use submitted with said application did not show the VELOCIGIN mark used in commerce on or in connection with the listed goods "dietary and nutritional supplements" listed in said application.

18. Upon information and belief, Applicant's statement in said application as set forth in No. 14 above was made with an intent to deceive the United States Patent & Trademark Office ("USPTO") because Applicant knew it was not using the VELOCIGIN mark in commerce on the April 17, 2010 filing date of Application No. 85/016527 and submitted a digitally manipulated alleged specimen of use to deceive the USPTO into believing that the VELOCIGIN mark was in use in commerce as of the April 17, 2010 filing date of said application and that said alleged specimen showed the VELOCIGIN mark used in commerce on or in connection with the listed goods "dietary and nutritional supplements" listed in said application.

19. Upon information and belief, Applicant's statement in said application as set forth in No. 14 above constitutes fraud on the USPTO since said statement was a knowingly false material representation of fact made with an intent to deceive the USPTO.

20. In light of the similarities between Opposer's VELOCI- Marks and Opposer's pleaded trademarks and Applicant's VELOCIGIN mark, Opposer will be harmed if Applicant is allowed to procure a registration.

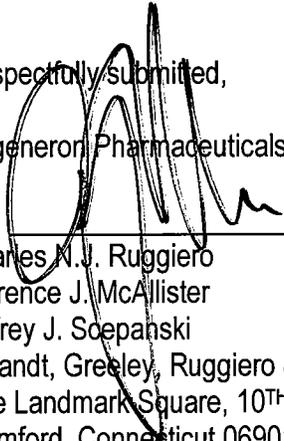
WHEREFORE, Opposer prays that registration of Application No. 85/016527 in International Class 5 be denied and that this opposition be sustained in favor of Opposer on the merits, with prejudice, and without leave to refile.

Please direct all correspondence to the undersigned at the address listed below.

Respectfully submitted,

Regeneron Pharmaceuticals, Inc.

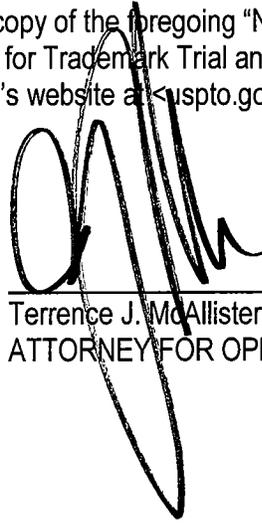
Date: January 19, 2011

By: 

Charles N.J. Ruggiero
Terrence J. McAllister
Jeffrey J. Scapaniski
Ohlandt, Greeley, Ruggiero & Perle, LLP
One Landmark Square, 10TH Floor
Stamford, Connecticut 06901-2682
Tel: (203) 327-4500
Fax: (203) 327-6401
File No.: 554.0160USL1
ATTORNEYS FOR OPPOSER

CERTIFICATE OF FILING

The undersigned hereby certifies that a copy of the foregoing "Notice of Opposition" was filed electronically through the Electronic System for Trademark Trial and Appeals ("ESTTA") located on the U.S. Patent and Trademark Office's website at <uspto.gov> on this 19th day of January, 2011.

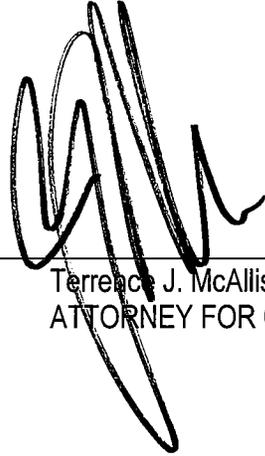
A handwritten signature in black ink, appearing to read 'T. McAllister', is written over a horizontal line. The signature is stylized and somewhat illegible.

Terrence J. McAllister
ATTORNEY FOR OPPOSER

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing "Notice of Opposition" was served by first-class mail in an envelope addressed to Applicant's correspondence address of record in the Trademark Applications and Registrations Retrieval (TARR) system of the USPTO as follows on this 19th day of January, 2011:

RENT NAMES CHEAP, INC.
PO BOX 442
MILLIS, MA 02054-0442

A handwritten signature in black ink, appearing to read "Terrence J. McAllister", written over a horizontal line.

Terrence J. McAllister
ATTORNEY FOR OPPOSER

Int. Cl.: 42

Prior U.S. Cls.: 100 and 101

United States Patent and Trademark Office

Reg. No. 2,748,184

Registered Aug. 5, 2003

**SERVICE MARK
PRINCIPAL REGISTER**

VELOCIGENE

REGENERON PHARMACEUTICALS, INC. (NEW
YORK CORPORATION)
777 OLD SAW MILL RIVER ROAD
TARRYTOWN, NY 105916707

FIRST USE 12-23-2002; IN COMMERCE 12-23-2002.

SN 76-280,745, FILED 7-5-2001.

FOR: GENETIC ENGINEERING SERVICES,
NAMELY, DELETION AND MODIFICATION OF
GENES FOR OTHERS, AND PRODUCTION OF
TRANSGENIC ANIMALS; GENETIC RESEARCH ,
IN CLASS 42 (U.S. CLS. 100 AND 101).

ALEXANDER L. POWERS, EXAMINING ATTOR-
NEY

Document Description: **Notice of Acceptance Acknowledgement**

Mail / Create Date: **16-Aug-2008**



UNITED STATES PATENT AND TRADEMARK OFFICE

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

REGISTRATION NO: 2748184 SERIAL NO: 76/280745 MAILING DATE: 08/16/2008
REGISTRATION DATE: 08/05/2003
MARK: VELOCIGENE
REGISTRATION OWNER: Regeneron Pharmaceuticals, Inc.

CORRESPONDENCE ADDRESS:

Terrenc J. McAllister
OHLANDT, GREELEY, RUGGIERO & PERLE, LLP
1 LANDMARK SQ FL 10
STAMFORD CT 06901-2620

NOTICE OF ACCEPTANCE

15 U.S.C. Sec. 1058(a)(1)

THE COMBINED AFFIDAVIT FILED FOR THE ABOVE-IDENTIFIED REGISTRATION MEETS THE REQUIREMENTS OF SECTION 8 OF THE TRADEMARK ACT, 15 U.S.C. Sec. 1058.

ACCORDINGLY, THE SECTION 8 AFFIDAVIT IS ACCEPTED.

NOTICE OF ACKNOWLEDGEMENT

15 U.S.C. Sec. 1065

THE AFFIDAVIT FILED FOR THE ABOVE-IDENTIFIED REGISTRATION MEETS THE REQUIREMENTS OF SECTION 15 OF THE TRADEMARK ACT, 15 U.S.C. Sec. 1065.

ACCORDINGLY, THE SECTION 15 AFFIDAVIT IS ACKNOWLEDGED.

THE REGISTRATION WILL REMAIN IN FORCE FOR CLASS(ES):
042.

ROBERTS, SHARON YVONNE
PARALEGAL SPECIALIST
POST-REGISTRATION DIVISION
571-272-9500

**PLEASE SEE THE REVERSE SIDE OF THIS NOTICE FOR INFORMATION
CONCERNING REQUIREMENTS FOR MAINTAINING THIS REGISTRATION**

ORIGINAL

REQUIREMENTS FOR MAINTAINING A FEDERAL TRADEMARK REGISTRATION

I) SECTION 8: AFFIDAVIT OF CONTINUED USE

The registration shall remain in force for 10 years, except that the registration shall be canceled for failure to file an Affidavit of Continued Use under Section 8 of the Trademark Act, 15 U.S.C. Sec. 1058, at the end of each successive 10-year period following the date of registration.

Failure to file the Section 8 Affidavit will result in the cancellation of the registration.

II) SECTION 9: APPLICATION FOR RENEWAL

The registration shall remain in force for 10 years, subject to the provisions of Section 8, except that the registration shall expire for failure to file an Application for Renewal under Section 9 of the Trademark Act, 15 U.S.C. Sec. 1059, at the end of each successive 10-year period following the date of registration.

Failure to file the Application for Renewal will result in the expiration of the registration.

NO FURTHER NOTICE OR REMINDER OF THESE REQUIREMENTS WILL BE SENT TO THE REGISTRANT BY THE PATENT AND TRADEMARK OFFICE. IT IS RECOMMENDED THAT THE REGISTRANT CONTACT THE PATENT AND TRADEMARK OFFICE APPROXIMATELY ONE YEAR BEFORE THE EXPIRATION OF THE TIME PERIODS SHOWN ABOVE TO DETERMINE APPROPRIATE REQUIREMENTS AND FEES.

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Int. Cl.: 31

Prior U.S. Cls.: 1 and 46

United States Patent and Trademark Office

Reg. No. 3,101,097

Registered June 6, 2006

**TRADEMARK
PRINCIPAL REGISTER**

VELOCIMMUNE

REGENERON PHARMACEUTICALS, INC. (NEW
YORK CORPORATION)
777 OLD SAW MILL RIVER ROAD
TARRYTOWN, NY 105916707

FIRST USE 3-0-2004; IN COMMERCE 3-0-2004.

SN 76-431,602, FILED 7-17-2002.

FOR: LIVE, GENETICALLY ALTERED ANI-
MALS, NAMELY MICE, FOR THE PRODUCTION
OF HUMAN ANTIBODIES, IN CLASS 31 (U.S. CLS. 1
AND 46).

ALEXANDER L. POWERS, EXAMINING ATTOR-
NEY

Int. Cl.: 42

Prior U.S. Cls.: 100 and 101

United States Patent and Trademark Office

Reg. No. 3,538,716

Registered Nov. 25, 2008

**SERVICE MARK
PRINCIPAL REGISTER**

VELOCIMICE

REGENERON PHARMACEUTICALS, INC. (NEW
YORK CORPORATION)
777 OLD SAW MILL RIVER ROAD
TARRYTOWN, NY 10591

FOR: GENETIC ENGINEERING SERVICES FOR
GENES, CELLS, ANIMALS AND PLANTS USING
EMBRYONIC STEM CELL (ES) AND SPECIAL EM-
BRYO MANIPULATION TECHNOLOGY WHICH
ACCELERATES THE TRANSFER OF THE ES CELL
GENETIC MAKE-UP, IN CLASS 42 (U.S. CLS. 100
AND 101).

FIRST USE 12-0-2007; IN COMMERCE 12-0-2007.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

SN 78-733,089, FILED 10-14-2005.

DOMINIC FATHY, EXAMINING ATTORNEY

Document Description: **Registration Certificate**
Mail / Create Date: **03-Nov-2009**

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United States of America

United States Patent and Trademark Office

VELOCIMICE

Reg. No. 3,706,717 REGENERON PHARMACEUTICALS, INC. (NEW YORK CORPORATION)
Registered Nov. 3, 2009 777 OLD SAW MILL RIVER ROAD
TARRYTOWN, NY 10591

Int. Cl.: 31 FOR: LIVE, GENETICALLY ALTERED ANIMALS, NAMELY, MICE ENGINEERED THROUGH EMBRYONIC STEM CELL (ES) AND SPECIAL EMBRYO MANIPULATION TECHNOLOGY WHICH ACCELERATES THE TRANSFER OF THE ES CELL GENETIC MAKE-UP, IN CLASS 31 (U.S. CLS. 1 AND 46).
TRADEMARK
PRINCIPAL REGISTER

FIRST USE 8-4-2008; IN COMMERCE 8-4-2008.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NO. 3,538,716.

SN 77-597,187, FILED 10-21-2008.

THEODORE MCBRIDE, EXAMINING ATTORNEY



David J. Kappas

Director of the United States Patent and Trademark Office

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- *Some filings made through the Trademark Electronic Application System (TEAS) are not uploaded immediately into TDR. Instead, it may take approximately seven (7) calendar days for the upload. If that amount of time has passed and your filing is still not appearing, please e-mail TDR@uspto.gov.*

Int. Cl.: 42

Prior U.S. Cls.: 100 and 101

United States Patent and Trademark Office

Reg. No. 3,538,715

Registered Nov. 25, 2008

**SERVICE MARK
PRINCIPAL REGISTER**

VELOCIMOUSE

REGENERON PHARMACEUTICALS, INC. (NEW
YORK CORPORATION)
777 OLD SAW MILL RIVER ROAD
TARRYTOWN, NY 10591

FOR: GENETIC ENGINEERING SERVICES FOR
GENES, CELLS, ANIMALS AND PLANTS USING
EMBRYONIC STEM CELL (ES) AND SPECIAL EM-
BRYO MANIPULATION TECHNOLOGY WHICH
ACCELERATES THE TRANSFER OF THE ES CELL
GENETIC MAKE-UP, IN CLASS 42 (U.S. CLS. 100
AND 101).

FIRST USE 12-0-2007; IN COMMERCE 12-0-2007.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

SN 78-732,748, FILED 10-13-2005.

DOMINIC FATHY, EXAMINING ATTORNEY

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Serial Number: 77597190 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: (NOT AVAILABLE)

Mark

VELOCIMOUSE

(words only): VELOCIMOUSE

Standard Character claim: Yes

Current Status: A third request for extension of time to file a Statement of Use has been granted.

Date of Status: 2010-12-07

Filing Date: 2008-10-21

The Notice of Allowance Date is: 2009-06-02

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 103

Attorney Assigned:
MCBRIDE THEODORE M

Current Location: 700 -Intent To Use Section

Date In Location: 2010-12-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Regeneron Pharmaceuticals, Inc.

Address:

Regeneron Pharmaceuticals, Inc.
777 Old Saw Mill River Road
Tarrytown, NY 10591
United States

Legal Entity Type: Corporation**State or Country of Incorporation:** New York

GOODS AND/OR SERVICES

International Class: 031**Class Status:** Active

Live, genetically altered animals, namely, mice engineered through embryonic stem cell (ES) and special embryo manipulation technology which accelerates the transfer of the ES cell genetic make-up

Basis: 1(b)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Prior Registration Number(s):

3538715

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2010-12-08 - Notice Of Approval Of Extension Request E-Mailed

2010-12-07 - Extension 3 granted

2010-12-02 - Extension 3 filed

2010-12-02 - TEAS Extension Received

2010-05-19 - Notice Of Approval Of Extension Request E-Mailed

2010-05-18 - Extension 2 granted

2010-04-29 - Extension 2 filed

2010-05-18 - Case Assigned To Intent To Use Paralegal
2010-04-29 - TEAS Extension Received
2009-08-24 - Extension 1 granted
2009-08-24 - Extension 1 filed
2009-08-24 - TEAS Extension Received
2009-06-02 - NOA Mailed - SOU Required From Applicant
2009-03-10 - Published for opposition
2009-02-18 - Notice of publication
2009-02-02 - Law Office Publication Review Completed
2009-01-30 - Approved For Pub - Principal Register
2009-01-29 - Teas/Email Correspondence Entered
2009-01-29 - Communication received from applicant
2009-01-29 - Assigned To LIE
2009-01-26 - TEAS Response to Office Action Received
2009-01-23 - Notification Of Non-Final Action E-Mailed
2009-01-23 - Non-final action e-mailed
2009-01-23 - Non-Final Action Written
2009-01-23 - Assigned To Examiner
2008-10-25 - Notice Of Pseudo Mark Mailed
2008-10-24 - New Application Entered In Tram

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Attorney of Record

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United States of America

United States Patent and Trademark Office

VELOCIMAB

Reg. No. 3,718,958 REGENERON PHARMACEUTICALS, INC. (NEW YORK CORPORATION)
Registered Dec. 1, 2009 777 OLD SAW MILL RIVER ROAD
TARRYTOWN, NY 10591

Int. Cl.: 42 FOR: GENETIC ENGINEERING SERVICES UTILIZING A COLLECTION OF GENETIC TECHNOLOGIES FOR THE RAPID PRODUCTION OF HUMAN ANTIBODIES, IN CLASS 42 (U.S. CLS. 100 AND 101).

SERVICE MARK
PRINCIPAL REGISTER FIRST USE 10-0-2007; IN COMMERCE 10-0-2007.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

SN 77-056,928, FILED 12-5-2006.

KELLY CHOE, EXAMINING ATTORNEY



David J. Kybas

Director of the United States Patent and Trademark Office

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EXHIBIT 1

Document Description: **TEAS Plus New Application**

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